

CITY OF VAUGHAN

EXTRACT FROM COUNCIL MEETING MINUTES OF APRIL 19, 2016

Item 10, Report No. 18, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on April 19, 2016.

**10 REQUEST FOR NOISE EXEMPTION - EDCO, ELLISDON & COCO JV
 VIVANEXT PROJECT – WARDS 2, 3, 4 & 5**

The Committee of the Whole recommends approval of the recommendation contained in the following report of the Director of By-law & Compliance, Licensing & Permit Services, dated April 5, 2016:

Recommendation

The Director of By-law & Compliance, Licensing & Permit Services, in consultation with the Deputy City Manager, Community Services recommends:

1. That EDCO EllisDon & Coco JV, agents of York Region Rapid Transit Corporation, be granted a noise exemption for a period of four years, in accordance with the City's Noise By-law 96-2006, for the purposes of construction activities associated with vivaNext Bus Rapid Transit H2-West (Highway 7 from Islington Avenue to Edgeley Boulevard) and H2-East (Centre Street from Highway 7 to Bathurst Street) for the period of April 5, 2016 through July 31, 2020; and
2. That this request for extension be granted with the following conditions:
 - 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 business owners include contact information for York Region Rapid Transit Corporation;
 - c) 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, banging of tailgates and to maintain equipment in good working order (including muffling devices) to minimize noise impacts;
 - d) Select travel routes that will assist in avoiding noise sensitive areas where possible; and
 - e) That no construction takes place on Sundays or Statutory Holidays.

Contribution to Sustainability

This noise exemption request is to support the vivaNext Bus Rapid Transit Project (BRT), contributing to accessible and frequent local transit service associated with vivaNext Bus Rapid Transit routes, supporting compact urban form and offering alternative modes of transportation.

Economic Impact

Adoption of this report has no adverse economic impact for the City.

Communications Plan

York Region Rapid Transit Corporation employs a comprehensive communications program to keep residents and businesses informed of the work schedule in advance by means of newsletter mailings, e-mail bulletins, face-to-face meetings, social media posts, electronic variable message

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signs, as well as providing a dedicated liaison that works closely with the community and those within the construction zone. York Region Rapid Transit Corporation has provided copies of previously used notices for this project (Attachment No. 1).

Purpose

This report is to request Council approval of a request from EDCO (a joint venture between EllisDon & Coco Paving) for a noise exemption to By-law 96-2006.

Background - Analysis and Options

The City of Vaughan Noise By-law 96-2006 delegates authority to grant noise exemptions for construction purposes up to eleven days to the Department Head/Director of By-law & Compliance, Licensing & Permit Services.

EDCO, an agent of York Region Rapid Transit Corporation has written to City of Vaughan By-law & Compliance, Licensing & Permit Services requesting an exemption to the City's Noise By-law for the purposes of construction in connection with the H2-West and H2-East vivaNext BRT Project (Attachment No. 2).

The scope of this phase of the vivaNext BRT Project consists of road resurfacing, sewer crossings, traffic staging (including traffic signal modifications and line painting), safe access/egress and to allow for deliveries for the installation of bus lanes associated with bus transit routes. The after hours construction activities are requested in order to minimize impacts to surrounding businesses, vehicular and pedestrian traffic, limit the need of daytime driveway closures and utility service disruptions.

Construction work activities that will occur outside of the Noise By-law restrictions will include the use of conventional construction equipment such as excavators, backhoes, dozers, triaxle trucks, paving equipment, line painting equipment, utility bucket trucks, etc.

Noise Mitigation

The Applicant will be required to minimize idling of construction vehicles, avoid unnecessary revving of engines, banging of tailgates and use of airbrakes, as well as be required to maintain equipment in good working order (including the use of muffling devices) to minimize noise impacts and to select travel routes to avoid noise sensitive areas where possible.

Relationship to Term of Council Service Excellence Strategy Map (2014-2018)

This noise exemption is directly related to the Term of Council Priority and Service Excellence Strategy Map by:

- 1) Continuing to develop transit options to get around the City;
- 2) Improve municipal road network;
- 3) Invest, renew and manage infrastructure and assets.

Regional Implications

The proposed work is being carried out by York Region Rapid Transit Corporation (vivaNext) and its agents (EDCO).

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Conclusion

This request for noise exemption is necessary municipal work in connection with the H2-West and H2-East vivaNext BRT Project. The request exceeds the delegated authority of the Director of By-law & Compliance, Licensing & Permit Services; therefore, Council authorization for the exemption to the By-law is required to permit EDCO to proceed as planned.

Attachments

1. York Region Rapid Transit Corporation (vivaNext) – Communication Program Information
2. Letter of Intent EDCO (EllisDon & Coco JV)
3. Project Maps

Report prepared by:

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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.)