

CITY OF TORONTO

City Clerk's Division

Minutes of the York Community Council

Meeting No. 4

Wednesday, April 28, 1999

The York Community Council met on Wednesday, April 28, 1999 in the Council Chamber, 2nd Floor, York Civic Centre, 2700 Eglinton Avenue West, at 9:37 a.m.

Members present: Councillor B. Saundercook, Chair
Councillor R. Davis
Councillor J. Mihevc (9:40 a.m. to 11:45 a.m.)
Councillor F. Nunziata

Confirmation of Minutes.

The Minutes of the York Community Council meeting held on March 30, 1999, were confirmed.

5.1 Recognition of Firefighters and Residents.

The following persons were in attendance at the York Community Council meeting for presentations in connection with the foregoing matter:

- Fire Chief Al Speed;
- Platoon Chief Costiac;
- Firefighter Joe Palmieri; and
- Firefighter Kim Oromond.

Firefighter Harry McIntyre and Mr. Michael Hotta sent their regrets for being unable to attend the aforementioned presentation.

On motion by Councillor Saundercook, the York Community Council presented Firefighters Joe Palmieri and Kim Oromond and resident Fred Mahood, with awards in recognition of their rescue efforts regarding a fire at an apartment building at 555 Oakwood Avenue on February 16, 1999.

(Clause No. 12(a), Report No. 5

9:55 a.m. The Community Council recessed for a reception.

10:25 a.m. The Community Council reconvened.

All members present.

5.2 Litigation - City of Toronto v. Wellington Insurance Co. and London Guarantee Insurance Co., Ontario Court (General Division) - Ward 27, York Humber.

The York Community Council had before it for consideration in camera, a confidential report (April 21, 1999) from the City Solicitor, respecting a litigation matter relating to the Development known as Charlton Settlement at 1400 Weston Road in Ward 27, York Humber, such report to remain confidential in accordance with the provisions of the Municipal Act.

On motion by Councillor Mihevc, the Community Council recommended to Council the adoption of the aforementioned confidential report.

(Clause No. 1, Report No. 5)

5.3 1400 Weston Road, Amendment to Subdivision Agreement - Riverboat Landing Subdivision; Applicant: B.G. Schickendanz Homes Ltd. Ward 27, York Humber.

The York Community Council had before it a report (April 26, 1999) from the Director, Community Planning, West District, providing information regarding recommended changes to the Subdivision Agreement and Master Development Concept Plan for an approved residential development of up to 2,150 units at 1400 Weston Road; and recommending that:

- (1) the revised Master Development Concept Plan (Appendix 4) be approved as it relates to the development and improvement of public spaces and blocks where residential development is permitted;
- (2) the Owner enter into an agreement, prepared in a form satisfactory to the City Solicitor, which incorporates provisions to amend the existing Subdivision Agreement with respect to revised plans, financial security amounts as noted in this report and any other matters deemed necessary;
- (3) Site Plan approval not be granted for any further residential development on the subdivision lands until the amending agreement noted in the preceding recommendation is entered into; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The following persons appeared before the York Community Council in connection with

the foregoing matter:

- Ms. Ella Jackson, Chair, Westpointe Foresight Group; and
- Ms. Marjorie Sutton, Mt. Dennis Community Association.

On motion by Councillor Nunziata, the Community Council recommended to Council the adoption of the aforementioned report.

Absent: Councillor Davis

(Clause No. 2, Report No. 5)

**5.4 52 Hyde Avenue, Zoning By-law Amendment Application
Temporary Use - Ward 27, York Humber.**

The York Community Council reports had before it the following reports and communications:

- (i) (March 3, 1999) from the Director, Community Planning, West District, providing information on lands for mixed industrial – residential purposes, on a temporary basis, not exceeding three years; and recommending that;
 - (1) the Community Council receive this report as information to be considered at the Public Meeting respecting the Temporary Use Zoning By-law; and
 - (2) should the Community Council give favourable consideration to the application, that Zoning By-law No. 1-83 be amended in accordance with the draft Zoning By-law, worded to the satisfaction of the Legal Division, attached as Schedule 1 to this report.
- (ii) (December 22, 1998) from the Director, Community Planning, West District, advising that the lands contain a two-storey block building housing two industrial workshops on the ground floor and four residential apartments on the second play, which previously were converted from commercial space without a building permit; that the rear yard contains metal-clad storage sheds extending the full width of the property; that in 1989, a Zoning By-law Amendment Application, proposing to permit the continuance of the existing four residential apartments on a temporary basis, was submitted by the property owner; that at a meeting of the former City of York Council on September 18, 1989, the Council agreed with the recommendation of the Planning and Economic Development Department and refused the application, based upon the site's inappropriate location and environment for residential uses; and recommending that the York Community Council refuse this application;

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- (iii) (April 28, 1999) from Mr. Danny Nardelli, 52 Hyde Avenue, advising that letters of support have been received from the neighbours and business owners on Hyde Avenue;
- (iv) (April 9, 1999) from Messrs. Franco Fernandez and Franco Martelli, F & F Auto Collision, 44 Hyde Avenue, advising that they are aware of the apartment units at 52 Hyde Avenue and have no objection; and that as a result of the presence of the tenants they have not experienced a break-in for some time;
- (v) (April 18, 1999) from Mr. John Louisetto, owner of 46 Hyde Avenue, stating that he has no problems with the apartments and neither do his tenants;
- (vi) (April 12, 1999) from FBM Building Materials, 6 Hyde Avenue, advising that they were not aware of the apartments until receiving notice of the Public Meeting, that they have not been bothered by the use and do not expect to be in the future;
- (vii) (April 12, 1999) from Mr. Danny Zoletta, P.P. Waxmen Scrap Metal, 36 Hyde Avenue, advising that the existence of the apartments does not interfere with the operation of their business, that the tenants ensure that children are not on the property at night, providing easier access for their trucks;
- (viii) (April 15, 1999) from Mr. Richard Aziz and Ms. Laura Aziz, owners of 48 and 50 Hyde Avenue, stating that they have no objection to the apartments on the second floor of this property; there have been no problems with the tenants; the property is better maintained since it is partially residential; and that there has been a reduction in security problems;
- (ix) (April 13, 1999) from Mr. Randy Voss, tenant at 52 Hyde Avenue; advising that he moved to Toronto to accept employment in the Lawrence Avenue/Keele Street area; that difficulties were experienced in locating affordable housing; that the units at 52 Hyde Avenue are comfortable, well lit, with laundry and parking facilities; easy access to transportation; and that he enjoys the accommodation;
- (x) (April 19, 1999) from Mr. Steve Martin, tenant at 52 Hyde Avenue, stating that the apartment is well maintained; the area is very quiet after business hours; the fact that it is a truck route is very convenient since he drives a tractor-trailer and sometimes has to park the vehicle on the premises;
- (xi) (April 14, 1999) from B. McDonald, tenant at 52 Hyde Avenue, advising that no problems have been experienced with the neighbors, noise and parking; that it is easily accessible to the TAC; is very pleased with the apartment unit; there is no vehicular traffic and the street is quiet; and

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- (xii) (April 14, 1999) from Ms. Tracy D'Acunto and Mr. Aurelio D'Acunto, tenants at 52 Hyde Avenue, stating that they are pleased with the living accommodation, the building is well maintained and the rent is reasonable.

The York Community Council:

- (i) also considered the above application on February 17, 1999; not approved the recommendation contained in the report dated December 22, 1998 from the Director, Community Planning, West District to refuse the application; and directed the Manager, Community Planning, West District, to schedule a Planning Act public meeting regarding this application; and
- (ii) held a statutory Public Meeting on March 30, 1999, in accordance with Section 34 of the Planning Act and that appropriate notice of this meeting was given in accordance with the Planning Act and the regulations thereunder; deferred consideration to its April 28, 1999 meeting and directed that no further public notice be given with respect to this rezoning by-law amendment application.

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- Mr. Danny Nardelli, owner of 52 Hyde Avenue, appeared before the Community Council in support of his application.

Councillor Saundercook appointed Councillor Davis Acting Chair, and vacated the Chair.

Councillor Saundercook moved:

That based on the findings of fact, conclusions and recommendations contained in the report dated March 3, 1999 from the Director, Community Planning, West District, and for the reason that the proposal is for a temporary use of the lands not exceeding three years, that the Zoning By-law Amendment Application submitted by Mr. Danny Nardelli be approved, subject to the conditions outlined in the referenced report.

Councillor Saundercook returned to the Chair.

Upon the question of the adoption

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For: Councillors Davis and Saundercook
Against: Councillor Nunziata
Abstained: Councillor Mihevc

The Chair ruled Councillor Mihevc's vote out of order having regard to the fact that he was not occupying his seat at the time the vote was called.

Upon the question that the ruling of the Chair be upheld, it was carried.

Councillor Mihevc left the room.

Upon the question of the adoption of the foregoing motion by Councillor Saundercook, the vote was taken as follows:

For: Councillors Davis and Saundercook
Against: Councillor Nunziata

Motion carried.

Absent: Councillor Mihevc

(Clause No. 3, Report No. 5)

**5.5 Tree Removal By-law
Ward 27, York Humber and Ward 28, York Eglinton.**

The York Community Council had before it a report (April 13, 1999) from the Manager, Parks and Recreation, West District, attaching a list of locations where trees on City property have either been removed or are in need of removal and the reasons for the request; advising that in each case where a tree has been removed, the resident has agreed to permit the City to plant a replacement tree; and recommending that:

- (1) the Legal Services Division be requested to prepare a by-law for the removal of City-owned trees;
- (2) forestry staff begin removal and planting; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

LIST OF TREES FOR REMOVAL

<u>Address</u>	<u>Description</u>	<u>Reason for Tree Removal</u>
Cedric Avenue (160)	One (1) Manitoba Maple tree	Tree was damaged in storm
Church Street (153)	One (1) Norway Maple tree	Tree is in poor condition
Durie Street (599)	One (1) Norway Maple tree	Tree is dead
Glenholme Avenue (150)	One (1) Silver Maple tree	Tree is dead
Strathearn Road (19)	One (1) Sugar Maple tree	Tree is dead

**On motion by Councillor Nunziata, the Community Council
recommended to Council the adoption of the aforementioned report.**

(Clause No. 4, Report No. 5)

**5.6 134 Belgravia Avenue, Possible Damage to House by City-Owned Tree
Ward 28, York Eglinton.**

The York Community Council had before it a report (April 7, 1999) from the Commissioner, Economic Development, Culture and Tourism, advising that a communication was received by Councillor Joe Mihevc from the property owner at 134 Belgravia Avenue who wishes a healthy City owned tree removed and claims its roots have damaged the building's foundation; that in August 1998, Mayor Lastman's office was advised of this issue and on March 3, 1999, the site was re-inspected by the Forestry staff; that there are 4 trees at this address; that fronting the property is a privately owned 35 cm diameter Spruce in fair to poor condition and a 66 cm diameter City owned Norway Maple also in fair condition; that flanking the property is a 66 cm diameter City owned Norway Maple and a 99 cm City owned Silver Maple, both in good condition; that all trees at this address are maintainable and do not require any work at this time and do not qualify for removal; that forestry staff did not note any structural damage to the house from the exterior or interior and as suggested by the previous inspection, interior water damage may be caused by poor surface run off, drainage and/or a blockage in the subsurface (weeping tile) drainage; that staff recommended to the property owner(s) that:

- (1) they investigate the probability of failing weeping tiles, proper surface run off and proper directing of the eaves trough downspout and sealing of the wall and walkway junction: and
- (2) they excavate one metre out from the house foundation where the alleged damage is, exposing tree roots that are allegedly causing damage, for possible root pruning by City Forestry staff;

that City Urban Forestry staff have been unable to substantiate the property owner's claims of property damage caused by roots from City trees and that the City trees fronting this property remain viable and do not qualify for removal; that removal of trees for claims such as this would set an undesirable precedent and could lead to many thousands of trees being removed within the City; and recommending that no City trees be removed.

On motion by Councillor Mihevc, the Community Council recommended to Council the adoption of the aforementioned report.

(Clause No. 5, Report No. 5)

**5.7 Appeal of Committee of Adjustment Decisions
34 Claxton Boulevard - Ward 28, York Eglinton; and
88 John Street - Ward 27, York Humber.**

The York Community Council had before it a report (April 9, 1999) from the Director, Community Planning, West District, providing information on appeals of Committee of Adjustment decisions which have been appealed to the Ontario Municipal Board for the

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following:

- (i) Address: 34 Claxton Boulevard (Ward 28, York Eglinton)
Applicant: Anthony Gagliano
Appellant: Veronica Jacobs, 36 Claxton Boulevard
Hearing date: To be determined by the OMB

Application: A-16/99YK; the applicant proposes to demolish an existing dwelling and to construct a new two storey detached dwelling with below-grade parking; that variances were requested to the minimum front yard setback, maximum floor space index, minimum side yard setback and minimum front yard green landscaped open space provision of Zoning By-law Nos. 1-83 and 3623-97; that the Committee of Adjustment on March 16, 1999 granted variances subject to conditions that require the applicant to obtain necessary permits for curb ramps, to obtain a building permit prior to starting any structural alterations to the building and to comply with the Ontario Building Code; required that roof water be directed onto the property and away from abutting properties; and that the Planning Department had no objections to the application;

- (ii) Address: 88 John Street (Ward 27, York Humber)
Applicant: Caron Ann and James D. Coon
Appellant: John Gribben, 125 Rosemount Avenue
Hearing Date: To be determined by the OMB

Application: A-17/99YK; the applicant proposes to maintain and to legalize the side/rear open deck which was constructed in 1975 without proper authorization; that variances were requested to the minimum side yard setback provisions of Zoning By-law No. 1-83 and 3623-97; that the Committee of Adjustment on March 16, 1999 granted the variances subject to conditions that require the portions of the deck that encroach into the required east side yard to be removed to the satisfaction of the Building Division; and that the applicant obtain a building permit prior to constructing the side entrance platform, if required, and to comply with the Ontario Building Code; and that the Planning Department had no objections to the application;

that these appeals were reviewed by staff who did not object to the applications; that Legal and staff representation at the Ontario Municipal Board is therefore not warranted for these appeals; and recommending that Legal and staff representation not be provided for the appeals regarding application numbers A-16/99YK for 34 Claxton Boulevard and A-17/99YK for 88 John Street.

**On motion by Councillor Mihevc, the Community Council
recommended to Council the adoption of the aforementioned report.**

(Clause No. 6, Report No. 5)

**5.8 McRoberts Avenue from St. Clair Avenue West
to Rogers Road - Proposed Installation of Speed Humps
Ward 28, York Eglinton.**

The York Community Council had before it a report (April 22, 1999) from the Director, Transportation Services, District 1, to the Toronto Community Council and the York Community Council, providing information on the proposed installation of speed humps on McRoberts Avenue between St. Clair Avenue West and Rogers Road; and recommending that:

- (1) approval be given to alter sections of the roadway on McRoberts Avenue, from St. Clair Avenue West to Rogers Road, for traffic calming purposes as described below, with implementation subject to the favourable results of polling of affected residents pursuant to the policy related to speed hump installation as described in the text of this report:

“The construction of speed humps on McRoberts Avenue from St. Clair Avenue West to Rogers Road, generally as shown on the attached print of Drawing No. 421F-5354, dated March, 1999”;

- (2) Works staff be authorized to conduct the required poll on both portions of McRoberts Avenue, that being the portion in the Toronto Community Council area and the portion in the York Community Council area;
- (3) the speed limit be reduced from 40 kilometres per hour to 30 kilometres per hour on McRoberts Avenue from St. Clair Avenue West to Rogers Road coincident with the implementation of speed humps; and
- (4) the appropriate City Officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Mihevc, the York Community Council recommended to Council the adoption of the aforementioned report.

(Clause No. 7, Report No. 5)

**5.9 2007 Lawrence Avenue W. Unit 14, Robinson Crusoe Restaurant,
Application for a Liquor Licence - Ward 27, York Humber.**

The York Community Council had before it a report (April 14, 1999) from the City Clerk providing departmental comments on the subject application; and recommending that authorization be provided to forward these comments to the Alcohol and Gaming Commission of Ontario:

On motion by Councillor Nunziata, the Community Council recommended to Council that:

- (1) Council deem the issuance of this Liquor Licence to be contrary to the public interest; and**
- (2) authorize the City Clerk or her designate, to complete and sign the "Municipal Information" form and forward the form with Council's decision to the Alcohol and Gaming Commission of Ontario.**

For: Councillors Nunziata, Mihevc and Saundercook

Against: Councillor Davis

Motion carried.

(Clause No. 8, Report No. 5)

5.10 2446-2448 Bloor Street West, "The Fan", "Billy Bob's" and the "Wedgewood Restaurant" - Ward 27, York Humber and Ward 19, High Park.

The York Community Council had before it the following motions and communication:

- (i) Motion by Councillor Nunziata:

WHEREAS notwithstanding the objections of local residents, the Alcohol and Gaming Commission has ruled in favour of the Wedgewood Restaurant receiving a liquor licence for their sidewalk patio; and

WHEREAS the local residents, as a result of this decision, expect to experience an increase in the disruptive patrons to the Wedgewood Restaurant; and

WHEREAS the Wedgewood Restaurant has now also applied for a building permit to construct a third floor patio, which will further increase the number of patrons to the restaurant;

THEREFORE BE IT RESOLVED that City Council express its opposition to the

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construction of the third floor patio at 2446-2448 Bloor Street West, and to the issuance of any liquor licence for this patio.

Councillor Davis moved, that leave be granted to introduce the following motion by Councillor Saundercook, which was carried.

(ii) Motion by Councillor Saundercook:

WHEREAS the Alcohol and Gaming Commission of Ontario has granted a cafe liquor licence to "The Fan" and "Billy Bob's" at 2446-2448 Bloor Street West, to serve 26 additional customers; and

WHEREAS this establishment currently has a capacity of approximately 750 customers, well above the approximate maximum of 100 customers for other licensed establishments in the neighbourhood; and

WHEREAS the local residents do not support any further expansions to this establishment; and

WHEREAS a licensed rooftop patio would cause significant further disturbances to the neighbourhood and would not be in the public interest; and

WHEREAS subsection 6(2)(h) of the Liquor Licence Act ("the Act") provides that an applicant is entitled to be issued a licence to sell liquor, except if the licence is not in the public interest, having regard to the needs and wishes of the residents of the municipality in which the premises are located; and

WHEREAS section 7.1 of Regulation 719 under the Act states that, in the absence of receiving submissions to the contrary, the Board shall consider a resolution of the Council of the municipality, in which are located the premises for which a person makes an application to sell liquor or holds a licence to sell liquor, as proof of the needs and wishes of the residents of the municipality for the purposes of clause 6(2)(h) of the Act;

THEREFORE BE IT RESOLVED that City Council request the Alcohol and Gaming Commission not to grant any liquor licences for the establishment at 2446-2448 Bloor Street West; and

(iii) (April 24, 1999) from Mr. Ian Anderson, Toronto, to Councillor Bill Saundercook, forwarding a copy of the decision of the Alcohol and Gaming Commission, approving an application by the Wedgewood Restaurant for an

additional licensed area for a sidewalk patio; and advising that the Commission felt that without evidence of disciplinary action by the police or the Commission, that the Wedgewood Restaurant was operating satisfactorily; that any problems regarding noise, disturbances, etc. were to be dealt with by by-law inspectors or the police; that the restaurant has a building permit for a third floor rooftop patio and construction has started; and requesting that the York Community Council pass a motion objecting to the additional number of patrons who will be virtually in the backyards of many local residents.

Upon the question of the adoption of Councillor Saundercook's motion, Councillor Davis in amendment, moved:

That the word "additional" be inserted between the words "any" and "liquor licences", and that the words "or expansion of existing liquor licences" be inserted after the words "liquor licences" on the second line of the operative paragraph of Councillor Saundercook's motion, to read as follows:

THEREFORE BE IT RESOLVED that City Council request the Alcohol and Gaming Commission not to grant any additional liquor licences, or expansion of existing liquor licences, to the establishment at 2446-2448 Bloor Street West; and

that the following be added as a second operative paragraph:

AND BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Toronto Community Council for their records.

Motion carried.

Upon the question of the adoption of Councillor Saundercook's motion, as amended by Councillor Davis, it was carried.

Absent: Councillor Mihevc

Upon the question on the adoption of Councillor Nunziata's motion, Councillor Davis in amendment moved:

That the following be added as a second operative paragraph to Councillor Nunziata's motion:

AND BE IT FURTHER RESOLVED that a copy of this resolution be also forwarded to the Toronto Community Council with a request that the Community Council express its objection to the issuance of a building permit for the construction of the third floor patio.

Motion carried.

Upon the question of the adoption of Councillor Nunziata's motion, as amended by Councillor Davis, it was carried.

Absent: Councillor Mihevc

On motion by Councillor Davis, the Community Council received the aforementioned communication from Mr. Ian Anderson.

(Clause No. 9, Report No. 5)

5.11 100th Anniversary of Kodak Canada Inc., Request to Display Banners on City Property - Ward 27, York Humber.

The York Community Council had before it the following motion by Councillor Saundercook:

WHEREAS Kodak Canada Inc. is celebrating its 100th Anniversary in Canada this year; and

WHEREAS Kodak Canada Inc. has been a valued member of the business community in York Humber and York Eglinton; and

WHEREAS Kodak Canada Inc. has made significant contributions to the community; and

WHEREAS Kodak Canada Inc. is requesting the display of two (2) banners, measuring 4 ft. by 17 ft. on the following City locations adjacent to their property:

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- (1) on the east side of the Photography Drive bridge, over Eglinton Avenue West; and
- (2) on the west side of the railway bridge, over Eglinton Avenue West;

THEREFORE BE IT RESOLVED that City Council approve the request of Kodak Canada Inc. for the installation of two (2) banners at the above locations.

Councillor Saundercook appointed Councillor Davis Acting Chair and vacated the Chair.

On motion by Councillor Saundercook, the Community Council:

- (1) recommended to Council the adoption of the aforementioned motion; and**
- (2) requested the Commissioner of Works and Emergency Services, to meet with representatives of Kodak Canada Inc. with a view to accommodating Kodak's request in accordance with procedure.**

Councillor Saundercook returned to the Chair.

(Clause No. 10, Report No. 5)

5.11 Harmonization of Water and Water Pollution Control Rates.

The York Community Council had before it a report (March 22, 1999) from the Chief Financial Officer and Treasurer to the Budget Committee advising that this report, in conjunction with the Background Study attached as Appendix "A", presents a review of the current practices and rate structure respecting the water and wastewater program, and recommends a strategy towards a harmonized rate structure across the new city; that Option (1) considers the impacts of harmonizing to the average rate for all users; Option (1A) attempts to mitigate the annual impact to all customer profiles by phasing-in the harmonized rate over several years; Option (2) attempts to define a rate structure that mitigates the impacts to the high-volume customers, and in particular, the Scarborough high-volume customers; Option (3) presents an alternate approach that considers various rate structures for various customer classes; and recommending that:

- (1) the pricing strategy as outlined under Option (3) be adopted and implemented effective September 1, 1999; specifically, the combined water and sewer rate for accounts paid on or before the due date be based on volume of water consumed as set out in columns (1) Monthly Volume Consumed, (2) Water Charge (\$/M3), (3)

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Sewer Charge (\$/M3), (4) Combined Rate to be Charged if not paid on or before due date (\$/M3), and (5) Discounted Rate if paid on or before due date (\$/m3);

- (2) with respect to the harmonization of the early payment discount, the combined water and sewer rate for all accounts paid in full on or before the due date indicated on the bill be subject to a discount of 5.0 percent on the price per cubic metre of water, with the discounted price being shown under column (5) of Recommendation (1);
- (3) with respect to Sewer Surcharge Rebates and private Water Works Agreements:
 - (a) Section (4) of Article 1 of Chapter 292 of the Municipal Code of the former City of Toronto, which provides for a rebate of the sewer surcharge to certain customers in the former municipality of Toronto, be repealed, and By-law No. 32-93 of the former Municipality of Metropolitan Toronto be amended to provide for the rebate of the sewer surcharge to qualifying customers in any of the former municipalities, and that the rebate for 1999 be based on the cost of sewage treatment of \$0.3858 per cubic metre;
 - (b) By-law No. 32-93 of the former Municipality of Metropolitan Toronto be further amended to provide for a rebate of 55.85 percent of the retail rate charged to those customers receiving water services from the City and with a private septic system that is not connected to the sewer system; and
 - (c) Section (5) of Article 1 of Chapter 292 of the Municipal Act of the former City of Toronto, respecting a charge where sewage flow exceeds water usage, be repealed, and By-law No. 96-80 of the former Municipality of Metropolitan Toronto be amended to reflect both the cost of local sewage collection and treatment, and that this cost be set at 55.85 percent of the retail rate;
- (4) with respect to flat rate accounts, the Chief Financial Officer and Treasurer report back in July 1999, in regards to a harmonization strategy for flat-rate accounts; and
- (5) the necessary City officials be authorized and directed to give effect thereto.

The following persons appeared before the Community Council in connection with the foregoing matter:

- Mr. Gerard Lyons, Proctor and Gamble; and
- Mr. Lorne Berg, Executive Director, Black Creek Business Area Association.

On motion by Councillor Nunziata, the Community Council:

- (1) **requested the Chief Financial Officer and Officer to meet with representatives of Proctor and Gamble and Kodak Canada Inc. to advise them on the Option that was approved by Council, and on the impact this decision would have on industries; and**
- (2) **received the aforementioned report.**

Absent: Councillor Mihevc

(Clause No. 12(b), Report No. 5)

**5.12 501 Alliance Avenue, Unit 2, Ambiance Banquet Hall,
Application for a Liquor Licence for an Outdoor Patio -
Ward 27, York Humber.**

The York Community Council had before it a report (April 14, 1999) from the City Clerk, providing departmental comments on this application; and requesting authorization to forward these comments to the Alcohol and Gaming Commission of Ontario.

On motion by Councillor Nunziata, the Community Council deferred consideration of the aforementioned report to its next meeting, pending receipt of additional information from staff after a site inspection.

Absent: Councillor Davis

(Clause No. 12(c), Report No. 5)

**5.13 Poll Results - Proposal to Implement On-Street Permit Parking
on Humberhill Avenue - Ward 27, York Humber.**

The York Community Council had before it a report (March 23, 1999) from the City Clerk providing the results of a poll conducted of the residents on Humber Hill Avenue; advising that 9 residents were polled, 5 replies or 56% were received, 3 or 60% were in

favour, 2 or 40% were opposed; and requesting direction of the Community Council.

Councillor Saundercook appointed Councillor Davis, Acting Chair, and vacated the Chair.

On motion by Councillor Saundercook, the Community Council:

- (1) requested the City Clerk to re-poll the residents on Humberhill Avenue; and**
- (2) received the aforementioned report.**

Councillor Saundercook returned to the Chair.

Absent: Councillor Mihevc

(Clause No. 12(d), Report No. 5)

5.14 Poll Results - Proposal to Implement On-Street Permit Parking on Romanway Crescent between Wright Avenue and Plainfield Road - Ward 27, York Humber.

The York Community Council had before it a report (March 23, 1999) from the City Clerk, providing the results of a poll conducted of the residents on Romanway Crescent; advising that 40 residents were polled; 21 replies or 53% were received, 7 or 33% were in favour, 14 or 67% were opposed; and requesting direction of the Community Council.

On motion by Councillor Nunziata, the Community Council received the aforementioned report.

Absent: Councillor Mihevc

(Clause No. 12(e), Report No. 5)

5.15 Poll Results - Proposal to Implement On-Street Permit Parking on Sykes Avenue between Weston Road and Denison Avenue - Ward 27, York Humber.

The York Community Council had before it a report (March 24, 1999) from the City Clerk, providing the results of a poll conducted of the residents on Sykes Avenue between Weston Road and Denison Avenue; advising that 31 residents were polled; 14 replies or 45% were received, 2 or 14% were in favour, 12 or 86% were opposed; and requesting direction of the Community Council.

On motion by Councillor Nunziata, the Community Council received

the aforementioned report.

Absent: Councillor Mihevc

(Clause No. 12(f), Report No. 5)

5.16 Request for Traffic Calming Measures on Northcliffe Boulevard at St. Clare Elementary School - Ward 28, York Eglinton.

The York Community Council had before it a communication (March 17, 1999) Councillor J. Mihevc, advising that the Vice Principal of St. Clare School has expressed concerns for the safety of the children as the school bus drop off is on the east side of the street, requiring the children to cross to the west sidewalk for their entrance to the school; and requesting that staff report on the feasibility of (a) installing a crosswalk near 127 Northcliffe Boulevard; (b) constructing two speed humps in front of the school entrance and in front of 125 Northcliffe Boulevard; and (c) implementing 'No Parking' restrictions, should a crosswalk be installed.

On motion by Councillor Mihevc, the Community Council requested the Director, Transportation Services, District 1, to report on the suggestions in the aforementioned communication.

(Clause No. 12(g), Report No. 5)

5.17 Request for Two-Hour Parking Limit on Peveril Hill North - Ward 28, York Eglinton.

The York Community Council had before it a communication (April 6, 1999) from Councillor J. Mihevc, advising that residents on Peveril Hill North are requesting parking on this street for two-hour limits, from 9:00 a.m. to 5:00 p.m.; requesting that staff investigate and report on this proposal, and should it be feasible, that a poll be conducted of the residents on the street.

On motion by Councillor Mihevc, the Community Council requested the Director, Transportation Services, District 1, to report on the proposal in the aforementioned communication.

(Clause No. 12(h), Report No. 5)

5.18 Litter Receptacles - Ward 28, York Eglinton.

The York Community Council had before it a communication (March 29, 1999) from Councillor J. Mihevc, advising that complaints have been received regarding the infrequency with which litter receptacles are being emptied resulting in garbage strewn on the street; and forwarding a memorandum (March 19, 1999) from K. Boyd, Works and Emergency Services to R. Helary advising that the York Parks Department installed special litter receptacles at various locations in the former City of York which were anchored to a concrete base; that they are designed to have a removable container inside to facilitate the dumping of litter but that the liners at a few locations are missing and the interior of the receptacles are full of refuse, most of which is household waste and not litter; that staff have collected the garbage around the containers but for health and safety reasons the crews will not reach in to remove the refuse inside; that some locations are being used as a dumping location for household waste; that staff at York District are looking into replacing the liners and into ways of locking down the lids on the receptacles; and that staff will continue to collect the overflow of refuse until corrective measures are in place.

On motion by Councillor Mihevc, the Community Council requested the Manager, Parks and Recreation, West District, to report on a resolution to the situation as stated in the aforementioned communication.

(Clause No, 12(i), Report No. 5)

**5.19 Grass Cutting and Planting of Flower Beds -
Ward 27, York Humber and Ward 28, York Eglinton.**

The York Community Council had before it a report (April 6, 1999) from the Commissioner, Economic Development, Culture and Tourism, providing information requested by the York Community Council on:

- (a) the frequency of grass cutting and maintenance of special odd areas in Wards 27 and 28, compared to other areas across the City;
- (b) improvements to flowerbeds in the community; and
- (c) responsibility for cutting grass on major arterial roads and boulevards;

and recommending that the report be received for information.

On motion by Councillor Mihevc, the Community Council requested the Director, Parks and Recreation, West District, to submit a more detailed report with specific information with respect to the frequency of grass cutting, maintenance and scheduling.

Councillor Saundercook appointed Councillor Mihevc Acting Chair and vacated the Chair.

On motion by Councillor Saundercook, the Community Council requested the Director, Parks and Recreation, West District, to give consideration to locations other than the York Civic Centre, regarding improvements to the level of landscaping for flowerbeds located in the community, near parking lots and in Business Improvement Areas.

Councillor Saundercook returned to the Chair.

(Clause No. 12(j), Report No. 5)

5.20 Access to Councillors' Offices, York Civic Centre.

On motion by Councillor Nunziata, the Community Council requested the Commissioner of Corporate Services to take appropriate action with respect to resolving the inaccessibility to the Councillors' Offices, due to an inoperative button at the switchboard.

Absent: Councillor Mihevc

(Clause No. 12(k), Report No. 5)

The Community Council recessed at 12:05 p.m.

The Community Council reconvened at 7:05 p.m.

Members present: Councillor B. Saundercook, Chair
Councillor F. Nunziata

5.21 Request for Improved TTC Service in York Humber Ward 27, York Humber.

The York Community Council held a public consultation meeting to discuss the impact on the communities of York Humber and York Eglinton if transit service were reduced or eliminated; and had before it the following communications:

- (i) (April 28, 1999) from Mr. W. Buffet, Toronto Transit Commission, advising that the list of poor performing routes was prepared prior to the City Budget Committee making their final recommendations concerning the level of subsidy

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for the 1999 Operating Budget and that City Council approved a subsidy cut of much less than first proposed; that the TTC has no plans to proceed with any service cuts; and that staff would not be in attendance for the public consultation meeting;

- (ii) (April 26, 1999) from Mr. Barry Monaghan, President and CEO of West Park Hospital, 82 Buttonwood Avenue, advising that the York Community Council acknowledged the community's need for equitable access to health care services at West Park Hospital and that access was dependent upon public transportation and that the Community Council supported West Park Hospital's request for a bus stop at the hospital; that since then, the Toronto Transit Commission's Service Planning Department agreed that extension of the Symington 168 bus service to West Park Hospital during peak rush hours Monday to Friday met the TTC's financial standards, would add new customers to the TTC base; that with the endorsement of the Toronto Transit Commission in November, 1998, a six-month trial service period was inaugurated, which began on February 15, 1999 and that West Park was the last hospital in Toronto to receive TTC service; that the hospital was told by the TTC that ridership surveys taken twice during the six-month period would be used to determine the viability of the route; that West Park Hospital spent \$43,000. to renovate the entranceway to our hospital to permit the TTC bus to navigate our property, in consultation with TTC staff; that the hospital has also spent \$20,000. on promotion of the new route to clients, staff volunteers and the community, once again in consultation with the TTC, and has another \$20,000. committed for a Fall promotional campaign; that the hospital made this commitment because they believed that they would have a fair chance to develop ridership on this route and that the Toronto Transit Commission supported the principle of public access to health care; that the hospital did not know that the Symington 168 was a subsidized route, nor that the commission would consider eliminating service prior to the end of our pilot without consultation; and urging the York Community Council to strongly recommend to the TTC that it not eliminate service to West Park Hospital to allow the hospital the opportunity to develop the ridership on the 168 route as previously agreed.
- (iii) (March 4, 1999) from Councillor F. Nunziata, referring to the communication (March 3, 1999) from the Chair, Toronto Transit Commission, advising of the proposed elimination of poor performing routes due to subsidy reduction; expressing concern regarding the impact on the quality of service in the community; that the residents should be afforded an opportunity to voice their concerns prior to Council dealing with this matter; and requesting that this communication be placed on the agenda for discussion; and
- (iv) (March 3, 1999) from Councillor Moscoe, Chair, TTC to Toronto City Councillors submitting a list of poor performing routes that would be recommended for elimination if subsidies are reduced; including the following routes affecting Wards 27 and 28 which are identified with poor financial

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performance:

4 Annette (City Wards 19, 21, 23 and 27)

- Saturday service after 10:00 p.m. has already been reduced to once every 30 minutes, starting in November 1998. The financial performance of the revised service will determine whether further reductions or elimination are required.

126 Christie (City Wards 21, 23 and 28)

- All service would be eliminated, seven days a week.

33 Forest Hill (City Wards 22, 23 and 28)

- All service would be eliminated.

30 Lambton (City Wards 3, 19 and 27)

- Monday to Friday service from 9:00 a.m. to 3:00 p.m. would be reduced to once every 60 minutes or else would be eliminated.
- Saturday service from 6:00 a.m. to 10:00 p.m. would be reduced to once every 60 minutes or else eliminated.
- Sunday and holiday service from 9:00 a.m. to 7:00 p.m. would be reduced to once every 60 minutes or else would be eliminated.
- Sunday and holiday service after 10:00 p.m. would be eliminated.

- Monday to Saturday service after 10:00 p.m. and Sunday and holiday service after 7:00 p.m. has already been reduced to once every 60 minutes, starting in November 1998. The financial performance of the revised service will determine whether further reductions or elimination are required.

109 Ranee (City Wards 8, 22 and 28)

- Monday to Friday service from 9:00 a.m. to 3:00 p.m. and after 10:00 p.m. on Marlee Avenue would be eliminated.

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- Saturday, Sunday, and holiday service on Marlee Avenue would be eliminated.

168 Symington (City Wards 21 and 27)

- Service after 10:00 p.m. north of St. Clair Avenue West to Bicknell Loop, has already been eliminated; it last ran in February 1999.

The following persons appeared before the Community Council in connection with the foregoing matter:

- Ms. Sandra Melville, President, Warren Park Ratepayers Association, advised that the 71 Runnymede northbound bus to St. Clair Avenue West (Gunns Loop), Eglinton Avenue West and Industry Street should not be eliminated, as it provides service to small businesses and the St. Clair Market, that are not serviced by other routes;
- Mr. Barry Monaghan, President and CEO, West Park Hospital, and submitted a communication in regard thereto;
- Mr. Steve Price, Danier Leather, stated that the company has purchased 2650 St. Clair Avenue West for its head office, factory and main production facilities; that this location was selected as 25% of their customers and 55% of their employees use public transit; that St. Clair Avenue West continues to grow with development; that there is no service on the stretch between Runnymede Road and Scarlett Road to meet the needs of the business community; and requested that the TTC consider expanding service along this route;
- Mr. Lorne Berg, Executive Director, Black Creek Business Area Association, on behalf of the Learning Enrichment Foundation, advised that with the increase in employment in the area and the training facilities at the Learning Enrichment Foundation, that the TTC should give consideration to increasing service in this area.

On motion by Councillor Nunziata, the Community Council recommended to Council that:

- (1) City Council support the request of West Park Hospital for the Toronto Transit Commission to maintain the 168 Symington**

bus route to the hospital;

- (2) the Toronto Transit Commission be requested to:**
- (a) extend the Scarlett Road bus route to provide service on St. Clair Avenue West between Runnymede Road and Scarlett Road; and**
 - (b) expand the service in the area of Industry Street/Black Creek Drive/Weston Road, in view of the increase in employment opportunities and the training facilities at the Learning Enrichment Foundation on Industry Street.**

Absent: Councillors Davis and Mihevc

(Clause No. 11, Report No. 5)

The Community Council adjourned at 7:30 p.m.

Councillor B. Saundercook
Chair