

CITY OF TORONTO

City Clerk's Division

Minutes of the York Community Council

Meeting No. 5

Wednesday, May 26, 1999

The York Community Council met on Wednesday, May 26, 1999 in the Council Chamber, 2nd Floor, York Civic Centre, 2700 Eglinton Avenue West at 9:40 a.m.

Members present: Councillor B. Saundercook, Chair
Councillor R. Davis
Councillor J. Mihevc
Councillor F. Nunziata

Confirmation of Minutes.

The Minutes of the York Community Council meeting held on April 28, 1999 were confirmed.

6.1 Election of Chair of the York Community Council.

The York Community Council:

- (1) held a Special Meeting on Tuesday, May 11, 1999 at 1:30 p.m. in Committee Room "B", Toronto City Hall, for the purpose of electing a new Chair for the term of office commencing the effective date of the new governance structure, i.e. June 14, 1999; and
- (2) elected Councillor Rob Davis as Chair of the York Community Council.

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

6.2 York Community Care Access Centre - Ward 28, York Eglinton.

The York Community Council had before it a communication (March 3, 1999) from the Executive Director, York Community Care Access Centre to Councillor Bill Saundercook, stating that in the recommendations identified by the Infrastructure Sub-Committee to improve the physical and social infrastructure of the York district, it was noted that there was little understanding of the role of the Community Care Access Centre; and advising that a presentation can be made regarding their services and how they relate to other health and social services in the community.

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- Ms. Catherine Adam, Executive Director, York Community Care Access Centre, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Nunziata, the York Community Council received:

- (1) the information in the slide presentation made by Ms. Catherine Adam, Executive Director, York Community Care Access; and**
- (2) the aforementioned communication.**

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

6.3 Lambton House - Ward 27, York Humber.

The York Community Council had before it a communication (May 5, 1999) from Councillor F. Nunziata forwarding a letter from Ms. Eileen Jones, Co-Chair, Warren Park Ratepayers Association, advising that the community is pleased to see the development of the Lambton House, that its capacity is limited to 40 persons and requesting information on the requirements for increasing the number of persons permitted in the building at any one time.

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- Ms. Margo Duncan, Secretary-Treasurer, Heritage York, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Nunziata, the Community Council:

- (1) requested the Manager, Public Health Division, Etobicoke Civic Centre, to:**
 - (a) review the Health Division's previous comments with respect to the limit of 40 persons for the liquor licence regarding the Lambton House and to report to the June 22, 1999 meeting of the Community Council, in order to accommodate the Lambton House for the summer season; and**
 - (b) report on a comparison of facilities between the Lambton House and other heritage buildings with liquor licences in the City, with regard to the number of**

- persons permitted in the respective buildings; and**
(2) received the aforementioned communication.

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

**6.4 A Harmonized Environmental Tobacco Smoke (ETS) By-law
for the City of Toronto - Community Input Process.**

The York Community Council had before it the following communications:

- (I) (April 26, 1999) from the Secretary, Board of Health, advising that the Board on April 6, 1999:
- (1) adopted the report dated March 26, 1999 from the Medical Officer of Health with respect to the community input process for a harmonized Environmental Tobacco Smoke (ETS) By-law for the City of Toronto; and
 - (2) forwarded such report to the Community Councils for staff presentation and deputations on the Policy Options and Recommendations paper attached thereto, at the Community Council meetings scheduled to be held on May 26 and 27, 1999, with recommendations from the Community Councils to be referred to the Medical Officer of Health and the City Solicitor for consideration and recommendations back to the Board of Health at its meeting on June 28 and 29, 1999.
- (ii) (May 6, 1999) from the Secretary, Board of Health, advising that the Board on May 6, 1999, adopted the report dated April 28, 1999 from Councillor John Filion, Chair, Board of Health, which recommended that:
- (1) the Ontario Restaurant Association provide to the Medical Officer of Health, by May 31, 1999, specific details on the ventilation technology which they believe to be an effective alternative to 100 percent smoke-free status for hospitality establishments, along with independent scientific evidence supporting the effectiveness of this technology; and
 - (2) the Medical Officer of Health report to the Board of Health by June 28, 1999, regarding the appropriateness of including a ventilation option in the proposed ETS by-law;

and advising that the Board of Health further requested the Medical Officer of Health to:

- (1) report back to the next meeting of the Board on whether the Ontario

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- Restaurant Association has responded; and
- (2) circulate the final consolidated report on the ETS by-law in sufficient time to provide members of the Board the opportunity for review prior to the Board meeting on June 28 and 29, 1999;
- (iii) (May 25, 1999) from Mr. Michael Perley, Director, Ontario Campaign for Action on Tobacco, providing a summary of their views regarding the proposed harmonization of an environmental tobacco smoke by-law for the City of Toronto; and
- (iv) (May 25, 1999) from Mr. Enrico Codogno, Canadian Cancer Society, submitting comments on the positive economic impact regarding the ban on smoking in restaurants and bars in the United States; and on the negative effects of smoking and second-hand smoke.

Dr. Sheela Basrur, Medical Officer of Health, presented the report regarding A Harmonized Environmental Tobacco Smoke (ETS) for the City of Toronto, containing Policy Options and Recommendations, prepared by the Toronto Public Health, dated April 6, 1999.

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

- Mr. Paul Sudolski, Volunteer President, Canadian Cancer Society Unit in the York District; and submitted a brief in regard thereto;
- Ms. Heather Laughlin, employee of the Canadian Cancer Society; and submitted a brief in regard thereto;
- Ms. Judy Myrvold, Chair, Council for a Tobacco-Free Toronto; and submitted a brief in regard thereto;
- Ms. Louisa Cantelon, Volunteer, Canadian Cancer Society; and submitted a brief in regard thereto;
- Ms. Marjorie Sutton, President, Mt. Dennis Community Association;
- Ms. Lyba Spring, Toronto; and submitted a brief in regard thereto;
- Mr. David Spring, Toronto; and submitted a brief in regard thereto;

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- Mr. John Kiru, Coordinator, Weston Business Association;
- Mr. Cameron Johnstone, operator of Delta Bingo and Mayfair Bingo;
- Mr. Tom Bunda, owner, Central Restaurant & Tavern; and
- Mr. Mike McCallum, owner, The Irish Rose Pub.

Councillor Mihevc moved:

That Recommendation (1) be approved, viz:

“(1) That workplaces in the City of Toronto be smoke-free, except in fully enclosed, separately ventilated smoking rooms (DSRs) that make up no more than 25% of the work space, and which no employee is required to enter;”

For: Councillors Mihevc and Saundercook (2)
Against: Councillors Davis and Saundercook (2)

Motion lost.

Councillor Davis moved:

That Recommendation (2)(i), be approved, viz:

“(2)(i) That public places be smoke-free, except for restaurants, bars, bowling centres, casinos and bingo and billiard halls, which may have unenclosed smoking in 25% of space until April 30, 2001 when they become smoke-free;”

Carried, with Councillor Nunziata voting in the Negative.

Councillor Davis moved:

That regarding designated smoking rooms (DSRs) in public places, that Recommendation (3)(i), be approved, viz:

“(3)(i) No DSRs, except where permitted in the *Tobacco Control Act, 1994*, (e.g. Homes for the Aged);”

Carried, with Councillor Nunziata voting in the Negative.

Councillor Mihevc moved:

That regarding designated smoking rooms (DSRs) in public places, that Recommendation (3)(ii) be approved, viz:

“(3)(ii) DSRs up to 25% of space.”

Carried, with Councillor Nunziata voting in the Negative.

Councillor Nunziata moved:

That with respect to designated smoking rooms (DSRs) in public places, that Recommendation (3)(iii), be approved, viz:

“(3)(iii) DSRs up to 50% of space.”

For: Councillor Nunziata (1)
Against: Councillors Davis, Mihevc and Saundercook (3)

Motion lost.

Councillor Davis moved:

That the following Recommendations be approved:

Recommendation (4), viz:

“(4) That the Corporation of the City of Toronto develop a corporate policy to prohibit smoking in all municipal facilities including workplaces, whether located in municipal or commercial buildings, except in such cases where this space is reserved for a private function such as a wedding. Where exemptions apply, they should be time limited until April 30, 2001.”

Recommendation (5), viz:

“(5) That the Commissioner of Urban Planning and Development

Services be requested to consult with the Medical Officer of Health regarding revisions to the Licensing By-law to ensure these revisions have regard for the ETS By-law."

Recommendation (6), viz:

"(6) That the new harmonized by-law be implemented three months following its enactment by City Council."

Carried, with Councillor Nunziata voting in the Negative.

Councillor Davis moved:

That the Medical Officer of Health be requested to submit a status report to the Board of Health in January 2001, on the implementation of the aforementioned recommendations.

Carried.

Councillor Davis moved:

That the Commissioner of Urban Planning and Development Services be requested to report to the Board of Health on:

- (a) whether the City of Toronto should consider increasing the fee for a tobacco vending licence to \$10,000.00 or other amount to be recommended by the Commissioner, with the intent of increasing the overall per package cost of tobacco; and**
- (b) whether the City of Toronto should impose a ban on the issuance of a tobacco vending licence in combination with other vending licences, (i.e. confections) with a view to preventing the sale of tobacco in commercial establishments where children and youth frequent.**

Carried, with Councillor Nunziata voting in the Negative.

Councillor Mihevc moved:

That the Medical Officer of Health be requested to report to the

Board of Health on the inclusion of a time limited hardship clause in the proposed ETS by-law, to offset any negative financial impact experienced by the restaurant industry.

For: Councillors Mihevc and Nunziata (2)
Against: Councillors Davis and Saundercook (2)

Motion lost.

The following is the action taken by the Community Council:

The York Community Council recommended approval of the following:

(1) Recommendation (2)(i), viz:

“(2)(i) “That public places be smoke-free, except for restaurants, bars, bowling centres, casinos and bingo and billiard halls, which may have unenclosed smoking in 25% of space until April 30, 2001 when they become smoke-free;”

(2) Recommendations (3)(i) and 3(ii) regarding designated smoking rooms (DSRs) in public places, viz:

“(3)(i) No DSRs, except where permitted in the *Tobacco Control Act, 1994*, (e.g. Homes for the Aged); and

(3)(ii) DSRs up to 25% of space.”

(3) Recommendation (4), viz:

“(4) That the Corporation of the City of Toronto develop a corporate policy to prohibit smoking in all municipal facilities including workplaces, whether located in municipal or commercial buildings, except in such cases where this space is reserved for a private function such as a wedding. Where exemptions apply, they should be time limited until April 30, 2001.”

(4) Recommendation (5), viz:

“(5) That the Commissioner of Urban Planning and Development Services be requested to consult with the Medical Officer of Health regarding revisions to the Licensing By-law to ensure these revisions have regard for the ETS By-law.”

(5) Recommendation (6), viz:

“(6) That the new harmonized by-law be implemented three months following its enactment by City Council.”

The York Community Council also:

- (6) requested the Medical Officer of Health to submit a status report to the Board of Health in January 2001, on the implementation of the aforementioned recommendations; and
- (7) requested the Commissioner of Urban Planning and Development Services to report to the Board of Health on:
 - (a) whether the City of Toronto should consider increasing the fee for a tobacco vending licence to \$10,000.00 or other amount to be recommended by the Commissioner, with the intent of increasing the overall per package cost of tobacco; and
 - (b) whether the City of Toronto should impose a ban on the issuance of a tobacco vending licence in combination with other vending licences, (i.e. confections) with a view to preventing the sale of tobacco in commercial establishments where children and youth frequent.

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

**6.5 One-Way Traffic and Adjustment of Parking Regulations
on Day Avenue and Sellers Avenue between
Morrison Avenue and Rogers Road
Ward 28, York Eglinton and Ward 21, Davenport**

The York Community Council had before it a report (April 27, 1999) from the Director, Transportation Services, District 1, providing information on a request from the York Community Council regarding the introduction of a one-way southbound operation on Day Avenue, the introduction of a one-way northbound operation on Sellers Avenue and the adjustment of parking regulations between Morrison Avenue and Rogers Road; advising that from a traffic operations standpoint implementing double-sided parking in conjunction with one-way traffic operations on Day and Sellers Avenues will provide additional parking opportunities for residents and their guests while still maintaining a minimum road width of 4

metres to accommodate traffic flows; that Day and Sellers Avenues between Morrison Avenue and Hope Street already operate under these conditions; that while other sections of Day and Sellers Avenues do have double-sided parking, the implementation of double-sided parking on the subject section of these streets will impact on mechanical street cleaning and snow plowing operations; that funds to undertake the necessary signage adjustments in the estimated amount of \$2,000.00 are contained in the Transportation Services Division 1999 Current Budget request; and recommending that:

- (1) a one-way southbound traffic operation be implemented on Day Avenue between Morrison Avenue and Rogers Road;
- (2) a one-way northbound traffic operation be implemented on Sellers Avenue between Morrison Avenue and Rogers Road;
- (3) the "No Parking Anytime" prohibition on the west side of Day Avenue between Morrison Avenue and Rogers Road be rescinded;
- (4) the "No Parking Anytime" prohibition on the east side of Sellers Avenue between Morrison Avenue and Rogers Road be rescinded;
- (5) the "No Parking Anytime" prohibition on the west side of Sellers Avenue between Morrison Avenue and a point approximately 15 metres north thereof be rescinded;
- (6) the existing permit parking hours of operation from 12:01 a.m. to 6:00 a.m. daily on the west side of Sellers Avenue from a point approximately 22 metres north of Morrison Avenue to Rogers Road, be amended to operate from 12:01 a.m. to 7:00 a.m. daily, to be set out in a new Schedule "B" of Municipal Code, Chapter 985, Parking - Overnight and By-law No. 3491-80; and
- (7) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing, including the introduction in Council of any Bills that are required.

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

Absent: Councillor Davis.

(Clause No. 1, Report No. 6)

6.6 Request for Disabled Persons Parking Space

at 720 Willard Avenue - Ward 27, York Humber

The York Community Council had before it a report (April 14, 1999) from the Director, Transportation Services, District 1, providing information on a request from the York Community Council regarding the introduction of a designated disabled persons parking space at 720 Willard Avenue at the request of Mr. H. dosSantos, owner; advising that a disabled persons parking permit, within the former City of York, unlike the former City of Toronto, does not exempt the motorist from parking without an on-street parking permit; that this issue will be addressed in a future harmonization report on on-street permit parking; that the owner of 720 Willard Avenue can legally park on the east side of Willard Avenue where on-street parking is presently prohibited; that this would impede two-way vehicular flow on Willard Avenue, as well as disrupt maintenance programs such as street cleaning and winter snow clearing operations; that it would be preferable to prohibit parking on the west side of Willard Avenue where on-street parking is legally permitted, by establishing a designated disabled persons parking space directly in front on 720 Willard Avenue, to accommodate a single motor vehicle; that this would enable Mr. dosSantos to park in the disabled persons parking space by virtue of his provincial permit, without disrupting traffic; that funds associated with the implementation of a designated disabled parking space, estimated at \$200.00 are contained in the Transportation Services Division 1999 Current Estimates; and recommending that:

- (1) the Uniform Traffic By-law Nos. 196-84 and 2958-94 be amended to prohibit parking anytime on the west side of Willard Avenue for one vehicle length, directly in front of 720 Willard Avenue; and
- (2) a copy of this report be forwarded to Mr. Humberto P. dosSantos, 720 Willard Avenue.

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

Absent: Councillor Davis

(Clause No. 2, Report No. 6)

**6.7 Terms of Reference for Riverboat Landing Development
Working Group - Riverboat Landing Subdivision
1400 Weston Road - Ward 27, York Humber**

The York Community Council had before it a report (May 12, 1999) from the Director, Community Planning, West District, providing the Terms of Reference as requested by the York Community Council, to guide the establishment and function of the Riverboat

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Landing Development Working Group; that the lands at 1400 Weston Road are currently under construction for the first two phases of the development which consist of 94 Condominium Townhouses and 208 Condominium units in 13 multiple unit buildings; that the total number of residential units that are permitted to be developed within the subdivision is 2,150; that the local residents had requested that a working group be established to monitor the construction on the site and provide a venue to exchange information and discuss issues arising from its development; that City staff will not formally participate on the working group but will be invited as required as a resource and will liaise with the group as necessary; and recommending that:

- (1) the Riverboat Landing Working Group Terms of Reference be adopted; and
- (2) staff receive applications for membership positions to represent area commercial/industrial property, the Weston and Mount Dennis Ratepayers Associations, and the local residential community, for a report on the selection and endorsement of representatives at the York Community Council meeting in July 1999.

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

Absent: Councillor Davis

(Clause No. 3, Report No. 6)

6.8 Proposal to Stop-Up, Close and Sell the Lane between Lots 73 & 74, Plan 1665, West of 2620 St. Clair Avenue West Ward 27, York Humber.

The York Community Council had before it a (May 14, 1999) from the Commissioner of Corporate Services, advising that the abutting owner at 2620 St. Clair Avenue West has requested that the City take the steps necessary to sell the lane so that it can be assembled with his adjacent holdings; that the same owner holds property to the east and west side of the lane; that in 1993 the former City of York received a formal application from Zdeno Cycle Warehouse Ltd. to purchase the lane immediately west of its property which was not processed to its conclusion and that Zdeno Cycle Warehouse Ltd. have recently advised that they are still interested in acquiring the lane; that a poll was taken to determine if there exists any municipal interest in retaining this property and no interest was expressed in this parcel of land; that the property is not required for municipal purposes and should be declared surplus and sold to abutting owner(s); and recommending that:

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- (1) the lane between Lots 73 and 74 on Plan 1665, shown hatched on the attached plan, be declared surplus to City requirements, stopped-up, closed, and offered for sale to the abutting owner(s), subject to the reservation of any necessary easements for municipal services or public utilities;
- (2) the appropriate City officials be authorized to give notice to the public of the intention to stop-up, close and sell the subject lane; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

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

On motion by Councillor Saundercook, the Community Council:

- (1) recommended to City Council the adoption of the aforementioned report; and**
- (2) requested the Commissioner of Corporate Services to report on the impact of this proposal on the residents of White Avenue and on the abutting owner's future plans for this property.**

Councillor Saundercook returned to the Chair.

(Clause No. 4, Report No. 6)

**6.9 Consent Agreement Arising from a Committee of Adjustment Decision
Consent Application Files: B-20/99 YK to B-32/99YK (To be known as
643 to 655 Caledonia Road and 214 to 220 Bowie Avenue)
Ward 28, York Eglinton.**

The York Community Council had before it a report (May 25, 1999) from the Director, Community Planning, West District, advising that this matter arises from a Committee of Adjustment decision dated April 27, 1999 regarding applications B-20/99YK to B32/99YK (inclusive) to grant consent to the severance of 220 Bowie Avenue into 14 lots (parts 1 to 14) and the creation of rights-of-way/easements (part 15 to 24) for pedestrian access between the proposed semi-detached dwellings.(see Exhibit 1); that the resulting lots will have a frontage ranging from 4.87 m (16ft) to 7.02m (23ft) and a lot area ranging from 147.7m² (1,590 ft²) to 236.5m² (2,546 ft²); that in addition Part 25 is to be conveyed to the City of Toronto as a public lane to provide vehicular access to the garages at the rear of the dwelling lots fronting on Caledonia Road; part 26 will be created as a 0.305m (1ft) reserve; that By-law No. 51-1999 passed on February 2, 3, and 4, zones the lands to permit the semi-detached dwelling development and the creation of the lots consistent

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with these consent applications; that the lands are currently occupied by a vacant industrial building, which is to be demolished to make way for the development of 14 semi-detached residential dwellings; a Site Plan Approval application has been filed for the semi-detached development and is nearing approval (see Exhibit 2); that by its decision dated April 27, 1999, the Committee of Adjustment granted provisional consent subject to the following conditions:

1. The applicant shall execute a consent agreement for Lands (severed and retained) to the satisfaction of the City Solicitor and to be registered on the title of the lands, to require;
 - (i) prior to issuance of any building permit, other than demolition permit for the existing building or a foundation permit for any part of the development with respect to the lands, the owner shall submit to the Chief Building Official or his designate for the City:
 - (a) a completed "Record of Site Condition" pursuant to the Ministry of the Environment "Guideline", and such Record of Site Condition shall indicate that the lands are suitable for the intended use for which a building permit application has been made and shall be acknowledged as having been received by the Ministry of the Environment; and
 - (b) a letter from the Ministry of the Environment confirming that the Ministry will not be auditing the Record of Site Condition, or in the event that the Ministry of the Environment does audit the Record of Site Conditions, a letter from the Ministry of the Environment confirming that the Record of Site condition has passed the audit.
 - (ii) provision of Warning Clauses and implementation of noise and/or vibration measures as necessary to the satisfaction of the Urban Planning and Development Services Department.
 - (iii) Conveyance of Part 25 for public lane purposes and Part 26 for reserve purposes, to the City.
 - (iv) Any other matters deemed appropriate by the City Solicitor.
2. The applicant shall pay a levy for parks or other public recreational purposes equivalent to 5% of the total value of the severed lands. For this purpose the value of the lands is to be determined by a qualified appraiser acceptable to the

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3. The owners must apply for and obtain the necessary certificates of consent from the Deputy Secretary-Treasurer of the Committee of Adjustment within one year from the date of notification of this decision.

A copy of the decision of the Committee of Adjustment is attached as Exhibit 3; and recommending that:

- (1) the Chief Financial Officer and Treasurer and City Clerk be authorized on behalf of the City, to execute a Consent Agreement with respect to 220 Bowie Avenue, in the former City of York, such Consent Agreement to be in form satisfactory to the City Solicitor; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Copies of Exhibit No. 1, Location Map; Exhibit No. 2, Proposed Semi-Detached Dwelling Development; Exhibit No. 3, Committee of Adjustment Decision of April 27, 1999, were forwarded to all members of Council with the agenda of the York Community Council meeting of May 26, 1999 and copies thereof are on file in the Clerk's Division, York Civic Centre.)

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

Absent: Councillor Davis.

(Clause No. 5, Report No. 6)

6.10 Urban Planning and Development Services Department - Staff Resources.

The York Community Council had before it the following communications:

- (I) (May 18, 1999) from the City Clerk advising that the Urban Environment and Development Committee submitted the following recommendations to City

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Council for consideration at its meeting on June 9, 1999 and, in addition, forwarded its action in this respect and the report (May 11, 1999) from the Commissioner, Urban Planning and Development to all Community Councils for information, and to the Budget Committee for consideration and report directly to Council for its meeting on June 9, 1999; that the Committee recommended to Council for its meeting on June 9, 1999, the following:

- (1) that Recommendations (1), (2) and (3) of the report (May 11, 1999) from the Commissioner, Urban Planning and Development Services be adopted subject to amending Recommendation (1) by deleting the figure "7" and substituting the figure "15" and amending the amounts accordingly, so as to read:
 - "(2) City Council approve an additional amount of \$369,000 to the 1999 salaries and benefits budget of the Urban Planning and Development Services Department in order to fund the hiring of 15 additional planners by the final four months of the current fiscal year (thereby representing an annualized cost of \$1,107,000;"
- (2) that the past practices of hiring summer planning students be maintained and encouraged; and

further advising that at its meeting on May 17, 1999, the Urban Environment and Development Committee had before it the report (May 11, 1999) from the Commissioner of Urban Planning and Development Services responding to Council's concerns regarding the sufficiency of staff resources in the Urban Planning and Development Services Department to deliver services within the time frames desired by both City Council and the public and recommending that:

- (1) City Council approve an additional amount of \$172,000 to the 1999 salaries and benefits budget of the Urban Planning and Development Services Department, in order to fund the hiring of 7 additional planners by the final four months of the current fiscal year (thereby representing an annualized cost of \$516,600);
- (2) City Council approve an additional amount of \$135,300 to the 1999 salaries and benefits budget of the Urban Planning and Development Services Department in order to fund the hiring of 6 additional zoning/plans examiners by the final four months of the current fiscal year (thereby representing an annualized cost of \$405,900);
- (3) the Commissioner of Urban Planning and Development Services report to the Planning and Transportation Committee in the fall of 1999 on the status and service impact of the redeployment of enforcement staff and the re-allocation of

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administrative cost efficiencies within the Municipal Licensing and Standards Division; and

- (4) this report and the actions of the Urban Environment and Development Committee be forwarded to the Community Councils for information, and to the Budget Advisory Committee for consideration.

The Committee also had before it:

- report (May 14, 1999) from Councillor Frances Nunziata, expressing concern with respect to depleted staff resources at York Civic Centre; and
- communication (May 13, 1999) from Patric Bernes, President, DeBerardinis Building and Development Ltd. Expressing concern over the loss of experienced planning staff, particularly in the former Cities of Etobicoke and North York, which has resulted in a delay with general processing of planning and building matters within the amalgamated City of Toronto.

The Committee's action is as noted.

On motion by Councillor Nunziata, the Community Council recommended to City Council the endorsement of the recommendations submitted by the Urban Environment and Development Committee.

Absent: Councillor Davis

(Clause No. 7, Report No. 6)

6.11 Property at 75-77 Summit Avenue - Ward 28, York Eglinton.

The York Community Council had before it a communication (May 5, 1999) from Councillor J. Mihevc advising that several complaints have been received regarding this property and requesting that staff of by-law enforcement, tax and the legal department be in attendance for this item.

On motion by Councillor Mihevc, the York Community Council:

- (1) requested the Chief Financial Officer and Treasurer and the

City Solicitor to submit a confidential report on the status of this property, for consideration at the June 22, 1999 meeting of the Community Council; and

(2) received the aforementioned communication.

Absent: Councillor Davis

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

6.12 501 Alliance Avenue, Unit #2, Ambiance Banquet Hall - Application for a Liquor Licence for an Outdoor Patio Ward 27, York Humber.

The York Community Council had before it a report (April 14, 1999) from the City Clerk, providing comments from the relevant City departments regarding an application for a liquor licence from Ambiance Banquet Hall at 501 Alliance Avenue, Unit #2.

On motion by Councillor Mihevc, the Community Council authorized the City Clerk or her designate to complete and sign the Municipal Information form and to forward the form with the departmental comments to the Alcohol and Gaming Commission of Ontario.

Absent: Councillor Davis

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

6.13 Provision of Litter Bins with Advertising.

The York Community Council had before it a report (May 3, 1999) from the Commissioner, Works and Emergency Services to the Toronto, Scarborough, North York, East York and York Community Councils, advising that on February 2, 3 and 4, 1999, City Council approved a number of recommendations pertaining to issuing a Request for Proposals (RFP) for the provision of litter bins with advertising; that the RFP will solicit proposals from the private sector to supply, install and maintain new litter bins with an advertising component, at no cost to the City, which will replace existing litter bins at various locations within the public road allowances in the City; that the BIAs and other interested parties have been notified that the issue of litter bins with advertising in their community will be on this meeting's agenda; that an RFP for the provision of new litter bins with an advertising component will be issued after direction is received from the Community Councils and Toronto Council as to which Community Councils

would like to participate in the litter bins with advertising program and whether there are certain areas or locations that should not be included in the RFP; and recommending that:

- (1) the Community Councils, except Etobicoke, advising City Council as soon as possible whether they support replacing existing litter bins with new bins with an advertising component, and if so, whether there are any existing bin locations in the Community Council area that should be excluded.

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

Absent: Councillor Davis

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

6.14 Request for On-Street Permit Parking on Scarlett Road - Ward 27, York Humber.

The York Community Council had before it a communication (April 19, 1999) from Councillor B. Saundercook advising that the residents on Scarlett Road are requesting overnight permit parking on specific sections of Scarlett Road; and requesting the Commissioner of Works and Emergency Services to report on the feasibility of allowing permit parking on:

- (1) the east side of Scarlett Road, north from St. Clair Avenue West to Edinborough Court; and
- (2) the west side of Scarlett Road, north from St. Clair Avenue West to the entrance of the Lambton Golf and Country Club.

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

On motion by Councillor Saundercook, the Community Council:

- (1) **requested the Director, Transportation Services, District 1, to investigate and report on the feasibility of introducing on-street permit parking on:**
 - (a) **the east side of Scarlett Road, north from St. Clair Avenue West to Edinborough Court; and**
 - (b) **the west side of Scarlett Road, north from St. Clair Avenue West to the entrance of the Lambton Golf and Country Club.**

Carried, with Councillor Nunziata voting in the Negative.

Absent: Councillor Davis

Councillor Saundercook returned to the Chair.

On motion by Councillor Nunziata, the Community Council:

- (2) requested the City Clerk to undertake a poll of the residents at the above locations, and the residents of the adjacent streets, should the staff report determine that on-street permit parking can be accommodated at the foregoing locations on Scarlett Road.**

Carried, with Councillor Saundercook voting in the Negative.

Absent: Councillor Davis

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

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

**6.15 Damage to Retaining Wall on Humberhill Avenue -
Ward 27, York Humber.**

The York Community Council had before it a communication (May 13, 1999) from Councillor B. Saundercook requesting the Commissioner of Works and Emergency Services to report on the condition of the retaining wall on Humberhill Avenue overlooking Juliana Court, and on any action that may have taken place during the testing of the fire hydrants on Humberhill Avenue that might have damaged this retaining wall.

On motion by Councillor Nunziata, the Community Council requested the Commissioner, Works and Emergency Services to investigate and report on the aforementioned communication.

Absent: Councillor Davis

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

**6.16 Request for Permit Parking on Outlook Garden Boulevard -
Ward 27, York Humber.**

The York Community Council had before it a communication (May 10, 1999) from Councillor F. Nunziata, forwarding a letter (May 6, 1999) from the Manager, Traffic Operations, District 1, providing information on the request for on-street permit parking; advising that this street operates in a two-way north/south direction between Outlook Avenue and Lambton Avenue; that currently on-street parking is allowed at all times on both sides of Outlook Garden Boulevard for a maximum of three (3) hours; that there is a total complement of 32 curbside parking spaces on the east side and it is feasible to implement on-street permit parking along this side of Outlook Garden Boulevard, subject to a poll of the residents to determine majority interest in this proposal.

On motion by Councillor Nunziata, the Community Council:

- (1) requested the Director, Transportation Services, District 1, to report on the feasibility of implementing on-street permit parking on Outlook Garden Boulevard; and**
- (2) received the aforementioned communication.**

Absent: Councillor Davis

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

**6.17 Request for Poop-And-Scoop Disposal Containers -
Ward 27, York Humber.**

The York Community Council had before it a communication (May 4, 1999) from Councillor F. Nunziata forwarding a letter from the Warren Park Ratepayers Association regarding dogs running loose in the parklands by the Humber River and on dog owners who do not clean up after their pets; and requesting that staff report on the feasibility of installing containers specifically to facilitate the owners of dogs who scoop up after their animals.

On motion by Councillor Nunziata, the Community Council:

- (1) requested the Director, Transportation Services, District 1, to report on the installation of disposal containers specifically to**

facilitate the owners of dogs; and

(2) received the aforementioned communication.

Absent: Councillor Davis

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

**6.18 Request for Traffic Control Measures on Scarlett Road -
Ward 27, York Humber.**

The York Community Council had before it a communication (May 10, 1999) from Councillor F. Nunziata advising that a communication has been received from the Lambton Park Parent Council expressing safety concerns regarding the crosswalk at the intersection of Scarlett Road and Bernice Crescent; and requesting that staff report on:

- (1) the installation of a stop light;
- (2) the reduction of speed to 40 km/h on Scarlett Road between Foxwell Avenue and St. Clair Avenue West; and
- (3) a No Right Turn on red, from St. Clair Avenue West on to Scarlett Road.

On motion by Councillor Nunziata, the Community Council:

- (1) **requested the Director, Transportation Services, District 1, to report on:**
 - (a) **the installation of a stop light at Scarlett Road and Bernice Crescent;**
 - (b) **the reduction of speed to 40 km/h on Scarlett Road between Foxwell Avenue and St. Clair Avenue West; and**
 - (c) **a No Right Turn on red, from St. Clair Avenue West on to Scarlett Road; and**
- (2) **received the aforementioned communication.**

Absent: Councillor Davis

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

6.19 Concerns regarding Parking on Vaughan Road, West of Northcliffe Boulevard - Ward 28, York Eglinton.

The York Community Council had before it a communication (May 3, 1999) from Councillor J. Mihevc advising that due to parking on both sides of Vaughan Road, west of Northcliffe Boulevard which was implemented last year, this section of Vaughan Road cannot be cleaned by the sweepers; that a garbage problem from the neighbouring schools add to the problem; and requesting that staff report on:

- (1) options to rectify the lack of cleanliness problem;
- (2) reverting this section of Vaughan Road back to its previous parking regulations;
- (3) the feasibility of implementing alternate side parking;
- (4) assigning a litter hog to this area; and
- (5) contacting the police to enforce the parking regulations as vehicles without permits are parking on a regular basis.

On motion by Councillor Mihevc, the Community Council:

- (1) requested the Director, Transportation Services, District 1, to report on:**
 - (a) options to rectify the sanitation problems on Vaughan Road;**
 - (b) reverting this section of Vaughan Road back to its previous parking regulations;**
 - (c) the feasibility of implementing alternate side parking;**
 - (d) assigning a litter hog to this area; and**
 - (e) contacting the police to enforce the parking regulations as vehicles without permits are parking on a regular basis; and**
- (2) received the aforementioned communication.**

Absent: Councillor Davis

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

6.20 Tree Trimming - Ward 28, York Humber.

The York Community Council had before it a communication (April 22, 1999) from Councillor J. Mihevc advising that last year several complaints had been received from residents regarding tree trimming which have not yet been done; and requesting that the parks staff provide an update on the number of requests and the timeframe for the work to be undertaken; and suggesting assistance from other areas to address the backlog.

On motion by Councillor Mihevc, the Community Council:

- (1) requested the Director, Parks and Recreation, West District, to report on:**
 - (a) an update on the number of outstanding requests for tree trimming;**
 - (b) the approximate timeframe for the work to be undertake;**
 - (c) reassigning staff from other areas to address the backlog of requests; and**
- (2) received the aforementioned communication.**

Absent: Councillor Davis

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

6.21 Parking Prohibition on Avalon Avenue - Ward 27, York Humber.

The York Community Council had before it a communication (May 12, 1999) from Councillor F. Nunziata forwarding copy of a communication from the Manager, Traffic Operations, District 1, which advises that the introduction of a "No Stopping 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation is feasible on the west side of Avalon Avenue; and requesting that this matter be placed on the agenda for direction to staff to conduct a poll of the residents.

On motion by Councillor Nunziata, the Community Council:

- (1) requested the Director, Transportation Division, District 1, to report on the introduction of a No Stopping regulation, 8:00 a.m. to 6:00 p.m., Monday to Friday, on the west side of Avalon Road; and**
- (2) received the aforementioned communication.**

Absent: Councillor Davis

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

6.22 Request for Change in Director of Traffic on the portion of the Municipal Lane between Nickle Street and Mahoney Avenue - Ward 27, York Humber.

The York Community Council had before it a communication (May 5, 1999) from Councillor F. Nunziata forwarding copy of a communication from the Manager, Traffic Operations, District 1, which provides information on the feasibility of changing the operation of the two-way portion of the municipal lane between Nickle Street and Mahoney Avenue, to one-way southbound; and advising that designating this portion of the lane would provide a consistent standard over the total length of the lane, since this section currently provides access for two abutting residential properties and is accessible in a north/south direction for those residents residing on Cobalt Street, Mahoney Avenue, Nickle Street and Sedan Avenue and suggesting that the residents be consulted to determine their support for this proposal; and requesting that this matter be placed on the agenda for direction to staff to conduct a poll of the residents.

On motion by Councillor Nunziata, the Community Council:

- (1) requested the Director, Transportation Services, District 1, to report on the feasibility of changing the direction of traffic from two-way to one-way southbound on the portion of the municipal lane between Nickle Street and Mahoney Avenue; and**
- (2) received the aforementioned communication.**

Absent: Councillor Davis

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

6.23 Further Report on Proposed Use of Funds Generated from Cash-in-Lieu of Parkland Dedication.

The York Community Council had before it a communication (May 18, 1999) from the City Clerk advising that City Council on May 11 and 12, 1999, had before it Clause No. 5 of Report No. 7 of The Urban Environment and Development Committee, wherein the Committee recommended that the joint report (March 17, 1999) from the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services be adopted as an interim policy, pending the adoption of a further report from the Commissioners on an adjustment to the policy which would build in initiatives for acquiring parkland in park deficient areas of the City; that Council directed that this Clause be struck out and referred back to the Planning and Transportation Committee for further consideration at its meeting to be held on June 14, 1999, for report thereon to Council for its meeting to be held on July 6, 1999; and that Council also directed that:

- (1) a copy of the Clause be forwarded to the Community Councils with the request that they submit their comments thereon to the Planning and Transportation Committee for consideration at its meeting on June 14, 1999;
 - (2) the Commissioner of Urban Planning and Development Services submit a report to the Planning and Transportation Committee on a policy and mechanism, in the context of planning applications, of identifying parks deficiencies and allocating funding therefor through the budget process;
 - (3) the Commissioner of Economic Development, Culture and Tourism submit a report to the Planning and Transportation Committee on all concerns expressed by Members of Council in regard to park deficiencies, by district and community; and
 - (4) the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services submit a joint report to the Planning and Transportation Committee on mechanisms for acquiring additional parkland in areas that are parkland deficient.
- Mr. Frank Kershaw, Director, Policy and Development Division, Economic Development, Culture and Tourism, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Davis, the Community Council deferred consideration of the foregoing report to a date to be determined, to allow its members to caucus prior to the June 14, 1999 meeting of the Planning and Transportation Committee, in view of the time

constraints at this meeting.

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

6.24 Parks and Recreation - Status of Harmonization of Outdoor Pool Operations - All Wards.

The York Community Council had before it a report (May 17, 1999) from the Commissioner of Economic Development, Culture and Tourism advising that this report provides a brief update and status report on the harmonization of outdoor pool operations; that the Parks and Recreation Division will operate approximately 80 outdoor pools for the summer of 1999; that these facilities operate differently in each of the former municipalities in terms of length of season and operating hours per day and that there were significant differences in the operations from a risk management and safety procedure standpoint, in operating schedules in terms of the number of hours of operation per day, and in programming schedules for facilities; that the most notable program is the Extended Hour Pool Program which was traditionally operated in the Toronto South District, which allows 6 outdoor pools to remain open until 12:45 a.m. whenever weather reports call for continued hot, hazy and humid conditions; that staff have focussed their efforts on the harmonization of all risk management and safety related issues during the past year, including an external review of all risk management procedures conducted by the Lifesaving Society and has resulted in a new training regimen for the aquatic staff, a new common staff manual and other harmonized safety procedures; that the operating schedules and hours of operation for the former municipalities will be retained for the 1999 season; that the full harmonization of the aquatic operations will take a number of years to fully implement; that a harmonized operating season, hours of operation and potential sites for the extension of extended hours to all districts will be developed for the summer of 2000; that there is the potential for budget implications in the year 2000 operating budget depending on the outcome of these investigations; and recommending that this report be received for information.

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

Absent: Councillor Davis

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

6.25 New Development Applications for York District - Ward 27, York Humber.

The York Community Council had before it a report (May 17, 1999) from the Director, Community Planning, West District, advising that a new Site Plan Approval application

has been received from:

Applicant: Greg Dell and Associates
Owner: Brimley Construction Co. Ltd. under agreement to purchase from Imperial Oil Limited
Property: 4002 Dundas Street West
Proposal: Proposed eight bay coin operated car wash

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

Absent: Councillor Davis

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

6.26 Request for On-Street Permit Parking on Rectory Road between Weston Road and Coulter Avenue - Ward 27, York Humber.

The York Community Council had before it a communication (May 19, 1999) from Councillor B. Saundercook forwarding a report from the Manager, Traffic Operations, District 1, to Councillor Saundercook in response to his request regarding the feasibility of on-street permit parking on Rectory Road; and advising that there is a total complement of 13 curbside parking spaces available on the north and east sides of Rectory Road between Weston Road and Coulter Avenue; and that implementation of permit parking is feasible, subject to a poll revealing that the majority of residents are in favour of the proposal.

On motion by Councillor Nunziata, the Community Council:

- (1) requested the City Clerk to undertake a poll of the residents on Rectory Road between Weston Road and Coulter Avenue to determine interest in on-street permit parking; and**
- (2) received the aforementioned communication.**

Absent: Councillor Davis

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

6.27 Request from the Keele-Eglinton BIA for Assistance regarding Spring Clean-Up day on June 3, 1999.

The York Community Council had before it a communication (May 21, 1999) from Mr. Steve Tasses, Chairman, Keele and Eglinton BIA, to Councillor Frances Nunziata, advising that the BIA will be celebrating a Student Spirit - Spring Clean-Up Day on June 3, 1999; that the Principal of York Memorial High School, David Drew, has agreed to the students participating in this effort; and requesting that the City provide a garbage truck, driver, a mobile litter hog and if possible, some gloves.

On motion by Councillor Nunziata, the Community Council requested the Director, Transportation Services, District 1, to provide assistance as necessary to the Keele-Eglinton BIA, with respect to a Student Spirit - Spring Clean-Up Day, scheduled for June 3, 1999 between 9:45 a.m. and 1:00 p.m.

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

The Community Council recessed at 3:00 p.m.

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

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

6.28 Public Meeting - Lands Adjoining the East Side of 2015 Lawrence Avenue W. Zoning By-law Amendment Application; Applicant: Templeton-Lepek Limited Ward 27, York Humber.

The York Community Council held a statutory public meeting on May 26, 1999, in accordance with Section 34 of the Planning Act, and appropriate notice of this meeting was given in accordance with the Planning Act and regulations thereunder.

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

- (I) (May 5, 1999) from the Director, Community Planning, West District, providing information on an application to rezone the subject lands from Prestige Employment (PE) to Commercial Employment (CE); advising that these lands have been vacant for approximately 15 years; that in 1989 there was a rezoning application proposing Phase II of the Lawrence Business Park development, consisting of two eight-storey office towers with retail uses at grade, but that due

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to the collapse of the office market in Toronto in the early 1990's the owner did not proceed with the application and the project was never constructed; that this application is to provide additional zoning flexibility in order to improve the ability to attract business opportunities and develop the site with a marketable project; development plans have not been submitted at this time and the applicant is agreeable to being bound by the zoning regulations applicable to the CE zone and by requirements arising from the Site Plan Approval process; that this proposed zoning by-law amendment to rezone the subject lands Commercial Employment is consistent with the policies of the Official Plan and that both the existing Prestige Employment Zone and the Commercial Employment zone permit a broad range of industrial and commercial uses; that other than CN Rail, whose rail corridor abuts the subject lands on the west, no comments or objections have been received from other City departments or agencies; that CN Rail has submitted their standard guidelines with respect to noise, vibration and safety and that CN Rail will have an opportunity to comment on any Site Plan Approval application that is made for the subject property, at which time the guidelines can be considered in conjunction with the development proposal; that approval of the proposed amendment will increase zoning flexibility with respect to the minimum floor area of retail stores and reduced side yard setbacks which in turn, may facilitate the redevelopment of the site after a considerable period of vacancy and thereby assist with the revitalization of the Lawrence Business Park; that the Site Plan Working Group proposed for Community Council's endorsement will provide local stakeholders with direct input into the design of any development proposal for the site and will, ultimately, result in a better development and increased community support; and recommending that:

- (1) the application be approved;
 - (2) Zoning By-law No. 1-83 of the former City of York be amended in accordance with the draft Zoning By-law, worded to the satisfaction of the Legal Division, attached as Schedule 1 to this report;
 - (3) the York Community Council endorse the establishment of a Site Plan Review Working Group, based upon the membership list and Terms of Reference attached as Schedule 2 to this report, that will convene upon the submission of a Site Plan Control Application to the City for the subject lands; and
 - (4) the concerns raised by CN Rail regarding the development of the subject lands be incorporated and addressed to their satisfaction as part of the Site Plan Approval process, among any other site plan matters.
- (ii) (May 26, 1999) from Ms. Ella Jackson, Chair, Black Creek Business Area

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Association, advising that the Black Creek Business Area Association endorses the Zoning By-law Amendment application for 2015 Lawrence Avenue West; that they have been in communication with the owners of this property and find this proposed change to fit the character of the surrounding uses; and that they would have concerns if any further downzoning were to occur and that the Association anxiously awaits the commercial development of this property.

- (iii) (May 25, 1999) from Mr. Paul J. Pesikaka, Property Manager, Orion Management, Property Managers and Consultants, requesting copies of all matters pertaining to 2015 Lawrence Avenue West, on behalf of Metropolitan Toronto Condominium Corporation No. 800.
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The following persons appeared before the Community Council in connection with the foregoing matter:

- Mr. Gary Templeton, applicant, on behalf of the owners, advised that they are in full agreement with all aspects of the staff report; concurs with the deletion of public garages and theatres from the CE zone; they are not interested in pursuing this type of development; there is no site plan at this time but the owners will be working towards leasing arrangements in order to prepare a site plan; and will be pleased to meet with the Site Plan Working Group.
- Representative, Lawrence Park Business Area, indicated that in the absence of a site plan their board is unable to express their agreement; they however agree that garages and theatres would not be suitable uses; supports the formation of the Site Plan Working Group; and would like to be kept advised of matters relating to this application.
- Mr. Ron Thompson, Toronto, advised that he resides directly across from the site; is interested in the type of development at this location; and would not be in favour of businesses which generate noise.

(Copies of Schedule 1, Draft Zoning By-law Amendment; Schedule A to Draft Zoning By-law and Subsection (59) of Section 6 and Subsection (387) of Section 16 of Zoning By-law No. 3; Schedule 2, Terms of Reference for Site Plan Working Group; Appendix

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1, Location Map; Appendix 2, Letter from the Chairman of the Weston Business Improvement Area; and Appendix 3, Notes from the Community Information Meeting on April 8, 1999, were forwarded to all Members of Council with the agenda of the York Community Council meeting of May 26, 1999 and copies thereof are on file in the Clerk's Division, York Civic Centre.)

On motion by Councillor Nunziata, the Community Council recommended to City Council that based on the findings of fact, conclusions and recommendations contained in the report dated May 5, 1999 from the Director, Community Planning, West District, and for the reason that the proposal is an appropriate use of lands, that the Zoning By-law Amendment Application submitted by Templeton-Lepek Limited be approved, subject to the conditions outlined in the above referenced report.

Absent: Councillors Davis and Mihevc

(Clause No. 6, Report No. 6)

The York Community Council adjourned at 7:35 p.m.

Councillor B. Saundercook
Chair