



DEVELOPMENT AND INFRASTRUCTURE SERVICES – ENGINEERING SERVICES
TOWN OF NEWMARKET
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June 23, 2014

**DEVELOPMENT AND INFRASTRUCTURE SERVICES REPORT
ENGINEERING SERVICES 2014-45**

TO: Council

SUBJECT: Oxford Homes Residential Subdivision – Phase 1C
Valley Green Trail
Petition – Sidewalk Removal

ORIGIN: Director, Engineering Services

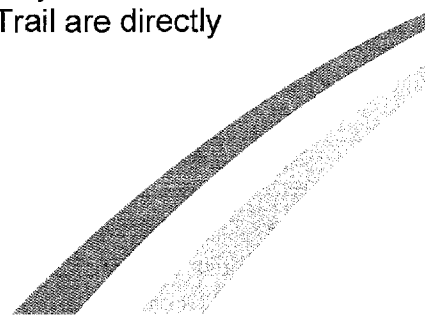
RECOMMENDATIONS

THAT Development and Infrastructure Services Report – Engineering Services 2014-45 dated June 23, 2014 regarding Oxford Homes Residential Subdivision – Phase 1C, Valley Green Trail, Petition – Sidewalk Removal, be received and the following recommendation(s) be adopted:

- 1. THAT the attached petition (Schedule A) dated June 12, 2014 from residents of Valley Green Trail and Emily Grove be received;**
- 2. AND THAT the proposed sidewalk that was previously approved by Council, continue to be constructed in accordance with the Subdivision Agreement and approved plans;**
- 3. AND THAT the residents who have signed the petition be provided with a copy of the report.**

COMMENTS

The Town is in receipt of a petition from the residents of 3 households (#772, #774 and #776) on Valley Green Trail requesting to not construct the remaining portion of the approved sidewalk fronting these three properties. The petition is signed by ten residents of Emily Grove and six residents of Valley Green Trail. Three of the six residents of Valley Green Trail are directly affected by the sidewalk, as it crosses their frontage.



Most of the approved sidewalk on Valley Green Trail has already been constructed from Saw Mill Valley to the rear lot line of 772 Valley Green Trail (see Schedule 'B'), where it has been temporarily halted to accommodate the developer's construction schedule. The last section of the sidewalk is to be completed this summer from its current temporary termination point, across the remaining three properties (#772, #774 and #776, which are the subject of the petition) to Emily Grove, thereby providing accessibility and a pedestrian connection now and into the future for the entire neighbourhood.

The Town approved the subdivision design and entered into a Subdivision Agreement for Phase 1C of the Oxford Homes Residential Subdivision in March, 2006. The Developer is currently undertaking the approved works to complete the subdivision which includes, among other works, final grading and construction of the remaining section of the approved 1.5 meter concrete sidewalk.

The section of sidewalk that is the subject of this petition was included as part of the overall subdivision design and is in keeping with the Town's Sidewalk Policy (Policy No. PWES 1-01) and the Town's Engineering Design Standards and it is consistent with the principles of accessibility as per the "Accessibility for Ontarians with Disabilities Act, 2005" (AODA).

Staff recommends that the remaining section of sidewalk be constructed as per the Subdivision Agreement and approved plans and for the following reasons:

- the Town has already approved the subdivision design;
- the sidewalk has already been authorized by Council through its approval of the Subdivision Agreement;
- the Developer has already received authorization to complete the sidewalk in accordance with the subdivision plans;
- there was public consultation through the statutory public meeting for both the zoning by-law and draft plan of subdivision;
- the sidewalk conforms to the Town's sidewalk policy;
- the sidewalk is consistent with the principles of accessibility as per the "Accessibility for Ontarians with Disabilities Act, 2005" (AODA);
- most of the sidewalk has already been constructed and the only remaining section to complete is in front of 3 opposing households; and
- it would not be logical to end the sidewalk abruptly a mere 3 lots away from where it would service all of the residents who live on Emily Grove.

BUSINESS PLAN AND STRATEGIC PLAN LINKAGES

Well-planned and connected...strategically planning for the future to improve information access and enhance travel to, from and within Newmarket.

CONSULTATION

A statutory public meeting was held for both the zoning by-law and draft plan of subdivision when they were approved in 2000.

BUDGET IMPACT

Operating Budget (Current and Future)

Construction of the approved sidewalk will not have any impact on the Operating Budget, as the noted section of sidewalk would be maintained during the winter by the fronting property owners, as per Town policy and by-law.

Capital Budget

There would be no immediate impact on the Capital Budget, as construction of the approved sidewalk would be undertaken by the Developer at its sole cost, as per the Subdivision Agreement.

CONTACT

For more information on this report, contact Rachel Prudhomme at 905-953-5300 extension 2501; rprudhomme@newmarket.ca



Rachel Prudhomme, M.Sc., P.Eng.,
Director, Engineering Services



Rob Prentice,
Commissioner of Development and Infrastructure Services

SCHEDULE A

Thursday June 12th, 2014

Town of Newmarket
395 Mulock Drive
P.O. Box 328 Station Main
Newmarket, ON L3Y 4X7

Oxford Homes
17665 Leslie Street
Newmarket, ON L3Y 3E3

RE: Oxford Homes Community – Removal of proposed side walk in front of lot 24, 25 & 26

To whom it may concern,

We are writing this letter in regards to the proposed side walk to be implemented in front of Lots 24, 25 and 26 of Oxford Homes Community, Coventry Valley in Newmarket. The affected homes are located at

We, the owners of the above properties have agreed that would like this side walk removed from the site plan as it does not serve any functional purpose in the neighborhood and as such looks out of place and awkward.

We have been notified by Oxford Homes that to complete this request, we must submit this letter to you, the Town of Newmarket for approval. We have canvassed the neighborhood and affected properties and received signatures from all home owners, including the Emily Grove condo street that we all agree to have this side walk removed from the plan and therefore no side walk within the Valley Green Court.

Please find home owner signatures and address below (and attached). We trust that you will accept this. Please contact us should you have any questions.

We agree that we would like the proposed Side walk in front of Lots 24, 25 and 26 (772, 774 and 776 Valley Green Trail) to be removed from the site plan and not installed:

Mike & Karen Traynor -

Karen Traynor

Demitrio & Diana Surace -

Diana Surace

Maureen Farr

Maureen Farr

Joe and Kristen Senay

Kristen Senay
110010 C560244

71 Coburn

Jim and Daniela Baileau

Hubo Markovski

Schedule B
ES2014-45