

Appendix No. 2
Summary
Comparison of Existing and Proposed Legislation

Proposed Amendments		Existing Legislation						
Element		East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Article II – Prohibited and Regulated Activities	Description							
Fouling and obstructing streets (§ 743-9)	<ul style="list-style-type: none"> ▪ Obstructing, damaging, encumbering and fouling streets prohibited; ▪ Riding pack animals on streets prohibited; ▪ Defacing or damaging traffic control devices prohibited; ▪ Vehicles exceeding HTA dimensions prohibited; ▪ Attaching any article or thing to municipal property or authorized encroachment prohibited. 	<ul style="list-style-type: none"> ▪ Excavating in streets prohibited, except for driveway locations under construction and as approved by municipal consent. 	<ul style="list-style-type: none"> ▪ Excavating, fouling or obstructing streets prohibited unless it is “. . . expressly permitted.” 	<ul style="list-style-type: none"> ▪ Excavating, encumbering or obstructing streets without a permit prohibited. 	<ul style="list-style-type: none"> • Obstructing or encumbering any Metro Toronto road prohibited. 	<ul style="list-style-type: none"> • Obstructing or encumbering a road without a permit prohibited. 	<ul style="list-style-type: none"> • Obstructing or encumbering a street prohibited; • Defacing signs, or damaging public or private property by applying graffiti prohibited; • Lighting fireworks in streets prohibited. 	<ul style="list-style-type: none"> • Obstructing, fouling or encumbering streets prohibited; • Prohibits defacing or damaging any street or public property placed in or abutting a street.
Street cleaning and repair (§ 743-10)	<ul style="list-style-type: none"> ▪ Vehicle operators to ensure that mud or dirt is not tracked into a street; ▪ City has authority to recover its clean up costs for violations; ▪ Does not apply to deicing materials applied to a street. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ Vehicle operator to ensure mud or dirt is not tracked into a street; ▪ Municipality can recover costs of cleaning mud or dirt. 	<ul style="list-style-type: none"> ▪ Anyone using vehicles to access construction sites required to remove any mud or dirt that falls from the vehicle onto the road. 	<ul style="list-style-type: none"> • Property owner required to remove mud or dirt tracked into a street within 24 hours or less. 	<ul style="list-style-type: none"> • Persons constructing a building required to keep the street clean of construction waste, dirt and debris; • Municipality can recover costs of cleaning mud and dirt. 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • Property owners to take all necessary steps to prevent mud or dirt tracking into streets; • Municipality can recover costs of cleaning mud and dirt.
Camping or dwelling in a street (§ 743-12)	<ul style="list-style-type: none"> ▪ Camping or dwelling in a street prohibited unless approved by the General Manager. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • No specific regulation.
Fires on streets (§ 743-13)	<ul style="list-style-type: none"> ▪ No use of fire in a street without approval of General Manger or Fire Chief, exemption for tradespeople 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • Setting fires in streets prohibited, except for fire carried “. . . in 	<ul style="list-style-type: none"> • No specific regulations, but prohibited as a “. . . hazardous con-

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	who must comply the Fire Chief's requirements.						a covered vessel or metal firepan."	dition."
Vegetation overhanging streets (§ 743-14)	<ul style="list-style-type: none"> ▪ Requires property owner to ensure that vegetation growing from their property does not obstruct traffic control devices, vehicles or pedestrians. ▪ General Manager can trim any private vegetation obstructing a traffic control device. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations, prohibited as an "obstruction" unless it is "... expressly permitted." 	<ul style="list-style-type: none"> ▪ No specific regulations, prohibited as an "obstruction" interfering "... with public travel." 	<ul style="list-style-type: none"> • No specific regulations, but prohibited as an "obstruction" or "encumbrance." 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • No specific regulations, but any hedge located on a corner lot prohibited within 0.46m of a public sidewalk. 	<ul style="list-style-type: none"> • Hedge, shrub and other vegetation not permitted within 0.46m of the edge of sidewalk, or 2.1m to the edge of a road where there is no sidewalk.
Water on streets from buildings or structures (§ 743-15)	<ul style="list-style-type: none"> ▪ Prohibits the discharge of water from private property that may constitute a hazard or nuisance; ▪ General Manager has the authority to correct any drainage problems subject to providing notice to the property owner to correct the deficiency; ▪ General Manager may collect the City's repair costs pursuant to Article XVIII. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ Obstructing drains, ditches and culverts prohibited. 	<ul style="list-style-type: none"> ▪ Obstructing ditches, gutters, or water-courses on any public highway prohibited; ▪ The discharge of water over or across a sidewalk or boulevard prohibited. 	<ul style="list-style-type: none"> • Prohibition against obstructing the free passage of water in drains, gutters or on roadways 	<ul style="list-style-type: none"> • No specific regulations. 	<ul style="list-style-type: none"> • Obstructing ditches, culverts, drains and water-courses on any street prohibited; • Discharge or water from any private building or car wash into a street prohibited without approval of the General Manager; • General Manager may correct the problem and collect the municipality's costs in a like manner as taxes. 	<ul style="list-style-type: none"> • Drainage of water from pipes located on private property across any "impervious surface" of a street prohibited.
Canopies and awnings (§ 743-16)	<ul style="list-style-type: none"> ▪ Installation permitted subject to compliance with General Manager's requirements as described in this section; ▪ Locations approved under previous legis- 	<ul style="list-style-type: none"> ▪ Installation of awnings delegated to staff for approval; ▪ Awnings must provide at least 2.1m of vertical clearance, and 	<ul style="list-style-type: none"> ▪ No specific regulation, treated as an encroachment that requires Community Council approval if area exceeds 15m². 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> • No specific regulation, but could be considered as part of building allowed as an "inadvertent encroachment" 	<ul style="list-style-type: none"> • No specific legislation. 	<ul style="list-style-type: none"> • Marquees, canopies and awnings in streets delegated to staff for approval, subject to an agreement 	<ul style="list-style-type: none"> • Awnings in streets delegated to staff for approval, subject to entering into an agreement and providing

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	<p>lation “grandparented” until property redevelops;</p> <ul style="list-style-type: none"> Delegated to staff for approval. 	<p>must be secured to the building face, not the surface of the street.</p>			<p>and subject to an encroachment agreement.</p>		<p>and satisfying specified criteria including minimum vertical and horizontal clearances.</p>	<p>the specified vertical and horizontal clearances.</p>
<p>Commercial and industrial Blvd Parking (§ 743-17)</p>	<ul style="list-style-type: none"> Installation permitted subject to compliance with General Manager’s requirements as described in this section; Locations approved under previous legislation “grandparented” until property redevelops Delegated to staff for approval. 	<ul style="list-style-type: none"> Delegated to staff for approval subject to compliance with municipal specifications regarding pavement surface, setbacks from trees, sidewalks, fire hydrants and building entrances; Applicants must enter into an agreement with the municipality, construct the parking area within six months and pay annual fees. 	<ul style="list-style-type: none"> No specific regulations, but prohibited as an “obstruction” unless it is “. . . expressly permitted.” Each proposal requires Community Council approval. 	<ul style="list-style-type: none"> Delegated to staff for approval, subject to providing “gutter ramps,” entering into an agreement with the municipality and the payment of annual fees. 	<ul style="list-style-type: none"> Not permitted, requires Council approval; Most locations delegated to the former municipalities for licensing purposes. 	<ul style="list-style-type: none"> No specific regulations. 	<ul style="list-style-type: none"> Delegated to staff for approval subject to the applicant satisfying conditions relating to the provision of access ramps, paying administration and inspection fees and entering into a boulevard parking license with the municipality; Polling required for applications abutting residential areas. 	<ul style="list-style-type: none"> Delegated to staff for approval subject to the applicant satisfying conditions relating to providing access ramps, entering into a license agreement with the municipality and paying annual fees.
<p>Banners (§ 743-18)</p>	<ul style="list-style-type: none"> Installation permitted subject to the compliance with the General Manager’s requirements as described in this section; Delegated to staff for approval. 	<ul style="list-style-type: none"> No specific regulations. 	<ul style="list-style-type: none"> No specific regulations. 	<ul style="list-style-type: none"> No specific regulations. 	<ul style="list-style-type: none"> Delegated to staff for approval, subject to criteria and provided that the banners promote only “. . . community, charitable or other public events; No commercial advertising or use for other commercial purposes without Council approval. 	<ul style="list-style-type: none"> No specific regulations. 	<ul style="list-style-type: none"> Banners delegated to staff for approval, subject to an application process and conditions that specify the type of material, permitted locations and other design criteria; Applicants required to obtain a permit, pay the required fees, 	<ul style="list-style-type: none"> No specific regulations.

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							and enter into an agreement with the municipality.	
Temporary decorative lighting and decorations (§ 743-19)	<ul style="list-style-type: none"> ▪ Installation permitted subject to the compliance with the General Manager’s requirements as described in this section; ▪ Delegated to staff for approval. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ Delegated to staff for approval, but only for “decorative Christmas lighting” that complies with specified criteria. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations.
Temporary street occupations (§ 743-20)	<ul style="list-style-type: none"> ▪ General Manager has authority to allow occupation of a street temporarily for purposes excluding street work or street events, such as storing building materials, hoarding, disposal bins, etc., subject to the conditions that this section describes; ▪ Delegated to staff for approval. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations, prohibited as an “obstruction” unless it is “. . . expressly permitted.” 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ Permit required to temporarily occupy a street or portion of a street. 	<ul style="list-style-type: none"> ▪ Temporary occupation of a street for construction hoarding and construction material storage only; ▪ Delegated to staff for approval subject to conditions such as insurance and providing safe access for pedestrians. 	<ul style="list-style-type: none"> ▪ Permit required to temporarily occupy a street for the purpose of installing construction site fencing, covered walkways, “. . . machinery or material,” mixing concrete and disposal bins; ▪ Delegated to staff for approval subject to conditions including site maintenance, traffic control, indemnification and payment of fees. 	<ul style="list-style-type: none"> ▪ Permit required from the municipality before occupying or encumbering any street or portion of a street.
Memorials in Streets (§ 743-20)	<ul style="list-style-type: none"> ▪ Permitted subject to compliance with this section and the City’s 2003 policy on road side memorials; ▪ Delegated to staff for approval. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations, prohibited as an “obstruction” unless it is “. . . expressly permitted.” 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific regulations, but would require a permit as an “obstruction” or “encumbrance.”

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Article VIII- Street Work	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Municipal Consent Required (§ 743-50)	<ul style="list-style-type: none"> ▪ Street work and temporary street occupation prohibited without approval from General Manager or Council and compliance with specified regulations. 	No specific application or process requirements.	<ul style="list-style-type: none"> ▪ Permit required before excavating in any street, subject to indemnifying the municipality against “accidents” to persons and property and submission of costs for restoration. 	<ul style="list-style-type: none"> ▪ Permit required before excavating in any street; ▪ Permit holder required to provide appropriate traffic “. . . lights and watchmen”; ▪ Permit holder financially responsible for restoring the street and providing insurance. 	<ul style="list-style-type: none"> • Permit needed to excavate in any Metro Toronto road. 	<ul style="list-style-type: none"> • Permit required before “. . . commencing the construction or repair or any work, on or under any highway”; • Application must be made at least 24 hr before starting work; • Must provide traffic control to the satisfaction of the municipality. 	<ul style="list-style-type: none"> • Permit required to excavate in any street, or construct any retaining wall or make “. . . any excavation . . . for the purpose of building”; • Permit holder financially responsible for paying fees, providing traffic control and restoring the street. 	<ul style="list-style-type: none"> • Permit required to excavate in any street subject to, if required, providing insurance and financial securities.
Street Work where consent not required (§ 743-51)	<ul style="list-style-type: none"> ▪ Consent not required for work undertaken by the General Manager to maintain public highways; ▪ Consent not required by property owners to plant and maintain soft landscaping. 	<ul style="list-style-type: none"> ▪ No exemptions. 	<ul style="list-style-type: none"> ▪ No exemptions. 	<ul style="list-style-type: none"> ▪ No exemptions. 	<ul style="list-style-type: none"> • No exemptions. 	<ul style="list-style-type: none"> • No exemptions. 	<ul style="list-style-type: none"> • No exemptions. 	<ul style="list-style-type: none"> • No exemptions.
Requesting permission for street work (§ 743-52)	<ul style="list-style-type: none"> ▪ Establishes process and application requirements for persons requesting approval from the City for street work; ▪ Delegated to staff for approval and administration. 	<ul style="list-style-type: none"> ▪ No specific application or process requirements. 	<ul style="list-style-type: none"> ▪ No specific application or process requirements. 	<ul style="list-style-type: none"> ▪ No specific application or process requirements. 	<ul style="list-style-type: none"> • No specific application or process requirements. 	<ul style="list-style-type: none"> • No specific application or process requirements. 	<ul style="list-style-type: none"> • No specific application or process requirements. 	<ul style="list-style-type: none"> • No specific application or process requirements.
Insurance and liability (§ 743-53)	<ul style="list-style-type: none"> ▪ Establishes insurance and liability requirements for persons working in streets; ▪ Delegated to staff for approval and administration. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements other than a statement that the applicant is responsible for “. . . all accidents that may occur.” 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • Permit holders “. . . responsible for all accidents.” 	<ul style="list-style-type: none"> • Applicant required to provide insurance for all street work.
Financial se-	<ul style="list-style-type: none"> ▪ Creates process for 	<ul style="list-style-type: none"> ▪ No specific re- 	<ul style="list-style-type: none"> ▪ No specific re- 	<ul style="list-style-type: none"> ▪ No specific 	<ul style="list-style-type: none"> • No specific re- 	<ul style="list-style-type: none"> • No specific re- 	<ul style="list-style-type: none"> • No specific 	<ul style="list-style-type: none"> • Financial se-

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curities (§ 743-54)	<p>submission and refund of financial securities to ensure compliance with City requirements, including a warranty period for street work constructed with new development;</p> <ul style="list-style-type: none"> ▪ Delegated to staff for approval and administration. 	quirements. No refund or warranty period specified.	quirements. No refund or warranty period specified.	quirements. No refund or warranty period specified.	quirements. No refund or warranty period specified.	quirements. No refund or warranty period specified.	quirements. No refund or warranty period specified.	curities may be requested for street work, but no refund or warranty period specified.
Application dates (§ 743-55)	<ul style="list-style-type: none"> ▪ Establishes minimum process time for applications for street work and temporary street occupations. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements.
Issuing permits (§ 743-56)	<ul style="list-style-type: none"> ▪ Establishes General Manager's authority to issue permits, and that the terms and conditions specified in Schedule A apply to all permits; ▪ Delegated to staff for approval. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements, but requirement of permit issuance is that the permit holder must provide appropriate traffic control measures to ensure public safety. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • Different permit conditions depending on the specific activity. 	<ul style="list-style-type: none"> • No specific requirements.
Refusing permits (§ 743-57)	<ul style="list-style-type: none"> ▪ Identifies conditions where General Manager can refuse or revoke permits, such as non-payment of fees or submitting false or misleading information; ▪ Delegated to staff with an appeal process. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements. 	<ul style="list-style-type: none"> • No specific requirements.
Moratoriums (§ 743-58)	<ul style="list-style-type: none"> ▪ Establishes conditions under which permits will not be issued when a street has been resurfaced or reconstructed (three and five years respectively); ▪ Delegated to staff for approval and admin- 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements.

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Commencing and conducting street work (§ 743-59)	<ul style="list-style-type: none"> ▪ Establishes criteria for maintaining temporary work sites in public road allowance. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements other than to “. . . supply, keep and maintain signs, lights and watchmen.” 	<ul style="list-style-type: none"> ▪ No specific requirements other than to “. . . maintain lights and watchmen.” 	<ul style="list-style-type: none"> ▪ No specific requirements other than to provide appropriate traffic control in work zones. 	<ul style="list-style-type: none"> ▪ No specific requirements other than to provide appropriate traffic control in work zones. 	<ul style="list-style-type: none"> ▪ No specific criteria other than to “. . . keep and maintain lights and other safety precautions . . .” in street work zones. 	<ul style="list-style-type: none"> ▪ Requirement that the permit holder comply with Metro Toronto construction traffic control guidelines, providing barricades, signs lights and “. . . other such measures” to provide public safety.
Completing street work or temporary street occupations (§ 743-60)	<ul style="list-style-type: none"> ▪ Specifies criteria that that applicants must satisfy as a condition to completing street work, such as restoring the street to the satisfaction of the General Manager; ▪ General Manager has authority to restore the street and recover the City’s costs if work not completed to City requirements. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ “Permitted works” to be restored under the direction of the municipality. 	<ul style="list-style-type: none"> ▪ Either the permit holder or the municipality may restore the street at the permit holder’s expense. 	<ul style="list-style-type: none"> ▪ Municipality to permanently restore the street at the permit holder’s expense. 	<ul style="list-style-type: none"> ▪ No specific requirements. 	<ul style="list-style-type: none"> ▪ Permit holder, at their expense, required to restore the street to its previous condition; ▪ General Manager can restore the street if the permit holder defaults and may collect the costs in a like manner as taxes. 	<ul style="list-style-type: none"> ▪ Unless otherwise specified, the municipality will restore the street at the permit holder’s expense.
Article X - Encroachments in Streets	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Permitted encroachments (§ 743-90)	<ul style="list-style-type: none"> ▪ Creates a range of encroachments that are allowed “as of right” within boulevards, particularly soft landscaping, walkways less than 1.5m wide, stairs to single-family homes as well as fences and retaining walls less than 	<ul style="list-style-type: none"> ▪ Fences, hedges and “. . . landscaping walls” allowed on boulevards provided that they are less than 0.90m in height, are chain link or wood construction, are situated 0.30m or 	<ul style="list-style-type: none"> ▪ Some “minor” encroachments allowed “as of right,” such as hedges and shrubs; ▪ Encroachments less than 1.0m wide or less than 15m² (minor encroachments) in 	<ul style="list-style-type: none"> ▪ No permitted encroachments except for hedges or fences that are located up to 0.45cm of any sidewalk located adjoining a corner lot. 	<ul style="list-style-type: none"> ▪ No permitted encroachments. 	<ul style="list-style-type: none"> ▪ “. . . worm and snake fence” allowed that “. . . is not for more than half its width upon the highway”; ▪ Hedges or shrubs permitted within 2.4m of a road curb or 	<ul style="list-style-type: none"> ▪ No permitted encroachments other than hedges at corner lots that require “. . . permission” from the General Manager and must main- 	<ul style="list-style-type: none"> ▪ Three types of encroachments: “commercial” where fees are charged, “specific” where the property owner has placed struc-

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	<p>0.90m high, provided that they comply with the General Manager's requirements;</p> <ul style="list-style-type: none"> ▪ Excluding soft landscaping in boulevards that does not require a permit, all permitted encroachments require a permit from the City that will be issued without charge. No additional encroachment fees are required for permitted encroachments; ▪ Property owners required to maintain encroachments in good repair; ▪ City not responsible for damage to encroachments resulting from roadway maintenance. 	<p>more from the back edge of an abutting sidewalk or 2.1m or more from the traveled portion of the road, do not obstruct drive-ways/utilities, and are maintained in a state of good repair.</p>	<p>area delegated to staff for approval but require encroachment agreement and one-time fee;</p> <ul style="list-style-type: none"> ▪ Encroachments greater than 15m² (major encroachments) require Council approval, public notice and an application and processing fee; ▪ Additional permit needed to construct the encroachment; ▪ Property owner responsible for maintaining encroachments. 			<p>15cm back of a sidewalk, provided that it does not interfere with "... sight lines";</p> <ul style="list-style-type: none"> ▪ No hedges or shrubs permitted between the traveled portion of a road and an adjoining sidewalk or at locations that block utilities; ▪ Property owner responsible for maintaining these encroachments. 	<p>tain a 0.46m set back from the back edge of sidewalk.</p>	<p>ture such as steps into the road allowance, and "area" where a section of r-o-w cordoned off by a fence;</p> <ul style="list-style-type: none"> ▪ Residential encroachments of walkways, stairs, retaining walls allowed "as of right" without encroachment fees or agreements; ▪ Owner responsible for maintaining encroachment.
<p>Permitted encroachments in BIA areas (§ 743-91)</p>	<ul style="list-style-type: none"> ▪ BIA's allowed to introduce street furniture, decorative lighting, decorations, planter boxes, identification signage, historical markers, public art and soft landscaping with paying fees for permits or encroachments; ▪ Permit for encroachments specified above still necessary, except for soft landscaping; ▪ BIAs required to maintain these encroachments in good repair; ▪ City not responsible for damage to encroachments resulting from roadway maintenance. 	<ul style="list-style-type: none"> ▪ No specific exemptions for BIAs. 	<ul style="list-style-type: none"> ▪ No specific exemptions for BIAs, subject to permit and encroachment fees and processes. 	<ul style="list-style-type: none"> ▪ No specific exemptions for BIAs, subject to permit and encroachment fees and processes. 	<ul style="list-style-type: none"> ▪ No specific exemptions for BIAs, subject to permit and encroachment fees and processes. 	<ul style="list-style-type: none"> ▪ No specific exemptions. 	<ul style="list-style-type: none"> ▪ No specific exemptions for BIAs, subject to permit and encroachment fees and processes. 	<ul style="list-style-type: none"> ▪ All commercial properties subject to fees for encroachments.

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<p>Delegated authority for approving encroachments (§ 743-92)</p>	<ul style="list-style-type: none"> ▪ Staff given delegated authority to process a number of “prohibited” encroachments, such as building projections, areas, fences and retaining walls higher than 0.90m, subject to the criteria that § 743-93 specifies; ▪ Owner responsible for maintaining encroachment; ▪ Encroachments approved under previous legislation “grandparented” until property redevelops 	<ul style="list-style-type: none"> ▪ Staff given delegated authority for approving fence heights greater than 0.90m in rear and side yards, and fence encroachments by non-residential properties; ▪ Any other requests for fences, hedges or landscaping walls that do not comply with these requirements require Community Council approval. 	<ul style="list-style-type: none"> ▪ Only “minor encroachments” delegated to staff for processing and approval. Encroachments classified as “major” (greater than 15m² in area) require Community Council approval; ▪ Owner responsible for maintaining encroachments. 	<ul style="list-style-type: none"> ▪ Encroachments such as air conditioners /specified building projections, telephone booths, merchandise display, cafes, bike stores, shrubs, hedges and fencing, delegated to staff for approval subject to encroachment agreements and fees; ▪ Owner responsible for maintaining encroachments. 	<ul style="list-style-type: none"> ▪ Encroachments such as piling/shoring, awnings, certain building projections, fences and street furniture delegated to staff for approval, subject to compliance with specified criteria; ▪ Owner responsible for maintaining encroachments. 	<ul style="list-style-type: none"> ▪ No encroachment policy or by-law. 	<ul style="list-style-type: none"> ▪ Staff given delegated authority to approve a variety of encroachments such as fences, ornamental walls and building projections provided that the applicant complies with specified conditions, pays the required fees and enters into an encroachment agreement; ▪ Proposals that do not comply with stated specifications required Community Council approval. 	<ul style="list-style-type: none"> ▪ Administration of encroachment policy delegated to staff; ▪ Owner responsible for maintaining encroachments.
<p>Article XI – Maintaining Boulevards</p>	<p style="text-align: center;">Description</p>	<p style="text-align: center;">East York</p>	<p style="text-align: center;">Etobicoke</p>	<p style="text-align: center;">North York</p>	<p style="text-align: center;">Metropolitan Toronto</p>	<p style="text-align: center;">Scarborough</p>	<p style="text-align: center;">Toronto</p>	<p style="text-align: center;">York</p>
<p>Property owner responsibilities (§ 743-100)</p>	<ul style="list-style-type: none"> ▪ Property owner required to maintain privately-constructed encroachments placed in boulevards, remove litter, leaves and noxious weeds, maintain sod at a height not more than 20cm, ensure that vegetation is maintained in a state of healthy and vigorous growth. 	<ul style="list-style-type: none"> ▪ Property owners required to maintain permitted fences, hedges and “. . . landscaping walls”; ▪ Residential lots without front yard parking pads and commercial properties are not required to maintain the adjoining boulevard; ▪ Properties with front yard parking 	<ul style="list-style-type: none"> ▪ Residential lots without front yard parking pads and commercial properties are not required to maintain the adjoining boulevard; ▪ Properties with front yard parking pads must maintain boulevards (cut grass, maintain encroachments, etc.) according to 	<ul style="list-style-type: none"> ▪ Apartment buildings and commercial property owners required to cut grass and remove garbage and “. . . other debris” from municipal boulevards; ▪ Residential lots without front yard parking pads 	<ul style="list-style-type: none"> ▪ Residential lots without front yard parking pads and commercial properties are not required to maintain the adjoining boulevard; ▪ Properties with front yard parking pads must maintain boulevards (cut grass, maintain encroachments, 	<ul style="list-style-type: none"> ▪ Excluding hedges and shrubs, residential lots without front yard parking pads, and commercial properties, are not required to maintain the adjoining boulevard; ▪ Properties with front yard parking pads must maintain boulevards 	<ul style="list-style-type: none"> ▪ All property owners required to maintain boulevards; ▪ Properties with front yard parking pads must maintain boulevards (cut grass, maintain encroachments, etc.) according to Chap- 	<ul style="list-style-type: none"> ▪ All property owners required to maintain boulevard sod at a height of not more than 20cm, and to maintain private retaining walls in a state of good repair; ▪ All property owners required to

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		pads must maintain boulevards (cut grass, maintain encroachments, etc.) according to Chapter 918 of Toronto Municipal Code.	Chapter 918 of Toronto Municipal Code.	are not required to maintain the adjoining boulevard; <ul style="list-style-type: none"> ▪ Properties with front yard parking pads must maintain boulevards (cut grass, maintain encroachments, etc.) according to Chapter 918 of Toronto Municipal Code. 	etc.) according to Chapter 918 of Toronto Municipal Code.	yards (cut grass, maintain encroachments, etc.) according to Chapter 918 of Toronto Municipal Code.	ter 918 of Toronto Municipal Code.	maintain private driveways, walkways, or “. . . wall or other structure” that are constructed in a street. <ul style="list-style-type: none"> ▪ Properties with front yard parking pads must maintain boulevards (cut grass, maintain encroachments, etc.) according to Chapter 918 of Toronto Municipal Code.
Municipal responsibilities (§ 743-100)	<ul style="list-style-type: none"> ▪ Property owners not required to maintain medians/traffic islands, side-walks/retaining walls/fences/noise walls built by the City, public transit stops/transit shelters, street trees/hedges/shrubs/maintained natural gardens planted by the City, boulevard damage resulting from a motor vehicle crashes, boulevard, and boulevard areas not accessible due to grade and other constraints. 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Municipality required to maintain culverts, but private driveways over the culvert must be maintained at the property owner’s expense. ▪ Municipality required to clean all public streets, lanes, alleys, and thoroughfares. 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated
Authority of the General Manager (§ 743-102)	<ul style="list-style-type: none"> ▪ General Manager may request, by way of 14 days written notice, that the property owner modify or remove any encroach- 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ Not stated 	<ul style="list-style-type: none"> ▪ General Manager can “. . . maintain any [previously approved] ob- 	<ul style="list-style-type: none"> ▪ Not stated

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	ment, parking area, driveway, vegetation or landscaping situated in a boulevard and recover the costs pursuant to Article XVIII.						ject or installation” and the property owner or occupant is responsible for the costs, which may be collected in a like manner as taxes.	
Article XIV - Sidewalks	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Pack animals prohibited on sidewalks (§ 743-150)	<ul style="list-style-type: none"> ▪ Prohibits riding, driving, leading or backing any pack animal across, over or along any sidewalk. 	<ul style="list-style-type: none"> ▪ No specific regulation. 	<ul style="list-style-type: none"> ▪ No specific regulation. 	<ul style="list-style-type: none"> ▪ No specific regulation. 	<ul style="list-style-type: none"> ▪ No specific regulation. 	<ul style="list-style-type: none"> ▪ No specific regulation. 	<ul style="list-style-type: none"> ▪ Horses and carriages prohibited on sidewalks. 	<ul style="list-style-type: none"> ▪ No specific regulation.
Clearing sidewalks and walkways (§ 743-151)	<ul style="list-style-type: none"> ▪ Property owners/occupants shall keep public and private sidewalks surrounding the property free of litter or any other obstruction that interferes with pedestrian traffic; ▪ Commercial, industrial, institutional and multi-unit residential apartment buildings must maintain private portion of sidewalk in state of good repair; ▪ General Manager has authority to repair private sidewalks and recover costs pursuant to Article XVIII. 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ Property owners/occupants required to keep sidewalks swept clean and clear of “. . . obstructions.” 	<ul style="list-style-type: none"> ▪ Property owners required to keep the adjoining sidewalk clean and “. . . free from obstruction.” 	<ul style="list-style-type: none"> ▪ No specific regulations. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ Property owners required to keep public sidewalks adjoining the property free of litter and obstructions; ▪ Municipality can, after giving notice, repair any private sidewalk used by the public that is not kept in a state of good repair. 	<ul style="list-style-type: none"> ▪ No specific requirements.
Article XV – Constructing and Altering Walkways and Driveways	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Municipal consent required	<ul style="list-style-type: none"> ▪ General Manager can allow the construction, reconstruction 	<ul style="list-style-type: none"> ▪ Permit required to construct a driveway. 	<ul style="list-style-type: none"> ▪ Requirement to submit financial securities for 	<ul style="list-style-type: none"> ▪ Permit required for installing cul- 	<ul style="list-style-type: none"> ▪ Municipal approval required to construct pe- 	<ul style="list-style-type: none"> ▪ Permit required before “. . . commencing the 	<ul style="list-style-type: none"> ▪ Permit required to construct “. . . a 	<ul style="list-style-type: none"> ▪ Municipal approval required for

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<p>to construct or alter walkways and driveways (§ 743-160)</p>	<p>(including repaving) or altering of driveways and walkways;</p> <ul style="list-style-type: none"> ▪ Permit is required to construct, reconstruct (including repaving) or alter a walkway or driveway, and require payment of fees and financial securities to ensure compliance; ▪ Driveways only approved for the purpose of providing access to a legal parking stall or parking area; ▪ Redundant driveways must be removed and the boulevard restored; ▪ If driveway not constructed according to the General Manager’s requirements, then the City may perform the work and collect the costs pursuant to Article XVIII. 		<p>construction of new driveways. Monies can be used by the municipality to repair driveways not constructed to municipal standards.</p> <ul style="list-style-type: none"> ▪ No ability to recover costs that exceed the financial security. 	<p>verts;</p> <ul style="list-style-type: none"> ▪ Permit required to construct or reconstruct any vehicle or pedestrian access. 	<p>pedestrian access or vehicle driveway, subject to payment of applicable fees and construction to municipal standards.</p>	<p>construction or repair or any work, on or under any highway”;</p> <ul style="list-style-type: none"> ▪ Application must be made at least 24 hr before starting work; ▪ Must provide traffic control to the satisfaction of the municipality. 	<p>walk or roadway” crossing the adjoining boulevard.</p>	<p>any new “vehicle access ramp,” subject to payment of applicable fee for cutting or pouring new curb;</p> <ul style="list-style-type: none"> ▪ No requirement for security deposits.
<p>Approving walkways and driveways (§ 743-161)</p>	<ul style="list-style-type: none"> ▪ All vehicle access driveways to satisfy the General Manager’s stopping and turning sight distance requirements, and must minimize impact on pedestrian and vehicle traffic; ▪ Depressed driveways within boulevards prohibited; ▪ Prohibits loading docks on arterial streets that require heavy trucks to back in or out from the adjoining road; ▪ Prohibits driveways within the corner ra- 	<ul style="list-style-type: none"> ▪ No legislation requirements regarding the design and location of driveways or walkways other than the driveway must not “. . . confine, impede or inconvenience traffic on the street.” 	<ul style="list-style-type: none"> ▪ No legislated requirements regarding the design and location of driveways or walkways. 	<p>No legislated requirements regarding the design and location of driveways or walkways.</p>	<ul style="list-style-type: none"> ▪ No legislated requirements regarding the design and location of driveways or walkways. 	<ul style="list-style-type: none"> ▪ No legislated requirements regarding the design and location of driveways or walkways. 	<ul style="list-style-type: none"> ▪ No legislated requirements regarding the design and location of driveways and walkways. 	<ul style="list-style-type: none"> ▪ Specific requirements for circular driveways, prohibited on lots with less than 15.2m frontages; ▪ Vehicle access ramps to unauthorized parking prohibited; ▪ Minimum and maximum lengths and separation distances specified for curb ramping;

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	<ul style="list-style-type: none"> dii or two intersecting streets; ▪ Prohibits driveways extending into the neighbor’s projected property limits; ▪ Prohibits tree removal to accommodate a driveway, must obtain Parks Div clearance ▪ Prohibits driveway access to controlled access streets; ▪ Existing driveways “grandparented” until the property redevelops. 							<ul style="list-style-type: none"> ▪ Curb ramping prohibited within the corner radius of intersecting streets; ▪ Depressed driveways permitted but starting at a point 0.15m from the back edge of sidewalk with the grade limited to 11% or 0.45m below the elevation of the adjoining road curb.
Article XVIII – Municipal Remedial Action	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Impounding objects and vehicles on streets (§ 743-170)	<ul style="list-style-type: none"> ▪ General Manager can, without notice, remove or seize any “. . . object, article, vehicle or thing” that is placed in a street contrary to Chapter 743. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ Municipality may, without notice, correct any “hazardous condition” at the expense of the person responsible for causing the hazard.
Notification and cost recovery (§ 743-171)	<ul style="list-style-type: none"> ▪ Within the exception of emergencies where no notice is required, and unless a different notice period is specified, the General Manager must provide at least 14 days written notice to a person requesting compliance with the provisions of Chapter 743; ▪ If the person does not 	<ul style="list-style-type: none"> ▪ No specific legislation other a requirement to provide 30 days written notice to revoke commercial boulevard parking licenses, and a requirement to provide notice to remove an awning. 	<ul style="list-style-type: none"> ▪ No specific requirements for notification and cost recovery, but encroachment policy requires minimum of 14 days written notice to remove an encroachment. 	<ul style="list-style-type: none"> ▪ Notice required to remove “. . . obstructions”; ▪ Municipality can recover removal costs in a like manner as taxes; ▪ No minimum notice period. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ Only formal notice requirement is to advise property owners/occupants that they must remove hedges and shrubs “. . . at his own expense upon ten (10) days notice” by the municipality, or without notice in the 	<ul style="list-style-type: none"> ▪ Requirement for notice to be given, although a time period is not uniformly specified; ▪ Removal and cost recovery also depends on the permitted activity and is not uniformly speci- 	<ul style="list-style-type: none"> ▪ No specific requirements.

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	comply with the General Manager's notice, the City may do the work and recover its costs in a like manner as taxes.					event of an emergency; <ul style="list-style-type: none"> ▪ Costs for removing the hedge or shrub can be recovered in a like manner as taxes. 	fied;	
Disposing of seized articles (§ 743-172)	<ul style="list-style-type: none"> ▪ General Manager required to hold all seized articles for at least 60 days; ▪ The General Manager can dispose of seized articles after 60 days; ▪ Owner of any seized article responsible for the City's collection and storage costs. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation.
Powers and Authority of the General Manager (§ 743-173)	<ul style="list-style-type: none"> ▪ General Manager given authority to enter on private property, excluding a dwelling house, at any reasonable time to conduct inspections or repairs. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ Municipality authorized to enter private lands to inspect signs, lamps, canopies, marquees and fire escapes for inspection purposes, but can only remove these items from private property with Community Council approval. 	<ul style="list-style-type: none"> ▪ No specific legislation.
Article XIX - Appeals	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Appeal process (§ 743-250)	<ul style="list-style-type: none"> ▪ Anyone refused a permit or permissions may appeal the General Manager's decision to Standing Ctte or Community Council; ▪ Non-refundable administration fee of \$650.00 (similar to 	<ul style="list-style-type: none"> ▪ No appeal process. 	<ul style="list-style-type: none"> ▪ No appeal process. 	<ul style="list-style-type: none"> ▪ No appeal process. 	<ul style="list-style-type: none"> ▪ No appeal process. 	<ul style="list-style-type: none"> ▪ No appeal process. 	<ul style="list-style-type: none"> ▪ Appeal process for refusing applications for pole and wire (utility) installations, temporary street closings, 	<ul style="list-style-type: none"> ▪ No appeal process.

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	<ul style="list-style-type: none"> ▪ appeal fee for front yard parking applications); ▪ Admin fee adjusted annually to reflect changes in cost of living. 						<ul style="list-style-type: none"> ▪ fences/ornamental walls, encroachments, banners and commercial boulevard parking; ▪ No appeal fee. 	
Article XX - Fees	Description	East York	Etobicoke	North York	Metropolitan Toronto	Scarborough	Toronto	York
Fees for encroachments, work in a street and temporary street occupations (§ 743-251)	<ul style="list-style-type: none"> ▪ Excluding permitted encroachments, anyone requesting permission for encroachments, street work or temporary street occupations required to pay the fees specified by Chapter 441, Fees and Charges; ▪ Revenues from fees applied to the cost of maintaining the City's public highways. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges. 	<ul style="list-style-type: none"> ▪ Permit fees harmonised in Toronto Municipal Code Chapter 441, Fees and Charges.
Fees for property information requests (§ 743-252)	<ul style="list-style-type: none"> ▪ Anyone requesting information on the status of a property, development agreement compliance required to pay a non-refundable property information fees as described in Chapter 441. 	<ul style="list-style-type: none"> ▪ No requirements. 	<ul style="list-style-type: none"> ▪ No requirements. 	<ul style="list-style-type: none"> ▪ No requirements. 	<ul style="list-style-type: none"> ▪ No requirements. 	<ul style="list-style-type: none"> ▪ No requirements. 	<ul style="list-style-type: none"> ▪ Requirement for a non-refundable property information fee. 	<ul style="list-style-type: none"> ▪ No requirements.
Permit Standard Terms and Conditions (Schedule A)	<ul style="list-style-type: none"> ▪ Twenty-nine standard conditions apply to all permits regardless of whether these conditions are stated on the permit; ▪ Conditions include keeping the work area safe for vehicle and pedestrian traffic, restoring the street in a 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ No specific legislation. 	<ul style="list-style-type: none"> ▪ Nine standard conditions that apply to all permits for street work; ▪ Conditions include providing appropriate traffic control and

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	timely manner, providing indemnification for the City and providing the City with the ability to suspend street work for violations of safety rules.							the permit holder accepting responsibility for any claim for damages resulting from their work.
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