

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF APRIL 11, 2018

Item 14, Report No. 14, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on April 11, 2018.

14 REQUEST FOR CONSTRUCTION NOISE EXEMPTION – YONGE STREET FROM SOUTH OF JOHN STREET TO LANGSTAFF ROAD EAST – ROAD WORK

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Deputy City Manager, Community Services, dated April 4, 2018:

Purpose

This report is to seek Council approval of a staff request for a noise exemption to By-law 96-2006, as amended, for Regional Municipality of York (York Region) road work on Yonge Street from south of John Street to Langstaff Road East, for the period of June 1, 2018 to September 21, 2018.

Recommendations

1. That York Region (the Applicant) be granted a noise exemption, in accordance with the City's Noise Control By-law 96-2006, as amended, for the purposes of Yonge Street from south of John Street to Langstaff Road East, for the period of June 1, 2018 to September 21, 2018, allowing a 24-hour work period; and
2. That this request for exemption be granted with the following conditions for the Applicant:
 - a. That construction communication notices be sent to surrounding residents and business owners within a 60-metre radius, in keeping with City standards, advising them of the impending work;
 - b. That the construction communication notices to residents, and businesses include contact information for the Applicant;
 - c. That the Applicant monitor and investigate any complaints regarding construction noise;
 - d. That the Applicant take measures to minimize any unnecessary noise, including but not limited to idling of construction vehicles, unnecessary revving of engines, use of airbrakes, and to maintain equipment in good working order (including muffling devices) to minimize noise impacts; and
 - e. That no construction take place on Sundays and Statutory Holidays.

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Report Highlights

- A noise exemption from By-law 96-2006, as amended, is being requested for York Region road rehabilitation work on Yonge Street from south of John Street to Langstaff Road East, for the period of June 1, 2018 to September 21, 2018.
- This project supports the City of Vaughan Term of Council priorities to invest, renew and manage infrastructure and assets and continue to ensure the safety and well-being of citizens.

Background

Legislation

The City of Vaughan's Noise Control By-law No. 96-2006, as amended, prohibits noise created from the use of "construction equipment" as defined, between the hours of 7:00 pm of one day to 7:00 am the following day and on Sundays and statutory holidays.

Any noise created by construction activity during these prescribed hours requires an exemption to the provisions of the By-law. Exemption requests for construction noise are governed by the By-law provisions of Section 19, Exemption – Construction.

The Director, By-law and Compliance, Licensing and Permit Services (BCLPS) has the authority to grant noise exemptions for construction work up to 90 days; this project's request exceeds the 90-day period.

Road rehabilitation

York Region works to maintain the condition of our Regional roads for motorists, cyclists and pedestrians, and will be making improvements to Yonge Street between John Street and Langstaff Road East, which will include:

- removing existing asphalt and repaving with new asphalt;
- repairing curbs and catch basins; and
- upgrading cross-walks at the intersection to meet the new Access for Ontarians with Disabilities Act (AODA) requirements.

Yonge Street will remain open to traffic during construction, and access to residences and businesses will be maintained, however there will be temporary lane restrictions during off peak hours. To minimize traffic disruption, the majority of the construction work will be completed at night between 7:30 p.m. and 6:30 a.m., with the exception of Sundays or statutory holidays.

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Requested work period

To mitigate water service and traffic disruption, City staff are requesting a 24-hour work period, in order to schedule activities when they would least impact the community, excluding Sundays and statutory holidays.

Stakeholder engagement

At least two weeks prior to the beginning of construction, York Region will distribute a letter of notification to surrounding residents and businesses within 60 m of the project site, in addition to further engaging stakeholders as needed.

Previous Reports/Authority

Noise Control By-law: [96-2006](#) | [207-2007](#)

Analysis and Options

This project supports the City of Vaughan Term of Council priorities to invest, renew and manage infrastructure and assets and continue to ensure the safety and well-being of citizens.

Noise Mitigation

The City and construction supervisor will comply with standard noise exemption mitigation measures, including that they minimize idling of construction vehicles, avoid unnecessary revving of engines, use of airbrakes, as well as the requirement to maintain equipment in good working order (including the use of muffling devices) to minimize noise impacts.

Financial Impact

Adoption of this noise exemption has no economic impact for the City.

Conclusion

Staff believe that the noise exemption for this York Region should be endorsed by Council pursuant to the recommendations set out in this report.

For more information, please contact: Gus Michaels, Director, By-law & Compliance, Licensing & Permit Services, ext. 8735.

Attachments

1. Project map
2. Letter to impacted residents and businesses

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(A copy of the attachments referred to in the foregoing have been forwarded to each Member of Council and a copy thereof is also on file in the office of the City Clerk.)