

Ward 18, Davenport
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May 19, 2011

SUBJECT:

Amendment to Chapter 313 of the former City of Toronto Municipal Code – Ward 18 Specific Modifications

SUMMARY:

There are many locations in my Ward where the local business owners have expressed a concern and have demonstrated a need to have the ability and opportunity to apply for and permit commercial boulevard parking. As you may be aware, Ward 18 is the only Ward in the Toronto and East York District where Transportation Services staff are not permitted to accept an application for commercial boulevard parking. In certain locations in the past, the remedy has been to block off entire sections with jersey barriers. This has not alleviated the local concerns and has in fact created an environment that looks bad. I am looking to remove this prohibition of commercial boulevard parking in Ward 18 and permit the licensing as per the appropriate by-law. Once these locations are properly licensed I believe the conditions in these areas will greatly improve.

The prohibition against residential boulevard parking and commercial boulevard parking with no right of appeal within Ward 18 was introduced in June 2005 by amendment to former City of Toronto Municipal Code Chapter 313, Streets and Sidewalks, pursuant to Toronto and East York Community Council Report No. 5, Clause No. 57, as adopted by Council in June 2005. Subsequently, in 2006, City Council adopted Municipal Code Chapter 918, Parking on Residential Front Yards and Boulevards, superseding former Toronto Code Chapter 313 as it relates to residential boulevard parking.

As such, it should be noted that this motion essentially affects the commercial boulevard parking provision only and does not change the prohibition of residential boulevard parking as residential boulevard parking continues to be administered under City of Toronto Municipal Code Chapter 918, Parking on Residential Front Yards and Boulevards. The changes identified in the recommendations below as they relate to residential boulevard parking are simply housekeeping changes to former Toronto Code Chapter 313 and Chapter 918 remains unchanged.

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RECOMMENDATIONS:

That:

1. City Council amend the former City of Toronto Municipal Code Chapter 313, Streets and Sidewalks, by deleting the following subsection:

§313-39D.1 (1) **[Added 2005-06-16 by By-law No. 555-2005]** Notwithstanding any other provision of Chapter 313, no boulevard parking licence shall be issued to an owner or occupant under §§ 313-40, 313-41 or 313-42 for residential boulevard parking or commercial boulevard parking in Ward 18.

Notwithstanding any other provision of Chapter 313, there is no right of appeal of the denial or prohibition of a licence under § 313-39D.1(1).

Despite § 313-39D.1(1) and (2), any application for a licence under §§ 313-40, 313-41 or 313-42 for residential boulevard parking or commercial boulevard parking in Ward 18 which has been received by the City on or before June 16, 2005 and which is in the process of processing will continue to be processed in accordance with the provisions of this chapter and, if approved, will be grand parented.

Despite § 313-39D.1(1) and (2), all locations within Ward 18 licensed pursuant to §§ 313-40, 313-41 or 313-42 on or before June 16, 2005 shall be grand parented.

2. City Council authorize staff to introduce in Council any bills that may be necessary to give effect to this ammendment.

Sincerely,

Councillor Ana Bailão
Ward 18, Davenport