

CITY OF TORONTO

Clerk's Department

Minutes of the York Community Council

Wednesday, May 27, 1998

The York Community Council met on Wednesday, May 27, 1998, in the Council Chamber, 2nd Floor, York Civic Centre, 2700 Eglinton Avenue West, Toronto, commencing at 9:40 a.m.

Members present:

Councillor Rob Davis
Councillor Joe Mihevc
Councillor Frances Nunziata
Councillor Bill Saundercook, Chair

Also present:

Ms. Shirley Hoy
Commissioner of Community and Neighbourhood Services

Confirmation of Minutes.

On motion by Councillor Nunziata, the Community Council confirmed the Minutes of the meeting held on May 6, 1998.

164. Request for Exemption from York Noise By-law No. 3453-79 in conjunction with the Resurfacing of Arterial Roads in the City of Toronto - Ward 27, York Humber.

The York Community Council had before it a report (April 28, 1998) from the York Commissioner of Community Services, advising that the Transportation Department had requested an exemption from the provisions of York Noise By-law No. 3453-79, To allow the existing road surfaces on the following roads to be removed and resurfaced with a minimal disruption to a large number of commuters using these major arterial roads:

- (A) Eglinton Avenue West from Black Creek Drive to the intersection at Weston Road;
and
- (B) Rogers Road from Old Weston Road to Weston Road North (intersections of Rogers Road at Old Weston Road, Keele Street and Bicknell Avenue);

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and recommending that an exemption from the Noise by-law be granted to the Transportation Department, Construction Branch, City of Toronto, from 7:00 p.m. to 6:00 a.m. from (a) April 20, 1998 to August 21, 1998; and (b) August 31, 1998 to December 4, 1998.

Ms. Marjorie Sutton, on behalf of the York Federation of Ratepayers, appeared before the Community Council in connection with the foregoing matter.

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

(Clause No. 1, Report No. 6)

165. Request for Exemption from York Noise By-law No. 3453-79 in conjunction with Two Religious Festivals - Ward 27, York Humber.

The York Community Council had before it a report (April 28, 1998) from the York Commissioner of Community Services, advising that the executives of St. Matthew's Church, 706 Old Weston Road, are requesting an exemption from the City's Noise By-law; that for the past three years, the applicants have held their festivals in conjunction with granted exemptions to the Noise By-Law without reported incidents; and recommending that the St. Matthew's Church, 706 Old Weston Road, be exempted without conditions from the provision of Borough of York By-law Number 3453-79, which prohibits the emission of amplified sound audible in a residential area for the following dates and times:

Dates	Times
Saturday, June 27, 1998	From 8:00 p.m. to 12:00 a.m.
Sunday, June 28, 1998	From 8:00 p.m. to 12:00 a.m.
Friday, September 4, 1998	From 8:00 p.m. to 12:00 a.m.
Saturday, September 5, 1998	From 8:00 p.m. to 12:00 a.m.
Sunday, September 6, 1998	From 8:00 p.m. to 12:00 a.m. and
Monday, September 7, 1998	From 8:00 p.m. to 12:00 a.m.

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

(Clause No. 2, Report No. 6)

166. Request for 24-Hour Permit Parking on Batavia Avenue

Ward 27, York Humber.

The York Community Council had before it a report (May 13, 1998) from the York Commissioner of Operations Services, advising that twenty-six (26) of the fifty-three (53) residents on Batavia Avenue by petition, were requesting the implementation of 24-hour permit parking; providing information on the current parking regulations; supporting the residents' request to rescind the current daytime no parking prohibition on Batavia Avenue between St. Clair Avenue West and Pritchard Avenue; and recommending that:

- (1) the York Uniform Traffic By-law No. 2958-94 be amended, to rescind the daytime No Parking prohibition during the hours 9:00 a.m. to 5:00 p.m., Monday through Friday, on Batavia Avenue between St. Clair Avenue West and Pritchard Avenue; and
- (2) that the City officials be authorized and directed to take the necessary action to give effect thereto.

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

(Clause No. 3, Report No. 6)

**167. Cash Payment-in-Lieu of Parking - 1728 Eglinton Avenue West
Ward 28, York-Eglinton.**

The York Community Council had before it a report (May 12, 1998) from the York Commissioner of Operations Services, advising that Cascais Bakery, 1728 Eglinton Avenue West, is applying for cash payment-in-lieu of three (3) parking spaces, in order to convert the existing restaurant into a licensed establishment; that the internal departments have provided clearances; and recommending that:

- (1) the York Community Council approve a cash payment-in-lieu of three (3) parking spaces required at 1728 Eglinton Avenue West, in accordance with the York Zoning By-law No. 1-83; and
- (2) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Davis, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 4, Report No. 6)

**168. Request for Disabled Parking Space - 360 Whitmore Avenue
Ward 28, York-Eglinton.**

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The York Community Council had before it a report (May 6, 1998) from the York Commissioner of Operations Services, advising that Mr. W. Richman, the owner of 360 Whitmore Avenue possesses a valid Province of Ontario Disabled Parking Permit and has requested that a disabled parking space be designated directly in front of his residence, and has received the consent of the owners at 345 Whitmore Avenue; that Mr. W. Richman can legally park on the north side of Whitmore Avenue where on-street parking is presently prohibited, during the first half of the month from April through to November, including the winter months, which would result in an impediment to emergency and service vehicles utilizing the street; and recommending that:

- (1) the York Uniform Traffic By-law No. 2958-94 be amended to prohibit parking anytime on both the north and south sides of Whitmore Avenue to establish a designated disabled parking space for one vehicle length, directly in front of municipally addressed residences 360 and 345 Whitmore Avenue; and
- (2) that Mr. W. Richman receive a copy of this report.

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

(Clause No. 5, Report No. 6)

169. Damage to Basement of 12 Eileen Avenue by Roots from Tree on City Property - Ward 27, York-Humber.

The York Community Council had before it the following communications:

- (I) (April 30, 1998) advising that Ms. Margaret Zerafa has reported damages to her basement that she claims was caused by a tree located on City property; providing a letter from John J. Blatinecz, PH.D., Professor of Wood Science, Faculty of Forestry, University of Toronto, confirming that the root came from a silver maple tree, most likely from the one on the subject property since that tree is the closest to the house (at about 20 feet); and also a letter from J. W. Kidd, Acclaim Adjusting Service Inc. (representing the insurers of the former Corporation of the City of York) advising Margaret Zerafa that in order for her to be successful in her claim against the City, she must demonstrate the City was negligent in some way even if she shows roots from a City tree invaded her drain and basement and suggesting she seek independent legal advice.
- (ii) (April 20, 1998) from Mr. John Balatinecz, Professor of Wood Science, to Mr. Peter Silverman, City TV, providing information confirming that the tree on the front lawn at 12 Eileen Avenue was a silver maple; that an examination was conducted on the root sample and it was determined that the root came from the silver maple tree.

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- (iii) (October 20, 1997) from Mr. J.W. Kidd, Acclaim Adjusting Service Inc. to Ms. Margaret Zerafa, 12 Eileen Avenue, advising that the York Building Department report does not confirm the presence of roots in the drain and basement from a City tree; that the York Works Department advises that there is no previous history of tree root problems at this address; that the City has to be shown as negligent; that the claim is denied in full; and suggesting that independent legal advice be sought.

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

- Ms. Margaret Zerafa, 12 Eileen Avenue, Toronto;
- Mr. Derek Fulton, Solicitor for Ms. Zerafa; and
- Mr. Peter Silverman, Television Journalist, City TV

Councillor Nunziata moved, that in view of pending litigation by the owner of 12 Eileen Avenue against the City, that this matter be discussed in camera.

10:15 a.m. the Community Council met in camera in the Council Chamber.

All members present.

10:25 a.m. the Community Council reconvened in public session.

All members present.

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

On motion by Councillor Saundercook, the York Community Council forwarded the foregoing correspondence to the City Solicitor, to take into consideration when reporting to the Corporate Services Committee on a general policy for paying claims arising from damages to private property by roots from City-owned trees; and that if applicable, the owner of the property at 12 Eileen Avenue be considered for retroactive compensation.

Councillor Saundercook resumed the Chair.

On motion by Councillor Davis the Community Council received the verbal confidential information provided by the York Solicitor.

(City Solicitor; Mrs. Margaret Zerafa, 12 Eileen Avenue; Mr. Peter Silverman, City TV; Mr. Derek Fulton, Solicitor - June 3, 1998)

(Clause No. 8(a), Report No. 6)

170. Damage to Property at 112 Robina Avenue by Roots from Tree on City Property - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 20, 1998) from the City Solicitor, providing information on a claim by the owners of 112 Robina Avenue, that the roots from a City-owned tree allegedly damaged their property; that under the present policy the owners are not entitled to compensation; that it would be appropriate to defer this matter until Council makes a decision on a new general policy regarding payment of such claims; and that the report be received.

On motion by Councillor Mihevc, the Community Council:

- (1) deferred consideration of this matter pending the report from the City Solicitor on a policy for paying claims for damage to private property by City-owned trees; and
- (2) forwarded a copy of the foregoing report to the City Solicitor and to the owners of 112 Robina Avenue.

(City Solicitor; Mr. & Mrs. L. Sacco, 112 Robina Avenue - June 3, 1998)

(Clause No. 8(b), Report No. 6)

171. Toronto Police Services - School Safety Campaign and Parent Safety Program - Ward 27, York-Humber.

The York Community Council had before it a written submission (May 27, 1998) presented by Officer Talbot Torrance, Toronto Police 31 Division, advising of the conclusion of a five-week safety program involving 11 schools in Toronto; that 875 charges were laid under the Provincial Offences Act and Municipal By-laws; that the program is geared to ensuring the safety of children in school zones; suggesting the same type of campaign be implemented for the St. John the Evangelist Catholic School and H.J. Alexander Public School; that a Steering Committee has been formed with representatives from the:

Transportation Department (North York and York Divisions);
Toronto District School Board;
Toronto Catholic District School Board;
Canadian Automobile Association (CAA);
Ministry of Transportation;
Toronto Board of Health;

Toronto Police Services; and
School representatives;

and requesting that the Community Council endorse this community initiative.

Officer Talbot Torrance appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Mihevc, the York Community Council endorsed the Toronto Police Services School Safety Campaign and the Parent Safety Program, proposed for the St. John the Evangelist Catholic School and H.J. Alexander Public School.

(Clause No. 8(c), Report No. 6)

172. Ward Boundary Review Process - Public Consultation Meetings.

The York Community Council had before it the following communications:

- (I) (May 7, 1998) transmittal letter from the City Clerk forwarding Clause No. 1 in Report No. 4A of the Urban Environment and Development Committee, advising in part that Community Councils are being requested to hold meetings to invite the public's input on the matter of ward boundaries, ward division and governance, and report thereon through the Urban Environment and Development Committee.
- (ii) (May 26, 1998) resolution by Councillor Frances Nunziata, that the York Community Council hold a public consultation meeting on the Roles and Responsibilities of Community Councils; and on the Ward Boundary Review Process as recommended by the Urban Environment and Development Committee, as adopted by Council.

Ms. Marjorie Sutton, on behalf of the York Federation of Ratepayers, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Mihevc, the York Community Council:

- (1) requested the Staff Working Group to consider using the major arterial roads as natural dividing boundaries as part of "minor refinements", and to consult with appropriate staff at the civic centres;

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- (2) invited the Staff Working Group to attend the Community Council meeting scheduled for June 24, 1998 to explain the process; and
- (3) amended Councillor Nunziata's resolution by deleting all references to the holding of public consultation meetings "on the roles and responsibilities of Community Councils", so that the resolution refers only to public consultation meetings for the "Ward Boundary Review Process".

(City Clerk; Director, Elections - June 1, 1998)

(Clause No. 8(d), Report No. 6)

173. Draft Report on Heritage Services Governance Structure and Staffing.

The York Community Council had before it a communication (May 6, 1998) from Mr. John Court, member, former York LACAC, submitting proposed recommendations in response to a draft staff report (April 22, 1998), which the Culture Office advises is presently undergoing revisions in preparation for a new version of the Heritage report, for consideration by the Miller Committee in June.

Ms. Madeline McDowell, former York LACAC, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Mihevc, the Community Council endorsed in principle, the proposal submitted by Mr. John Court, member of the former York LACAC, in response to a draft staff report, that the Toronto Preservation Commission and the Toronto Museums Commission be integrated to create a single arms-length agency, and directed that the City's Culture Office be so advised.

(Commissioner, Economic Development, Culture & Tourism;
Culture Officer; Mr. John Court; Ms. Madeline McDowell - June 3, 1998)

(Clause No. 8(y), Report No. 6)

174. Parking Problems on Weston Road from Eglinton Avenue West to Ray Avenue - Ward 27, York-Humber.

The York Community Council had before it a communication (May 26, 1998) from Councillor F. Nunziata, advising of parking problems at Eglinton Avenue West and Weston Road to Ray Avenue, being experienced by the residents and businesses in the area, and concerns regarding the use of the municipal parking lot near Eglinton Avenue West, off Weston Road.

Ms. Marjorie Sutton, on behalf of the York Federation of Ratepayers, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Nunziata, the Community Council, having regard to the concerns of area residents and businesses that the parking meters on Weston Road between Eglinton Avenue West and Ray Avenue are discouraging visitors and customers to the area, requested the Toronto Parking Authority to report on:

- (1) the usage and revenue from the parking meters on Weston Road between Eglinton Avenue West and Ray Avenue;
- (2) the amount of revenue generated by the municipal parking lot on Weston Road and suggest alternatives to encourage customer parking in the area;
- (3) the appropriateness of parking enforcement officers communicating with a particular tow truck operator to tow vehicles; and
- (4) the parking meters designed to accept \$2.00 coins but provide only \$1.00 value in time.

(Commissioner of Works and Emergency Services; President, Parking Authority - June 3, 1998)

(Clause No. 8(ee), Report No. 6)

**175. Sub-Committee to Review York's Infrastructure
Ward 27, York-Humber and Ward 28, York-Eglinton.**

The York Community Council had before it Clause No. 12(s) embodied in Report No. 5 of the Community Council regarding the establishment of the Infrastructure Committee and its Terms of Reference.

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

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On motion by Councillor Saundercook, the Community Council:

- (1) appointed the following persons to the York Infrastructure Sub-Committee:

Business Sector	-	Joe Baldanza, Baldanza Insurance
Social Sector	-	Yasmin Khan, Local Area Planner, Toronto and Community Social Planning Council
Arts Sector	-	Liliana D'Avella, Administrator, Arts York
Ward 27 Community Representatives	-	Sandy Ross - Marjorie Sutton
Ward 28 Community Representatives	-	Judy Cohen - Victoria Ashbourne; and

- (2) directed that the meetings of the Infrastructure Sub-Committee be held at 9:00 a.m. on the Thursday following the regular Community Council meetings.

Councillor Saundercook resumed the Chair.

(Members of the Infrastructure Committee, and appropriate senior staff.)

(Clause No. 8(e), Report No. 6)

176. Request for Withdrawal of Charges Imposed by the City regarding Condition of Private Property at 295 Boon Avenue, Ward 28, York-Eglinton.

The York Community Council had before it the following communications:

- (i) (May 13, 1998) from the York Commissioner of Community Services, advising that warning letters were sent to the owners of 295 Boon Avenue on November 7, 1996 to clear the property of junk, rubbish and debris, with an extension granted to November 22, 1996; that a June 26, 1997 prepaid registered letter was refused by the addressee; written warnings were issued personally by the supervisor providing a

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compliance date of August 11, 1997; that on August 19, 1997 on instructions from the City, the property was cleared of all junk, rubbish and debris by a private contractor at a cost of \$461.00 for labour and dumping costs (two truckloads) to clear the property; and recommending that a rebate for costs incurred to clean up the property not be granted.

- (ii) (March 28, 1998) from Inam Dar to the Community Council advising that work was in progress to clear the property of material for which they were not responsible, and requesting that the clean-up charges be withdrawn.

On motion by Councillor Davis, the Community Council:

- (1) approved the foregoing report from the York Commissioner of Community Services; and
- (2) requested the Commissioner of Planning and Urban Development Services to report on a policy that would allow municipalities to respond more timely to complaints of violations to the Cleaning and Clearing By-law.

(Commissioner of Planning and Urban Development Services; York Director of By-law Enforcement - June 1, 1998)

(Clause No. 8(f), Report No. 6)

The Community Council recessed for lunch at 12:00 noon.

The Community Council reconvened at 2:05 p.m.

Members present:

Councillor Rob Davis
Councillor Joe Mihevc
Councillor Frances Nunziata
Councillor Bill Saundercook, Chair

177. On-Street Permit Parking on Bude Street between Alameda Avenue and Winona Drive - Ward 28, York-Eglinton.

The York Community Council had before it a report (April 23, 1998) from the City Clerk, providing the results of a poll conducted of the residents on Bude Street between

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Alameda Avenue and Winona Drive; advising that nineteen (19) residents were polled and that there were no responses; and requesting direction from the Community Council.

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

- (1) on-street permit parking be implemented on Bude Street between Alameda Avenue and Winona Drive; and
- (2) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Clause No. 6, Report No. 6)

**178. Consent Agreement Arising from a Committee of Adjustment Decision
1956 Weston Road - Ward 27, York-Humber.**

The York Community Council had before it a report (May 12, 1998) from the York Solicitor advising that the conditions imposed by the OMB largely reflect the recommendations made by the Planning Department to the Committee of Adjustment; that the owner wishes to demolish the rear portion of the existing building to create four separate commercial units within the remaining portion of the building; and recommending that:

- (1) the Chief Financial Officer and Treasurer and the City Clerk be authorized, on behalf of the City, to execute a Consent Agreement with respect to 1956 Weston Road, in the former City of York, such Consent Agreement to be in a form satisfactory to the City Solicitor; and
- (2) That the City require conveyance of the laneway referred to in this report, such conveyance to be satisfactory to the City Solicitor.

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

(Clause No. 7, Report No. 6)

**179. Preliminary Report on Rezoning Application for
15 Robina Avenue - Ward 28, York-Eglinton.**

The York Community Council had before it a report (May 14, 1998) from the York Commissioner of Development Services, providing information on a rezoning application received from G. Bettencourt Designs Ltd., and a preliminary list of issues to be addressed prior to the final report; and recommending that staff be directed to prepare a report with recommendation with respect to the subject application.

On motion by Councillor Mihevc, the Community Council approved the foregoing report.

(Clause No. 8(g), Report No. 6)

**180. Development Applications Received for
Ward 27, York-Humber and Ward 28, York-Eglinton.**

The York Community Council had before it a report (May 14, 1998) from the York Commissioner of Development Services, providing information on rezoning applications and site plan approval amendment for 52 Hyde Avenue, 3 Strathearn Road and 1463 Eglinton Avenue West.

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

(Clause No. 8(h), Report No. 6)

**181. Appeal of Committee of Adjustment Decisions
for 2A Montye Avenue and 460 Rogers Road,
Ward 27, York-Humber.**

The York Community Council had before it a report (May 14, 1998) from the York Commissioner of Development Services, providing information on appeals of Committee of Adjustment decisions regarding 2A Montye Avenue and 460 Rogers Road.

On motion by Councillor Davis, the Community Council received the foregoing report.

(Clause No. 8(i), Report No. 6)

**182. Application for Liquor Licence, York Italian Hunting and
Sports Association, 1980 Eglinton Avenue West
Ward 28, York-Eglinton.**

The York Community Council had before it a report (May 13, 1998) from the City Clerk, submitting the comments received from the relevant departments, and requesting authorization to forward the clearances to the Alcohol and Gaming Commission of Ontario.

On motion by Councillor Davis, the Community Council authorized the City Clerk to forward the departmental comments to the Alcohol and Gaming Commission of Ontario, regarding the application for a liquor licence at 1980 Eglinton Avenue West.

(Alcohol and Gaming Commission of Ontario - May 29, 1998)

(Clause No. 8(j), Report No. 6)

183. Request for All-Way Stop Control at Glenholme Avenue and Earlsdale Avenue - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 8, 1998) from the York Commissioner of Operations Services, advising that the subject intersection had been reviewed and did not meet the warrant criteria; and recommending that an all-way stop control is not warranted at Glenholme Avenue and Earlsdale Avenue, and therefore not recommended for installation.

On motion by Councillor Mihevc, the Community Council approved the foregoing report.

(Clause No. 8(k), Report No. 6)

184. Poll Results - Proposal to Change the Direction of Traffic from One-Way to Two-Way, on Earlsdale Avenue from Oakwood Avenue to the Laneway - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 7, 1998) from the City Clerk providing the results of a poll conducted to change the direction of traffic from one-way to two-way on Earlsdale Avenue from Oakwood Avenue to the laneway; advising that 69 residents were polled, 13 responses were received all indicating that they were not in favour of the proposal; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(m), Report No. 6)

185. Poll Results - Proposal for On-Street Permit Parking on Alameda Avenue between (1) Eglinton Avenue West and Lanark Avenue, and (2) Gloucester Grove and Belvidere Avenue Ward 28, York-Eglinton.

The York Community Council had before it a report (May 5, 1998) from the City Clerk providing results of a poll conducted to determine interest in on-street permit parking on Alameda Avenue from (1) Eglinton Avenue West to Lanark Avenue; and (2) from Gloucester Grove to Belvidere Avenue; advising that 71 residents were polled, 6 responses were received, of which 2 were in favour of 4 not in favour; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(n), Report No. 6)

- 186. Poll Results - Proposal for On-Street Permit Parking on Atlas Avenue between:**
(1) Watford Avenue and Normanna Avenue, and
(2) Durham Avenue and Eglinton Avenue West
Ward 28, York-Eglinton.

The York Community Council had before it a report (May 6, 1998) from the City Clerk providing results of a poll conducted to determine interest in on-street permit parking on Atlas Avenue between (1) Watford Avenue and Normanna Avenue; and (2) from Durham Avenue to Eglinton Avenue West; advising that 245 residents were polled, 23 responses were received, of which 6 were in favour and 17 not in favour; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(o), Report No. 6)

- 187. Poll Results - Proposal for On-Street Permit Parking on Belvidere Avenue**
between Oakwood Avenue and Atlas Avenue - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 5, 1998) from the City Clerk providing results of a poll conducted to determine interest in on-street permit parking on Belvidere Avenue between Oakwood Avenue and Atlas Avenue; advising that 87 residents were polled, 5 responses were received, of which 2 were in favour of 3 not in favour; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(p), Report No. 6)

- 188. Poll Results - Proposal for On-Street Permit Parking on Durham Avenue**
between Winnett Avenue and the Easterly Limits - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 5, 1998) from the City Clerk

providing results of a poll conducted to determine interest in on-street permit parking on Durham Avenue between Winnett Avenue and the easterly limits; advising that 22 residents were polled, that 6 responses were received all of which indicated that they were not in favour; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(q), Report No. 6)

189. Poll Results - Proposal for On-Street Permit Parking on Gloucester Grove between Alameda Avenue and Winnett Avenue - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 5, 1998) from the City Clerk providing the results of a poll conducted to determine interest in on-street permit parking on Gloucester Grove between Alameda Avenue and Winnett Avenue; advising that 61 residents were polled, that 12 responses were received, of which 4 were in favour and 8 were not in favour; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(r), Report No. 6)

190. Poll Results - Proposal for On-Street Permit Parking on Lanark Avenue between Oakwood Avenue and Winona Drive - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 6, 198) from the City Clerk providing the results of a poll conducted to determine interest in on-street permit parking on Lanark Avenue between Oakwood Avenue and Winona Drive; advising that 94 residents were polled, that 15 responses were received, of which 5 were in favour and 10 were not in favour; and requesting direction from the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(s), Report No. 6)

191. Poll Results - Proposal for On-Street Permit Parking on Rushton Road between:

- (1) St. Clair Avenue West and Humewood Gardens;**
- (2) Maplewood Avenue and Valewood Avenue; and**
- (3) Vaughan Road and Windley Avenue - Ward 28, York-Eglinton.**

The York Community Council had before it a report (May 5, 1998) from the City Clerk providing the results of a poll conducted to determine interest in on-street permit parking on Rushton Road between (1) St. Clair Avenue West and Humewood Gardens, (2) Maplewood Avenue and Valewood Avenue, and (3) Vaughan Road and Windley Avenue; advising that 82 residents were polled, that 24 responses were received, of which 10 were in favour and 14 were not in favour; and requesting the direction of the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(t), Report No. 6)

192. Poll Results - Proposal for On-Street Permit Parking on Wellwood Avenue between Rushton Road and Humewood Drive - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 5, 1998) from the City Clerk providing the results of a poll conducted to determine interest in on-street permit parking on Wellwood Avenue between Rushton Road and Humewood Drive; advising that 19 residents were polled, that 10 responses were received, of which 3 were in favour and 7 were not in favour; and requesting the direction of the Community Council.

On motion by Councillor Mihevc, the Community Council received the foregoing report.

(Clause No. 8(u), Report No. 6)

193. Poll Results - Proposal to Change Two-Way Traffic back to One-Way on Holland Park Avenue between Oakwood Avenue and a point 52 metres East of Oakwood Avenue - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 6, 1998) from the City Clerk providing the results of a poll conducted to change the direction of traffic from two-way to one-way on Holland Park Avenue; advising that 80 residents were polled, 9 responses were received, of which 6 were in favour and 3 not in favour; and requesting direction from the Community Council.

- A. Councillor Mihevc moved, that the two-way direction of traffic on Holland Park Avenue, between Oakwood Avenue and a point 52 metres east, be reverted back to one-way.
- B. Councillor Davis moved, that this matter be deferred pending consultation with staff of the library and parking authority.

Upon the question of the adoption of the foregoing motion B, it was lost on a tie vote.

(Yeas: Councillors Davis and Saundercook
Nays: Councillors Mihevc and Nunziata)

Upon the question of the adoption of the foregoing motion A, it was lost on a tie vote.

(Yeas: Councillors Mihevc and Nunziata
Nays: Councillors Davis and Saundercook)

Councillor Davis moved, that the foregoing report be received, which was lost on a tie vote.

(Yeas: Councillors Davis and Mihevc
Nays: Councillors Nunziata and Saundercook)

(Clause No. 8(l), Report No. 6)

194. Poll Results - Proposal for On-Street Permit Parking on Winona Drive between Vaughan Road and Eglinton Avenue West - Ward 28, York-Eglinton.

The York Community Council had before it a report (May 7, 1998) from the City Clerk providing the results of a poll conducted to determine interest in on-street permit parking on Winona Drive between Vaughan Road and Eglinton Avenue West; advising that 342 residents were polled, that 14 responses were received, of which 7 were in favour and 7 were not in favour; and requesting the direction of the Community Council.

- A. Councillor Davis moved, that the foregoing report be received.
- B. Councillor Nunziata moved, that consideration of this matter be deferred to the June 24, 1998 meeting of the Community Council, to allow the two Councillors to resolve their concerns.

Upon the question of the adoption of the foregoing motion B, it was carried with Councillor Mihevc voting in the Negative.

(Clause No. 8(v), Report No. 6)

**195. Toronto Transit Commission 1999 Service Plan
Ward 27, York-Humber.**

The York Community Council had before it a letter (April 30, 1998) from Mr. David L. Gunn, Chief General Manager, Toronto Transit Commission acknowledging receipt of York Community Council's resolution regarding service improvements to both West Park Hospital and the Humber River Regional Hospital, Church Street site; and advising that the service plan is currently being developed and will be presented to the Commission and distributed to City councillors for comments this summer.

On motion by Councillor Nunziata, the Community Council requested the two Councillors for Ward 27, and the representatives from the West Park Hospital, to appear before the TTC to make deputations at the meeting when the 1999 Service Plan is being presented.

(West Park Hospital - June 3, 1998)

(Clause No. 8(w), Report No. 6)

196. Existing Environmental Committees and the Environmental Task Force.

The York Community Council had before it a transmittal letter (May 7, 1998) from the City Clerk advising that the Works and Utilities Committee on March 25, 1998), concurred with the recommendation embodied in the report dated March 10, 1998 from the Commissioner of Works and Emergency Services, respecting existing environmental committees and the Environmental Task Force; and that each Community Council advise the Special Committee to Review the Final Report of the Transition Team on the ongoing need for a general environmental advisory committee for its community, after receiving comments from the Environmental Task Force.

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

On motion by Councillor Saundercook, the Community Council:

- (1) directed that a copy of the foregoing transmittal letter (May 7, 1998) from the City Clerk, including the report (March 10, 1998) from the Commissioner of Works and Emergency Services, be sent to the members of the former York Environment Advisory Committee, requesting that they submit their comments to the Chief Administrative Officer regarding the advisory committee's work and potential role in the new City; and
- (2) reaffirmed its support for an ongoing environmental advisory committee for York, and that the Special Committee to Review the Final Report of the Transition Team be so advised, after receipt of comments from the Environmental Task Force.

Councillor Saundercook resumed the Chair.

(Members of former York Environmental Advisory Committee - June 3, 1998)

(Clause No. 8(x), Report No. 6)

197. Garbage Inspection Process - Ward 27, York-Humber and Ward 28, York-Eglinton.

The York Community Council had before it a communication (May 14, 1998) from Councillor B. Saundercook expressing concerns regarding the litter and garbage situation in some parts of York, especially on Eglinton Avenue West.

On motion by Councillor Davis, the Community Council requested the Commissioner of Works and Emergency Services to report on the feasibility of introducing a by-law requiring the owners of commercial buildings with apartments above, and multi-unit apartment buildings, to display signs in prominent locations on the door leading to a main street, regarding compliance with the City's by-law with respect to putting out garbage.

(Commissioner of Works and Emergency Services - June 3, 1998)

(Clause No. 8(z), Report No. 6)

198. Additional Lighting in Laneway adjacent to 6 Hillary Avenue - Ward 27, York-Humber.

The York Community Council had before it a communication (April 20, 1998) from Mr. Jerry Mirka, Manager of Engineering, Toronto Hydro-Electric Commission (York Branch) to Councillor Bill Saundercook, advising that the 1998 estimated cost for the installation of 3 - 70 watt HPS luminaires on existing Bell poles including wiring is \$2,500.00, the incremental annual energy cost is \$85.00, and the annual Bell attachment cost is \$60.00.

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

On motion by Councillor Saundercook, the Community Council approved the installation of additional lighting in the laneway adjacent to 6 Hillary Avenue, pending a report from the York Commissioner of Operations Services regarding the process for dealing with requests for the installation of lighting.

Councillor Saundercook resumed the Chair.

(Clause No. 8(aa), Report No. 6)

199. Additional Lighting in (a) Laneway at rear of 2543 Eglinton Avenue West; Ward 28, York-Eglinton; and (b) Pathway in Smythe Park from Edinborough Court to the Park, Ward 27 - York-Humber.

The York Community Council had before it a communication (March 6, 1998) from Mr. Jerry Mirka, Manager of Engineering, Toronto Hydro-Electric Commission (York Branch), advising of that the 1998 estimated costs for (a) installing 1 pole complete with 1-70 W HPS luminaire and wiring in the laneway at the rear of 2543 Eglinton Avenue West is \$1,800.00, and that the incremental annual energy cost is \$30.00; and (b) installing along the pathway in Smythe Park from Edinborough Court to the park, 4 fibreglass poles complete with 4-150 W HPS luminaires utilizing underground wiring (City forces) is \$15,000.00, and the incremental annual energy cost is \$250.00; or installing 4 wood poles complete with 4-70 W HPS luminaires utilizing overhead wiring (Hydro forces) is \$8,000.00, and the incremental annual energy cost is \$125.00.

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

On motion by Councillor Saundercook, the Community Council approved the installation of additional lighting (a) in the laneway at the rear of 2543 Eglinton Avenue West, and (b) along the Pathway in Smythe Park from Edinborough Court to the Park, pending the report from the York Commissioner of Operations Services regarding the process for lighting requests.

Councillor Saundercook resumed the Chair.

(Clause No. 8(bb), Report No. 6)

200. Request for Special Occasion Permit regarding the Annual Festival of Our Lady of Light, St. Matthew's Church, September 4-6, 1998 - Ward 27, York-Humber.

The York Community Council had before it a letter (May 11, 1998) from Rev. Tiziano Paolazzi, Associate Pastor, St. Matthews Church, advising that application has been made to the Alcohol and Gaming Commissioner of Ontario, for a special occasion permit for their annual festival of Our Lady of Light, to be held in the school playground area from September 4 to 6, 1998.

On motion by Councillor Nunziata, the Community Council:

- (1) authorized the City Clerk to forward to the Alcohol and Gaming Commission of Ontario, the relevant departmental clearances required for the issuance of a special occasion permit to St. Matthew's Church; and
- (2) requested the Commission to impose a condition that the sale of alcohol be permitted up to 12:00 midnight.

(Alcohol and Gaming Commission of Ontario - May 29, 1998)

(Clause No. 8(cc), Report No.6)

**201. Levy Site (Riverboat Landing), 1400 Weston Road,
Request for Reactivation of the Westpointe Advisory
Committee - Ward 27, York-Humber.**

The York Community Council had before it a report (May 14, 1998) from the York Solicitor, responding to a request from the Community Council for a report on the history of the Levy site, the status of the current application and any legal implications of the request for reactivation of the Westpointe Advisory Committee; and recommending that the Committee not be activated at the present time.

On motion by Councillor Nunziata, the Community Council deferred consideration of this matter to its June 24, 1998 meeting.

(Clause No. 8(dd), Report No. 6)

**202. Request for Removal of Tree at 4 Corbett Avenue
Ward 27, York-Humber.**

The York Community Council had before it a communication (May 25, 1998) from Councillor F. Nunziata, forwarding a letter (May 25, 1998) from Kevin Bowser, York Director of Parks, advising that 4 Corbett Avenue is the site of construction of two, new semi-detached homes, and that the owner is requesting that a City-owned Siberian Elm tree located in front of the westerly residence, be removed.

On motion by Councillor Nunziata, the Community Council deferred

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consideration of the foregoing matter to its meeting of June 24, 1998, and directed that the owners of the properties at 6, 8, 13 and 15 Corbett Avenue be notified of the proposed removal of the tree, and that the City Clerk be advised of any concerns/comments by June 11, 1998.

(Owners of 4, 6, 8, 13 & 15 Corbett Avenue; York Director of Parks - June 1, 1998)

(Clause No. 8(ff), Report No. 6)

203. Request for Traffic Calming Project in the Pelmo area of Ward 2 to be Extended to the Wendell/Queenslea intersection; and Construction of Traffic Island at this intersection.

The York Community Council had before it a communication (May 22, 1998) from Councillor B. Saundercook requesting that staff of the York Works Department be requested to meet with staff of the North York Works Department, to discuss the feasibility of:

- (1) extending the traffic calming project underway in the Pelmo area of Ward 2, to the Wendell/Queenslea intersection; and
- (2) constructing a traffic island at this intersection similar to other traffic islands in the area.

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

On motion by Councillor Saundercook, the Community Council requested the Commissioner of Works and Emergency Services to direct the York Commissioner of Operations Services, to consult with staff of the North York Civic Centre regarding the foregoing proposals, and to report back to the Community Council.

Councillor Saundercook resumed the Chair.

(Commissioner of Works and Emergency Services; York Commissioner of Operations Services - June 1, 1998)

(Clause No. 8(gg), Report No. 6)

204. City Powers, Policies and Procedures regarding the Conversion to Condominium and Demolition of Rental Housing before and after the Proclamation of the Tenant Protection Act.

The York Community Council had before it a transmittal letter (May 20, 1998) from the City Clerk, advising that the Urban Environment and Development Committee had recommended to Council adoption of a report (May 1, 1998) from the Commissioner of Urban Planning and Development Services, subject to several amendments, including that a copy of said report be forwarded to the Community Councils for review.

On motion by Councillor Mihevc, the Community Council deferred consideration of the foregoing report to its June 24, 1998 meeting.

(Clause No. 8(hh), Report No. 6)

205. Pilot Project regarding Possible Locations for the Installation of Red Light Cameras.

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

Whereas the Premier of Ontario has agreed to a pilot project for the installation of red light cameras and intersections; and

Whereas the intersections at St. Clair Avenue West and Dufferin Street, and St. Clair Avenue West and Vaughan Road, are two of the most dangerous intersections, as indicated by the traffic fatalities involving pedestrians;

Therefore be it resolved that the Commissioner of Works and Emergency Services be requested to examine the above intersections as possible sites for the pilot project.

- A. On motion by Councillor Mihevc, the Community Council requested the Commissioner of Works and Emergency Services to examine the following intersections as possible sites for a pilot project to install red light cameras:
 - (a) St. Clair Avenue West and Dufferin Street; and
 - (b) St. Clair Avenue West and Vaughan Road;

- B. On motion by Councillor Nunziata, the Community Council added the following intersections for consideration:
 - (c) Jane Street and Eglinton Avenue West;
 - (d) Weston Road and Eglinton Avenue West; and
 - (e) Black Creek Drive and Eglinton Avenue.

- C. On motion by Councillor Davis, the Community Council included the following intersection for consideration:

(f) Dufferin Street and Eglinton Avenue West.

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

D. On motion by Councillor Saundercook, the Community Council requested the Commissioner of Works and Emergency Services to consult with the Toronto Police Services with regard to statistics to determine the most suitable location for the cameras, should only one of the aforementioned intersections be considered.

Councillor Saundercook resumed the Chair.

Upon the question of the adoption of the foregoing motions A, B. C. and D., they were carried unanimously.

(Commissioner of Works and Emergency Services - June 1, 1998)

(Clause No. 8(ii), Report No. 6)

206. Extension of Parkskeeper Program to all Residents in the former City of York Ward 27, York-Humber and Ward 28, York-Eglinton.

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

Whereas the maintenance of City parks has always been a municipal responsibility; and

Whereas an inadequate tax base in the past forced the municipality to look for creative ways to maintain City resources and services; and

Whereas the Councillor for Ward 7 in the former City of York initiated a parkskeeper program, raising funds from the private sector for honoraria to reward volunteers for keeping their local parks clean; and

Whereas a Councillor is now advertising this private sponsorship program in the local Guardian newspaper to the residents in Ward 27; and

Whereas it is unfair to offer this program to residents of only one part of the former City of York, unlike the honoraria program to maintain former City of York ice rinks;

Therefore be it resolved that the Parkskeeper Program be extended to all residents in

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Wards 27 and 28.

- A. Councillor Nunziata moved, that the foregoing motion be referred to the Commissioner of Community and Neighbourhood Services for inclusion in the 1999 budget.
- B. Councillor Mihevc moved, that consideration of this item be deferred for two months, to allow the Councillors for Ward 27 to discuss the matter further.

Upon the question of the adoption of the deferral motion B. it was carried, with Councillor Saundercook voting in the Negative.

(Clause No. 8(jj), Report No. 6)

The Community Council adjourned its meeting at 3:55 p.m.

Councillor Bill Saundercook
Chair