

Request for an exemption from Chapter 918 of the City of Toronto Municipal Code – To permit front yard parking at 41 Castlewood Road

Date:	December 15, 2009
To:	North York Community Council
From:	Director, Transportation Services, North York District
Wards:	Ward 16 – Eglinton - Lawrence
Reference Number:	<i>ny10018</i>

SUMMARY

This staff report is about a matter over which North York Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

To report on a request for an exemption from Chapter 918 of the City of Toronto Municipal Code, to permit front yard parking at 41 Castlewood Road which does not meet the requirements of this Chapter. As this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item.

RECOMMENDATIONS

Transportation Services, North York District recommends that North York Community Council:

1. Deny appeal for exemption from Chapter 918 of the City of Toronto Municipal Code to permit front yard parking at 41 Castlewood Road as the proposal does not comply with the requirements of the Municipal Code.

FINANCIAL IMPACT

There are no financial implications resulting from the adoption of this report.

DECISION HISTORY

A front yard parking application was received from the owner of this property on March 26, 2009. This property has access to on street parking where as of December 5, 2009, 19 of the 66 on-street permits remain available. On October 6, 2009, a poll was conducted as required to determine if there is neighbourhood support for the proposal. The minimum 50% poll response was not satisfied as 102 eligible ballots were mailed requiring a return of 51 ballots but only 49 ballots were returned. In addition, of the 49 ballots that were returned, 46 ballots were in favour, with 2 opposed to the proposal, with 1 spoiled ballot. The poll did not meet the minimum response rate and therefore is considered to be negative.

As on-street permit parking is available and the poll results were negative, the owner was notified that they were disqualified for front yard parking but they chose to submit an appeal for Community Council's final decision.

There is no downspout being maintained that affects the public right of way.

COMMENTS

The proposal for front yard parking at 41 Castlewood Road does not comply with the requirements of the Municipal Code as on-street permit parking is available and the poll results were negative, accordingly, staff cannot issue a front yard parking permit for this location.

Councillor Karen Stintz has been advised of the contents of this staff report.

CONTACT

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SIGNATURE

Myles Currie, B.A.
Director

ATTACHMENTS

Attachment 1: Site plan of the proposed front yard parking pad (*ny09018_drawing*)