

COMMITTEE OF THE WHOLE - JUNE 2, 2009

MAXWELL COURT ON STREET PARKING WARD 5

Recommendation

The Commissioner of Engineering and Public Works recommends:

1. That this report be received for information purposes; and
2. That parking of vehicles continue to not be allowed within the cul-de-sac bulb of Maxwell Court.

Economic Impact

None.

Communications Plan

The deputant has been advised that this report is on the agenda for this meeting. Engineering Services staff will advise the deputant of Council's final decision on this matter.

Purpose

To review the possibility of on-street parking on Maxwell Court within the cul-de-sac bulb.

Background - Analysis and Options

At its meeting on February 3, 2009, Council directed:

“ The Committee of the Whole recommends that the deputation of Mr. Allan Bierbrier, 56 Maxwell Court, Thornhill, L4J 6X8, written submission dated December 15, 2008 and January 13, 2009, petition dated October 20, 2008 and photographs be received and referred to staff to undertake a survey on Maxwell Court with respect to on street parking.”

Maxwell Court is a local cul-de-sac roadway with a 20.0 metre right-of-way and 8.5 metre travelled pavement width. The existing permissible parking includes a 3 hour maximum time period and no overnight parking. See Attachment No. 1 for area network.

The Deputant's request is to address the issue of parking on Maxwell Court and to propose an amendment to Parking By-law 1-96-4(7)(m) and Parking By-law 1-96-4(1)(b), as they do not suitably apply to Maxwell Court in Thornhill.

Parking By-law 1-96-4(7)(m)

“No person shall park a vehicle on a highway in such a manner as to interfere with the movement of traffic or the clearing of snow from the highway”.

Parking By-law 1-96-4(1)(b)

“No person shall park or stop any vehicle on any highway or portion thereof except as with the vehicle parallel to the and the right front and rear wheels not more than 0.15 metres from the curb”.

The Deputant recommends that the City of Vaughan consider adjusting the By-law to make accommodation for courts with diameters of more than a pre-determined number of metres across, or adjust the By-law to enable additional parking on Maxwell Court without interference with emergency or maintenance vehicles. Refer to Attachment No.2 for the deputation letter.

A general observation/parking study was conducted on Thursday, March 5, 2009 during the time periods of 8:00 am to 10:00 am, 12:00 pm to 1:00 pm and from 4:00 pm to 5:00 pm in the cul-de-sac area of Maxwell Court. Observations show that only one vehicle was parked on Maxwell Court between house #55 and house #59 from 8:00 am to 9:40 am. The remainder of the day no other vehicles parked on Maxwell Court. There may be vehicles parking on Maxwell Court outside the hours reviewed above, specifically on weekday nights and weekends.

The driveways within the bulb area on Maxwell Court are double car width with double car garages, which will allow two vehicles to be parked on the driveway and two (2) vehicles to be parked in the double car garage. There are nine (9) houses around the cul-de-sac area. There are approximately 2 – 3 metres between driveways, with the exception of houses # 55 and #56 that has a distance of 6.5 metres. The design of Maxwell Court has a road width of 8.5 metres with a 13.5 metre radius of the cul-de-sac area.

By-law Enforcement Services

By-law Enforcement Services staff advised that they can not support parking in the centre portion of the cul-de-sac as it would be difficult to enforce (i.e. how many spots, painted spaces would have no real meaning, etc). There is also safety issue, to clog the centre of the cul-de-sac it will reduce emergency vehicle maneuvering and will reduce visibility for other motorists and pedestrians.

Fire and Rescue Services

Fire and Rescue Services staff informed that they must have unimpeded access for their largest emergency truck. A house fire in one of the houses in a cul-de-sac will require three or more fire trucks to the end of the street and there must be room for an aerial to set up and operate.

Request for Feedback from Other Municipalities

Engineering Services staff received comments from others municipalities, including Town of Newmarket, Town of Aurora and Town of East Gwillimbury. No other municipality has provision in their by-law to allow vehicles to park in the centre of a cul-de-sac. They all stated that the middle of a cul-de-sac should be clear for fire and emergency service, snow plows and garbage vehicle movements. Parking in the middle of the cul-de-sac will restrict this access. Another concern would be the location of the parking signs and posts.

Based on the results of the general observation/parking study, comments received from the By-law Enforcement Services, Fire and Rescue Service and others municipalities, Engineering Services staff does not recommend that the Parking By-law 1-96-4(7)(m) and Parking By-law 1-96-4(1)(b) be amended on Maxwell Court due to the overall safety concerns for fire and emergency services, snow plow and garbage vehicles maneuvering on Maxwell Court in the cul-de-sac area.

Relationship to Vaughan Vision 2020/Strategic Plan

Enhance and Ensure Community Safety, Health & Wellness – To advocate for, protect and enhance community safety, health and wellness through education, design and enforcement.

This report is consistent with the priorities previously set by Council.

Regional Implications

Not Applicable.

Conclusion

Based on staff's review, it is recommended that no further action be required on the parking availability on Maxwell Court, specifically the cul-de-sac area.

Attachments

1. Location Map
2. Deputation – Mr. Allan Bierbrier

Report prepared by:

Peter Trinh, Traffic Analyst, ext. 3120
Mike Dokman, Supervisor, Traffic Engineering, ext. 3118

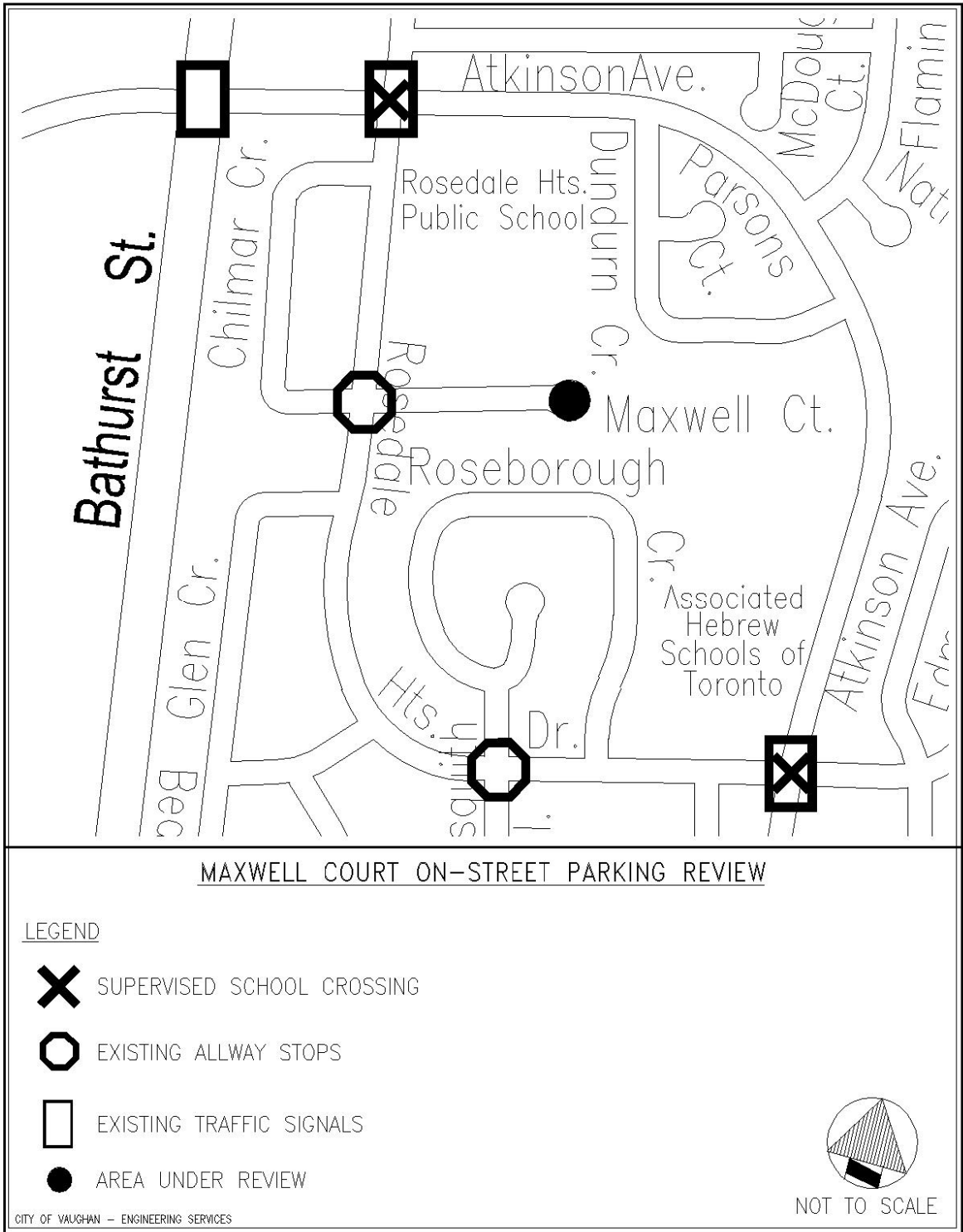
Respectfully submitted,

Bill Robinson, P. Eng.
Commissioner of Engineering and Public Works

Jack Graziosi, P. Eng.
Director of Engineering Services





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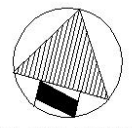
ATTACHMENT No. 1



MAXWELL COURT ON-STREET PARKING REVIEW

LEGEND

-  SUPERVISED SCHOOL CROSSING
-  EXISTING ALLWAY STOPS
-  EXISTING TRAFFIC SIGNALS
-  AREA UNDER REVIEW



NOT TO SCALE

ATTACHMENT NO. 2

ALLAN BIERBRIER

56 Maxwell Court
Thornhill, Ontario
L4J 6X8

DEPUTATION

December 15, 2008

City of Vaughn
2141 Major Mackenzie Drive
Vaughan, ON
L6A 1T1

ADDITIONAL INFORMATION
ITEM NO. 72
CW - JANUARY 13, 2009

City Clerk / To Whom It May Concern:

I am writing to respectfully request deputation to appear at the Committee of the Whole for the meeting of January 13, 2009. The purpose of this request is to address the issue of parking on our Court and to propose an amendment to By-law 4(7)(m) and By-law 4(1)(B) as they do not suitably apply to Maxwell Court (off Rosedale Heights) in Thornhill.

Issues/Comment:

1. Insufficient parking as houses are very close together and there is minimal sidewalk area in the Court. The Court, however, is 76' across, and can comfortably accommodate several parked vehicles without obstructing traffic.
2. Traffic flow - recognize the need to ensure traffic flow including emergency vehicles and road maintenance vehicles. Cars should be allowed to park in such a manner that emergency and maintenance vehicles can readily pass.

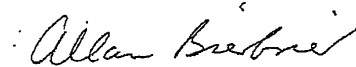
Recommendations:

1. Adjust the By-laws to make accommodation for Courts with diameters of more than 'X' feet across, or
2. Adjust the By-laws to enable additional parking on Maxwell Court without interference with emergency or maintenance vehicles.

I have support from all residents on and near the Court. I would appreciate the opportunity to address the Committee of the Whole for their consideration.

Thank you.

Sincerely,



Allan Bierbrier

ALLAN BIERBRIER

#22. Deputation
CW-Jan 13/09

56 Maxwell Court
Thornhill, Ontario
L4J 6X8

January 13, 2009

City of Vaughn
2141 Major Mackenzie Drive
Vaughan, ON
L6A 1T1

Chairman, Honourable Mayor, Committee members and City Councillors:

Good Afternoon. My name is Allan Bierbrier and I am here today representing residents of Maxwell Court, in Thornhill.

The purpose of today's deputation is for me to present to you the long-standing parking issue on our Court, and to propose for your consideration, recommendations which would be satisfactory to all parties.

Specifically, **BY-LAW NUMBER 1-96, Section 4. GENERAL STOPPING AND PARKING REGULATIONS** states that, "No person shall park or stop any vehicle on any highway or portion thereof except as follows: 1 (b) with the vehicle parallel to the (curb) and the right front and rear wheels not more than 0.15 metres from the curb; and,

BY-LAW NUMBER 1-96, Section 4,7(m), "No person shall park a vehicle on a highway in such a manner as to interfere with the movement of traffic or the clearing of snow from the highway";

We recognize that there is insufficient parking on the Court, as houses are very close together and there is minimal sidewalk area in the Court. The Court, however, is 76' across, and can comfortably accommodate several parked vehicles without obstructing traffic (reference attached photos).

We also recognize the need to ensure traffic flow including emergency vehicles and road maintenance vehicles. However, cars should be allowed to park in such a manner that emergency and maintenance vehicles can readily pass.

As the current By-Laws do not suitably apply to Maxwell Court, I would seek your consideration of a recommendation to:

1. Adjust the By-Laws to make accommodation for Courts with diameters of more than a pre-determined number of feet across, or
2. Adjust the By-Laws to enable additional parking on Maxwell Court without interference with emergency or maintenance vehicles.

I have support from all residents on and near the Court, and I will leave you with their signatures of support.

On behalf of all of us on Maxwell Court I would appreciate your consideration for a suitable amendment to the current By-Laws in order to reasonably accommodate parking for residents.

Thank you.

Allan Bierbrier

IN SUPPORT TO AMEND BY-LAW

October 20, 2008

In support of a proposal to amend or change **By-law 4(7)(m) re: Park interfere with movement of traffic**, and **By-law 4(1)(b) re: Park more than .15 m from a curb**, as they do not suitably apply to Maxwell Court (off Rosedale Heights) in Thornhill,

Please consider the following Recommendations:

1. Adjust the By-laws to make accommodation for Courts with diameters of more than 'X' feet across; or
2. Adjust the By-laws to enable additional parking on Maxwell Court without interference with emergency or maintenance vehicles.

PRINT

Name AVEN HARBERT Signature [Signature]
Address 59 MAXWELL CT.

Name Nicole Shapiro Signature [Signature]
Address 47 Maxwell Court

Name STEVEN GREENWOOD Signature [Signature]
Address 48 MAXWELL CT

Name J EDWARDS Signature [Signature]
Address 44 MAXWELL CT

Name Kim Goldman Signature Kim Goldman

Address 43 Maxwell Court

Name Jodi BERNSTEIN Signature J Bernstein

Address 55 Maxwell Court

Name Lesley Rosenfeld Signature Lesley Rosenfeld

Address 51 Maxwell Ct

Name IRITH ROSEN Signature I. Rosen

Address 60 MAXWELL CRT.

Name CHERYL HUANG Signature Cheryl Huang

Address 52 MAXWELL CT.

Name Michael Sills Signature M Sills

Address 68 MAXWELL CT

Name Fred Rubenoff Signature Fred Rubenoff

Address 65 Maxwell Court

Name Mrs. Marla Kleinberg Signature Marla Kleinberg

Address 63 Maxwell Ct

Name Howard Sheldon Signature [Signature]

Address 69 Maxwell Ct

Name DEBBIE PER Signature [Signature]

Address 69 Maxwell Court

Name _____ Signature _____

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Name _____ Signature _____

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