

THE CITY OF TORONTO

Clerk's Department

Minutes of the Meeting of the North York Community Council

Wednesday, September 16, 1998.

The North York Community Council met on Wednesday, September 16, 1998, in the Council Chamber, North York Civic Centre, commencing at 10:00 a.m.

Members Present:

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

Confirmation of Minutes.

On motion by Councillor Flint, North York Centre South, the Minutes of the meeting of the North York Community Council held on July 22, 1998, were confirmed.

343. COMMITTEES - COMMITTEE OF ADJUSTMENT - UDCA-97-779 - TALIM-UL-ISLAM ONTARIO - 86 RIVALDA ROAD - ONTARIO MUNICIPAL BOARD DECISION - NORTH YORK HUMBER.

The North York Community Council had before it a the following reports:

North York Community Council Minutes
Wednesday, September 16, 1998.

- (i) (August 28, 1998) from the City Solicitor advising of the outcome of the Ontario Municipal Board hearing held on June 18, 1998, with respect to the subject property; and
- (ii) (September 14, 1998) from the City Solicitor clarifying that the local councillor who appeared at the Ontario Municipal Board hearing was Councillor Judy Sgro, not Councillor George Mammoliti.

The North York Community Council received the foregoing report.

(City Solicitor - September 24, 1998)

(Clause 44(a), Report No. 9)

344. CONSTRUCTION NOISE - REQUEST FOR EXEMPTION - TORONTO TRANSIT COMMISSION - SHEPPARD SUBWAY.

The North York Community Council had before it a report (August 13, 1998) from the Director of Municipal Standards, Urban Planning and Development Services, recommending that the request by the Toronto Transit Commission for an exemption to North York Noise By-law No. 31317, as amended, be approved.

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

(Andy Bertolo, Chief Project Manager, Sheppard Subway, Toronto Transit Commission - October 9, 1998)

(Clause 3, Report No. 9)

345. SIGN BY-LAW VARIANCE REQUEST - OFF PREMISE ROOF SIGN - 1727 JANE STREET - NORTH YORK HUMBER.

The North York Community Council had before it a report (September 3, 1998) from the Director and Deputy Chief Building Official, recommending approval of the requested minor variance from North York Sign By-law No. 30788 to permit the erection of an illuminated off premise roof sign.

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

(Mr. Gino Colarusso, Permit Co-ordinator, Pattison - October 9, 1998)

(Clause 5, Report No. 9)**346. ALL WAY STOP CONTROL - HULLMAR DRIVE AND WHEELWRIGHT CRESCENT - BLACK CREEK.**

The North York Community Council had before it a report (August 31, 1998) from the Director, Transportation Services, District 3, recommending that Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on all approaches to the Hullmar Drive/Wheelwright Crescent (east leg) intersection.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 6, Report No. 9)**347. ALL WAY STOP CONTROL - JOHNSTON AVENUE AT PEWTER ROAD - NORTH YORK CENTRE.**

The North York Community Council had before it a report (August 31, 1998) from the Director, Transportation Services, District 3, recommending that Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop at all approaches to the intersection of Johnston Avenue and Pewter Road.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 7, Report No. 9)**348. ALL WAY STOP CONTROL - BLAKELEY ROAD AT LORRAINE DRIVE - NORTH YORK CENTRE.**

The North York Community Council had before it a report (August 31, 1998) from the Director, Transportation Services, District 3, recommending that Schedules XVIII of By-law No. 31001, of the former City of North York, be amended so that southbound traffic not be required to stop at the intersection of Blakeley Road at Lorraine Drive.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 8, Report No. 9)

349. STOPPING AMENDMENTS - DERRYDOWN ROAD - BLACK CREEK.

The North York Community Council had before it a report (August 26, 1998) from the Director, Transportation Services, District 3, recommending that:

- (a) Schedule IX of By-law No. 31001, of the former City of North York, be amended to install a 'No Stopping, 8:00 a.m. to 6:00 p.m., Monday to Friday', restriction on the east side of Derrydown Road, from a point 23 metres north of the northerly limit of Bratty Road to a point 121 metres northerly; and
- (b) By-law No. 32759, of the former City of North York, be amended to delete the School Bus Loading Zone located on the west side of Derrydown Road, from a point opposite the northerly limit of Catford Road to a point 60 metres northerly.

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

Councillor Moscoe, North York Spadina, declared his interest in the foregoing matter in that he lives in the vicinity of the subject lands.

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 9, Report No. 9)

350. PROPOSED PARKING PROHIBITIONS - ALLOY COURT - NORTH YORK HUMBER.

The North York Community Council had before it a report (August 25, 1998) from the Director, Transportation Services, District 3, recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking at any time on both sides of Alloy Court, from the westerly limit of Arrow Road to the westerly limit of Alloy Court.

North York Community Council Minutes
Wednesday, September 16, 1998.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 10, Report No. 9)

351. TEMPORARY ROAD CLOSURE - EDINBURGH DRIVE - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (August 25, 1998) from the Director, Transportation Services, District 3, recommending that:

- (a) by enactment of a confirmatory by-law adopting this report, Edinburgh Drive, from Bathurst Street to a point 40 metres east of Bathurst Street, be temporarily closed from 8:00 p.m. to 11:30 p.m., on Tuesday, October 6, 1998, for the purpose of conducting a religious Sukkos celebration, subject to the applicant's compliance with By-law No. 27433, of the former City of North York; and
- (b) during this temporary closure, there shall be no use of the closed road for vehicle traffic except under the authority of a permit issued by the Commissioner of the Works and Emergency Services Department.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 11, Report No. 9)

352. REDUCED SPEED ZONE (40 KM/H) - WHITTAKER CRESCENT - SENECA HEIGHTS.

The North York Community Council had before it a report (August 25, 1998) from the Director, Transportation Services, District 3, recommending that By-law No. 31878, of the former City of North York, be amended to designate the maximum speed limit on Whittaker Crescent at 40 km/h.

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

(General Manager, Transportation Services, Works and Emergency Services -
October 9, 1998)

(Clause 12, Report No. 9)

353. PARKING PROHIBITIONS - KENNETH AVENUE - NORTH YORK CENTRE.

The North York Community Council had before it a report (August 19, 1998) from the Director, Transportation Services, District 3, recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking at anytime on the east side of Kenneth Avenue, from Spring Garden Avenue to a point 71.5 metres north of Sheppard Avenue East.

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

(General Manager, Transportation Services, Works and Emergency Services -
October 9, 1998)

(Clause 13, Report No. 9)

354. PROPOSED PARKING PROHIBITIONS - COLDSTREAM AVENUE - NORTH YORK SPADINA.

The North York Community Council had before it a report (August 31, 1998) from the Director, Transportation Services, District 3, recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking between the hours of 2:00 a.m. to 6:00 a.m., on the south side of Coldstream Avenue, from the westerly limit of Bathurst Street to the easterly limit of Glenmount Avenue.

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

(General Manager, Transportation Services, Works and Emergency Services -
October 9, 1998)

(Clause 14, Report No. 9)

355. INTERSECTION DESIGN - HORSHAM AVENUE AND CANTERBURY PLACE - NORTH YORK CENTRE.

North York Community Council Minutes
Wednesday, September 16, 1998.

The North York Community Council had before it a report (August 26, 1998) from the Director, Transportation Services, District 3, recommending that:

- (a) the intersection design Option 'B' as prepared by the Works and Emergency Services dated June 16, 1998, with an estimated construction cost of \$60,000.00 be included in the 1999 Capital Works Construction Program; and
- (b) the necessary funds be acquired from the 1999 Capital Works Road Improvement Budget.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 15, Report No. 9)

356. ALL WAY STOP CONTROL - FLORENCE AVENUE AT RADINE ROAD - NORTH YORK CENTRE.

The North York Community Council had before it a report (September 3, 1998) from the Director, Transportation Services, District 3, recommending that Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop at all approaches to the intersection of Florence Avenue and Radine Road.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 20, Report No. 9)

357. WALKWAY CLOSING - 170 THE DONWAY WEST (UDOZ-90-75) - DON PARKWAY.

The North York Community Council had before it a report (September 1, 1998) from the Director, Transportation Services, District 3, recommending that staff be authorized to register the relevant by-law enacted on April 21, 1993, for the closing of the walkway, dedicated as a Public Walkway by By-Law No. 110593 and registered on title as Instrument No. NY 218175, subject to:

North York Community Council Minutes
Wednesday, September 16, 1998.

- (a) the applicant satisfying conditions (i), (ii), (iii) and (iv), as approved by North York Council on January 27, 1993 (as outlined in the body of this report);
- (b) condition (v) being referred to the Chief Financial Officer and Treasurer, to make the appropriate amendments and take the appropriate action;
- (c) the registration of the closing by-law occurring concurrently with the conveyance of the lands from Richwood Developments Limited and the Bank of Montreal to the City for the relocated walkway;
- (d) easements being provided over the Richwood Developments Limited site, and the Bank of Montreal site to allow rights of passage for pedestrians over the subject holdings, so that the existing pedestrian activities may continue until the relocated walkway is constructed;
- (e) the applicant provide to the City a Letter of Credit to cover the cost of engineering and construction of the relocated walkway in the amount estimated and/or contracted for the work to be completed; and
- (f) the relocated walkway being constructed in accordance with the specifications of the the Department of Works and Emergency Services.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 21, Report No. 9)

358. AVAILABILITY OF GRANTS AND PROGRAMS FROM FEDERAL AND PROVINCIAL MINISTRIES FOR THE ACQUISITION OF LANDS FOR PARKS AND COMMUNITY RELATED PURPOSES - NORTHWEST CORNER OF FINCH AVENUE WEST AND YORK GATE BOULEVARD - BLACK CREEK.

The North York Community Council had before it a report (September 2, 1998) from the Commissioner of Economic Development, Culture and Tourism, reporting on information requested by the North York Community Council at its meeting held on July 22, 1998, on the availability of Grants and Programs from identified Ministries for the acquisition of lands for parks and community related purposes at the northwest corner of Finch Avenue West and York Gate Boulevard, and recommending that:

- (a) Economic Development, Culture and Tourism continue to pursue information from the identified Ministries regarding the availability of Grants and Programs for the acquisition of lands for parks and community related purposes at the northwest corner of Finch Avenue West and York Gate Boulevard; and
- (b) the Commissioner of Economic Development, Culture and Tourism report back to North York Community Council at its meeting to be held on October 14, 1998, when it is anticipated all responses and information from the identified Ministries regarding the availability of Grants and Programs for the acquisition of lands for parks and community related purposes will have been received.

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

(General Manager, Parks and Recreation, Economic Development, Culture and Tourism - October 9, 1998)

(Clause 24, Report No. 9)

359. REPORT - OPPI 1998 EXCELLENCE IN PLANNING AWARDS.

The North York Community Council had before it a report (September 1, 1998) from the Director, Community Planning, North District, reporting on recent awards conferred by OPPI (Ontario Professional Planners Institute) for North York Planning Projects.

The North York Community Council received the foregoing report.

(Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(f), Report No. 9)

360. PRELIMINARY EVALUATION REPORT - OFFICIAL PLAN AMENDMENT APPLICATION UDOZ-98-18 - JAPANESE CANADIAN CULTURAL CENTRE - 123 WYNFORD DRIVE - DON PARKWAY.

The North York Community Council had before it a report (September 1, 1998) from the Director of Community Planning, North District, reporting on an application to amend the Official Plan to permit development of the site with high density residential uses, and recommending that staff continue processing the application in the manner outlined in the report.

The North York Community Council received the foregoing report.

(Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(h), Report No. 9)

361. PRELIMINARY EVALUATION REPORT - ZONING AMENDMENT APPLICATION UDZ-98-16 - ROCCO GROSSI - 1 UPWOOD AVENUE - NORTH YORK HUMBER.

The North York Community Council had before it a report (August 26, 1998) from the Director, Community Planning, North District, reporting on an application to amend the Zoning By-law to permit a two-storey semi-detached dwelling, and recommending that staff continue processing the application in the manner outlined in the report.

The North York Community Council received the foregoing report.

(Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(j), Report No. 9)

362. PRELIMINARY EVALUATION REPORT - OFFICIAL PLAN AND ZONING AMENDMENT APPLICATION UD0Z-98-14 - BEARPOINT GROUP INC. - 50 AND 60 OAK STREET - NORTH YORK HUMBER.

The North York Community Council had before it a report (September 2, 1998) from the Director, Community Planning, North District, reporting on an application to amend the Official Plan and Zoning By-law to permit a mixed residential and light industrial development, and recommending that staff continue processing the application in the manner outlined in the report.

The North York Community Council received the foregoing report.

(Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(k), Report No. 9)

363. IMPACT OF THE ENVIRONMENTAL STUDY REPORT ADDENDUM - APRIL 1998 - ELIHU PEASE HOUSE - 34 AVONDALE AVENUE - RESPONSE TO DONALDA AND LOUIS BADONE - NORTH YORK CENTRE.

The North York Community Council had before it a report (September 1, 1998) from the Director, Transportation Services, District 3, reporting on information requested by the North York Community Council at its meeting held on April 1, 1998, addressing the concerns raised by Donalda and Louis Badone, the owners of the Elihu Pease House.

On motion by Councillor Filion, the North York Community Council recommended to Council that:

- (1) the foregoing report (September 1, 1998) from the Director, Transportation Services, District 3, be adopted;
- (2) the local Councillors, together with appropriate staff, hold discussions with Mr. Louis Badone and Ms. Donalda Badone, regarding the acquisition and subsequent sale of the noted property; and
- (3) funds generated from the sale of the property be deposited into the Parks Acquisition Fund.

Mr. Louis Badone appeared before the North York Community Council in connection with the foregoing matter.

(Director, Transportation Services, District 3, Works and Emergency Services - October 9, 1998)

(Clause 16, Report No. 9)

364. FENCE - 20 ATHABASKA AVENUE - NORTH YORK CENTRE.

The North York Community Council had before it a report (August 13, 1998) from the Director of Municipal Standards, Urban Planning and Development Services, recommending that the request by the owners of 20 Athabaska Avenue to permit a fence to be constructed, be approved subject to the top 0.60m (2 feet) of the fence being constructed of wood lattice as opposed to solid boards.

Mr. Aurelio Marrone appeared before the North York Community Council in connection with the foregoing matter.

North York Community Council Minutes
Wednesday, September 16, 1998.

- A. Councillor Mammoliti, North York Humber, moved that the foregoing report (August 13, 1998) from the Director of Municipal Standards, Urban Planning and Development Services, not be adopted and that the application be refused.
- B. Councillor Gardner, North York Centre, moved that the foregoing report be adopted and that any extension of the fence built over the 4 foot height, have a side yard setback of 4 feet.

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

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

(Mr. and Mrs. N. Madassa - October 9, 1998)

(Clause 4, Report No. 9)

365. PRELIMINARY EVALUATION REPORT - TEMPORARY USE BY-LAW APPLICATION UD52-98-01 - ALYSS FOGEL - 31 FOURSOME CRESCENT - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (September 2, 1998) from the Director, Community Planning, North District, reporting on a temporary use by-law application to legalize a professional medical office (dietician's practice) as a home occupation for a period of three years, and recommending that staff continue processing the application in the manner outlined in the report.

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

- (i) (August 17, 1998) from Ms. Cindy Weiner, President, St. Andrew's Ratepayers Association, expressing the Association's opposition to the application; and
 - (ii) (September 13, 1998) from Jean Roy, North York, in opposition to the application.
- A. Councillor Flint, North York Centre South, moved that the foregoing report be adopted subject to Recommendation No. 2 being amended to provide that a public meeting be held at the next meeting of the North York Community Council on October 14, 1998.
 - B. Councillor Moscoe, North York Spadina, moved that Application UD52-98-01 submitted by Alyss Fogel for 31 Foursome Crescent, be refused.

13
North York Community Council Minutes
Wednesday, September 16, 1998.

- C. Councillor Mammoliti, North York Humber, moved that if Application UD52-98-01 is appealed to the Ontario Municipal Board, that staff be directed to present Council's view at the hearing.

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

(Executive Director, Urban Planning, Urban Planning and Development Services -
October 9, 1998)

(Clause 26, Report No. 9)

366. SIGN BY-LAW VARIANCE REQUEST - ROOF LEVEL WALL SIGNAGE - STEEL ART SIGNS - 5140 YONGE STREET - NORTH YORK CENTRE.

The North York Community Council had before it a report (September 2, 1998) from the Director and Deputy Chief Building Official, recommending approval of the requested minor variance from North York Sign By-law No. 30788 to permit the erection of two wall signs.

- A. Councillor Filion, North York Centre, moved that the foregoing report be deferred to its next meeting scheduled for October 14, 1998, in order to allow Building Department staff to meet with the local Councillors to review the plans submitted prior to the reports being placed on to the agenda.
- B. Councillor Shiner, Seneca Heights, moved that all future reports be first discussed with the local Councillors to ensure that the reports submitted to Community Council include plans, drawings and descriptive information related to the actual sign and the nature of the variance request.
- C. Councillor Gardner, North York Centre, moved that this item be held down for consideration later in the meeting in order to allow the local councillors to meet with the applicant.

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

Upon the question of the adoption of the foregoing motions A. and B., it was carried.

(Director and Deputy Chief Building Official - September 24, 1998)

(Clause 44(b), Report No. 9)

367. SIGN BY-LAW VARIANCE REQUEST - FIRST FLOOR WALL SIGNAGE - TRIMARK TRUST - 5140 YONGE STREET - NORTH YORK CENTRE.

The North York Community Council had before it a report (September 2, 1998) from the Director and Deputy Chief Building Official, recommending approval of the requested minor variance from North York Sign By-law No. 30788 to permit the erection of three wall signs.

- A. Councillor Filion, North York Centre, moved that the foregoing report be deferred to its next meeting scheduled for October 14, 1998, in order to allow Building Department staff to meet with the local Councillors to review the plans submitted prior to the reports being placed on to the agenda.
- B. Councillor Shiner, Seneca Heights, moved that all future reports be first discussed with the local Councillors to ensure that the reports submitted to Community Council include plans, drawings and descriptive information related to the actual sign and the nature of the variance request.
- C. Councillor Gardner, North York Centre, moved that this item be held down until later in the meeting in order to allow the local councillors to meet with the applicant.

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

Upon the question of the adoption of the foregoing motions A. and B., it was carried.

(Director and Deputy Chief Building Official - September 24, 1998)

(Clause 44(c), Report No. 9)**368. ZONING AMENDMENT APPLICATION UDZ-98-19 - PAT GIGLIO ET AL - 25-35 FINCH AVENUE WEST, 5 & 9 BLAKELEY ROAD, 8-34 & 31-35 LORRAINE DRIVE - NORTH YORK CENTRE.**

The North York Community Council had before it a report (September 3, 1998) from the Director, Community Planning, North District, reporting on the applicant's requests to defer the balance of fees owing for the application (in the amount of \$20,210.00) and to process their zoning amendment application within the North York Centre in the absence of a concurrent site plan, and submitting recommendations with respect thereto.

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

15
North York Community Council Minutes
Wednesday, September 16, 1998.

- Mr. Peter Cheatley; and
- Mr. Pat Giglio, the applicant.
- A. Councillor Fillion, North York Centre, moved that the report (September 3, 1998) from the Director, Community Planning, North District, be adopted; and that application UDZ-98-19 - Pat Giglio et al, be approved as set out in the foregoing report.
- B. Councillor Gardner, North York Centre, moved that the foregoing report be adopted; subject to the applicant agreeing to pay the required fee in eight monthly incremental payments, the first payment to commence on November 1, 1998, in a secure financial collateral form satisfactory to the appropriate staff.
- C. Councillor Mammoliti, North York Humber, moved that all required fees be deferred until after the application has been approved and that in the interim, all costs be incurred by the City.

Upon the question of the adoption of the foregoing motions A. and B., it was carried.

(Executive Director, Urban Planning, Urban Planning and Development Services -
October 9, 1998)

(Clause 38, Report No. 9)

369. INTRODUCTION OF NEW WORKS AND EMERGENCY SERVICES DISTRICT DIRECTORS.

The North York Community Council heard a presentation by Mr. Barry Gutteridge, Commissioner, Works and Emergency Services, who introduced the newly appointed senior management team for Works and Emergency Services.

(Clause 44(1), Report No. 9)

370. PROPOSED AMENDMENT TO LOW LOT BY-LAW NO. 7273 - LOTS 799 AND 800, PLAN M-108 (BETWEEN 446 AND 466 BEDFORD PARK AVENUE) - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it the following Resolution (June 18, 1998) from Councillor Flint, North York Centre South:

THEREFORE BE IT RESOLVED THAT the proposed amendment to Low Lot By-law No. 7273 for Lots 799 and 800, Plan M-108 (between 446 and 466 Bedford Park Avenue), in accordance with the staff recommendation embodied in Report No. 4 of the North York Community Council, as adopted by the City of Toronto, at its meeting held April 16, 1998, be adopted with the following amendments:

- (1) any development of the lot be subject to Site Plan Control; and design features and materials of any structure to be built on the lot be included in the Site Plan;
- (2) no trees or bushes be cut prior to the sign off of the Site Plan;
- (3) there be no detached garage constructed in the rear of the property;
- (4) there be no vehicle access to the property from the rear laneway; and
- (5) there be no driveway, structure, deck, porch or fence constructed over the easement.

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

(City Solicitor - October 9, 1998)

(Clause 37, Report No. 9)

371. PROPOSED ZONING BY-LAW - L & A INTERNATIONAL MANAGEMENT LIMITED UDZ-97-32 - 11 WILLIAM CARSON CRESCENT - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (August 31, 1998) from the Director, Community Planning, North District, recommending that the report be received for information purposes.

The North York Community Council received the foregoing report.

(Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(g), Report No. 9)

North York Community Council Minutes
Wednesday, September 16, 1998.

The North York Community Council recessed at 12:55 p.m. and reconvened at 2:10 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

Councillor Berger assumed the Chair.

372. 5 PERCENT CASH-IN-LIEU OF PARKLAND DEDICATION - 693316 ONTARIO LIMITED - 508-518 COLDSTREAM AVENUE - NORTH YORK SPADINA.

The North York Community Council had before it a report (August 18, 1998) from the Director of Policy and Development, Economic Development, Culture and Tourism, recommending that the 5 percent cash-in-lieu of parkland dedication payment remain applicable for this development.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council recommended to Council that the foregoing report be deferred to its next meeting scheduled for October 14, 1998, in order to provide the local Councillors an opportunity to meet with the applicant and appropriate staff.

(Director of Policy and Development, Economic Development, Culture and Tourism
- September 24, 1998)

(Clause 44(e), Report No. 9)

373. O.M.B. REFERRAL NO. 1 OF OFFICIAL PLAN AMENDMENT NO. 381 - SPECIFIC DEVELOPMENT POLICY FOR 88 TO 102 ELLERSLIE AVENUE -

NORTH YORK OFFICIAL PLAN PART C.9.140 - (UD0P-38) - NORTH YORK CENTRE.

As directed by the North York Community Council at its meeting held on June 24, 1998, 1998, appropriate notice of this public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (September 2, 1998) from the Director, Community Planning, North District, providing background information with respect to the subject application.

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

- (i) (September 2, 1998) from Jack and Viva Heaton, advising of their concerns with the proposed amendment;
- (ii) (August 27, 1998) from Mr. Stephen H. Diamond, McCarthy Tetrault, Barristers and Solicitors, Solicitors for 1205373 Ontario Limited, in support of the proposed amendment;
- (iii) (August 26, 1998) from Mr. William Withrow, requesting clarification on why this matter is being re-examined;
- (iv) (August 26, 1998) from Mr. D. Gregory Flude and Dr. Inese Flude, requesting the opportunity to address North York Community Council and commenting on the proposed amendment;
- (v) (August 26, 1998) from Paul and Nina Cernavskis, expressing their concerns with the proposed amendment;
- (vi) (August 21, 1998) from Eleanor and Ian Searle, advising of their opposition to the proposed amendment;
- (vii) (undated) from Mr. Andris Cernavskis, advising of his concerns with the proposed amendment;
- (viii) (September 14, 1998) from Jule Ryder, advising of his opposition to the proposed amendment;
- (ix) (September 14, 1998) from E.J. and Elizabeth Tamalik, expressing their opposition to the proposed amendment;

North York Community Council Minutes
Wednesday, September 16, 1998.

- (x) (September 1, 1998) from Sharolyn Vettese on behalf of the Yonge Street Area Ratepayer Associations and Steve Mullins on behalf of the Lansing Community Association, outlining their reasons for not supporting the inclusion of 88 to 102 Ellerslie Avenue in the Uptown Plan;
- (xi) (September 14, 1998) from David and Judy Gainforth, expressing their opposition to the proposed amendment; and
- (xii) (September 12, 1998) from Edmund and Judith McCabe expressing their objections to the proposed amendment.

A staff presentation was made by William Hollo, Director, Planning Services, City Planning Division, North District.

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

- Mr. Stephen Diamond, Solicitor from the firm of McCarthy Tetrault, on behalf of 1205373 Ontario Limited, property owners of 70 to 102 Ellerslie Avenue, who spoke in support of Part C.9.140 of the Official Plan, which is the Specific Policy from Official Plan Amendment No. 381 regarding 88 to 102 Ellerslie Avenue.

During his submission, Mr. Diamond indicated that since the adoption of the Specific Development Policy, his client has reduced the scale of the proposed development on Ellerslie Avenue from 66 units to 47 units and would include a 1.1 ha public park on the lands municipally known as 76 Ellerslie. He also pointed out that the development would be of condominium rather than freehold tenure. Access to the development would be provided from Beecroft Road and as such there would be no traffic impact on the community.

Mr. Diamond requested that Community Council maintain its previous commitment given for this proposal. In his opinion the site is uniquely buffered to the west by a large parking lot, and is located adjacent to the City Centre and adjacent to parkland to the south. He also pointed out that redevelopment of the property will contribute a functional section of the Uptown Service Road in this location.

Mr. Diamond was also of the opinion that the proposed townhouse form of development provides for an appropriate transition of density from the existing high density development in the North York Centre to the stable low residential neighbourhood to the west. It would also supplement the public parkland complement in the area.

In concluding he suggested that the Community Council hear the concerns of the ratepayers and allow the public meeting on the rezoning application to proceed prior to the Ontario Municipal hearing on this issue.

- Mr. D. Gregory Flude, who expressed his concerns with the current process. Since the original Specific Development Policy and the current rezoning application are scheduled to be heard by the Ontario Municipal Board in the near future, it is unnecessary, in his opinion, to amend the Official Plan at this point in time. He further indicated that the Specific Development Policy was the result of extensive deliberations by the City of North York Council in and before 1993 when all parties had the opportunity to make their views known and to have them fully canvassed. To seek to question the action of the City of North York council after such a short time period, where there has been no material change in circumstances is likely to bring the whole planning process into disrepute.

Mr. Flude further indicated that the Specific Development Policy makes good planning sense when the unique circumstances of these properties are considered. At present the Uptown boundary is a fence. It make no sense to establish a fence as the boundary when a natural boundary has been defined by the existence of Edward the Confessor Church which severs the block, cutting the east side from the west side. Feathering density trough a single family residential development doe snot materially change the nature of the land use in the area while ensuring that no one property bears the impact of a sudden change in density. In his opinion, removing the Specific Development Policy would destabilize the residential area.

- Ms. Ronda Margoese, who indicated that she supported the deletion of the Specific Policy from Official Plan Amendment No. 381 regarding 88 to 102 Ellerslie Avenue. In her opinion, the development proposed for those lands would have a negative impact on the surrounding community.
- Mr. Robert Weeks, who spoke in opposition to the development proposed for the lands on Ellerslie Avenue. In his opinion, the proposal is not in conformity with the Uptown Plan, is inappropriate and it would destabilize the area. He concluded by requesting that the boundary in the Uptown Plan not be changed in order to accommodate this development.
- Ms. Carol Gold, who spoke in opposition to the rezoning application for 88 to 102 Ellerslie Avenue. In her opinion, the proposal is precedent setting and goes against everything that the Downtown and Uptown Plans stand for. While she would have not objection to the lands being developed with infill housing, she did object to the proposed development.

North York Community Council Minutes
Wednesday, September 16, 1998.

- Ms. Sharolyn Vettese, on behalf of Yonge Street Area Ratepayers Associations, who spoke in opposition to the Specific Policy in Official Plan No. 381 regarding 88 to 102 Eglinton Avenue. In her opinion, this Policy should be deleted from the Plan because it goes against everything that the residents have been working for in order to maintain a stable residential area. Throughout the evolution of the North York Centre Secondary Plan, being the Downtown and Uptown Plans, there have been two guiding principles. One being the protection of the stable residential neighbourhood adjacent to the redevelopment area and the other being the principle of ensuring that redevelopment did not take place outside the City Centre boundary. The Specific Policy for 88 to 102 Eglinton is an anomaly to the City's established practice and policy.

Ms. Vettese requested that the Plan be adhered prior to matter being considered by the Ontario Municipal Board. The Plan should be protected otherwise it would encourage ad hoc development which in turn creates instability.
- Mr. Steve Mullins, President, Lansing Community Association, who informed the Community Council that a motion was passed at the general meeting held by the Lansing Community Association. that the Specific Policy regarding 88 to 102 Eglinton Avenue be removed from the Plan. The Association also had concerns with the rezoning application for these lands.
- Ms. Amy Profenna, who spoke in opposition to the development proposed for the lands on Eglinton Avenue. Her primary objections were respect to increased traffic, the impact on property values and quality of life. She also believed that a natural buffer zone was needed between the high rise development in the City Centre and the existing residential area.
- Mrs. Anne Galilee, who spoke in opposition to the Specific Policy regarding 88 to 102 Eglinton Avenue. She was concerned about the precedent setting nature of the development proposed for these lands and enlarging the boundary of the Uptown Plan.
- Mr. John Windisman. who spoke in opposition to the Specific Policy regarding 88 to 102 Eglinton Avenue. He was also concerned with the density of the townhouse development proposed for these lands.
- Mr. Donald Gray, who expressed concern with the precedent setting nature of the development proposed for the lands on Eglinton Avenue. In his opinion, there is nothing unique about the lands in question to warrant deviation from the Official Plan. He also believed that if the lands municipally known as 78 Eglinton Avenue

North York Community Council Minutes
Wednesday, September 16, 1998.

are not part of the land assembly, the requirement for the ring road cannot be satisfied.

- Ms. Marion Lick, on behalf of the Willowdale Central Ratepayers' Association; who spoke in opposition to the Specific Development Policy for 88 to 102 Ellerslie Avenue. She also explained the importance of preserving the stable residential communities and the trees throughout the Uptown and Downtown Plan areas.
- Mr. William Bevelander, who spoke in opposition to the Specific Development Policy for 88 to 102 Ellerslie Avenue. He also indicated that he objected to suggestions made by the Solicitor for the property owner of the lands in question because there is no mention of the human factor. He concluded by stating that the stable residential area be maintained.
- Mr. Morry Smith, on behalf of the Lansing Community Association, who indicated that he would like to see the City and staff supporting the position of the residents. He was also concerned about the precedent setting nature of this proposal. In concluding he indicated that he supported the protection of the stable residential area.
- Ms. Mary Ann Cross, who spoke in opposition to the Specific Development Policy for 88 to 102 Ellerslie Avenue and requested that it be deleted from the Plan. She further indicated that she moved in this area to raise her family because of its quiet residential character. As such, she would be opposed to any redevelopment in the area.
- Ms. Mary Ann Cross also read a communication from Marilyn Bunker outlining Ms Bunker's concerns with the Specific Development Policy relating to 88 to 102 Ellerslie Avenue.
- Ms. Flude, who spoke outlined her reasons for supporting the Specific Development Policy relating to the lands on Ellerslie Avenue.
- Ms. Neela Adamski, who spoke in opposition to the Specific Development Policy. She also stated many of the residents who moved into this area because of its stable residential character would eventually move elsewhere as a result of the negative impacts from redevelopment.
- Ms. Viva Heaton, who spoke in opposition to the proposed development on Ellerslie Avenue. Her primary concerns were with respect to increased traffic and precedent setting nature of the application.

North York Community Council Minutes
Wednesday, September 16, 1998.

On motion by Councillor Filion, North York Centre, the North York Community Council recommended to Council that:

- (i) Council rescind the adoption of Part C.9.140 to the Official Plan; and
- (ii) the appropriate staff be directed to do all things necessary to have the repealing by-law before the next meeting of Council scheduled for October 1, 1998.

A recorded vote on the foregoing motion by Councillor Filion, was as follows:

FOR: Councillors Mammoliti, Moscoe, Augimeri, Feldman, Berger, Flint, Gardner, Chong, Filion and Minnan-Wong

AGAINST: NIL

ABSENT: Councillors Sgro, Li Preti, Shiner and King

Carried

(Executive Director, Urban Planning, Urban Planning and Development Services -
October 9, 1998)

(Clause 27, Report No. 9)

374. ZONING STUDY UD43-KIR - SOUTH SIDE OF KIRBY ROAD - NORTH YORK HUMBER.

As directed by the North York Community Council at its meeting held on June 24, 1998, appropriate notice of this public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it the following:

- (i) report (June 11, 1998) from the Acting Commissioner of Planning, providing recommendations with respect to the subject application; and
- (ii) communication (September 2, 1998) signed by 9 property owners on Kirby Road, requesting that Kirby Road be rezoned to R5.

No individuals appeared before the North York Community Council in connection with the foregoing matter.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council recommended to Council that the lands fronting on the south side of Kirby Road, shown on Schedule A of the report (June 11, 1998) from the Acting Commissioner of Planning, North York Civic Centre, be rezoned from RM5 to R5.

(Executive Director, Urban Planning, Urban Planning and Development Services - October 9, 1998)

(Clause 28, Report No. 9)

375. OFFICIAL PLAN AND ZONING AMENDMENT APPLICATION UD0Z-98-02 - JOHN WALDIE - 860 YORK MILLS ROAD - DON PARKWAY.

As directed by the North York Community Council at its meeting held on April 1, 1998, appropriate notice of this public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it the following:

- (i) report (August 6, 1998) from the Acting Commissioner of Planning, North York Civic Centre, providing recommendations with respect to the subject application; and
- (ii) communication (September 1, 1998) from Mr. Derek E. Kaye, on behalf of the owners of Don Mills Car Wash, advising of their concerns with the proposed application.

Ms. Linda Kaye, on behalf of the owners of Don Mills Car Wash, appeared before the North York Community Council in connection with the foregoing matter and she outlined her concerns with the application. During her submission she indicated that gasoline station sites are known for soil contamination and possible migration of contaminants onto adjacent sites. Since there is no requirement for an environmental study or a soil investigation report until the site plan approval stage, there is no indication whether the site can be developed for the uses contemplated by the applicant. She accordingly requested that the Community Council consider the soils study prior to any rezoning approval because the ultimate development of this site could have a negative impact on adjacent lands in terms of future redevelopment.

On motion by Councillor Minnan-Wong, Don Parkway, the North York Community Council recommended to Council that the report (August 6, 1998) from the Acting

Commissioner of Planning, North York Civic Centre, be adopted and the application UDOZ-98-02 - John Waldie, be approved as set out in that report.

(Executive Director, Urban Planning, Urban Planning and Development Services - October 9, 1998)

(Clause 29, Report No. 9)

376. OFFICIAL PLAN AND ZONING AMENDMENT APPLICATION UD0Z-97-11 - THE PARK AVENUES OF NORTH YORK - 134 TO 140 FINCH AVENUE WEST, 11 AND 15 CARNEY ROAD AND THE REAR OF 16 TO 18 ALTAMONT ROAD - NORTH YORK CENTRE.

As directed by the North York Community Council at its meeting held on June 24, 1998, 1998, appropriate notice of this public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (June 10, 1998) from the Acting Commissioner of Planning, North York Civic Centre, providing recommendations with respect to the subject application.

A staff presentation was made by Randy Jones, Planner, City Planning Division, North District.

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

- Mr. George Belza, on behalf of the property owners of Carney Road and other property owners in the area. During his submission he stated that the residents generally concur with the recommendations in the staff report but had some specific concerns with those recommendations dealing with the parkland, the gross floor area, parking and the RM1 provisions of Lot Area, Street Frontage, Lot Coverage, Floor Area and Distance between buildings. With respect to Recommendation 1 (d), the residents would like the park to be built by the City and the existing dwellings demolished. The park should also be a "passive" park. With respect to Recommendation 2 (c)(i) and (ii) and Recommendation 2(d), the figures should be corrected to reflect the figures in the Draft Zoning By-law. Insofar as Recommendation 2 (h) was concerned, he was of the opinion that it should be expanded to include a statement that planning staff be directed to meet with the residents in order to resolve these issues during the site plan review stage. Such matters as screening and drainage are site plan issues which have not been evaluated

North York Community Council Minutes
Wednesday, September 16, 1998.

and should also be discussed at a community meeting prior to the enactment of the by-law. He also requested that construction access be off Finch Avenue.

- Ms. Elaine Berg, who expressed concern with the traffic congestion in the area.
 - Mr. John Hofbauer, who expressed concern with the boundary of the Central Finch West Secondary Plan being adjusted in order to accommodate this development.
 - Mr. William Missios, who expressed concern with the proposed development.
 - Ms. Nancy Singer, Planning Consultant, on behalf of the applicant, who commented on the merits of the application. She also indicated that a number of discussions have been held with planning and other city staff in order to address their concerns as well as those expressed by the community. However, the applicant would be willing to meet with the community once again in order to discuss the issues raised, prior to the enactment of the amending by-law. Screening and privacy are site plan issues and would be addressed during the site plan review stage.
- A. Councillor Gardner, North York Centre, moved that the report (June 10, 1998) from the Acting Commissioner of Planning, North York Civic Centre, be adopted; and that application UDOZ-97-11 - The Park Avenues of North York, be approved as set out in the foregoing report.
- B. Councillor Filion, North York Centre, moved that the report (June 10, 1998) from the Acting Commissioner of Planning, North York Civic Centre, be adopted subject to the following additional conditions and requests:
- (1) construction access to the development being from Finch Avenue West;
 - (2) the parkland be constructed as soon as possible; and
 - (3) the Director, Community Planning, North District, be requested to review the concerns expressed by Mr. G. Belza, on behalf of the community in order to make the necessary technical adjustments, prior to the enactment of the by-law and to consult with the community with respect to the design of the proposed park.

Upon the question of the adoption of the foregoing motions A. and B, it was carried.

(Executive Director, Urban Planning, Urban Planning and Development Services -
October 9, 1998)

(Clause 30, Report No. 9)**377. ZONING AMENDMENT APPLICATION AND DRAFT PLAN OF SUBDIVISION APPLICATION Udz-97-43 AND UDSB-1237 - 295151 ONTARIO LIMITED - 65, 69, 71, 75, 81 AND 83 DREWRY AVENUE AND 55 AND 57 FAIRCHILD AVENUE - NORTH YORK CENTRE.**

As directed by the North York Community Council at its meeting held on July 22, 1998, appropriate notice of this public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (August 27, 1998) from the Director, Community Planning, North District, providing recommendations with respect to the subject application.

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

- (i) (September 1, 1998) from Karl and Miriam Knavery, advising of their opposition to the application;
- (ii) (September 8, 1998) from Mr. Glen Rowatt, in support of the application;
- (iii) (September 9, 1998) from Mr. John Limeina, advising of his concerns with the application;
- (iv) (undated) from L. Lehman, advising of her concerns with the application;
- (v) (September 16, 1998) from Mr. William West, President, Silverview Homeowners' Association, outlining the Association's concerns with respect to the traffic situation in the Cummer/Drewry/Yonge Street area; and
- (vi) (undated) from Joe Martin, outlining his support for the proposal.

A staff presentation was made by Karen Whitney, Planner, City Planning Division, North District.

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

- Mr. Dominic Campione, who commented in opposition to the application. His primary concerns were with respect to increased traffic congestion and basement flooding in the area.

North York Community Council Minutes
Wednesday, September 16, 1998.

- Mr. Joseph Porco, who outlined his concerns with the proposal and in particular, the traffic congestion on Drewry Avenue. In his opinion, the traffic congestion in the area should be assessed and measures should be taken to alleviate the situation.
- Mr. Frank Reiss, on behalf of the applicant, who addressed the concerns raised. During his submission he indicated that a traffic impact study has been conducted by a transportation consultant, which study concludes that the development would generate a small amount of traffic with minimal impact to the surrounding roadway network. After reviewing this study, the Transportation Division has indicated that it concurs with this finding. Insofar as drainage was concerned, he indicated that drainage will be directed in such a manner to ensure that no drainage problems are created on adjacent lands. In addition, the new dwellings would be connected to the storm sewer and not the sanitary sewer as is the case with many of the dwellings in the area and which may be causing the flooding problems.

Mr. Reiss concluded by stating that he concurred with the recommendations outlined in the staff report.

- Mr. Goldthorpe, who spoke in opposition to the application. His primary objections were respect to drainage; increased traffic and density.
- Mr. Glen Rowatt, on behalf of the property owner of 65 Drewry Avenue, who spoke in support of the application. In his opinion, the proposed development conforms with the Uptown Plan and it enhances the area.

On motion by Councillor Gardner, North York Centre, the North York Community Council recommended to Council that:

- (i) the report (August 27, 1998) from the Director, Community Planning, North District, be adopted and that applications UDZ-97-43 and UDSB-1237 - 295151 Ontario Limited, be approved as set out in the report; and
- (ii) the Director, Community Planning, North District, be requested to respond to the traffic concerns raised by the Silverview Homeowners Association in their submission dated September 16, 1998.

A recorded vote on the foregoing motion by Councillor Gardner, was as follows:

FOR: Councillors Mammoliti, Moscoe, Augimeri, Feldman, Berger, Gardner, Chong, Filion, Minnan-Wong, King

AGAINST: Councillor Flint

ABSENT: Councillors Sgro, Li Preti, Shiner

Carried

(Executive Director, Urban Planning, Urban Planning and Development Services -
October 9, 1998)

(Clause 31, Report No. 9)

378. PARKING PROHIBITIONS - BURDOCK LANE - DON PARKWAY.

The North York Community Council had before it a report (September 3, 1998) from the Director, Transportation Services, District 3, recommending that Schedule X of By-law No. 31001, of the former City of North York, be amended to permit parking for up to a maximum of three hours on the north and east side of Burdock Lane, from The Donway West to the easterly limit of Burdock Lane.

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

(General Manager, Transportation Services, Works and Emergency Services -
October 9, 1998)

(Clause 19, Report No. 9)

379. BROADLANDS COMMUNITY CENTRE - PARKING LOT - DON PARKWAY.

The North York Community Council had before it a report (August 26, 1998) from the Commissioner of Economic Development, Culture and Tourism, recommending that:

- (1) plans be abandoned for the demolition of the acquired properties at 23 and 25 Castlegrove Boulevard, for a parking lot;
- (2) the two subject properties be offered for re-sale, with the proceeds credited to the Parkland Acquisition Reserve Account;
- (3) an eighteen space parking area be created on the east side of Castlegrove Boulevard, along side the existing artificial ice rink;
- (4) negotiations be undertaken regarding a possible agreement with officials of the neighbouring Grace Memorial Church for the use of their parking area by patrons of Broadlands Community Centre and Park; and
- (5) the appropriate City officials take the necessary action to give effect thereto.

30
North York Community Council Minutes
Wednesday, September 16, 1998.

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

- Mr. John Murphy;
 - Ms. Camille Serrao, on behalf of Broadlands Community Centre; and
 - Mr. Ernie Magee.
- A. Councillor Chong, Don Parkway, moved that the foregoing report (August 26, 1998) from the Commissioner of Economic Development, Culture and Tourism, be adopted.
- B. Councillor Minnan-Wong, moved that:
- (1) the foregoing report (August 26, 1998) from the Commissioner of Economic Development, Culture and Tourism, be received;
 - (2) the previous decision of the Council of the former City of North York to purchase two residential properties to develop parking facilities for the Broadlands Community Centre, be re-affirmed; and that the two lots be retained to create open space;
 - (3) if there is no agreement with the Grace Memorial Church by October 30, 1998, for the use of its parking facility by patrons of the Broadlands Community Centre and park, appropriate staff be authorized to proceed with the creation of a parking lot at 23 and 25 Castlegrove Boulevard, through the site plan process;
 - (4) if there is an agreement reached with the Grace Memorial Church, appropriate staff be authorized to proceed with the creation of an 18 space parking area on the east side of Castlegrove Boulevard, alongside the existing artificial ice rink; and
 - (5) appropriate staff take into consideration the traffic concerns of the community.
- C. Councillor Moscoe, North York Spadina, moved that this item be deferred to the next meeting of the North York Community Council scheduled for October 14, 1998, and that there be community consultation in order to come to a compromised solution.

- D. Councillor Flint, North York Centre South, moved that, as part of the site plan process, the buffering nearest the neighbouring residential property be increased to a minimum of 10 feet and that the buffering be of a nature that will block car lights from disturbing the noted residential properties.
- E. Councillor Feldman, North York Spadina, moved that Recommendation (2) contained in the report (August 26, 1998) from the Commissioner of Economic Development, Culture and Tourism, be amended and that the properties not be sold and that the said properties be loaned to the Metropolitan Toronto Housing Company and reclaimed by the Parks and Recreation Department when they are required.

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

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

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

Upon the question of the adoption of the foregoing motion D. by Councillor Flint, it was lost.

Upon the question of the adoption of the foregoing motion B. by Councillor Minnan-Wong, it was carried.

(Clause 23, Report No. 9)

380. 1998 ONTARIO TRILLIUM FOUNDATION CARING COMMUNITY AWARD - JANE-FINCH COMMUNITY - RECOGNITION SIGNAGE - BLACK CREEK.

The North York Community Council had before it the following Resolution (September 16, 1998) by Councillor Augimeri, Black Creek:

WHEREAS the Jane-Finch Community has been selected to receive the 1998 Ontario Trillium Foundation Caring Community Award; and

WHEREAS only five communities were so recognized in the Province of Ontario this year; and

WHEREAS the Jane-Finch Community is the only community in Toronto to be so honoured; and

WHEREAS such an award reflects positively, not only on the Jane-Finch Community, but the entire City of Toronto; and

WHEREAS the Jane-Finch Community has made major contributions to the multiculturalism that makes Toronto the best city in the world in which to live;

NOW THEREFORE BE IT RESOLVED THAT the North York Community Council endorse the placing of signs at major intersections and points of interest in and around the Jane-Finch Community in recognition of this prestigious and well-deserved honour; and

BE IT FURTHER RESOLVED THAT Transportation staff work in conjunction with the Network of Community Based Organizations to design and create these signs, and determine the appropriate locations for their display.

On motion by Councillor Augimeri, Black Creek, the North York Community Council recommended to Council the adoption of the foregoing Resolution from Councillor Augimeri, Black Creek.

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 40, Report No. 9)

381. STREET VENDING PERMIT APPLICATION NO. 97 - THE DONWAY EAST - DON PARKWAY.

The North York Community Council had before it a report (July 10, 1998) from the Deputy Commissioner of Transportation, North York Civic Centre, recommending that the Commissioner of Works and Emergency Services be directed to issue a permit for the sale of hot dogs and sausages within the municipal boulevard adjacent to Don Mills Collegiate Institute.

Mr. Sunny Chhabra, Counsel on behalf of the applicant, appeared before the North York Community Council in connection with the foregoing matter.

- A. Councillor Moscoe, North York Spadina, moved that an ad-hoc committee comprised of Councillor Moscoe, Councillor Minnan-Wong, Councillor Chong and the Principals of Don Mills Middle School and Don Mills Collegiate, to meet and reach a compromise position and report back to the North York Community Council.

North York Community Council Minutes
Wednesday, September 16, 1998.

- B. Councillor Mammoliti, North York Humber, moved that the foregoing report (July 10, 1998) from the Deputy Commissioner of Transportation, North York Civic Centre, be received; and that Street Vending Permit Application No. 97 be refused.
- C. Councillor Moscoe, North York Spadina, moved that this matter be received.

Councillor Moscoe withdrew motion A.

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

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

(Sunny Chhabra, Barristers and Solicitor - October 9, 1998)

(Clause 34, Report No. 9)

382. UDOZ-94-11 AND UDSP-96-27 (REVISED) - STATE DEVELOPMENT CORPORATION (HILLSIDE ROAD AT YORK MILLS ROAD) - REGISTRATION OF EASEMENT AND LOWERING OF WILLIAM CARSON CRESCENT CUL-DE-SAC - 18 WILLIAM CARSON CRESCENT - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (September 4, 1998) from the Director, Engineering Services, Districts 3 and 4, recommending that:

- (a) a 6.0 metre wide easement for a proposed municipal storm sewer and inlet structure and 4.0 metre wide right-of-way for maintenance access be granted to the City by the property owner and registered on title, subject to conditions described;
- (b) Council provide direction with respect to owner's proposal to have the cul-de-sac lowered at the north limit of William Carson Crescent; and
- (c) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council that the foregoing report be adopted subject to the cul-de-sac being lowered and subject to the owner assuming all related expenses.

(Director, Engineering Services, Districts 3 and 4, Works and Emergency Services -
October 9, 1998)

(Clause 36, Report No. 9)

**383. PRINCIPLE OF LAND USE REPORT - OFFICIAL PLAN AND ZONING
AMENDMENT APPLICATION UD0Z-97-44 - TRIDEL BUILDERS INC. - 1857
LESLIE STREET - DON PARKWAY**

The North York Community Council had before it a report (August 27, 1998) from the Director, Community Planning, North District, reporting on the appropriateness of the change in land use from industrial to residential and retail as directed by the North York Community Council on January 21, 1998 and recommending that the application be refused.

Mr. Stephen Upton appeared before the North York Community Council on behalf of the applicant.

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

(Executive Director, Urban Planning, Urban Planning and Development Services -
October 9, 1998)

(Clause 39, Report No. 9)

The North York Community Council recessed at 6:43 p.m. and reconvened at 8:35 p.m. in the Council Chamber, North York Civic Centre.

Members Present:

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

Councillor Berger assumed the Chair.

384. TORONTO TRANSIT COMMISSION - 1999 SERVICE PLAN.

The North York Community Council had before it a communication (August 20, 1998) from the General Manager, Toronto Transit Commission, forwarding a report entitled "1999 Service Plan" and requesting comments on the service change recommendations described in the 1999 Service Plan report by October 28, 1998.

Mr. Bill Dawson, Superintendent, Service Planning and Monitoring, Toronto Transit Commission, was in attendance and made a presentation regarding the 1999 Service Plan.

A. Councillor Mammoliti, North York Humber, moved that the Toronto Transit Commission be requested to further review the possibility of extending the Rivalda Road Service, North of Bradstock Road, on weekends only during the daylight hours.

B. Councillor Flint, North York Centre South, moved that the following Resolution be adopted:

WHEREAS Truman Road is an unimproved road with no curbs, asphalt or storm sewers and is subject to heavy flooding in the Spring "run-off" and hence incapable of handling heavy bus traffic; and

WHEREAS a significant number of the users of the 115 Silver Hills bus are students travelling to York Mills Collegiate Institute, St. Andrew's J.H.S., Etienne Brule and Windfields J.H.S., all of which are accessed directly from York Mills Road; and

WHEREAS the 115 Silver Hills bus that now operates from 6:30 a.m. to 9:00 a.m. and 2:30 p.m. to 7:00 p.m. (weekends and holidays excluded) provides much needed additional rush hour service on York Mills Road between Yonge Street and Leslie Street; and

NOW THEREFORE BE IT RESOLVED THAT the 115 Silver Hills service NOT be combined with the 78 St. Andrews service as proposed in the 1999 Service Plan; and

BE IT FURTHER RESOLVED THAT the 1999 115 Silver Hills bus service and the 78 St. Andrews service remain unchanged for 1998.

C. Councillor Shiner, Seneca Heights, moved that the following Resolution be adopted:

WHEREAS North York General Hospital and Branson Hospital have been amalgamated; and

WHEREAS patient care and emergency services have been substantially reduced at Branson Hospital; and

WHEREAS North York General Hospital is now responsible for this increased patient service load; and

WHEREAS the review of the previous service cuts to 51 Leslie - Sunday Service indicates a 0.20 customer per dollar ratio; and

WHEREAS this is very close to the minimum financial standard of 0.23 customer per dollar ratio; and

WHEREAS Leslie Street area residents without automobiles have lost their Sunday service;

NOW THEREFORE BE IT RESOLVED THAT the Toronto Transit Commission review the reinstatement of the 51 Leslie - Sunday Service.

Upon the question of the adoption of the foregoing motions A., B. and C., it was carried.

(Chief General Manager, Toronto Transit Commission - October 9, 1998)

(Clause 33, Report No. 9)

385. PRELIMINARY EVALUATION REPORT - ZONING AMENDMENT APPLICATION UDZ-98-20 - 1261075 ONTARIO INC. (TOR-BEL GROUP) - 906 SHEPPARD AVENUE WEST- NORTH YORK SPADINA.

The North York Community Council had before it a report (September 2, 1998) from the Director, Community Planning Division, North District, reporting on an application to amend the Zoning By-law to permit a five-storey, 80 unit condominium apartment building with ground floor commercial, and recommending that staff continue processing the application in the manner outlined in the report.

On motion by Councillor Moscoe, North York Spadina, the North York Community Council recommended to Council that the foregoing report be adopted subject to the applicant being advised that the application, in its proposed built form, is unsuitable for this site.

(Executive Director, Urban Planning, Urban Planning and Development Services - October 9, 1998)

(Clause 25, Report No. 9)

386. PRELIMINARY EVALUATION REPORT - ZONING AMENDMENT APPLICATION UDZ-98-17 - CENTRE CORE HOLDINGS INC. - 1 AND 11 GRANLEA ROAD, 21 CALVIN AVENUE AND 4 VONDA AVENUE - NORTH YORK CENTRE.

The North York Community Council had before it a report (September 2, 1998) from the Director, Community Planning, North District, reporting on an application to amend the Zoning By-law to permit 10 new small lot single detached dwellings with shared driveways and rear yard garages, and recommending that staff continue processing the application in the manner outlined in the report.

The North York Community Council received the foregoing report.

(Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(i), Report No. 9)

387. PROCESS FOR DISPOSAL OF CITY PROPERTY.

The North York Community Council had before it the following:

- (i) report (August 18, 1998) from the Commissioner of Corporate Services, recommending that the report be received as information; and
- (ii) communication (June 8, 1998) from the City Clerk.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council that:

- (1) the "Processes for Declaring Properties Surplus" outlined in the foregoing report (August 18, 1998), from the Commissioner of Corporate Services, be approved subject to Section (4)(a)(ii), being amended to read as follows:

"recommendations made by Property Management Committee for allocation, including resolution of conflicting interests, be forwarded to the appropriate Community Council for consideration and recommendation to the appropriate Standing Committee, and recommendation to City Council".

38
North York Community Council Minutes
Wednesday, September 16, 1998.

- (2) real estate matters under \$500,000.00 that are deemed by a Ward Councillor to be of special interest, be considered by the Corporate Services Committee and City Council at that Councillor's request;
- (3) real estate matters under \$500,000.00, of local significance, be considered by the Community Council and City Council at a Councillor's request;
- (4) matters related to the potential sale of any property be reported to the respective Community Council for comment before being considered by the Corporate Services Committee; and
- (5) the Council Procedure By-law be amended accordingly.

A recorded vote on the adoption of the foregoing motion by Councillor Flint, was as follows:

FOR: Councillors Mammoliti, Moscoe, Feldman, Berger, Flint, Gardner, Filion, Shiner, King

AGAINST: NIL

ABSENT: Sgro, Li Preti, Augimeri, Chong, Minnan-Wong

Carried

(Clause 1, Report No. 9)

388. CONSTRUCTION NOISE BY-LAW VIOLATIONS.

The North York Community Council had before it a report (August 13, 1998) from the City Solicitor, recommending that the report be received as information.

On motion by Councillor Filion, North York Centre, the North York Community Council recommended to Council that:

- (1) on the issuance of every building permit, the builder/applicant/agent be issued an information sheet notifying the builder of the requirements of the Construction Noise By-law;
- (2) the builder/applicant/agent be required to sign a release form indicating that they have received, read and understand the requirements of the Construction Noise By-law; and

North York Community Council Minutes
Wednesday, September 16, 1998.

- (3) the following Resolution from Councillor Filion, North York Centre, be adopted:

WHEREAS the maximum fines for construction related violations of the Construction Noise By-law are not adjusted to the value or cost of construction; and

WHEREAS the current fines do not provide sufficient disincentive for builders of high density dwellings;

THEREFORE BE IT RESOLVED THAT City Council request the Provincial Government to increase the fines for violations of the Construction Noise By-law related to construction of high density development.

(Clause 2, Report No. 9)

389. CONSTRUCTION NOISE - THE MAJESTIC CONDOMINIUM - 20, 24, 26, 30 AND 32 EMPRESS AVENUE AND 11, 15, 17 AND 21 KINGSDALE AVENUE - PERFORMANCE BOND - NORTH YORK CENTRE.

The North York Community Council had before it a motion by Councillor Filion, North York Centre, requesting the applicant post a Performance Bond with the City of Toronto in the amount of \$50,000.00 as a condition of the issuance of the building permit in order to address community concerns regarding potential noise by-law infractions during the construction of the building, and that the bond only be drawn upon for each conviction of noise by-law infraction in increments of \$10,000.

The North York Community Council also had before it a communication (September 2, 1998) from Mr. John M. Alati, Davies, Howe, Partners, Barristers and Solicitors, Solicitors on behalf of Grape Arbour Construction Ltd., the owners of the subject lands, advising of his client's concerns and intention to address the North York Community Council when this matter is dealt with.

Mr. John M. Alati, Davies, Howe, Partners, Barristers and Solicitors, Solicitors on behalf of Grape Arbour Construction Ltd., the owners of the subject lands, appeared before the North York Community Council in connection with the foregoing matter.

- A. Councillor Filion, North York Centre, moved that the City By-law and Building Inspectors be directed to monitor the Majestic Condominium site for offences to the Noise By-law, as well as other by-law and building code infractions; to lay a separate

North York Community Council Minutes
Wednesday, September 16, 1998.

charge each time a violation is observed; to report back to North York Community Council when there are violations.

- B. Councillor Moscoe, North York Spadina, moved that the building permit not be issued and that the applicant be requested to meet with Councillor Filion and Councillor Gardner to work out a solution to the noise problem; and that staff defend the City's position in the event that legal action is taken on this recommendation.
- C. Councillor Flint, North York Centre South, moved that the By-law Review Committee, when considering amendments to the Noise By-law, take into consideration all possible measures to strengthen the by-law in order to make it easier for charges to be laid.
- D. Councillor Moscoe, North York Spadina, moved that the following Resolution by Councillor Filion, North York Centre, be deferred sine die:

WHEREAS in March 1997, the Council of the City of North York approved the development of a 23-storey, 269 unit residential development at 20, 24, 26, 30 and 32 Empress Avenue and 11, 15, 17 and 21 Kingsdale Avenue (The Majestic Condominium) and enacted By-law No. 32948; and

WHEREAS a Development and Site Plan Approval Agreement was executed between the owner and the City of North York, which included conditions of Site Plan Approval to be satisfied prior to building permit issuance; and

WHEREAS one of the conditions of Site Plan Approval requires the owner to submit final drawings incorporating revised details to the satisfaction of the Commissioner of Planning, in consultation with the Ward Councillor; and

WHEREAS a community meeting was held on June 29, 1998 with the participation of planning staff, representatives of the community, and the applicant, during which community representatives expressed their concerns regarding construction safety, traffic, and noise after 7:00 p.m. and before 7:00 a.m.; and

WHEREAS the applicant has already greatly upset area residents with illegal construction noise at this site prior to the issuance of a building permit; and

WHEREAS the applicant has a history of disregarding the City's Noise By-law and existing deterrents have been unsuccessful in changing this behaviour;

NOW THEREFORE BE IT RESOLVED THAT in order to address community concerns regarding potential Noise By-law infractions during the construction of the

building, the North York Community Council requests the applicant to post a Performance Bond with the City of Toronto in the amount of \$50,000.00 as a condition of the issuance of the building permit, and that the bond only be drawn upon for each conviction of Noise By-law infraction during construction, in increments of \$10,000.00; and

BE IT FURTHER RESOLVED THAT the letter of credit be returned to the applicant following construction if no notices of violation or court dates are pending.

Upon the question of the adoption of the foregoing motions A., B., C. and D., it was carried.

(Clause 32, Report No. 9)

390. TURN RESTRICTION - AMBROSE ROAD - SENECA HEIGHTS.

The North York Community Council had before it a report (September 3, 1998) from the Director, Transportation Services, District 3, recommending that Schedule XV of By-law No. 31001, of the former City of North York, be amended to prohibit northbound U turns on Ambrose Road, between Sheppard Avenue East and Maureen Drive.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 17, Report No. 9)

391. QUIT CLAIM OF EASEMENT - REGISTERING OF EASEMENT SEWER - 2901 BAYVIEW AVENUE - SENECA HEIGHTS.

The North York Community Council had before it a report (September 4, 1998) from the Director, Engineering Services, Districts 3 and 4, recommending that:

- (a) Council approve the proposal to relocate the subject storm sewer subject to the conditions described;
- (b) the existing easement for the section of storm sewer to be abandoned be Quit Claimed;
- (c) a 7.62m new easement be granted to the City by the property owner and registered on title for the sections of storm sewer to be relocated; and

- (d) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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

(Director, Engineering Services, Districts 3 and 4, Works and Emergency Services - October 9, 1998)

(Clause 22, Report No. 9)

Councillor Feldman assumed the Chair.

392. PROPOSED PARKING PROHIBITIONS - OLD ORCHARD GROVE - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (August 31, 1998) from the Director, Transportation Services, District 3, recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking from 9:00 a.m. to 5:00 p.m., Monday to Friday, on the north side of Old Orchard Grove, between Barse Street and Falkirk Street.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council that the foregoing report be deferred to its next meeting scheduled for October 14, 1998, in order that a more formal survey of the community can be undertaken.

(Director, Transportation Services - District 3, Works and Emergency Services - September 24, 1998)

(Clause 44(d), Report No. 9)

Councillor Berger resumed the Chair.

393. PARKING PROHIBITIONS - ROTHMERE DRIVE - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (September 3, 1998) from the Director, Transportation Services, District 3, recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to rescind the 'No Parking, 8:00 a.m. to 6:00 p.m., Monday to Friday', restrictions on the south side of Rothmere Drive, between the easterly limit of Proctor Crescent and the westerly limit of Mildenhall Road.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 18, Report No. 9)

394. CLAIM - REIMBURSEMENT FOR DAMAGES DURING THE BRIDLE PATH AREA ROAD RECONSTRUCTION - 77 THE BRIDLE PATH - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a communication (May 19, 1998) from Councillor Joanne Flint, North York Centre South, forwarding a request from the owner of 77 The Bridle Path for compensation for costs incurred as a result of damage to his sprinkler system by the contractor during the local improvements to The Bridle Path area last year.

- A. Councillor Flint, North York Centre South, moved that Council reimburse Mr. Perry J. Dellio, 77 The Bridal Path, the sum of \$780.00 (plus G.S.T.).
- B. Councillor Feldman, North York Spadina, moved that the Council policy of not reimbursing individuals who landscape on the road allowance be adhered to.
- C. Councillor Shiner, Seneca Heights, moved that staff request the contractor to reimburse Mr. Perry J. Dellio, 77 The Bridle Path, the sum of \$780.00 (plus G.S.T.) for the damages to his sprinkler system and to report back to North York Community Council.

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

(Director, Engineering Services, Districts 3 and 4, Works and Emergency Services - September 24, 1998)

(Clause 44(m), Report No. 9)

395. APPLICATIONS - OFFICIAL PLANS AND REZONING MATTERS.

The North York Community Council had before it a communication (July 22, 1998) from Councillor Joanne Flint, North York Centre South, recommending that the Planning Department inform local Councillors about all Official Plan and re-zoning applications immediately upon their receipt by means of a consent FYI item on the Community Council

agenda; and that this consist of a photocopy of the application form, area map and accompanying letter from the applicant.

On motion by Councillor Flint, North York Centre, South, the North York Community Council received the foregoing communication and directed that no action be taken.

(Councillor Joanne Flint, North York Centre South and Director, Community Planning, North District, Urban Planning and Development Services - September 24, 1998)

(Clause 44(n), Report No. 9)

396. POST ROAD ROAD ALLOWANCE EAST OF BRIDLE HEATH GATE - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it a report (June 23, 1998) from the Commissioner of Transportation, North York Civic Centre, recommending that:

- (a) the unimproved portion of the Post Road road allowance which extends east of Bridle Heath Gate be legally closed and dedicated as parkland; and
- (b) the closure be subject to the provision of utility easements as required.

A. Councillor Flint, North York Centre South, moved that the report (June 23, 1998) from the Commissioner of Transportation, North York Civic Centre, be adopted subject to the following amendments:

- (1) Recommendation No. 1 be amended to read as follows:

“Legally close that unimproved portion of the Post Road road allowance which extends east of Bridle Heath Gate, save and except for the portion that abuts No. 1 Bridle Heath Gate, and dedicate it as parkland.”;

- (2) the following additional Recommendation No. 3 be added thereto:

“That the undedicated portion be declared surplus to the City's needs and be offered for sale at fair market value to the abutting property owners as per Council's policy.”; and

- (3) the following additional Recommendation No. 4 be added thereto:

North York Community Council Minutes
Wednesday, September 16, 1998.

“Staff be authorized and directed to take the necessary action to give effect thereto.”.

- B. Councillor Shiner, Seneca Heights, moved that the potential sale of the undedicated portion of the Post Road road allowance, as described in Recommendation No. 1(b), be referred to Parks Department staff for a report thereon to the North York Community Council.

Upon the question of the adoption of the foregoing motions A. and B., it was carried.

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998 and District Lead, North, Parks and Recreation, Economic Development, Culture and Tourism - October 9, 1998)

(Clause 35, Report No. 9)

Councillor Feldman assumed the Chair.

397. DEEMING BY-LAW - PLANS M-108 AND M-109 - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it the following Resolution (September 16, 1998) from Councillor Berger, North York Centre South:

WHEREAS authority is given to Council by subsection 50(4) of the Planning Act, R.S.O. 1990, c.P.13, as amended, to pass a by-law to designate any plan of subdivision or part thereof that has been registered for eight years or more, which shall be deemed not to be a registered plan of subdivision for the purpose of subdivision control; and

WHEREAS Plans M-108 and M-109 were registered more than eight years ago; and

WHEREAS Plans M-108 and M-109 created lots that are 20 feet (6.5m) wide; and

WHEREAS it is expedient and prudent to ensure that the creation of lots in this area that are 20 feet wide be considered either by Council or by the Committee of Adjustment;

NOW THEREFORE BE IT RESOLVED THAT a by-law that deems parts of Plans M-108 and M-109 to not be on a registered plan for the purpose of subdivision control set out in subsection 50(3) of the Planning Act, be brought forward for enactment at the Toronto City Council meeting of October 1, 1998, and that City staff do everything necessary to give effect thereto.

On motion by Councillor Berger, North York Centre South, the North York Community Council recommended to Council the adoption of the foregoing Resolution from Councillor Berger, North York Centre South.

(Executive Director, Urban Planning, Urban Planning and Development Services - October 9, 1998)

(Clause 41, Report No. 9)

Councillor Berger resumed the Chair.

398. IN RIGHT ACCESS TO 1200 EGLINTON AVENUE EAST - DON PARKWAY.

The North York Community Council had before it a report (September 9, 1998) from the General Manager, Transportation Services, recommending that authority be granted to amend Metro By-law No. 75-84 to permit an in right access to 1200 Eglinton Avenue East.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 42, Report No. 9)

399. SPEED HUMPS (2) - ROMNEY ROAD (BETWEEN BATHURST STREET AND ARMOUR BOULEVARD) - NORTH YORK CENTRE SOUTH.

The North York Community Council had before it the following Resolution (September 16, 1998) from Councillor Flint, North York Centre South:

WHEREAS Romney Road from Bathurst Street to Armour Boulevard is scheduled for resurfacing now; and

WHEREAS this block of Romney Road is used by many transient motorists as a "cut-off" from Bathurst Street to Armour Boulevard; and

WHEREAS residents have requested the installation of speed humps to slow down vehicles on their block; and

WHEREAS all residents of the affected block of Romney Road have been made aware of the opportunity for speed humps by letter, survey and public meeting; and

North York Community Council Minutes
Wednesday, September 16, 1998.

WHEREAS staff have determined - and residents have agreed - on the most suitable location for speed humps; and

WHEREAS a petition was received in which the majority of residents expressed their desire for speed humps; and

WHEREAS speed humps can be installed in connection with the current road resurfacing at no extra cost;

NOW THEREFORE BE IT RESOLVED THAT two (2) speed humps of standard City design be installed on Romney Road between Bathurst Street and Armour Boulevard at suitable locations identified by the Transportation and Public Works Departments in connection with the 1998 road reconstruction.

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

(General Manager, Transportation Services, Works and Emergency Services - October 9, 1998)

(Clause 43, Report No. 9)

400. STOPPING UP FLINDON ROAD - NORTH YORK HUMBER.

The North York Community Council had before it a communication (September 15, 1998) from Councillor Judy Sgro, North York Humber, requesting that staff report on the following items to the next Community Council meeting:

- (1) the legal process and time frame for the 'stopping up' of Flindon Road at a location just west of the last driveway on the south side of the street;
- (2) the construction of a turning circle at the end of the Flindon Road (once it's 'stopped up'); and
- (3) the installation of four way stop signs at the intersection of Flindon Road, Acacia Avenue and Flaxman Road.

On motion by Councillor Mammoliti, North York Humber, the North York Community Council received the foregoing communication.

(Councillor Judy Sgro, North York Humber and Director, Transportation Services, District 3, Works and Emergency Services - September 24, 1998)

(Clause 44(o), Report No. 9)

401. THE NORTH YORK COMMUNITY COUNCIL - NOVEMBER 12, 1998 - DRAFT CAPITAL BUDGET.

Councillor Feldman, North York Spadina, moved that the Draft Capital Budget be considered at its meeting scheduled for November 12, 1998, at 8:00 p.m.

(Clause 44(s), Report No. 9)

402. NORTH YORK COMMUNITY COUNCIL - OCTOBER 14, 1998 - NORTH YORK SPADINA.

Councillor Moscoe, North York Spadina, moved that any matters dealing with issues located in the North York Spadina Ward not be placed on the agenda for its meeting scheduled for October 14, 1998.

(Clause 44(p), Report No. 9)

403. NORTH YORK COMMUNITY COUNCIL - OCTOBER 14, 1998 - MUNICIPAL ANIMAL CARE AND CONTROL LEGISLATION.

Councillor Filion, North York Centre South, moved that a time be scheduled for its October 14, 1998 meeting, in order to consider the Municipal Animal Care and Control Legislation.

(Clause 44(q), Report No. 9)

404. NORTH YORK COMMUNITY COUNCIL - NOVEMBER 12, 1998 - NORTH YORK HUMBER.

Councillor Mammoliti, North York Humber, moved that any matters dealing with issues located in the North York Humber Ward not be placed on the agenda for its meeting scheduled for November 12, 1998.

(Clause 44(r), Report No. 9)

The North York Community Council adjourned its meeting at 11:13 p.m.

North York Community Council Minutes
Wednesday, September 16, 1998.

Chair.