

Your Worship, Councillors, and staff:

I am here today to discuss your by-law 2010-40 and specifically section 5.8.2 regarding parking of trailers and recreational vehicles as it pertains to zones R1 and R2

Your bylaw, which was first applied in the early 1980's, allows for parking these vehicles on the interior side yards which, considering the size of most lots, cannot be done. It also allows for temporary parking of 72 total hours in any one calendar month.

Issues:

- 1) How can it be enforced? And how is it enforced?
- 2) In order to prove that a trailer or recreational vehicle is in contravention the data required would have to include 72 hours per site per month.
- 3) These trailers/residential vehicles are licensed under the Highway traffic act and can therefore be parked on streets where parking is allowed. This could in part circumvent the 5.8.2 rule. This could create issues with the travelled portion of the road adding more problems than anyone wishes to have. Taking away parking is not the answer to this either and would be seen as an attempt to enforce your by-law without justification.
- 4) This By-Law is discriminatory. This is a complaint driven By-Law. As such people can park their trailer/recreational vehicle as long as no one complains whereas others can't. This is totally discriminatory and creates neighbor disputes that are unnecessary.
- 5) In one afternoon we travelled less than  $\frac{1}{4}$  of Newmarket and witnessed in excess of 250 violation of rule 5.8.2. Because of the timing of this survey the majority of these violations was related to summer activities and includes very few winter related infractions (i.e. Snowmobile trailers). If the Town received complaints from everyone on those streets how would you enforce the By-law? As mentioned before a minimum of 72 hours per month per infraction would be required. If any of those decided to fight it in court the time allotted would increase dramatically.
- 6) What is the purpose of the by-law? I could not see any reference in the by-law as to the purpose of this section. In our own situation there are no safety issues as the trailer is well back from the road and in fact another vehicle can be parked in front of the trailer and not cause any traffic site line issues.
- 7) I have been informed by someone in the Town's By-Law department that utility trailers are currently exempt from this rule. Why is this the case? This seems to be another situation of discrimination as these trailers can also be used for recreational purposes such as hauling ATV's or snowmobiles.
- 8) Economically speaking this could have an impact on local businesses that sell these vehicles and accessories, not to mention fuel in both the vehicles doing the towing and the possible fuel requirements of the items being towed. If we have no plausible way of having them on our property then we and others may not be able to own them.

While researching By-Law data we began discussing the rigidity of 5.8.2 and feel the By-Law could be relaxed to some degree. Possibly by allowing a single trailer of a certain size limit to be parked on the front yard provided it is on a driveway and does not obstruct the sidewalks or roadway. We began looking at neighboring communities and discovered on such community, Bradford West Gwillimbury, had recently relaxed their restrictions on trailers and recreational vehicles in 2007. After speaking with Jacob Kaven, Planning Services Assistant for Bradford West Gwillimbury, we obtained a copy of that community's report of the planning department and have provided it for reference. As the document is available I won't waste any time other than to say we agree with the information as it pertains to possible changes to Newmarkets By-Law rule 5.8.2.

I'm sure the obvious question of 'what solution would I propose' exists in your minds. In response we have prepared a possible rough draft of a replacement to rule 5.8.2 and included it as such. We would be happy to be part of any discussions in the future to possibly assist the planning department with at least one perspective of the citizens of Newmarket.

In closing I would ask that section 5.8.2 of by-law 2010-40 be reviewed with the hopes that my concerns be considered. If the Council still believes that there should be rigid restrictions on such vehicles in residential areas I would suggest that you at least allow them on a seasonal basis based on usage. Perhaps to coincide with the parking By-Law related to snow removal which uses the dates November 1<sup>st</sup> and April 15<sup>th</sup>.

Thank you for your time.