

Municipal Services

Extended Driveway Enforcement Program April 2007 to April 2009

Presentation to April 28th, 2009 Development Services Committee

Enforcement Program History

- ✓ **Initiated with Council approval of Extended Driveway By-law on June 27th, 2006**
- ✓ **Extensive public input and consultation went into enacting of by-law**
- ✓ **Program field enforcement practices to be based on Resident Committee recommendations which were adopted by Council**
- ✓ **Communication & Education Program developed July '07 to April '08**
- ✓ **Dedicated Field Enforcement Program began with the temporary secondment of 2 staff persons in April '07**

Program Objectives

- ✓ **Implement Council's 2006 By-law and Policy direction**
- ✓ **Establish definitive driveway standards for residents**
- ✓ **Reduce number of cars parked in front yards**
- ✓ **Reduce amount of hard surfaces**
- ✓ **Maintain attractive streetscapes**
- ✓ **Reduce commercial & derelict vehicle parking**
- ✓ **Reduce surface water runoff**
- ✓ **Maintain snow storage areas**

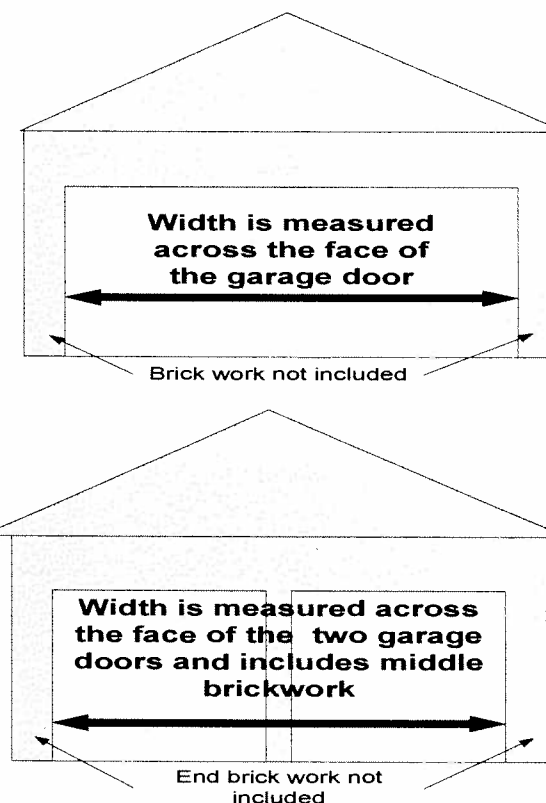
By-law Principles

- ✓ **Relate permitted driveway width to garage width, and lot characteristics**
- ✓ **Establish a maximum driveway (parking) width and a minimum landscaping requirement**
- ✓ **Educate and support residents in bringing their driveways and parking practices into conformity**

Driveway Regulations

Garage Door Width

Means the width of the door opening(s), which is used for vehicle access. Where there is more than one opening, the garage door width shall be the distance between the two outer extremities of the garage door openings, including any intervening columns, doors, windows or wall sections which may separate two or more garage door opening(s)



Driveway Regulations

- ✓ **Maximum width set & expanded to:**
 - Width of garage door + 2.0m (6'-6")
 - However:
 - If lot has less than 10.1m frontage- minimum 25% soft landscaping required
 - If lot has more than 10.1m (33.1')- minimum 40% soft landscaping required
 - Or:
 - 6.1m (20.0') max. width, minimum 40% soft landscaping required

Field Enforcement Directives

- ✓ Initial focus to be education and awareness of the by-law
- ✓ License contractors to ensure their awareness and compliance with by-law
- ✓ Provide extended time periods for compliance
- ✓ Only “worst offenders” (*parking area exceeds 80% of front yard*) should be required to bring their driveway into compliance with By-law with enforcement of this category to occur last
- ✓ Allow other non-conforming driveways (*less than 80%*) to be brought into compliance with future re-construction

Field Enforcement Directives

✓ Existing Driveways across Town

- Advise of new by-law restrictions & request future compliance with by-law
- Require vehicles be parked in permitted locations
- No enforcement of front side yard (unless drainage issue, etc.)
- Regular enforcement of recreational vehicles, commercial & derelict vehicles
- Provide standard awareness notice, copy & picture added to AMANDA
- Restore municipal boulevards

✓ New Driveways across Town

- Full enforcement of By-law
- Require immediate compliance with By-law
- Maintain the side yard setback between driveways
- Require municipal boulevard be unaltered

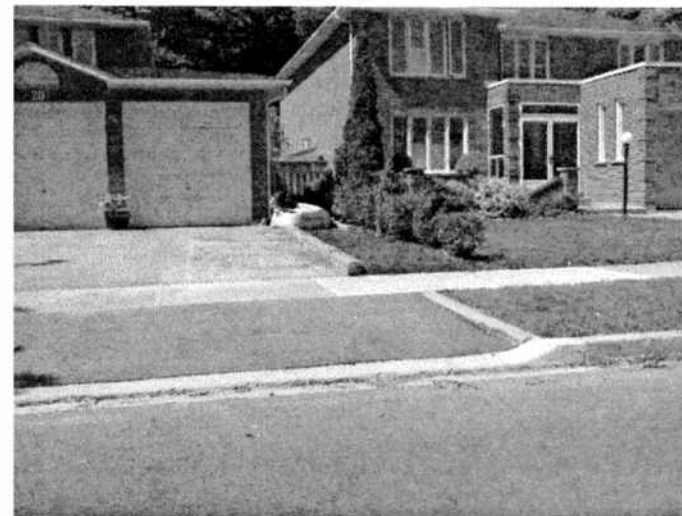
Before & After



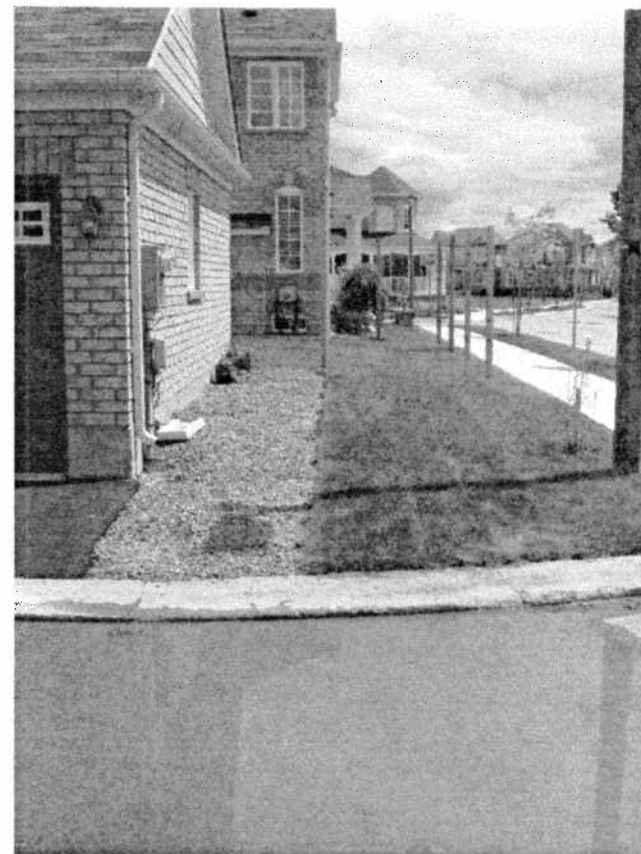
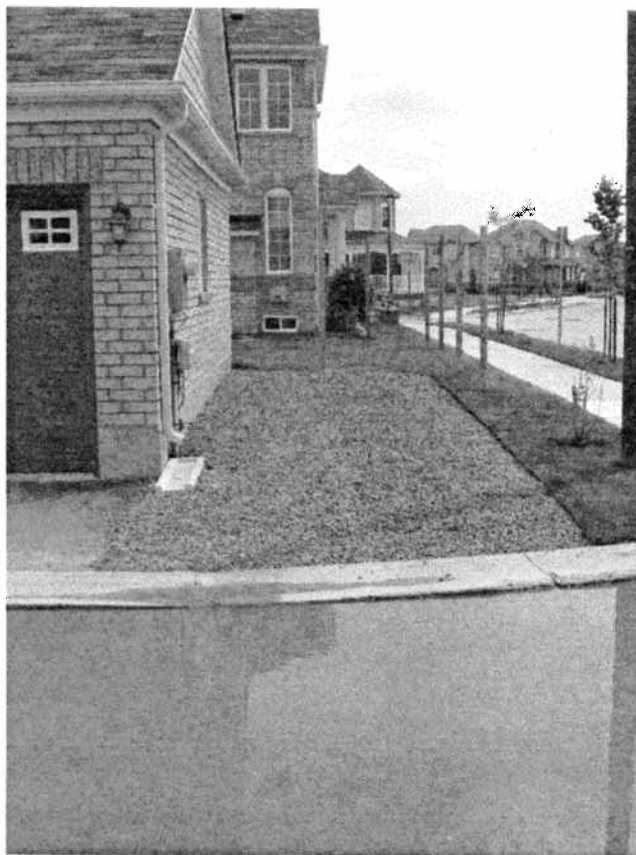
Before & After



Before & After



Before & After



Before & After



Paving Material Removed By Town after failure to comply with Order to Remove

Before & After



Before & After



Before & After



Example of Extended Driveway- Resident had staff attend to help design expansion

Program Delivery

- ✓ **Supervisor-** Todd Wilkinson
- ✓ **2 full-time positions seconded**
- ✓ **Phased Program:**
 - 2007- Focus- new development areas/ licensing
 - 2008- Begin requiring properties with prior expanded driveways to park in permitted areas
 - 2009- Ticket illegal parking/ worst offenders
- ✓ **Weekend Enforcement (Summer)**
 - Saturday/Sunday (with Pesticide Officers in '08)
- ✓ **Parking Control Unit**
 - Identified Contractors operating in Town
 - Night time observations of illegal parking
- ✓ **Communications**
 - Brochures
 - Web Page
 - Homeowner Guide

Program Delivery

✓ Contractor Licensing

- Require Liability Insurance
- Require Workers Compensation
- Written contract with resident
- Knowledge of Markham Extended Driveway By-law
- List of Licenced Contractors on Town Web Site

Program Delivery

✓ Incentive Program

- On-site guidance design assistance
- Free removal of surplus materials (i.e. bricks)
- Repair & re-alignment of curb cuts
- \$500 minor variance rebate (existing only)
- Street Tree plantings
- Completion certificates/ Award for re-constructions
- Communication program

Program Statistics

Investigations (Complaints)	4,565
Investigations (Proactive)	2,019
Total Inspections Conducted ⁽¹⁾	14,484
Formal Violation Notices Issued	417
Violations Found (to date)	3,034
Violations Now In-Compliance	2,835
Outstanding Matters	199

(1) Represents the number of times an officer attended a location. Investigations undertaken by an officer are seldom completed in a single site visit. Average is 2.19 visits per investigation.

Program Statistics

Non- Conforming Driveways Cautioned	1,234
Charges Laid	12
Contractors Licences Issued	77
Contractors Licences Denied	10
Contractors Charged	6
Incentive Clean-Ups	11
Incentive Rebates (Minor Variances)	0

2009 Program Focus

- ✓ Ticketing of property owners where parking is occurring outside of the permitted driveway area (non-conforming areas are allowed to remain, if constructed prior to the by-law and the driveway is less than 80% of frontage, provided the expanded area is not used to park);
- ✓ Continuation of Contractor Licencing;
- ✓ Full enforcement of by-law on properties with driveways exceeding 80% lot frontage, where complaints are received and ongoing non-compliance is occurring; and,
- ✓ Next update report on Program through 2009 Business Plan.