

THE CITY OF TORONTO

Clerk's Department

Minutes of the Meeting of The North York Community Council

Wednesday, February 18, 1998.

The North York Community Council met on Wednesday, February 18, 1998, in the Council Chamber, North York Civic Centre, commencing at 10:00 a.m.

Members Present:

Councillor Berger, Chair
Councillor Augimeri
Councillor Chong
Councillor Feldman
Councillor Filion
Councillor Flint
Councillor Gardner
Councillor King
Councillor Li Preti
Councillor Mammoliti
Councillor Minnan-Wong
Councillor Moscoe
Councillor Sgro
Councillor Shiner

Confirmation of Minutes

On motion by Councillor Moscoe, North York Spadina, the Minutes of the meeting of the North York Community Council held on January 21, 1998, were confirmed.

23. Designation By-laws - The Joseph Shepard House/Dempsey Brothers Store, 250 Beecroft Road - Ward 10 - North York Centre and Jolly Miller Tavern, 3885 Yonge Street - Ward 9 - North York Centre South.

The North York Community Council had before it a report (February 4, 1998) from Beth Hanna, Manager, Culture Branch, Parks and Recreation Department recommending that by-laws be enacted to provide for the designation of the Joseph Shepard House/Dempsey Brothers Store and Jolly Miller Tavern as having historical and architectural significance in accordance with the provisions of the Ontario Heritage Act.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council the adoption of the foregoing report.

Councillor Feldman, North York Spadina, declared his interest in the foregoing matter as it relates to the Jolly Miller site in that he resides in the immediate vicinity.

(Clause 15, Report No. 2)

24. Encroachment - 388 Broadway Avenue - Ward 9 - North York Centre South.

Commissioner of Public Works, North York
(February 3, 1998)

The North York Community Council had before it a report (February 3, 1998) from the Commissioner of Public Works recommending that if the existing encroachments are approved, they be subject to the owner(s) entering into an encroachment agreement with the City.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council that the existing encroachments referred to in the foregoing report be approved, subject to the owners entering into an encroachment agreement with the City.

(Clause 16, Report No. 2)

25. Parking Prohibitions - Ashwarren Road - Ward 8 - North York Spadina.

The North York Community Council had before it a report (January 30, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to prohibit parking at any time on the south side of Ashwarren Road, from the easterly limit of Keele Street to a point 164.5 metres easterly thereof.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council recommended to City Council the adoption of the foregoing report.

(Clause 18, Report No. 2)

26. Temporary Road Closure - Harlandale Avenue - Ward 10 - North York Centre.

The North York Community Council had before it a report (January 30, 1998) from the Commissioner of Transportation recommending that a by-law be enacted to provide for the temporary closure of Harlandale Avenue to vehicle and pedestrian traffic for the purpose of construction of an emergency ventilation shaft associated with the Sheppard Subway.

On motion by Councillor Filion, North York Centre, the North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 19, Report No. 2)

27. Stopping Prohibitions - Wilmington Avenue - Ward 8 - North York Spadina.

The North York Community Council had before it a report (January 30, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to extend the time limit of stopping prohibitions on the west side of Wilmington Avenue, adjacent to the Hebrew Academy of Toronto, to 6:00 p.m.

The North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 20, Report No. 2)

28. Parking Prohibitions - Hobart Drive - Ward 12 - Seneca Heights.

The North York Community Council had before it a report (January 30, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to prohibit parking from 8:00 a.m. to 6:00 p.m., Monday to Friday, on the south/east side of Hobart Drive, from a point 155 metres southeast of the southerly limit of Seneca Hill Drive to a point 61 metres east/south thereof.

The North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 21, Report No. 2)

29. Parking Prohibitions - Gordon Baker Road - Ward 12 - Seneca Heights.

The North York Community Council had before it a report (February 2, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to prohibit parking at any time on the east side of Gordon

Baker Road, from the northerly limit of Finch Avenue East to the southerly limit of Harold Evans Crescent to a point 255 metres southerly thereof.

The North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 22, Report No. 2)

30. Parking Restrictions - Eddystone Avenue - Ward 7 - Black Creek.

The North York Community Council had before it a report (February 2, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to prohibit parking at any time on the north side of Eddystone Avenue, from the easterly limit of Jane Street to a point 342 metres westerly thereof.

On motion by Councillor Li Preti, Black Creek, the North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 23, Report No. 2)

31. All Way Stop Control - Driftwood at Laskay Crescent (East Leg) - Ward 7 - Black Creek.

The North York Community Council had before it a report (February 2, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to require traffic to stop on all approaches to the intersection of Driftwood Avenue and Laskay Crescent (east leg).

The North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 24, Report No. 2)

32. Application for Part Lot Control Exemption (UD54-07-01-REL) - Tak-On Developments Ltd. - 142 Finch Avenue East - Ward 10 - North York Centre.

The North York Community Council had before it a report (January 14, 1998) from the Acting Commissioner of Planning respecting an application for part lot control exemption in order that the two semi-detached dwelling units may be conveyed into separate ownership and recommending approval of the application and draft by-law attached as schedule "C".

On motion by Councillor Li Preti, Black Creek, the North York Community Council recommended to Council the adoption of the foregoing report

(Clause 27, Report No. 2)

33. Application for Part Lot Control Exemption (UD54-97-08-REL) - Galina Langer - 340 Riverview Drive - Ward 9 - North York Centre South.

The North York Community Council had before it a report (January 13, 1998) from the Acting Commissioner of Planning respecting an application for part lot control exemption in order that a portion of the land can be conveyed to the property at 340 Riverview Drive to eliminate an existing encroachment; and recommending approval of the application and draft by-law attached as schedule "C".

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 28, Report No. 2)

34. Application for Part Lot Control Exemption (UD54-97-09-REL) - 1209786 Ontario Inc./Broder Development Group - 330 Bayview Avenue - Ward 10 - North York Centre.

The North York Community Council had before it a report (February 2, 1998) from the Acting Commissioner of Planning respecting an application for part lot control exemption in order that the six townhouse units may be conveyed into separate ownership; and recommending approval of the application and the draft by-law attached as schedule "C".

On motion by Councillor Li Preti, Black Creek, the North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 29, Report No. 2)

35. Preliminary Evaluation Report - Zoning Amendment Application UDZ-97-49 - Vincent Planning & Development Consultants Inc. - 1675 Jane Street - Ward 6 - North York Humber.

The North York Community Council had before it a report (January 30, 1998) from the Acting Commissioner of Planning respecting an application to amend the Zoning

By-law to permit a commercial building on the vacant portion of the site, south of the existing development; and recommending that:

- (1) The application be referred to the Planning Department to continue processing in the manner:
 - (a) staff, in consultation with the local councillors, schedule a community consultation meeting; and
 - (b) staff prepare a final report evaluating the proposal and provide notice of the statutory public meeting at the appropriate time.

On motion by Councillor Li Preti, Black Creek, the North York Community Council approved the foregoing report.

(Clause 32(k), Report No. 2)

36. Preliminary Evaluation Report - Zoning Amendment and Subdivision Applications UDZ-97-52, UDSB-1235 - Graywood Developments - Block Bounded by Eglinton Avenue East, the Don Valley Parkway, Rochefort Drive, and Ferrand Drive - Ward 11 - Don Parkway.

The North York Community Council had before it a report (January 28, 1998) from the Acting Commissioner of Planning, respecting an application to permit 216 semi-detached and multiple-attached dwelling units and recommending that:

- (1) The application be referred to the Planning Department to continue processing in the following manner:
 - (a) staff, in consultation with the local Councillors, schedule a Community Consultation Meeting; and
 - (b) staff prepare a final report evaluating the proposal and provide notice of the Statutory Public Meeting at the appropriate time.

On motion by Councillor Li Preti, Black Creek, the North York Community Council approved the foregoing report.

(Clause 32(l), Report No. 2)

37. Preliminary Evaluation Report - Official Plan, Zoning and Subdivision Application UD0Z-97-39 & UDSB-1236 - Topview Developments Limited - East Portion of 2781 - 2801 Dufferin Street, East of 2775 Dufferin Street - Ward 8 - North York Spadina.

The North York Community Council had before it a report (January 28, 1998) from the Acting Commissioner of Planning respecting an application to permit 14 detached and semi-detached dwelling units on the north side of Risa Boulevard and 4 detached dwellings on the south side of Risa Boulevard and recommending that:

- (1) The application be referred to the Planning Department to be reviewed as discussed in the report and processed in the following manner:
 - (a) staff, in consultation with the local Councillors, schedule a Community Consultation Meeting; and;
 - (b) staff prepare a final report evaluating the proposal and provide notice of the Statutory Public Meeting at the appropriate time.

On motion by Councillor Feldman, North York Spadina, the North York Community Council approved the foregoing report.

(Clause 32(m), Report No. 2)

38. General Zoning By-law Amendment UD43-HSK - All North York Wards.

The North York Community Council had before it a report (February 4, 1998) from the Acting Commissioner of Planning, reporting on an ongoing initiative to review and improve the Zoning By-law, by identifying and recommending changes which will contribute to fewer variances; improved clarity; more consistent interpretation and better enforcement of By-law 7625; and recommending that:

- (a) Community Council hold a public meeting to consider the draft General Zoning By-law Amendment By-law attached as Schedule "A" to the report;
- (b) Community Council recommend enactment of the General Zoning By-law Amendment By-law, with any modifications considered appropriate; subsequent to the public meeting.

On motion by Councillor Flint, North York Centre South, the North York Community Council approved the foregoing report.

(Clause 32(n), Report No. 2)

39. Community Festival Event - Armenian Community Centre - Canada Summer Fest 1998 - 45 Hallcrown Place - Ward 12 - Seneca Heights.

The North York Community Council had before it a communication (February 10, 1998) from Mr. Ani Tuysusian, Manager, Armenian Community Centre, 45

Hallcrown Place, North York advising of intention of applying for a liquor license for a community festival event to be held Friday, July 10, 1998 to Sunday, July 12, 1998.

On motion by Councillor King, Seneca Heights, the North York Community Council recommended to Council that the Canada Day Summer Fest 1998 being held by the Armenian Community Centre be declared a community festival event.

(Clause 25, Report No. 2)

40. Joint Project with Metropolitan Separate School Board at St. Basil The Great College School - Ward 6 - North York Humber.

The North York Community Council had before it a report (February 5, 1998) from the Commissioner of Parks and Recreation recommending that this project as previously approved by North York Council be endorsed and included in the 1998 Capital Budget; and staff continue negotiations with the Toronto District Catholic School Board to complete the necessary agreement(s) pending funding approval.

On motion by Councillor Sgro, North York Humber, the North York Community Council recommended to the Budget Committee the adoption of the foregoing report.

(Budget Committee - March 2, 1998)

(Clause 32(p), Report No. 2)

41. Toronto Transition Final Report - "New City, New Opportunities" And Draft Procedural By-law.

The North York Community Council had before it a report (January 15, 1998) from the City Clerk advising that City Council on January 2, 6, 8 and 9, 1998, adopted as amended the recommendations of the Final Report of the Toronto Transition Team and directed, in part, that Recommendation 21 of the Final Report pertaining to one Councillor per ward representation be circulated to the Community Councils for consideration and report thereon to Council.

- A. Councillor Flint, North York Centre South. moved that this matter be deferred to a future meeting of the North York Community Council but by no later than the end of May, 1998 and that the Functional Leads for Planning and Legal Services be requested to provide reports on these issues at that time.

North York Community Council Minutes
Wednesday, February 18, 1998.

- B. Councillor Chong, Don Parkway, moved that:
- (1) the foregoing communication be referred to the Functional Lead for Legal Services for a report back to the North York Community Council no later than May 1998, on:
 - (a) a mechanism to move to one Councillor per Ward during the present term, or at the end of the term, should Council so desire; and
 - (b) a mechanism for changing Community Council boundaries; and
 - (2) the Functional Lead for Legal Services be requested to consult with any other person deemed necessary to provide input into the report.
- C. Councillor Moscoe, North York Spadina, moved that:
- (a) the North York Community Council hold public meetings on this issue in the second year of its term;
 - (b) a special committee or task force be established to review the issue of dividing the existing wards and establishing new boundaries for the former North York; and
 - (c) the special committee/task force bring forward its report to the North York Community Council in 1999.
- D. Councillor Li Preti, Black Creek, moved in amendment to the motion moved by Councillor Chong that two or three members of the North York Community Council assist the Solicitor with the report on the matters of one Councillor per ward and the alteration of boundaries.

Upon the question of the adoption of motion B. by Councillor Chong, it was carried.

(Interim Functional Lead, Legal Services - March 2, 1998)

(Clause 32(c), Report No. 2)

42. Fence By-law Variance Request - Swimming Pool Enclosure - 30 Florida Crescent - Ward 6 - North York Humber.

The North York Community Council had before it a report (January 26, 1998) from the Solicitor, North York Civic Centre recommending that the request by Mr. and

Mrs. Oltvai for a variance to the Fence By-law to permit the existing chain link fence located on the west and north side of 30 Florida Crescent be maintained as constructed.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 12, Report No. 2)

43. Fence By-law Variance Request - 12 Kemp Square - Ward 6 - North York Humber.

The North York Community Council had before it a report (February 2, 1998) from the City Solicitor recommending that the request by Mr. Olechowski for a variance to the Fence By-law to maintain the fence located at 12 Kemp Square be approved.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council recommended to Council the adoption of the foregoing report.

(Clause 13, Report No. 2)

44. Withdrawal of Request for Noise Exemption - Mitchell Field Community Centre - Ward 10 - North York Centre.

The North York Community Council had before it a communication (February 4, 1998) from Mr. Rolf Latka, Latka Construction & Management Inc., withdrawing his request for an exemption to Noise By-law No. 31317.

- A. Councillor Filion, North York Centre, moved that the communication from Latka Construction & Management Inc. be received.
- B. Councillor King, Seneca Heights, moved that the Community Council Chair, in consultation with the Clerk, develop a general procedure for handling late items which require reports and that such matters only be placed on an agenda with the concurrence of both local Councillors.

Councillor King, with the approval of the North York Community Council, subsequently withdrew her motion.

Upon the question of the adoption of motion A. by Councillor Filion, it was carried.

(Clause 32(d), Report No. 2)

45. 100 Percent Smoke-free Work Places And Food Courts - By-law To Amend City Of North York By-law No. 32931, As Amended.

The North York Community Council had before it a report (January 27, 1998) from the City Solicitor recommending that a by-law be enacted to amend City of North York By-law No. 32931, as amended, to prohibit smoking in all workplaces and food courts and to exclude tobacco research and testing facilities from the proposed amendment regarding workplace smoking.

A. Councillor Filion, North York Centre, moved that:

- (a) the report (January 27, 1998) from the Solicitor, North York Civic Centre, be adopted; and
- (b) the Solicitor, North York Civic Centre, be directed to revise the draft by-law to completely outlaw the use of fully enclosed separately ventilated smoking rooms in employers' premises; and that the revised by-law be forwarded for enactment to the March 4, 1998, meeting of City Council.

B. Councillor Mammoliti, North York Humber, moved that:

- (a) this matter be referred to the Toronto Board of Health for inclusion with its recommendations for the entire City; and
- (b) representatives from the private sector be invited to a meeting of the North York Community Council to advise on education programs with respect to second hand smoke.

Upon the question of the adoption of motion B. by Councillor Mammoliti, it was lost.

Upon the question of the adoption of Part (b) of motion A. by Councillor Filion, it was lost.

Upon the question of the adoption of part (a) of motion A. by Councillor Filion, it was carried.

(Clause 10, Report No. 2)

46. 1998 Public Works Construction Programs.

The North York Community Council had before it a report (February 9, 1998) from the Commissioner of Public Works forwarding a list of the construction projects submitted for the 1998 City of Toronto budget and a summary of the status of 1997 Supplementary Budget projects that were not completed during 1997.

On motion by Councillor Feldman, North York Spadina, the North York Community Council received the foregoing report as information.

(Clause 32(f), Report No. 2)

47. Sidewalk (South Side) - Ormont Drive, Signet Drive To Weston Road - Ward 6 - North York Humber.

The North York Community Council had before it a report (February 3, 1998) from the Commissioner of Public Works providing options when considering reimbursement to Apotex Inc. for the cost of the construction of a sidewalk on the south side of Ormont Drive between Signet Drive and Weston Road.

- A. Councillor Mammoliti, North York Humber, moved that Apotex Inc. be reimbursed for 50 percent of the cost of the sidewalk, i.e. \$17,454.58.
- B. Councillor Feldman, North York Spadina, moved that the North York Community Council recommend to the Budget Committee the adoption of Option 1 embodied in the report from the Commissioner of Public Works whereby Apotex Inc. will be reimbursed for the full cost of the sidewalk construction on Ormont Drive in the amount of \$34,909.17.
- C. Councillor Moscoe, North York Spadina, moved that Apotex Inc. be reimbursed for 60 percent of the cost of the sidewalk.

Upon the question of the adoption of motion A. by Councillor Mammoliti, it was lost.

Upon the question of the adoption of motion C. by Councillor Moscoe, it was lost.

Upon the question of the adoption of motion B. by Councillor Feldman, it was carried.

(Budget Committee - March 2, 1998)

(Clause 32(h), Report No. 2)

The North York Community Council recessed at 12:32 p.m. and reconvened at 2:16 p.m. in the Council Chamber, North York Civic Centre.

Members Present:

Councillor Berger, Chair
Councillor Augimeri
Councillor Chong
Councillor Feldman
Councillor Fillion
Councillor Flint
Councillor Gardner
Councillor King
Councillor Mammoliti
Councillor Minnan-Wong
Councillor Moscoe
Councillor Sgro
Councillor Shiner

48. Statutory Public Meeting regarding Official Plan and Zoning Amendment Application 0Z-88-40 - R.G. Thwaites to convert and expand an existing single-family residential to allow an office building - 15 Cameron Avenue - Ward 10 - North York Centre.

As directed by the Planning Committee of the former City of North York Council, at its meeting held on September 10, 1997, appropriate notice of this meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it the following:

- report (September 4, 1997) from the Acting Commissioner of Planning recommending that the application be refused; and
- memorandum (February 4, 1998) from the Acting Commissioner of Planning advising that the North York Planning Committee at its meeting on September 10, 1997, recommended that a public meeting for this application be scheduled and further that staff make available at the public meeting a draft official plan amendment and a draft zoning by-law to permit office uses as an exception to the existing R6 zone.

The North York Community Council also had before it the following communications:

- (January 21, 1998) from Erin O'Reilly, 28 Cameron Avenue, North York, Ontario, in support of the application;

North York Community Council Minutes
Wednesday, February 18, 1998.

- (January 22, 1998) from Tom McKinley, 67 Cameron Avenue, North York, Ontario, M2N 1C9, in support of the application;
- (January 22, 1998) from N. Sayce, 45 Johnston Avenue, North York, Ontario, in support of the application;
- (January 23, 1998) from Gord Westall, 175 Churchill Avenue, North York, Ontario, M2N 1Z3, in support of the application;
- (January 23, 1998) from Billy Weltman, 41 Cameron Avenue, North York, Ontario, indicating no opposition to the application;
- (January 23, 1998) from O. & G. Tingsen, 149 Franklin Avenue, North York, Ontario, indicating no opposition to the application;
- (January 24, 1998) from Hugh & Sue Molyneux, 183 Cameron Avenue, North York, Ontario, in support of the application;
- (January 25, 1998) from Ray G. Thwaites, (applicant) identifying four properties in the area that have evolved into non-residential uses; from General Office to Medical Practices or just additional retail parking for the Yonge Street strip;
- (January 25, 1998) from O & G. Tingsen, 148 Franklin Avenue, North York, Ontario, and E.. J. Manning, 59 Cameron Avenue, North York, Ontario, indicating no opposition to the application;
- (January 27, 1998) from Mike Vuksanovic, 36 Cameron Avenue, North York, Ontario; Lisa and Kourtis Dimosthenis, 93 Cameron Avenue, North York, Ontario; Occupant, 32 Cameron Avenue, North York, Ontario; Occupant, 27 Cameron Avenue, North York, Ontario, indicating no opposition to the application;
- (January 27, 1998) from Occupant, 33 Cameron Avenue, North York, Ontario, indicating no opposition to the application;
- (January 29, 1998) from Ray G. Thwaites, (applicant) requesting a clarification of the by-laws allowing the Petro-Canada site to evolve into a 24 hour gas bar, convenience store and Tim Horton's; and the by-laws allowing commercial medical uses for the site at 16 Florence Avenue and commenting on the merits of his proposal;
- (February 2, 1998) from Jack Irwin, Manager, Real Estate Development, Petro Canada, 3275 Rebecca Street, Oakville, Ontario, L6L 6N5, in support of the application;

15
North York Community Council Minutes
Wednesday, February 18, 1998.

- (February 5, 1998) from Hilla Schmitz, 18 Cameron Avenue, North York, Ontario, in support of the application; and
- (February 17, 1998) from P.M. & M.G. Callaghan, 54 Franklin Avenue, North York, Ontario, M2N 1B6, in opposition to the application.

The following individuals appeared before the Community Council:

- a. Mr. R.G. Thwaites, applicant

Mr. Thwaites commented on the history related to these lands and the number of commercial uses that have established in the area since he purchased his property. He also explained the merits of the application and the reasons for approving the proposed office building as an interim use.

On motion by Councillor Filion, North York Centre, the North York Community Council recommended to City Council that, after considering the deputations and based on the findings of fact, conclusions and recommendation contained in the foregoing report dated September 4, 1998 from the Acting Commissioner of Planning, and for the reasons that the proposal is not an appropriate use of the lands, the applications be refused.

(Clause 1, Report No. 2)

49. Statutory Public Meeting regarding Zoning Amendment Application UD0Z-88-37 - Seneca College of Applied Arts and Technology to permit a base level of zoning on the property which would allow for redevelopment of the site - 43 Sheppard Avenue East - Ward 10 - North York Centre.

As directed by North York Community Council, at its meeting held on January 21, 1998, appropriate notice of this meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it reports (January 8, 1998) and (February 3, 1998) from the Acting Commissioner of Planning providing recommendations with respect to the subject application..

The North York Community Council also had before it the following communications:

North York Community Council Minutes
Wednesday, February 18, 1998.

- (February 16, 1998) from D.P. Floyd, Commissioner, Metro Transportation, 55 John Street, Stn. 1170, 17th Floor, Metro Hall, Toronto, Ontario, M5V 3C8, outlining their requirements;
- (February 16, 1998) from Patrick J. Devine, Solicitor, Goodman and Carr, Suite 2300, 200 King Street West, Toronto, Ontario, M5H 3W5, commenting on the recommendations contained in the two staff reports dated January 8, 1998 and February 3, 1998; and
- (February 17, 1998) from Jim S. Kinrade, Commissioner of Transportation, North York Civic Centre, 5100 Yonge Street, North York, Ontario, M2N 5V7, indicating that a signed traffic certificate by the applicant's consultant can now be prepared and advising that the Department has no objection to the request for an adjournment of the Ontario Municipal Board hearing for a four month period.

A staff presentation was made by Gwen Manderson, Senior Planner, Planning Department, North York Civic Centre.

The following individuals appeared before the Community Council:

- a) Ms. Sharolyn Vettese on behalf of the Yonge Street Area Ratepayers' Association

Ms. Vettese indicated that the Yonge Street Area Ratepayers' Association has participated in the creation of the Secondary Plans for this area. In her opinion, the Plan provides for development to proceed in an orderly fashion while protecting the stable residential area. The proposal put forward by the applicant would change that flexibility and would affect further developments. She further indicated that the applicant should abide by the Plan adopted by the former North York Council; and

- b) Mr. Patrick Devine, Solicitor, Goodman and Carr, on behalf of Seneca College of Applied Arts and Technology

Mr. Devine explained the merits of the application and the history related to these lands. He indicated that this application was filed in 1988 however as a result of negotiations for the service road, the application did not proceed forward. Under the provisions of the Planning Act, you can appeal to the Ontario Municipal Board within 90 days, if no recommendation has been made. In this case, the file has been open for the past 9 years.

He further indicated that Seneca College participated and supported the City's initiatives in the Downtown Secondary Plan (OPA's 277, 293 and 321) and continues to support the current designation along with the range

of uses that are permitted. The College has also participated in and supported the City's South Downtown Secondary Plan Review (OPA 393) initiatives.

In addition he stated that there was a fundamental agreement with the mix of uses prior to OPA 447. This site under the approved Official Plan policies had that flexibility. There was no limit under the Official Plan for 100% commercial, residential and institutional. It was only as a result of OPA 447 that a limit of 50 percent residential was placed on this site. That policy has not been approved by the Minister. He further stated, that the governing Official Plan is the Plan that is in effect as of the date of the application. In his opinion, he believes that they have a solid case.

Mr. Devine further indicated that Seneca College is not the developer of the lands. Seneca College embarked on a proposal call and they narrowed the selection to two developers. By the end of March they will have selected one developer and will bring forward and will discuss the specific proponents with staff.

In concluding he indicated that they hope to reach an amicable solution. At the present time, the impasse is centered around the limitation of the residential to 50 percent.

Councillor Filion, North York Centre, the North York Community Council, recommended to City Council that, after considering the deputations and based on the findings of fact, conclusions and recommendations contained in the reports (January 8, 1998 and February 3, 1998) from the Acting Commissioner of Planning, and for the reasons that the proposal, as modified, is an appropriate use of the lands:

- (1) the applications submitted by Seneca College of Applied Arts and Technology regarding Official Plan and Zoning Amendment for 43 Sheppard Avenue East, be approved, subject to the recommendations contained in the reports (January 8, 1998 and February 3, 1998) from the Acting Commissioner of Planning, with the following additional conditions:
 - (a) Conditions Nos. 1 and 6 of the North York Public Works Department as outlined in Schedule "M" attached to the report (January 8, 1998) from the Acting Commissioner of Planning be deleted;
 - (b) the comments (February 17, 1998) of the North York Transportation Department be incorporated into the report (January 8, 1998) from the Acting Commissioner of Planning; and
 - (c) the North York Community Council express to the Board of Governors of Seneca College of Applied Arts and Technology its disappointment in the manner in which Seneca College has dealt with the rezoning application with regard to the premature appeal to the

Ontario Municipal Board and its apparent intention not to comply with North York's Official Plan.

Upon the question of the adoption of Parts 1 (a) and 1 (b) of the foregoing motion by Councillor Filion, it was carried.

Upon the question of the adoption of Part 1 (c) of the foregoing motion by Councillor Filion, it was carried.

(Clause 2, Report No. 2)

50. Statutory Public Meeting regarding Official Plan and Zoning Amendment Application and Subdivision Application UD0Z-97-34 & UDSB-1232 - Romeo DiBattista to permit 529 townhouses and semi-detached dwelling units fronting onto public streets and a public park - 665 Trethewey Drive - Ward 6 - North York Humber.

As directed by North York Community Council, at its meeting held on January 21, 1998, appropriate notice of this meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it reports (February 16, 1998) and (December 30, 1997) from the Acting Commissioner of Planning providing recommendations with respect to the subject applications.

The North York Community Council also had before it the following communications:

- (January 26, 1998) from Richard P. Quance, Fellows, McNeil, Barristers-at-Law, Suite 216, 111 Richmond Street West, Toronto, Ontario, M5H 2G4, on behalf of Universe Investments, property owner of 1533 Jane Street, indicating that prior to any consideration or approval being given, that it be determined that there will be no need for any encroachment or expropriation of any of the lands belonging to Universe Investments and that there are no other adverse consequences to Universe Investments; and that the applicant satisfy any and all concerns with respect to increased traffic flows which will likely result from the contemplated development;
- (January 29, 1998) from Jeanette Nevers, 1540 Jane Street, Apartment 508, Toronto, Ontario, M9M 2R7, commenting on the existing schools, churches and commercial facilities in the area; and
- (February 13, 1998) from Angelo Sangiorgio, Superintendent of Planning and Facilities, Toronto Catholic School Board, 80 Sheppard Avenue East,

Toronto, Ontario, M2N 6E8, objecting to the application in light of the fact that a school site, suitably sized and located within the subdivision has been omitted.

A staff presentation was made by Alan Binks, Planner, Planning Department, North York Civic Centre.

The following individuals appeared before the Community Council:

- a) Ms. Emma Jackson on behalf of the Black Creek Business Area Association

Ms. Jackson indicated that there has been discussions between the applicant and the Black Creek Business Area Association. The Association is pleased with the discussions that have taken place with the applicant thus far and would like this application to come to fruition, as soon as possible;

- b) Mr. Denis Olerenshaw

Mr. Olerenshaw commented on the potential traffic problems in the area as a result of large developments. He also offered some suggestions to improve the traffic situation such as connecting Industry Street to the proposed development directly. This is part of the approved plan for Bridgehome 2000. The proposal to connect Industry Street was supported by the Black Creek Association.

In addition, he suggested that a post-like structure be erected at the entrance of Lot 99 to prevent the drivers of construction trucks to use Brookhaven Drive;

- c) Mr. Richard Quance, Solicitor, on behalf of Universe Investments, property owner of 1533 Jane Street

Mr. Quance expressed concern with the requirements set out by the Transportation Department and his client did not want any portion of his lands being sacrificed for the road widening and

- d) Mr. Steve Diamond, Solicitor, on behalf of Romeo DiBattista

Mr. Diamond, on behalf of the applicant, outlined the history related to these lands and commented on the three outstanding concerns being the requirement of land for the extension of Industry Street; the dedication of Block 98; and the maintenance of the proposed laneways, which in his opinion, should be made public laneways.

- A. Councillor Sgro, North York Humber, moved that the report from the Acting Commissioner of Planning dated February 16, 1998 be adopted and the application UD0Z-97-34 and UDSB-1232 be approved as set out in that report with the following revisions and additional conditions:
- (i) lot 99 be opened to allow construction vehicle entry and then closed and the land conveyed to the City;
 - (ii) the lanes located to the south of Trethewey Drive be public lanes and designed in consultation with the Public Works Department;
 - (iii) the Commissioners of Urban Planning and Development Services and Works and Emergency Services report on a public lane policy for the City of Toronto;
 - (iv) delete Subsection 3.1;
 - (v) prior to the adoption of the amending by-law, the applicant, Planning and Parks and Recreation staff develop an alternative park design with a view to achieving a park of not less than 3 acres with no residential units backing onto it;
 - (vi) the Commissioners of Urban Planning and Development Services and Works and Emergency Services continue to explore opportunities to improve access and address operational traffic issues that will not negatively impact on the residential area to the north and that construction traffic to the site be required to use Industry Street.
- B. Councillor Mammoliti, North York Humber, moved that:
- (I) staff of the North York Planning Department review the appropriateness of the industrial zoning immediately adjacent to the site in consultation with the Black Creek Task Force and report back to the North York Community Council for its meeting of April 1, 1998.
- C. Councillor Moscoe, North York Spadina, moved that the Interim Functional Lead for Transportation be requested to review the possibility of redesigning the Black Creek Drive/Trethewey Drive intersection in order to accommodate left turns.
- D. Councillor Flint, North York Centre South, moved in amendment to the motion by Councillor Sgro, that if any signal lights are necessary on Trethewey Drive or any other entrances and exits within five years from the commencement of construction, that they be funded by the applicant.

- E. Councillor Shiner, Seneca Heights, moved in amendment to the motion by Councillor Sgro, that:
- (i) the paved surface of the laneways, if they are to be in public ownership, should be 24 feet;
 - (ii) there be a 6 feet boulevard on both sides of the road for snow storage;
 - (iii) there be no parking on the streets; and
 - (iv) the other public municipal services be provided on the frontages of the residences.

Upon the question of the adoption of amendment E. by Councillor Shiner, it was lost.

Upon the question of the adoption of amendment D. by Councillor Flint, it was carried.

Upon the question of the adoption of the foregoing motion C. by Councillor Moscoe, it was carried.

Upon the question of the adoption of the foregoing motion B. by Councillor Mammoliti, it was carried.

Upon the question of the adoption of Parts (i), (iii), (iv), (v), and (vi) of the foregoing motion A. by Councillor Sgro, it was carried.

Upon the question of the adoption of Part (ii) of the foregoing motion A. by Councillor Sgro, it was lost.

The main motion moved by Councillor Sgro carried as amended.

(Commissioner of Urban Planning and Development Services and
Commissioner of Works and Utilities - February 27, 1998)

(Clause 3, Report No. 2)

- 51. Statutory Public Meeting regarding Official Plan and Zoning Amendment Application UD0Z- 96-38 - Joseph Sahar to permit the existing retirement home and accessory place of worship within the two existing single-family dwellings - 31 and 33 Wilmington Avenue - Ward 8 - North York Spadina**

As directed by the Planning Committee of the former City of North York Council, at its meeting held on September 10, 1997, appropriate notice of this meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it reports (June 29, 1997) and (February 9, 1998) from the Acting Commissioner of Planning forwarding recommendations with respect to the subject application to permit the existing retirement home and accessory place of worship within the two existing single family dwellings.

The North York Community Council also had before it a communication (February 17, 1998) from Deborah Weiss, in support of the application.

Prior to hearing depositions, Councillor Moscoe, North York Spadina, suggested that consideration of this application be deferred for one month in order to allow the applicant an opportunity to address the concerns expressed by the area residents and to come forward with a compromise solution.

The following individual addressed the North York Community Council:

- Mr. M.H. Chusid, Solicitor, on behalf of Joseph Sahar

Mr. Chusid indicated that the applicant would have no problem with the deferral request suggested by the Ward Councillor.

In light of the deferral request, the other individuals in attendance agreed to make their submissions at a future meeting.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council deferred consideration of this application until the meeting of April 1, 1998, at 2:00 p.m. and directed that the matter proceed as a continuation of the public meeting on that date.

(Clause 32(a), Report No. 2)

- 52. Appeal to Muzzle Order - Ms. C. Stott - 4005 Bayview Avenue, #318 - Ward 12 - Seneca Heights.**

The North York Community Council had before it a report (January 30, 1998) from the Solicitor, North York Civic Centre, reporting on an application for an exemption to the dog muzzling requirements of North York By-law No. 32823.

A staff presentation was made by Carl Bandow, Administrator, North York Animal Centre.

Ms. C. Stott appeared before the North York Community Council in connection with the foregoing matter.

Councillor Feldman assumed the Chair.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council recommended to Council that the report (January 30, 1998) from the Solicitor, North York Civic Centre, be adopted and that the request for an exemption to the muzzling requirements of North York By-law No. 32823 be denied.

(Clause 4, Report No. 2)

Councillor Berger resumed the Chair.

53. Appeal to Muzzle Order - Ms. Miriam Mirshahi - 740 York Mills Road, Suite 706 - Ward 9 - North York Centre South.

The North York Community Council had before it a report (October 9, 1997) from the Solicitor, North York Civic Centre, reporting on an application for an exemption to the muzzling requirements of North York By-law No. 32823.

A staff presentation was made by Carl Bandow, Administrator, North York Animal Centre.

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

- Ms. Miriam Mirshahi;
- Mrs. Tina Osmond; and
- Ms. Faith Lewis.

On motion by Councillor King, Seneca Heights, the North York Community Council recommended to Council that the report (October 9, 1997) from the Solicitor, North York Civic Centre, be adopted and that the request for an exemption to the muzzling requirements of North York By-law No. 32823 be denied.

(Clause 5, Report No. 2)

54. Fence By-law Variance Request - Swimming Pool Enclosure - 32 Windhill Crescent - Ward 6 - North York Humber.

The North York Community Council had before it a report (January 26, 1998) from the Solicitor, North York Civic Centre, recommending that the request by Mr. Vince Testone for a variance to the Fence By-law to maintain the existing swimming pool enclosure at 32 Windhill Crescent as constructed be refused.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council recommended to City Council that the report (January 26, 1998) from the Solicitor, North York Civic Centre, be received and no action be taken with respect thereto.

(Clause 6, Report No. 2)

55. Fence By-law Variance Request - 132 Groton Street - Ward 8 - North York Spadina.

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

- (I) (January 26, 1998) from the Solicitor, North York Civic Centre recommending that the request by Mr. E. Grossi for a variance to the Fence By-law to maintain the sheet metal fence at 132 Groton Street be refused;
- (ii) (February 17, 1998) from Mr. Frank Di Giorgio, and
- (iii) (February 12, 1998) from Egidio Grossi.

Mr. Dan Rita appeared before the North York Community Council on behalf of Mr. Egidio Grossi in connection with this matter.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council recommended that the report (January 26, 1998) from the Solicitor, North York Civic Centre, be adopted and that the request for a variance to the Fence By-law be refused.

(Clause 7, Report No. 2)

56. Fence By-law Variance Request - 134 Groton Street - Ward 8 - North York Spadina.

The North York Community Council had before it a report (January 26, 1998) from the Solicitor, North York Civic Centre recommending that the request by Mr. Frank Mazze for a variance to the Fence By-law to maintain the existing wrought iron/sheet metal fence at 134 Groton Street be approved.

On motion by Councillor Feldman, North York Spadina, the North York Community Council recommended to City Council that the report (January 26, 1998) from the Solicitor, North York Civic Centre, be adopted and that the request for a variance to the Fence By-law be approved.

(Clause 11, Report No. 2)

57. Fence By-law Variance Request - 801 Willowdale Avenue - Ward 10 - North York Centre.

The North York Community Council had before it a report (February 2, 1998) from the Solicitor, North York Civic Centre, recommending that the request by Mr. A. Hannigan for a variance to the Fence By-law to maintain the existing fence located on the north side of the property to remain as constructed at 801 Willowdale Avenue be refused.

On motion by Councillor Filion, North York Centre, the North York Community Council recommended to the City Council that the report (February 2, 1998) from the Solicitor, North York Civic Centre, not be adopted and that the application to permit the existing fence to remain as constructed, be approved.

(Clause 8, Report No. 2)

58. Parking Prohibitions - Garnier Court - Ward 12.

The North York Community Council had before it a the following report and communications:

- (i) (February 2, 1998) from the Commissioner of Transportation submitting recommendations with respect to daytime parking prohibitions on Garnier Court;
- (ii) (February 9, 1998) from Dr. Neil Shapera advising he is opposed to the proposed parking ban; and
- (iii) (undated) from Mr. Shane Shapera advising he is opposed to the proposed parking ban.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council deferred this matter until its next meeting scheduled to be held on April 1, 1998.

(Clause 32(i), Report No. 2)

59. Sign By-law Variance By-law Variance Application - Omni, The Outdoor Company - 305 Finch Avenue West - Ward 10 - North York Centre.

The North York Community Council had before it a report (February 5, 1998) from the Chief Building Official/Building Commissioner reporting on a request for a variance from the sign by-law to permit an off premise roof sign oriented to face east and west bound traffic on Finch Avenue West and submitting recommendations with respect thereto.

On motion by Councillor Gardner, North York Centre, the North York Community Council deferred this matter until its next meeting scheduled to be held on April 1, 1998.

(Clause 32(b), Report No. 2)

60. Sign By-law Variance Application - Gould Outdoor Advertising - 3628 Weston Road - Ward 6 - North York Humber.

The North York Community Council had before it a report (February 5, 1998) from the Chief Building Official/Building Commissioner recommending that the request by Just Cole of Gould Outdoor Advertising, be denied as a minor variance from the sign by-law.

Mr. Just Cole, Gould Outdoor Advertising, appeared before the North York Community Council in connection with this matter.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council recommended to City Council that the report (February 5, 1998) from the Chief Building Official/Building Commissioner not be adopted and that request for a minor variance to the sign by-law be approved.

(Clause 9, Report No. 2)

The North York Community Council recessed at 6:45 p.m. and reconvened at 8:26 p.m. in the Council Chamber, North York Civic Centre.

Members Present:

Councillor Berger, Chair
Councillor Chong
Councillor Feldman
Councillor Filion
Councillor Flint
Councillor Gardner
Councillor King
Councillor Li Preti
Councillor Mammoliti
Councillor Minnan-Wong
Councillor Moscoe
Councillor Shiner

61. Renaming of Gary Park - Ward 6 - North York Humber.

The North York Community Council had before it the following report, communications and petitions:

- (i) (February 11, 1998) from the Commissioner of Parks and Recreation recommending that the existing Gary Park be renamed the Wallace C. Swanek Park;
- (ii) (February 18, 1998) from E. Ferguson, President, Weston Historical Society;
- (iii) (February 16, 1998) from Mr. John Kiru, Weston Business Improvement Area;
- (iv) Ms. Hilda Pittioni, Treasurer, Club Pelmo Italiano;
- (v) C.K. and Eileen Cruickshank; and
- (vi) Petition containing 35 signatures.

Mrs. Betty Swanek appeared before the North York Community Council in connection with this matter.

- A. Councillor Feldman, North York Spadina, moved that this matter be deferred for one month in order that a report can be obtained from the Functional Lead for Parks and the Historical Board on a policy for renaming parks.
- B. Councillor Mammoliti, North York Humber, moved that the report (February 11, 1998) from the Commissioner of Parks and Recreation be adopted

Upon the question of the adoption of motion A. by Councillor Feldman, it was lost.

Upon the question of the adoption of motion B. by Councillor Mammoliti, it was carried.

(Clause 14, Report No. 2)

62. Quit Claim of Easements - 204 Richard Clark Drive - Ward 7 - Black Creek; 357 Hollywood Avenue - Ward 10 - North York Centre; and 5 Glen Park Avenue - Ward 8 - North York Spadina.

The North York Community Council had before it a report (February 3, 1998) from the Commissioner of Public Works, North York, recommending that the City easements at the subject locations be quit claimed subject to the City assuming no liabilities for any of the physical services (pipes) within the easements.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council reports having concurred with the report (February 3, 1998) from the Commissioner of Public Works, North York, subject to the Quit Claim Easement for 5 Glen Park Avenue being deferred and considered at the next meeting of the North York Community Council scheduled to be held on April 1, 1998.

(Clause 32(g), Report No. 2)

63. Parking Prohibitions - Brooke Avenue between Kelso Street - and Clyde Avenue - Ward 9 - North York Centre South.

The North York Community Council had before it a report (January 30, 1998) from the Commissioner of Transportation recommending that City of North York By-law No. 31001 be amended to prohibit parking from 8:00 a.m. to 6:00 p.m., Monday to Saturday, on the north side of Brooke Avenue, between Kelso Street and Clyde Avenue.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to City Council that the foregoing report be adopted.

(Clause 17, Report No. 2)

64. Parkland Acquisition - North York Community.

The North York Community Council had before it a report (February 5, 1998) from the Commissioner of Parks and Recreation providing information on the results of Phase I of the Parkland Acquisition Program conducted in the former City of North York during 1997 and seeking Council's authority through the Capital Budget

process to continue with Phase II of the same program as previously approved by North York Council.

On motion by Councillor Filion, North York Centre, Recommendation (a) embodied in the foregoing report was received; and Recommendation (b) was referred to the Budget Committee for consideration during the Capital Budget process.

(Budget Committee - March 2, 1998)

(Clause 32(e), Report No. 2)

65. Speed Bumps on Post Road and Park Lane Circle - Ward 9 - North York Centre South.

The North York Community Council had before it a motion (January 21, 1998) from Councillor Howard Moscoe, North York Spadina, regarding speed bumps on Post Road and Park Lane Circle, which was deferred by the North York Community Council at its meeting of January 21, 1998.

A. Councillor Moscoe, North York Spadina, moved that:

- (i) the speed bumps installed on Post Road and Park Lane Circle be ground down; and
- (ii) the City of Toronto be requested to reinstitute the missing link on Lawrence Avenue East between Bayview Avenue and Leslie Street and that the Official Plan be amended accordingly.

B. Councillor Flint, North York Centre South, moved that this item be received and no action taken.

Upon the question of the adoption of motion A. by Councillor Moscoe, it was lost.

Upon the question of the adoption of motion B. by Councillor Flint, it was carried.

(Clause 32(q), Report No. 2)

66. Community Council Procedures.

The North York Community Council had before it a communication (January 30, 1998) from Councillor Joan King, Seneca Heights, requesting that a list of various types of issues be prepared which could be dealt with by the appropriate departments without having to be brought to the Community Council.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council received the foregoing communication.

(Clause 32(j), Report No. 2)

67. Committee of Adjustment - UDCA-97-687 - Holy Ghost Banner Church of God Inc. - 49 Eugene Street - Request for Staff Attendance at the Ontario Municipal Board Hearing - Ward 8 - North York Spadina.

The North York Community had before it a memorandum (February 6, 1998) from Councillor Michael Feldman, forwarding a memorandum from the Acting Commissioner of Planning advising that it would be appropriate for staff to attend the Ontario Municipal Board hearing of this application in order to defend the Committee of Adjustment's decision and uphold the by-law.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council recommended to City Council that, as requested by Councillor Feldman, the attendance of staff of the North York Planning and Transportation Departments at the Ontario Municipal Board hearing of this application, be approved.

(Clause 26, Report No. 2)

68. Industrial Zoning Review By-law Appeals - Application to the Ontario Municipal Board For Approval of North York By-laws 33091, 33092 and 33093 - Ward 6 - North York Humber and Ward 8 - North York Spadina.

The North York Community Council had before it a report (January 8, 1998) from the Acting Commissioner of Planning reporting on technical modifications to North York's Industrial Zoning By-law amendments (September 1997) in order to settle four out of the five appeals; and recommending that:

- (1) the letters of objection to North York By-laws 33091, 33092 and 33093, attached in the Appendix to this report; be received;
- (2) Council endorse the proposed modifications contained in Schedules A, B, C, D, E, and F attached to this report, and forward same to the Ontario Municipal Board; and
- (3) the Ontario Municipal Board be requested to expeditiously approve By-laws 33091, 33092 and 33093, with the modifications endorsed per (2) above, save and except for specific matters under appeal that remain outstanding.

The North York Community Council also had before it a communication dated February 17, 1998. from Barnet H. Kussner, Weir & Foulds, Barristers and Solicitors, Exchange Tower, Suite 1600, P.O. Box 480, 130 King Street West, Toronto, Ontario, M5X 1J5, on behalf of Ajax Precision Manufacturing Limited, expressing concern with the proposed by-laws and suggesting a recommended exception to enable Ajax Precision Manufacturing Limited to continue their operations at the subject property.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council recommended to City Council that the foregoing report be adopted subject to the deletion of Schedule "F" relating to the Steeles West Market, in order to allow him an opportunity to meet with the property owners and Planning Staff to review the objection.

(Clause 30, Report No. 2)

69. UDLLD-96-63 - Ralph and Ada Reichmann - 214 Strathallan Wood and 409 and 415 Glencairn Avenue.

The North York Community Council had before it a report (February 16, 1998) from the Acting Commissioner of Planning and City Solicitor addressed to Councillor Berger regarding staff attendance at the Ontario Municipal Board hearing of an appeal to the Committee of Adjustment's Decision at 214 Strathallan Wood and 409 and 415 Glencairn Avenue.

Councillor Feldman assumed the Chair.

On motion by Councillor Berger, the North York Community Council recommended to City Council that, as requested by Councillor Berger, the attendance of staff of the North York Planning and Transportation Departments at the Ontario Municipal Board hearing of this application, be approved.

(Clause 31, Report No. 2)

70. Official Plan and Zoning Amendment Application UDOZ-97-48 - Har-Ru Holdings Limited - 1 Canyon Avenue - Ward 9 - North York Centre South.

The North York Community Council had before it with the following motion from Councillor Flint, North York Centre South:

“WHEREAS North York Community Council had before it a preliminary evaluation report at the January 28, 1998 meeting; and

WHEREAS, a motion was adopted at that meeting that a slope stability study be received and reviewed by the North York Community Council prior to any action being taken with regard to

community consultation and the preparation of a planning report by staff; and

WHEREAS, a geotechnical report which addresses slope stability report has been received from the applicant; and

WHEREAS the Toronto Regional Conservation Authority has reviewed that report and found it to be satisfactory provided the north east corner of the building is set back an additional 1 to 2 metres from the top of bank (An extract of the geotechnical study dealing with slope stability and the comments received from the TRAC are on file.);

NOW THEREFORE BE IT RESOLVED that the Planning Department schedule the community consultation meetings;

AND BE IT FURTHER RESOLVED THAT staff be directed to prepare a planning report on the application and provide notice of the statutory meeting at the appropriate time.”.

On motion by Councillor Flint, North York Centre South, the North York Community Council concurred with the foregoing motion and directed staff to hold one of the community consultation meetings in Earl Bales Park.

(Clause 32(o), Report No. 2)

71. Capital Budget - North York Community Council Meeting - March 26, 1998 - 2:00 p.m. to 6:00 p.m.

The Chair of the North York Community Council advised that there would be a special meeting of the Community Council on March 26, 1998 between 2:00 p.m., and 6:00 p.m., to discuss the Capital Budget and that the members of the Budget Committee would be in attendance.

The North York Community Council adjourned its meeting at 10:35 p.m.

Chair.