

**CITY OF TORONTO**

**Clerk's Department**

**Minutes of the York Community Council**

**Wednesday, July 22, 1998**

The York Community Council met on Wednesday, July 22, 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

**Confirmation of Minutes.**

On motion by Councillor Nunziata, the York Community Council confirmed the Minutes of the meeting held on June 24, 1998.

**238. The 2008 Toronto Olympic Bid - Public Consultation.**

The York Community Council had before it a communication (July 7, 1998) from the Commissioner, Economic Development, Culture & Tourism, providing a general outline of the public consultation process related to Toronto's bid to host the 2008 Olympics, specifically setting out the details of Phase I of the process, and recommending that the report be received as information.

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

- Mr. Brian Jackson of the Olympic Office; and
- Ms. Marjorie Sutton, York Federation of Ratepayers.

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

**(Clause No. 23(a), Report No. 8)**

**239. York Lions Steel Band.**

On motion by Councillor Nunziata, the Community Council congratulated Mr. Mike Stacey and members of the York Lions Steel Band, winners of a gold medal in the float category at an international event held in Birmingham, England, on June 30, 1998, and made an appropriate presentation to the group in recognition of their achievements.

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Mr. Mike Stacey and members of the York Lions Steel Band, appeared before the Community Council in connection with the foregoing matter.

**(Clause No. 23(b), Report No. 8)**

**240. Tree Obstruction of Driveway Access at 144 Humbercrest Boulevard, Ward 27, York Humber.**

The York Community Council had before it a report (June 23, 1998) from the York Commissioner of Operations Services, advising that a City-owned oak tree has grown in size, the base has expanded and is occupying half of the owner's driveway; to access the property the owner would have to negotiate around the tree and drive onto the neighbour's front yard to park his vehicle; that appreciating the species, aged and health condition of the tree, staff are reluctant to recommend its removal and have provided three viable alternatives and their implications; and recommending that the City Solicitor prepare a by-law, authorizing the issuance of an on-street parking permit to facilitate parking on a non-designated permit street to a residential property owner, due to a mature healthy tree obstructing a the residential property owners' right of access to their residence; providing three options for consideration; and advising that on-street permit parking is a viable alternative where extenuating circumstances, being a municipal tree, circumvent residential property owners' right of access to their residence.

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

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

- (1) the foregoing report be adopted;
- (2) any fees applicable to this parking permit be waived;
- (3) the parking permit be revoked should the obstruction to the driveway no longer exist; and
- (4) in addition to the issuance of a parking permit, that the City provide

the owner(s) of 144 Humbercrest Boulevard with a letter confirming the circumstances by which the permit has been issued, and the granting of authority to parking a vehicle on a non-designated permit street; and that the appropriate police division be so notified.

Councillor Saundercook resumed the Chair.

**(Clause No. 19, Report No. 8)**

**241. 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 the following communications:

- (i) (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 related to the request for reactivation of the Westpointe Advisory Committee; and recommending that the Committee not be activated at the present time.
- (ii) (April 6, 1998) from Ms. Ella Jackson, Chair, Westpointe Foresight Group, advising that there has been a new purchaser of the site, the development is proceeding, the Westpointe Advisory Committee has not been convened to monitor current progress, and requesting that the advisory committee be reactivated.

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

- Ms. Ella Jackson, Chair, Westpointe Foresight Group;
- Mr. Tuffy Zidner, Weston BIA; and
- Mr. Ron Kowalczyk, B.G. Schickendanz Central Inc.

Councillor Nunziata moved, that the Westpointe Advisory Committee be reactivated,

upon which the Yeas and Nays were recorded as follows:

Yeas: Councillor Nunziata (1)

Nays: Councillors Davis, Mihevc and Saundercook (3)

Decided in the Negative by a majority of (2).

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Councillor Davis moved, that a new Working Group be established for the Levy Site, comprised of the two local Councillors and community representatives, and that the York Commissioner of Development Services be requested to develop Terms of Reference for the Working Group in consultation with the local Councillors, and that the Terms of Reference be submitted to the Community Council for approval at the earliest opportunity, which was carried unanimously.

(Clause No. 23(d), Report No. 8)

**242. Request from the Toronto Extrication Team for a Donation regarding Attendance at the 1998 International Auto Extrication Competition and Learning Symposium, Rockford, Illinois, September 20-26, 1998.**

The York Community Council had before it the following communications:

- (i) (July 17, 1998) from Councillor Nunziata advising that Firefighter First Class, Lorne Babiuk, wished to make a deputation to the Community Council.
- (ii) (July 15, 1998) from Firefighter First Class, Lorne Babiuk, advising that the team had qualified to compete at the abovementioned competition and learning symposium, that funds are being raised through various events and contributions from local businesses, and requesting that the Community Council give consideration to donating \$2,500.00 to assist with the costs associated with the team's participation.

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Firefighter Dan Ramsay appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Nunziata, the Community Council supported the Team's participation in the subject event, and requested the Grants Review Committee to approve a donation of \$2,500.00.

(Grants Review Committee - July 23, 1998.)

(Clause No. 23(c), Report No. 8)

**243. Poll Results - Proposal for 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 implementing on-street permit parking on Winona Drive between Vaughan Road and Eglinton Avenue West; advising that 342 residents were polled, that fourteen (14) responses were received, of which seven (7) were in favour and seven (7) were not in favour; and requesting the direction of the Community Council.

On motion by Councillor Mihevc, the Community Council recommended to Council that on-street permit parking be implemented on Winona Drive between Vaughan Road and Eglinton Avenue West; and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Absent: Councillor Nunziata.

(Clause No. 9, Report No. 8)

**244. Municipal Animal Care and Control Legislation.**

The York Community Council had before it a communication (July 9, 1998) from the Interim Contact, Board of Health for the City of Toronto Health Unit advising that the Board of Health on July 6, 1998, considered two reports from the Medical Officer of Health (June 19 and July 3, 1998), and several communications from interested parties and heard deputations on this matter; that the reports were received and referred to the Medical Officer of Health for further report in consultation with the City Solicitor and preparation of a draft by-law; and requesting that each Community Council consider this report and draft by-law when prepared and submit comments to the Medical Officer of Health.

Ms. Fiona Venedam, York Animal Control Shelter, appeared before the Community Council in connection with the foregoing matter.

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

Absent: Councillor Davis.

(Clause 23(m), Report No. 8)

**245. Traffic Concerns on Eileen Avenue - Ward 27, York Humber.**

The York Community Council had before it a communication (June 25, 1998) from Councillor Bill Saundercook advising that a resident on Aileen Avenue had expressed concerns regarding the speed of traffic on Eileen Avenue, as there are many school children 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 Manager, Traffic/Parking, to report on traffic control measures for Eileen Avenue.

Absent: Councillor Davis.

Councillor Saundercook resumed the Chair.

(Commissioner of Works and Emergency Services; c: York Manager, Traffic/Parking - July 30, 1998)

**(Clause No. 23(f), Report No. 8)**

The Community Council recessed for lunch at 12:25 p.m.

The Community Council reconvened at 2:10 p.m.

Members present:      Councillor Rob Davis  
                                 Councillor Joe Mihevc  
                                 Councillor Frances Nunziata  
                                 Councillor Bill Saundercook, Chair

**246. Lambton Avenue between Cliff Street and Arnold Avenue;  
Poll Results (i) Reversal of Permit Parking from the North to the South Side;  
(ii) Alternate Side Parking - Ward 27, York Humber.**

The York Community Council had before it a report (June 23, 1998) from the City Clerk, providing results of a poll for consideration and direction of York Community Council; advising that (1) the majority of residents are equally in favour and opposed to the proposal to reverse on-street permit parking from the north side to the south side of Lambton Avenue, between Cliff Street and Arnold Avenue; and (2) the majority of residents are opposed to the proposal to implement alternate side parking.

On motion by Councillor Nunziata, the Community Council recommended to Council that alternate side parking be implemented on Lambton Avenue between Cliff Street and Arnold Avenue; and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**(Clause No. 8, Report No. 8)****247. Request for Change in the Status of the Laneway between 673 and 693 Vaughan Road - Ward 28, York Eglinton.**

The York Community Council had before it a communication (May 21, 1998) from Councillor Joe Mihevc requesting that appropriate staff make offers to purchase the laneway from all involved owners; arrange for transfer of title from willing owners at a cost of \$1.00 per property; and to report back on the status of the laneway, after this initial round of offers and purchases is completed.

On motion by Councillor Mihevc, the Community Council approve the proposals in the foregoing communication, and requested the Commissioner of Corporate Services to direct the Interim Lead, Facilities and Real Estate, to proceed accordingly.

(Commissioner, Corporate Services; c: Interim Lead, Facilities and Real Estate - July 30, 1998)

**(Clause No. 23(e), Report No. 8)****248. Poll Results - Proposal for Permit Parking on Miranda Avenue between Eglinton Avenue West and Bowie Avenue, Ward 28, York Eglinton.**

The York Community Council had before it a report (May 29, 1998) from the City Clerk advising that 23 residents were polled, only 1 reply was received in favour; and requesting the direction of the Community Council.

On motion by Councillor Mihevc, the Community Council recommended to Council that on-street permit parking be implemented on Miranda Avenue between Eglinton Avenue and Bowie Avenue; and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**(Clause No. 10, Report No. 8)****249. Tree Removal By-law.**

The York Community Council had before it a report (June 15, 1998) from the York Commissioner of Operations Services recommending that Council direct the Legal Services Division to prepare a by-law for the removal of City-owned trees, and that forestry staff begin removal and planting; attaching a list of locations where trees located on City property have either been removed or are in need of removal and the reason for the request; and advising that in each case, where a tree has been removed, the resident has agreed to permit the City to plant a replacement tree.

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

**(Clause No. 4, Report No. 8)**

**250. Tree Removal By-law.**

The York Community Council had before it a report (July 20, 1998) from York Parks and Recreation Division, recommending that Council direct the Legal Services Division to prepare a by-law for the removal of City-owned trees, and that forestry staff begin removal and planting; attaching a list of locations where trees located on City property have either been removed or are in need of removal and the reason for the request; and advising that in each case, where a tree has been removed, the resident has agreed to permit the City to plant a replacement tree.

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

**(Clause No. 5, Report No. 8)**

**251. Installation of Disabled Parking Space on Westbury Crescent, Request from Owner of 60 Bicknell Avenue, Ward 27, York Humber.**

The York Community Council had before it a report (July 8, 1998) from the York Commissioner of Operations Services, advising that Mr. S. Niccoletto of 60 Bicknell Avenue is requesting a disabled parking space on the north side of Westbury Crescent, abutting the flankage of his residence where on-street parking is legally permitted; that the resident possesses a valid Province of Ontario Disabled Parking Permit; and recommending that the Uniform Traffic By-law No. 2958-94 be amended to prohibit parking anytime on the north side of Westbury Crescent for one vehicle length, directly abutting the flankage of municipally addressed residence 60 Bicknell Avenue; and that Mr. Niccoletto receive a copy of this report.

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

**(Clause No. 14, Report No. 8)**

**252. Request for Disabled Parking Space at 318 McRoberts Avenue, for Loading/Unloading Purposes - Ward 28, York Eglinton.**

The York Community Council had before it a report (July 7, 1998) from the York Commissioner of Operations Services advising that Mr. P. Lorusso of



318 McRoberts Avenue is requesting a designated disabled loading/unloading area directly in front of his residence for Wheeltrans drop-off and pick-up only; and recommending that the Uniform Traffic By-law No. 2958-94 be amended to prohibit parking anytime on the west side of McRoberts Avenue for one vehicle length, directly in front of 318 McRoberts Avenue during the last half of each month (April to November 30) including the winter months (December 1 to March 31) for the establishment of a loading/unloading area only; and that Mr. P. Lorusso receive a copy of this report.

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

**(Clause No. 15, Report No. 8)**

**253. All-Way Stop Control at Gilbert Avenue and Kitchener Avenue, Ward 28, York Eglinton.**

The York Community Council had before it a report (July 8, 1998) from the York Commissioner of Operations Services advising that based on the study results of the intersection, an all-way stop control is warranted; and recommending that the Uniform Traffic By-law No. 2958-94 be amended to introduce an all-way stop control within the intersection of Gilbert Avenue and Kitchener Avenue.

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

**(Clause No. 16, Report No. 8)**

**254. All-Way Stop Control at Gilbert Avenue and Keith Avenue, Ward 28, York Eglinton.**

The York Community Council had before it a report (July 8, 1998) from the York Commissioner of Operations Services, advising that study results of the intersection reveal that an all-way stop control is warranted; and recommending that the Uniform Traffic By-law No. 2958-94 be amended to introduce an all-way stop control within the intersection of Gilbert Avenue and Keith Avenue.

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

**(Clause No. 17, Report No. 8)**

**255. All-Way Stop Control at Kane Avenue and Aileen Avenue, Ward 27, York Humber.**

The York Community Council had before it a report (July 13, 1998) from the

York Commissioner of Operations Services, advising that study results of the intersection reveal that an all-way stop control is warranted; and recommending that the Uniform Traffic By-law No. 2958-94 be amended to introduce an all-way stop control within the intersection of Kane Avenue and Eileen Avenue.

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

**(Clause No. 18, Report No. 8)**

**256. Lane Lighting Requests - 1997/98,  
Ward 27, York Humber and Ward 28, York Eglinton.**

The York Community Council had before it a report (July 8, 1998) from the York Commissioner of Operations Services, advising that there are five outstanding requests for lane lighting totalling \$10,100.00 which is available in the 1998 Lane Lighting Account No. 458-561; and recommending that these requests be approved, that the Toronto Hydro-Electric Commission (York District) be requested to proceed with the construction of these approved lane lighting projects; and that the existing policy for lane lighting priority criteria attached to the report as Appendix B, be applied for future requests.

On motion by Councillor Mihevc, the Community Council:

- (1) recommended to Council the adoption of the foregoing report; and
- (2) requested the Commissioner of Works and Emergency Services, to direct the York Commissioner of Operations Services to report to its September 16, 1998 meeting on the following, subject to 1998 requests for lane lighting being fulfilled:
  - (i) the lighting of lanes running parallel to St. Clair Avenue West, in consultation with staff at the Toronto Civic Centre;
  - (ii) the lighting of lanes running parallel to Vaughan Road as a priority for 1998 or 1999; and
  - (iii) the number of unlit lanes in Wards 27 and 28.

(Commissioner of Works and Emergency Services; c: York Commissioner of Operations Services - July 30, 1998.

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

**257. 1998 Street Lighting Projects - Ward 27, York Humber and**

**Ward 28, York Eglinton.**

The York Community Council had before it a report (July 20, 1998) from the York Commissioner of Operations Services; advising that there is one outstanding street lighting request, estimated installation to cost \$600.00; providing the locations of the Street Lighting Requests for 1997/98, that five of the seven projects have been completed; and recommending that expenditure of \$15,000.00 from the Street Lighting Capital Account to fund street lighting improvements on Eglinton Avenue West; and that the Toronto Hydro-Electric Commission (York District) be requested to proceed with the construction of these approved projects.

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

**(Clause No. 7, Report No. 8)**

**258. Poll Results - Proposal for Alternate Side Parking and Permit Parking on Peveril Hill Road South - Ward 28, York Eglinton.**

The York Community Council had before it a report (July 7, 1998) from the City Clerk, advising that 24 residents were polled to determine interest in the subject proposal, 3 were in favour, 15 were not in favour, 1 reply was not counted; and requesting the direction of the Community Council.

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

**(Clause No. 23(g), Report No. 8)**

**259. Poll Results - Proposal for Permit Parking on the South Side of Vaughan Road between Northcliffe Boulevard and its Westerly terminus, Ward 28, York Eglinton.**

The York Community Council had before it a report (July 9, 1998) from the City Clerk, advising that 359 residents were polled to determine interest in the subject proposal, 61 responses were received, 56 were in favour and 5 were not in favour; and requesting the direction of the Community Council.

On motion by Councillor Davis, the Community Council recommended to Council that on-street permit parking be implemented on the south side of Vaughan Road between Northcliffe Boulevard and its westerly terminus; and

that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**(Clause No. 11, Report No. 8)**

**260. Poll Results - Proposal for Permit Parking on Scott Road between Kersdale Avenue and Aileen Avenue, Ward 27, York Humber.**

The York Community Council had before it a report (July 9, 1998) from the City Clerk, advising that 24 residents were polled to determine interest in the subject proposal and that 3 replies were received which were in favour; and requesting the direction of the Community Council.

On motion by Councillor Nunziata, the Community Council recommended to Council that on-street permit parking be implemented on Scott Road between Kersdale Avenue and Aileen Avenue; and that the City officials be authorized and directed to take the necessary action to give effect thereto.

**(Clause No. 12, Report No. 8)**

**261. Preliminary Evaluation Report, Official Plan and Zoning By-law Amendment Application for 424 Gilbert Avenue, Ward 28, York Eglinton.**

The York Community Council had before it a report (July 2, 1998) from the York Commissioner of Development Services, advising that the applicant proposes to divide the property into six (6) lots, create rights-of-way, and build three (3) pairs of three-storey, semi-detached dwellings (six homes); that although the employment policies of the Official Plan allow for the introduction of residential uses, the applicant wishes to redesignate and rezone the site for residential use on a permanent basis; and recommending that:

- (1) the Planning Department schedule a Community Consultation Meeting in consultation with the Ward Councillors; and
- (2) staff be directed to prepare a Recommendation Report on the application and provide notice of a Planning Act Public Meeting at the appropriate time.

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

**(Clause No. 23(h), Report No. 8)**

**262. Application for Demolition Approval - 450 Gilbert Avenue, Ward 28, York Eglinton.**

The York Community Council had before it a report (July 6, 1998) from the York Commissioner of Development Services, recommending that the approval to demolish the building shown on the attached site plan as Appendix "B" to this report be approved pursuant to By-law No. 3102-95 with no conditions of approval related to beautification; advising that the owner of the lands has had a Phase I Environmental Site Assessment (ESA) and a Phase II ESA completed on the property and wishes to proceed with the remediation of the property; that in order to complete this work, it is necessary to obtain a demolition permit for the building; that although there are no current permit applications for construction on the property, it is anticipated that the owner will move quickly for development of the site.

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

**(Clause No. 3, Report No. 8)**

**263. Request for All-Way Stop Control at Glenholme Avenue and Earnscliffe Avenue - Ward 28, York Eglinton.**

The York Community Council had before it a report (July 13, 1998) from the York Commissioner of Operations Services advising that the present geometric layout of the intersection is a "T" type design, that the intersection is all-way stop controlled on the south and east approaches; and recommending that the report be received for information purposes.

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

**(Clause No. 23(I), Report No. 8)**

**264. Poll Results - Request for All-Way Stop Control at Glenholme Avenue and Conway Avenue - Ward 28, York Eglinton.**

On motion by Councillor Mihevc, the Community Council requested the Commissioner of Works and Emergency Services to direct the York Manager, Traffic/Parking, to report on the feasibility of installing an all-way stop control at the intersection of Glenholme Avenue and Conway Avenue.

(Commissioner of Works and Emergency Services; c: York Manager, Traffic/Parking - July 30, 1998)

**(Clause No. 23(j), Report No. 8)**

**265. Poll Results - Proposal for Permit Parking on Rogers Road between Oakwood Avenue and Caledonia Road - Ward 28, York Eglinton.**

The York Community Council had before it a report (July 13, 1998) from the City Clerk providing the results of a poll which revealed that of the 208 residents polled, 9 replies were received, 5 were in favour and 3 were not in favour; and requesting the direction of the Community Council.

Councillor Mihevc moved, that on-street permit parking be implemented on Rogers Road between Oakwood Avenue and Caledonia Road; and that the City officials be authorized and directed to take the necessary action to give effect thereto,

which was carried, with Councillor Davis voting in the Negative.

**(Clause No. 13, Report No. 8)**

**266. Poll Results - Request for Permit Parking on Cordella Avenue between Weston Road and Louvain Street - Ward 27, York Humber.**

The York Community Council had before it a report from the City Clerk (July 13, 1998) providing the results of a poll which revealed that of the 117 residents polled, 53 replies were received, 51 were in favour and 2 were not in favour; and requesting the direction of the Community Council.

- A. Councillor Nunziata moved, that on-street permit parking be implemented on Cordella Avenue between Weston Road and Louvain Street.

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

- B. Councillor Saundercook moved, that in view of a petition received by his office, that the Community Council defer consideration of this matter to its September 16, 1998, to allow the two local Councillors to meet with the residents,

which was carried unanimously.

Councillor Saundercook resumed the Chair.

**(Clause No. 23(k), Report No. 8)**

**267. Guidelines for Determining City-Wide Interest in Planning Matters.**

The York Community Council had before it a transmittal letter (July 14, 1998) from the

City Clerk, advising that the Urban Environment and Development Committee on July 13, 1998, approved Recommendation No. (3) embodied in the joint report (June 29, 1998) from the Commissioner of Urban Planning and Development Services and the City Clerk; and recommending in part, that this report be placed on the agendas of the July 22, 1998 meetings of all Community Councils and that comments be forwarded directly to the July 29, 1998 City Council meeting.

On motion by Councillor Mihevc, the Community Council supported the proposed guidelines and protocol as set out in the joint report from the Commissioner of Urban Planning and Development Services and the City Clerk, and advised Council accordingly.

(City Council - July 30, 1998.)

**(Clause No. 23(l), Report No. 8)**

**268. Consultation on Access and Equity in the City of Toronto.**

The York Community Council had before it a communication (June 17, 1998) from the Co-Chairs, Task Force on Community Access and Equity, advising that as a follow-up on the Terms of Reference, members of the Task Force are now conducting consultations with City departments, special purpose bodies and members of the public, particularly equity-seeking communities.

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

**(Clause No. 23(n), Report No. 8)**

**269. Request to Transplant Oak Tree from 108 Gardenview Crescent to the rear of St. James School - Ward 27, York Humber.**

The York Community Council had before it a communication (July 17, 1998) from Councillor Nunziata forwarding a letter from Ms. Sandra Melville, Co-Chair, Warren Park Ratepayers Association, advising that Mr. Joseph Crowe, owner of 108 Gardenview Crescent, is requesting that an Oak tree located on his property be transplanted to near the benches at the rear of St. James School, in honour of "Aaron James" who perished in a recent fire on Gardenview Crescent.

On motion by Councillor Nunziata, the Community Council directed the two local Councillors to meet with Mr. Crowe and Ms. Melville to discuss an appropriate location for the tree.

**(Clause No. 23(o), Report No. 8)**

- 270. (i) Garbage Inspection Process; and  
(ii) Sunday Morning Litterhog Service,  
Ward 27, York Humber and Ward 28, York Eglinton.**

The York Community Council had before it a report (July 20, 1998) from the York Commissioner of Operations Services, providing information on improvements to the litter and garbage situation in some parts of York, especially on Eglinton Avenue West, and recommending that the City Solicitor, when reviewing and consolidating the Property Standards By-law, be requested to include a provision concerning garbage collection on Eglinton Avenue West between Bathurst Street and Bicknell Avenue, which permits York to have signs erected within privately owned buildings, concerning information on the days and times of garbage collection.

On motion by Councillor Mihevc, the Community Council recommended to Council the approval in principle of a Sunday morning litterhog service on both sides of Eglinton Avenue West, from Keele Street to the Allen Expressway; and requested the York Commissioner of Operations Services to report directly to the July 29, 1998 meeting of Council, on the estimated cost for such service and possible source of funding.

Absent: Councillor Davis.

**(Clause No. 1, Report No. 8)**

- 271. Alteration of Rostrevor Road - Ward 28, York Eglinton.**

The York Community Council had before it a communication (July 17, 1998) from Councillor Rob Davis, requesting that the plan for the road narrowing and speed hump on Rostrevor Road be altered, to remove the road narrowing on the south side of Rostrevor Road, with the speed hump remaining as part of the plan, and that the relevant by-law be amended in accordance with legislative requirements.

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

- (1) the previously approved traffic calming measures scheduled for implementation on Rostrevor Road as part of the Cedarvale Traffic Management Plan, be amended to install only the speed humps on this street;
- (2) the City Solicitor prepare a by-law amending the relevant by-law with respect to the Cedarvale Traffic Management Plan;
- (3) the City enact a by-law authorizing the alteration of Rostrevor Road;  
and



- (4) the City Clerk be directed to publish the required notice as set out in The Municipal Act.

Absent: Councillor Nunziata.

**(Clause No. 20, Report No. 8)**

**272. Fees Charged to Community Groups for Fairs and Events.**

The York Community Council had before it a communication (July 15, 1998) from Councillor Mihevc advising that the fees charged to community groups have been significant; that this levy is affecting the operations of community-based groups; requesting that the fees be eliminated or reduced to prevent the loss of contributions these groups provide to the community; and that the funds in the Festivals Account be reviewed.

On motion by Councillor Mihevc, the Community Council requested the Commissioner, Economic Development, Culture and Tourism, to direct the York Commissioner of Community Services, to report to its September 16, 1998 meeting on:

- (1) the elimination or reduction of fees charged to community groups for community fairs and festivals;
- (2) a review of the remaining funds in the Festivals Account;
- (3) the fees charged in other areas in the City of Toronto; and
- (4) highlighting this matter for consideration during the 1999 budget process.

(Commissioner, Economic Development, Culture and Tourism; c: York Commissioner of Community Services - July 30, 1998)

**(Clause No. 23(p), Report No. 8)**

**273. Speed Reduction on Rogers Road,  
Ward 27, York Humber and Ward 28, York Eglinton.**

On motion by Councillor Mihevc, the Community Council requested the Commissioner of Works and Emergency Services to direct the York Manager, Traffic/Parking, to bring forward reports on the proposed reduction of speed on Rogers Road.

(Commissioner of Works and Emergency Services; c: York Manager, Traffic/Parking - July 30, 1998.)

**(Clause No. 23(q), Report No. 8)**

**274. Traffic Polls.**

On motion by Councillor Davis, the Community Council requested the Commissioner of Works and Emergency Services to report on:

- (1) new initiatives to increase residents' responses to traffic poll questionnaires, including the use of plain language and negative option polling;
- (2) the development of a protocol to be used as a guideline for Councillors when deciding on an issue, and for this protocol to be communicated in the poll letter;
- (3) a mechanism to communicate to the residents in multiple languages, by providing translation services and appropriate persons to contact for information in their respective languages.

On motion by Councillor Mihevc, the Community Council requested the Translation, Interpretation and Sign Language Services to review the current traffic poll letter and form, with respect to rewording the information in plain language.

(Commissioner of Works and Emergency Services; Sign Language Services; c: York Commissioner of Operations Services; York Manager, Traffic/Parking - July 30, 1998.)

**(Clause No. 23(r), Report No. 8)**

**275. 460 Rogers Road, Appeal of Committee of Adjustment Decision, Ward 27, York Humber.**

The York Community Council had before it a communication (July 20, 1998) from Councillor Bill Saundercook, advising that the property at 460 Rogers Road was taken over by the City due to tax arrears; it was then sold free and clear and the transaction was completed prior to the amalgamation of the area municipalities; the owner submitted minor variance and consent applications; at the request of the Development Services Department, the Committee of Adjustment imposed a condition which the owner is appealing; the date for the hearing has been set for September 2, 1998; and recommending that planning staff at the York Civic Centre be authorized to attend the hearing.

On motion by Councillor Nunziata, the Community Council approved the recommendation in the foregoing communication; and requested the York Commissioner of Development Services to submit a further report

directly to Council for consideration at its July 29, 1998 meeting.

**(Clause No. 2, Report No. 8)**

The Community Council recessed at 3:25 p.m.

The Community Council reconvened at 7:07 p.m.

Members present:     Councillor Joe Mihevc  
                              Councillor Frances Nunziata  
                              Councillor Bill Saundercook, Chair

**276. Zoning By-law Amendment for a Temporary Use at 180 Church Street;  
Owner and Applicant: Humber River Regional Hospital - Public Meeting,  
Ward 27, York Humber.**

The York Community Council held a statutory public meeting on April 1, 1998, in accordance with Section 34 of The Planning Act, and that appropriate notice of this meeting was given pursuant to The Planning Act and the regulations thereunder.

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

- (i) (July 2, 1998) from the York Commissioner of Development Services advising that the temporary use by-law allows for establishment of the daycare and the monitoring of any impact it may have on the immediate area throughout the temporary use; that any desire to establish the use on a permanent basis would require zoning approval; that the service is valued by the community, however the location could change as part of the consideration and evaluation of the Zoning application for the hospital expansion; and recommending that (1) the application be approved; and (2) a Temporary Zoning By-law, to amend Zoning By-Law No. 1-83 be passed in accordance with the draft Temporary Zoning By-law, attached as Appendix 3 to this report.
  - (ii) July 10, 1998 from A. Rumsey, 182 Church Street, advising that there will be noise, traffic and property devaluation, and objecting to the proposal.
  - (iii) (July 22, 1998) from Ms. Raulina Kesteven, 185 Church Street, commenting on safety and security, traffic congestion and noise generation, building and by-law issues, availability of alternate space, and objecting to the proposal.
  - (iv) Petition indicating objection signed by residents of Church Street, Robert Street, Uphill Avenue, Woodward Avenue, Pine Street, Jane Street and Dalbeattie Avenue.
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The following persons appeared before the Community Council in connection with the foregoing matter:

- Mr. Donald McKenzie, member, Board of Directors, Pelmo Park Childcare Centre;
- Mr. Wayne Kesteven, 185 Church Street;
- Ms. Raulina Kesteven, 185 Church Street;
- Mr. Dalius Butrimas, 47 Uphill Avenue;
- Mr. Leon King, 125 Woodward Avenue;
- Mr. A. Rumsey, 182 Church Street;
- Mr. Scott Dudgeon, Humber River Regional Hospital;
- Mr. Fred Witleveen, 177 Church Street;
- Mr. Jim Darwin, 63 Pelmo Court; and
- Ms. Kim Cross, Supervisor, Pelmo Park Childcare Centre.

A. Councillor Mihevc moved:

- (1) that after considering the deputations and based on the findings of fact, conclusions and recommendations contained in the report (July 2, 1998) from the York Commissioner of Development Services, the proposal is an appropriate use of the lands;
- (2) that the application for a Temporary Use By-law be approved for a period of three (3) years;
- (3) that subsection (378) of the Draft Temporary Zoning By-law be approved, for a period of time not to exceed three (3) years from the day of the passing of this by-law; and
- (4) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;

B. Councillor Nunziata in amendment moved:

- (1) that part (1) of motion A. be amended by adding the words “on a temporary basis”, after the words “appropriate use of the lands”;
- (2) that part (2) be amended by deleting the words “three (3) years” and by substituting the words “one (1) year” in lieu thereof;
- (3) that part (3) be amended by deleting the words “three (3) years” and by substituting the words “one (1) year” in lieu thereof;

and by adding thereto the following:

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- (4) that the Pelmo Park Childcare Centre be advised to undertake a search for a permanent location for the centre; and
- (5) that planning staff be requested to ensure that this Temporary Zoning By-law does not impact on the separate rezoning application by the Humber River Regional Hospital, with respect to the proposed expansion of its hospital facilities.

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

Absent: Councillor Davis.

Upon the question of the adoption of motion A., as amended, it was carried unanimously.

Absent: Councillor Davis.

The following is a summary of the action taken by the Community Council:

- (1) it was determined that the proposal is an appropriate use of the lands on a temporary basis, after considering the deputations and based on the findings of fact, conclusions and recommendations contained in the report (July 2, 1998) from the York Commissioner of Development Services;
- (2) the application for a Temporary Use By-law for a period of one (1) year was approved;
- (3) the Draft Temporary Zoning By-law was approved for a period of time not to exceed one (1) year from the day of the passing of this by-law;
- (4) the appropriate City officials were authorized and directed to take the necessary action to give effect thereto;
- (5) the Pelmo Park Childcare Centre was requested to undertake a search for a permanent location for the centre; and
- (5) the planning staff was requested to ensure that this Temporary Zoning By-law does not impact on the separate rezoning application by the Humber River Regional Hospital, with respect to the proposed expansion of its hospital facilities.

**(Clause No. 21, Report No. 8)**

**277. Application for Establishment of an Outdoor Eating Area,  
Nova Era Bakery, 488-490 Rogers Road,  
Ward 27, York Humber.**

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The York Community Council held a public meeting to regarding an application for the establishment of an outdoor eating area by Mr. Helder Costa, owner of Nova Era Bakery, 488-490 Rogers Road.

The Community Council had before it the following communications:

- (i) (May 29, 1998) from the York Commissioner of Operations Services, advising that the applicant has met all the guidelines for an outdoor eating earea within the Watt Avenue road allowance; and recommending that the City Clerk give public notice of Nova Era Bakery's application; that the public be granted the opportunity to provide comments; after which the Community Council decide if it wishes to grant a permit to the applicant.
- (ii) Petition signed by approximately 27 residents of Watt Avenue, Kane Avenue and Kersdale Avenue.

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

- Mr. Anthony Pistilli, 61 Kane Avenue;
- Mr. Manuel Santos, 101 Kersdale Avenue;
- Mr. Joe Costa, co-owner of Nova Era Bakery, 488-490 Rogers Road;
- Mr. Floyd Migory, President, Silverthorn Ratepayers Association; and
- Resident, 9 Watt Avenue.

Councillor Nunziata moved, that in view of the parking concerns expressed by the residents, and that the bakery is operating similar to a restaurant, that the application for a permit not be approved,

Upon which the Yeas and Nays were recorded as follows:

Yeas: Councillor Nunziata (1)

Nays: Councillors Mihevc and Saundercook (2)

Decided in the Negative by a majority of (1).

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

Councillor Saundercook moved:

- (1) that the application for a permit by the owner of Nova Era Bakery, to establish an outdoor eating area at 488-490 Rogers Road within the Watt Avenue road allowance in accordance with the stipulated

guidelines, be approved;

- (2) that a Working Group be formed comprising the two Councillors for Ward 27, and that the Commissioner of Works and Emergency Services be requested to direct the York Manager, Traffic/Parking, to investigate and report to the Working Group on the following issues:
- (1) garbage in the area, and more regular enforcement;
  - (2) illegal parking of vehicles on the sidewalk impeding pedestrian access;
  - (3) the implementation of a No Standing regulation on one side of Watt Avenue;
  - (4) a change in classification from bakery to restaurant and the requirement for higher parking standards;
  - (5) the proposed installation of bollards at the intersection;
  - (6) clearing the debris from the property adjacent to the premises;  
and
  - (7) communicating with the Toronto Parking Authority to determine the feasibility of constructing parking lots in the Old Weston Road/Rogers Road area;

which was carried, with Councillor Nunziata voting in the Negative.

Absent: Councillor Davis.

Councillor Saundercook resumed the Chair.

**(Clause No. 22, Report No. 8)**

The Community Council adjourned its meeting at 10:00 p.m.

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Chair