## THE CITY OF TORONTO

#### **Clerk's Division**

### Minutes of the Planning and Transportation Committee

#### Meeting No. 7

### Monday, July 10, 2000

The Planning and Transportation Committee met on July 10, 2000, in Committee Room No. 1, 2nd Floor, City Hall, Toronto, commencing at 9:30 a.m.

Councillor	9:30 a.m.	2:00 p.m	6:00 p.m
Councillor Joanne Flint	-	-	-
Councillor Pam McConnell	Х	Х	Х
Councillor Maria Augimeri	Х	Х	-
Councillor Milton Berger	Х	-	-
Councillor John Filion	Х	Х	Х
Councillor Anne Johnston	Х	Х	Х
Councillor Blake F. Kinahan	Х	Х	-
Councillor G. Lindsay Luby	Х	Х	Х
Councillor Howard Moscoe	Х	Х	Х
Councillor Dick O'Brien	Х	Х	-
Councillor Joe Pantalone	Х	Х	Х

#### Declarations of Interest Pursuant to the Municipal Conflict of Interest Act

No Conflicts of Interest were declared.

### **Confirmation of Minutes**

On motion by Councillor Pantalone, the Minutes of the meeting of the Planning and Transportation Committee held on June 12, 2000, were confirmed.

### 7.1 New Official Plan - Directions Report Toronto at the Crossroads: Shaping Our Future

The Planning and Transportation Committee gave consideration to a report (June 22, 2000) from the Commissioner of Urban Development Services, transmitting to Council the discussion document, "Toronto at the Crossroads: Shaping Our Future", which sets out proposed directions for the new Official Plan, and to recommend a public consultation strategy, and recommended that:

- (1) Council receive for information the report, "Toronto at the Crossroads: Shaping Our Future", and endorse the public consultation strategy outlined in this report; and
- (2) the Commissioner of Urban Development Services report back in the first half of 2001 on the results of the consultation and recommendations for a new Official Plan.

Rhona Swarbrick addressed the Committee with regard to this matter.

On motion by Councillor Pantalone, the Committee recommended to Council that:

- (1) the report (June 22, 2000) from the Commissioner of Urban Development Services be adopted subject to amending the consultation process described therein by:
  - (a) ensuring that the consultation process provides for significant dialogue with the community;
  - (b) amending the proposed format of the Town Hall meetings by beginning each meeting with a presentation on the proposed new approach, followed by a session that would invite comments from the public, such session to be conducted with the assistance of a facilitator whose role would be to work with the audience to draw out their concerns and comments, and conclude with a sum-up session led by the facilitator who would conceptualize the comments and concerns made by the community; and
- (2) On motion by Councillor Moscoe, the Committee recommended to Council that:

- (a) the aforementioned report be further amended by ensuring that Members of Council have the opportunity to request Planning staff to be present at community meetings held to discuss the proposed directions for the new Official Plan;
- (b) that an education kit be developed and provided to Members of Council to distribute to resident groups and other interested bodies in order to engage the public in dialogue; and
- (c) that the Chief Planner be requested to give a presentation to Council during its meeting on August 1, 2000 on the discussion document, "Toronto at the Crossroads: Shaping Our Future".

The Committee, requested the Commissioner of Urban Development Services to report directly to City Council for its meeting on August 1, 2000:

On motion by Councillor Johnston:

 in consultation with appropriate staff, on the function, strategies and processes required to lead a thorough discussion on the proposed directions for the new Official Plan at the neighbourhood level, particularly in areas where there is likely to be community concern;

On motion by Councillor Moscoe:

(2) in consultation with the Executive Lead, Telecommunications, on how the City's telecommunications plans will be included in the new Official Plan, either as a connectedness campaign or as part of another campaign; and

On motion by Councillor Filion:

(3) on a process that would provide for significant community involvement in the development of the new Official Plan.

(Commissioner, Urban Development Services; c.c.: Mr. James Ridge, Executive Lead, Telecommunications - July 12, 2000)

## (Report No. 8 - Clause No. 1)

## 7.2 Final Rouge Park North Management Plan

The Planning and Transportation Committee gave consideration to a communication (May 26, 2000) from R.M. Christie, Chair, Rouge Park Alliance, forwarding a copy of the Final Rouge Park North Management Plan released by the Rouge Park Alliance on May 5, 2000, and requesting that the Chair of the Alliance and the Rouge Park General Manager be permitted to address the Committee to discuss the Plan.

Ron Christie, Chair and Gord Weeden, General Manager, Rouge Park Alliance gave a presentation to the Planning and Transportation Committee on the Rouge North Management Plan.

On motion by Councillor O'Brien, the Committee recommended that Council endorse the direction contained in the report, "Rouge North Management Plan - A Strategy to Guide the Realization of Rouge Park from Steeles Avenue to the Oak Ridges Moraine".

### (Report No. 8 - Clause No. 2)

### 7.3 Options for Rat Control at Construction/Demolition Sites

The Planning and Transportation Committee gave consideration to a report (June 26, 2000) from the City Solicitor identifying options to control rats at commercial or industrial sites where construction or demolition is proposed, and recommending that this report be received for information.

Sandy Ross addressed the Committee with regard to this matter.

On motion by Councillor O'Brien, the Committee recommended to Council that:

(1) the Provincial Government be requested to enact special legislation to be extended to the amalgamated City of Toronto, similar to Chapter 283 of the Municipal Code of the former City of Toronto which provides the Board of Health and the Medical Officer of Health with the authority to order the owner or occupant of premises to keep such lands rodent free;

- (2) the Provincial Government be requested to enact special legislation which would give the City of Toronto the authority to pass a by-law making rat control a condition of undertaking construction or demolition thus qualifying as applicable law;
- (3) the City Solicitor investigate and report to Planning and Transportation Committee on a form of by-law pursuant to the City's general authority to abate public nuisances pursuant to paragraph 140 of Section 210 of the Municipal Act;
- (4) the Chief Planner be directed to have regard for concerns with respect to rats and to consider such matters as a condition of approving applications; and
- (5) appropriate staff be requested to take the necessary action to give effect thereto.

## (Report No. 8 - Clause No. 3)

## 7.4 By-law to Establish Fees for the Provisions of Services by the Municipal Licensing and Standards Division

The Planning and Transportation Committee gave consideration to a report (June 21, 2000) from the Commissioner, Urban Development Services proposing a bill which replaces the by-laws enacted by the former Municipal Licensing Commission (MLC) regarding fees and charges for these services, advising as a result of the restructuring of the MLC, these services are to be provided by the Municipal Licensing and Standards Division (MLS), adding that this report seeks approval for revisions and additions to fees and charges for services that will be provided by the MLS Division, and recommending that:

- (1) the following fees be revised as recommended in the report for:
  - (a) cancellation and refund of the Taxicab Drivers' Training Course;
  - (b) re-booking of CPR/First Aid courses;
  - (c) attending Taxicab Drivers' Training course examinations;
  - (d) processing of applications for the accredited vehicle repair facility list;
  - (e) inspections for the accredited vehicle repair facility list;
  - (f) rescheduling of exams for trades licences be included in the fees for services provided by the MLS Division;
  - (g) rescheduling of attendance at the Taxicab Drivers' Training Course;

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- (h) attendance at the Customer Service Module of the Taxicab Drivers' Training Course; and
- (i) attendance at the Accessible Taxicab Training Course;
- (2) the City Solicitor, in consultation with the Commissioner of Urban Development Services, be authorized to prepare and introduce in Council a bill to establish fees for the provision of services provided by the Municipal Licensing and Standards Division of Urban Development Services; and
- (3) the appropriate City officials be authorized to undertake any necessary action to give effect thereto.

The following persons addressed the Committee with regard to this matter:

- Robert A. Stewart;
- Jim Bell, Toronto Taxicab Alliance; and
- John Duffy, Taxi News.

On motion by Councillor Moscoe, the Committee endorsed the recommendations contained in the following reports:

- (June 21, 2000) from the Commissioner, Urban Development Services respecting the establishment of fees for the provision of services by the Municipal Licensing and Standards Division;
- (June 21, 2000) from the Commissioner, Urban Development Services respecting Licensing Fees for the Year 2001; and
- (June 27, 2000) from the City Clerk, Licensing Sub-Committee respecting Taxicab Driver and Owner/Agent Refresher Training Courses

subject to amending the report (June 27, 2000) from the City Clerk, Licensing Sub-Committee by:

(1) amending Recommendation (4) by deleting the requirement that owners have to complete a First Aid/CPR course, providing an exemption process for drivers who are unable to attend because of medical reasons, and limiting the amount of course fee so that this Recommendation now reads:

- "(4) (a) every driver shall be required, as a condition for licence renewal, to attend and successfully complete a one-day First Aid/CPR course every three (3) years, as provided by Toronto Ambulance Service, or other approved agency;
  - (b) a driver will not be required to pay for more than one First Aid/CPR course; and
  - (c) a driver will be exempt from taking the First Aid/CPR course upon production of a medical certificate stating, due to health reasons, s/he is unable to take this course.";
- (2) amending Recommendation (6) to read:
  - That Municipal Licensing and Standards Division be "(6) authorized to cover initial costs of the operational start-up including training facilities, staffing course design equipment, and development, materials and supplies, such partial year costs to be offset by additional revenues from the revised licence fees and that this matter be forwarded to the Policy and Finance Committee for consideration of the financial implications therein.";

and, in view of the financial implications inherent herein, referred the aforementioned reports to the Commissioner, Urban Development Services with a request that she report to the Policy and Finance Committee for its meeting on July 20, 2000 with a consolidated report which would include:

- (1) all the recommendations contained in the three aforementioned reports;
- (2) the amendments prepared by the Committee as noted above.

On motion by Councillor Kinahan, advise whether the abovementioned amendments proposed by the Planning and Transportation Committee respecting attendance by drivers at the CPR/First Aid Course would satisfy the recent decision made by the Divisional Court with respect to a challenge on the validity of Section 45 of Schedule 8 of By-law No. 20-85. On motion by Councillor Moscoe, the Committee referred the communication (July 10, 2000) from George H. Rust-D'Eye, Weir & Foulds to the Licensing Sub-Committee for consideration.

(Policy and Finance Committee; Commissioner, Urban Development Services; Licensing Sub-Committee; c.c.: Executive Director, Municipal Licensing and Standards Division, Urban Development Services; Interested Persons - July 10 and 12, 2000 respectively)

(Report No. 8 - Clause No. 4(a))

### 7.5 Licensing Fees for the Year 2001

The Planning and Transportation Committee gave consideration to the report (June 21, 2000) from the Commissioner, Urban Development Services establishing licence fees for the year 2001, and recommending that:

- (1) the base licence fees for the year 2001 be maintained at the same as for the year 2000;
- (2) the costs of the mandatory refresher training course for taxicab owners be incorporated into the annual renewal fee;
- (3) the Renewal Fee Schedule be amended to establish a renewal fee for taxicab owners of \$1,016.00;
- (4) the costs of the mandatory refresher training course for taxicab drivers be incorporated into the renewal fee, by increasing the fee by an amount equal to fifty percent of the training cost; and
- (5) the fee schedule for licence renewals be amended to establish a renewal fee for cab drivers of \$171.00.

The Committee dealt with the matter in conjunction with items 4 and 6 (see Minute No. 7.4), and the persons addressing the Committee are noted thereunder.

(Policy and Finance Committee; Commissioner, Urban Development Services; Licensing Sub-Committee; c.c.: Executive Director, Municipal Licensing and Standards Division, Urban Development Services; Interested Persons - July 10 and 12, 2000 respectively)

(Report No. 8 - Clause No. 4(a))

#### 7.6 Taxicab Driver and Owner/Agent Refresher Training Courses

The Planning and Transportation Committee gave consideration to the transmittal letter (June 27, 2000) from the City Clerk, Licensing Committee advising that the Licensing Sub-Committee, at its meeting on June 26, 2000, recommended that:

- (1) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a five-(5) day taxicab driver refresher training course that must be taken every two years by all taxicab drivers, except Ambassador Taxicab drivers, licensed in the City of Toronto;
- (2) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a five-(5) day taxicab driver refresher training course for Ambassador Taxicab drivers that must be taken four years after the initial course and every two years thereafter;
- (3) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a three-(3) day taxicab licence owner and designated agent refresher training course that must be taken annually by taxicab owners and designated agents licensed in the City of Toronto.
- (4) every driver, owner and agent shall be required, as a condition for licence renewal, to attend and successfully complete a one-day First Aid/CPR course every three (3) years, as provided by Toronto Ambulance Services, or other approved agency;
- (5) By-law 20-85 be amended to implement the taxicab driver and owner/agent refresher training courses;
- (6) due to financial implications inherent in Recommendations 1-4 above, this matter be forwarded to the Policy and Finance Committee for consideration; and
- (7) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also had before it the following communications:

- (July 10, 2000) from George H. Rust-D'Eye, Weir & Foulds, requesting deferral of this matter until the Toronto Taxi Alliance and other members of the industry affected by the proposed By-law may have the opportunity to make written and oral submissions with respect to the proposals; and
- (July 9, 2000) from Robert A. Stewart requesting that the Commissioner not approve the recommendation in the form and content as put before them but refer

this matter back to the Sub-Committee with instructions to hold open meetings with the Taxi Advisory Committee (TAC) and the taxi industry.

The Committee dealt with this matter in conjunction with items 4 and 6 (see Minute No. 7.4), and the persons addressing the Committee are noted thereunder.

(Policy and Finance Committee; Commissioner, Urban Development Services; Licensing Sub-Committee; c.c.: Executive Director, Municipal Licensing and Standards Division, Urban Development Services; Interested Persons - July 10 and 12, 2000 respectively)

### (Report No. 8 - Clause No. 4(a))

#### 7.7 Parking Permit Fee Increases

The Planning and Transportation Committee gave consideration to a communication (June 8, 2000) from Councillor Nunziata advising that the new City-wide fees for onstreet, front yard and commercial boulevard parking have resulted in an increase in excess of 50% in some cases for the residents of the former City of York, and requesting that she be permitted to give a deputation to the Committee respecting her concerns over these increases which were approved by City Council in April, 1999.

The Committee also had before it a report (June 30, 2000) from the Commissioner, Works and Emergency Services reporting to the Works Committee on the front yard parking and on-street parking fee revisions and the billing procedures in the York community, and recommending:

(1) this report be received for information;

OR

- (2) the Works Committee, in consideration of concerns raised with the post-billing of 1999 front yard parking fees in the York community, decide whether redress is appropriate, and if so recommend to City Council one of Option 2 or 3 set out in this report; and
- (3) the appropriate City officials be requested to take the necessary action to give effect thereto, including the introduction of all the necessary bills.

On motion by Councillor Pantalone, the Committee recommended that the following Option 3 contained in the report (June 30, 2000) from the Commissioner, Works and Emergency Services respecting the post-billing of 1999 front

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yard parking fees in the York community be adopted, and forwarded this matter to the Policy and Finance Committee for consideration of the financial implications inherent therein:

"Option 3: Forgive a portion of the 1999 fee for York licence holders (i.e. 50% or \$24.00 refund - Revenue Loss \$79,608".

On motion by Councillor Moscoe, the Committee also requested the Commissioner of Works and Emergency Services, in consultation with appropriate City staff, to report further on the feasibility of having the collection of all fees related to front yard parking, boulevard parking and driveway widening included in municipal taxes.

(Policy and Finance Committee; Administrator, Works Committee; Commissioner, Works and Emergency Services - July 10, 2000)

## (Report No. 8 - Clause No. 14(b))

# 7.8 Harmonization of By-laws passed under Section 210 of the Municipal Act respecting the Keeping of Lands in a Clean Condition

The Planning and Transportation Committee gave consideration to a report (March 27, 2000) from the Commissioner, Urban Development Services reporting on the harmonization of by-laws respecting the keeping of lands in a clean condition and recommending that the attached harmonized by-law respecting the keeping of lands in a clean condition be received and forwarded to all Community Councils for their review and comment for the next meeting of the Committee.

The Committee also gave consideration to the following transmittal letters/communications:

- (June 21, 2000) from the City Clerk, East York Community Council advising that East York Community Council, at its meeting on June 20, 2000, recommended to the Planning and Transportation Committee that the harmonized by-law respecting the keeping of lands in a clean condition attached to the report (March 27, 2000) from the Commissioner of Urban Development Services, be approved;
- (June 26, 2000) from the City Clerk, Etobicoke Community Council advising that Etobicoke Community Council, at its meeting on June 21, 2000:

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- (1) concurred in the harmonized clean yards by-law, embodied in the report (March 27, 2000) from the Commissioner of Urban Development Services; and
- (2) directed that the Planning and Transportation Committee be advised accordingly;
- (June 26, 2000) from City Clerk, North York Community Council advising that the North York Community Council, at its meeting on June 21, 2000:
  - (1) endorsed the recommendations embodied in the report (March 27, 2000) from the Commissioner, Urban Development Services; and
  - (2) referred the following further recommendation to the Planning and Transportation Committee for its consideration:

"that the City establish a road boulevard maintenance program, similar to the program established by the former City of North York, that creates a list of "orphaned" public properties for which the City accepts the responsibility to maintain.";

- (June 23, 2000) from the City Clerk, Scarborough Community Council advising that the Scarborough Community Council, at its meeting on June 20, 2000, supported the recommendations embodied in the report (March 27, 2000) from the Commissioner of Urban Development Services;
- (June 23, 2000) from the City Clerk, Toronto Community Council advising that the Toronto Community Council, at its meeting on June 20, 2000, recommended to the Planning and Transportation Committee that the proposed harmonized by-law, respecting the keeping of lands in a clean condition, attached to the report (March 27, 2000) from the Commissioner of Urban Development Services be approved;
- (June 26, 2000) from the City Clerk, York Community Council advising that York Community Council, at its meeting on June 20, 2000, endorsed the Draft Harmonized By-law regarding the Keeping of Lands in a Clean Condition; and
- (July 10, 2000) from Councillor Cho (Scarborough-Malvern) submitting concerns respecting illegal dumping of waste in Ward 18 and requesting the Committee to consider his request to double the fine for illegally dumped materials as the present fine does not seem to be sufficient to deter anyone from dumping and that the fines be increased from \$5,000.00 to \$10,000.00.

On motion by Councillor Moscoe, the Committee:

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- recommended that the City Solicitor, in consultation with the Commissioner of Urban Development Services, prepare and introduce into Council a bill substantially in the form of the draft by-law attached to the report (March 27, 2000) from the Commissioner of Urban Development Services; and
- (2) referred the following recommendation forwarded by the North York Community Council, to the Commissioner of Works and Emergency Services with a request that he report thereon to the Works Committee:
  - "(2) that the City establish a road boulevard maintenance program, similar to the program established by the former City of North York, that creates a list of "orphaned" public properties for which the City accepts the responsibility to maintain."

(Commissioner of Works and Emergency Services; c.c.: Administrator, Works Committee; Commissioner, Urban Development Services; City Solicitor - July 12, 2000)

## (Report No. 8 - Clause No. 4)

## **7.9** Harmonization of the Heating By-law

The Planning and Transportation Committee gave consideration to a report (June 13, 2000) from the Commissioner, Urban Development Services reporting on the harmonization of the heating by-law, and recommending that the attached draft harmonized heating by-law be approved, and that the City Solicitor be authorized to prepare and introduce in Council a bill substantially in the form of the attached draft by-law.

On motion by Councillor Johnston, the Committee recommended the adoption of the report (June 13, 2000) from the Commissioner, Urban Development Services.

### (Report No. 8 - Clause No. 5)

### 7.10 Harmonization of the Appliance Safety By-law

The Planning and Transportation Committee gave consideration to a report (June 13, 2000) from the Commissioner, Urban Development Services reporting on the

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harmonization of the appliance safety by-law, and recommending that the attached draft harmonized appliance safety by-law be approved, and that the City Solicitor be authorized to prepare and introduce in Council a bill substantially in the form of the attached draft by-law.

On motion by Councillor Kinahan, the Committee recommended to Council the adoption of the report (June 13, 2000) from the Commissioner, Urban Development Services.

## (Report No. 8 - Clause No. 6)

## 7.11 Interim Appointments of Members of Examining Boards

The Planning and Transportation Committee gave consideration to a report (June 19, 2000) from the Commissioner, Urban Development Services reporting on filling vacancies on the Master Electrician Examining Board (one vacancy) and Building Renovator Examining Board (two vacancies) for the current year, and recommending that:

- (1) Council approve the interim appointment of Mr. Marvin Rosenberg on the Master Electrician Examining Board; and
- (2) Council approve the interim appointments of Mr. Robinson Cadoo and Mr. Bill Carrigan on the Building Renovator Examining Board.

On motion by Councillor Johnston, the Committee recommended to Council the adoption of the report (June 19, 2000) from the Commissioner, Urban Development Services.

(Report No. 8 - Clause No. 7)

# 7.12 Further Report - Proposed Street Naming Policy for Condominium Private Roads (All Wards)

The Planning and Transportation Committee gave consideration to a joint report (June 22, 2000) from the Commissioner of Urban Development Services and Commissioner of Works and Emergency Services considering the feasibility of securing the names of common element private roads on condominium properties through the condominium registration process, and recommending that:

(1) at his discretion, the Commissioner of Works and Emergency Services may require that the common element roads which form part, or will form part, of a

condominium description, be named in accordance with the Street Naming Policy at the time of building permit issuance; and

(2) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto including the introduction of any bills that may be necessary.

On motion by Councillor Moscoe, the Committee recommended to Council the adoption of the joint report (June 22, 2000) from the Commissioner, Urban Development Services and the Commissioner, Works and Emergency Services subject to ensuring that the affected Ward Councillor(s) is consulted during the process.

### (Report No. 8 - Clause No. 8)

## 7.13 Toronto Catholic District School Board's Proposals to Lease Schools Approved for Closure in Phase 1 (Seneca Heights - Ward 12; Scarborough Wexford - Ward 14; Trinity-Niagara - Ward 20; Midtown - Ward 23; and East Toronto - Ward 26)

The Planning and Transportation Committee gave consideration to a report (June 26, 2000) from the Commissioner, Urban Development Services:

- providing an assessment of the impact of the Toronto Catholic District School Board (TCDSB) schools approved for closure in Phase 1 on the local delivery of municipal services and programs;
- (2) identifying the City's interest in TCDSB schools identified for closure in Phase 1; and
- (3) providing Council with the information requested at the Council meeting held on May 9, 10, and 11, 2000 (Clause 2 of Planning and Transportation Committee Report No. 4) regarding the impact of the closure of Corpus Christi Catholic School on the enrolment in surrounding public schools;

and recommending that:

- (1) the Commissioner of Corporate Services, in conjunction with other appropriate City staff, be directed to meet with representatives of the TCDSB to:
  - (a) ensure that any lease agreements entered into with outside parties with respect to surplus school facilities include provisions which secure continued community access to the open space, including on-site childcare operators'

right to access and use of dedicated outdoor space during operating hours; and

- (b) begin negotiations to protect the City's interest in capital investments that have been made to school facilities, in accordance with the principles contained herein; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also gave consideration to a transmittal letter (June 22, 2000) from the City Clerk, School Tax Sub-Committee advising that the School Tax Sub-Committee on June 22, 2000 recommended to the Planning and Transportation Committee the adoption of the following motion, with a request that such motion be considered at the time the Planning and Transportation Committee considers the report regarding Toronto Catholic District School Board's Proposals to Lease Schools Approved for Closure in Phase 1:

"That every consideration be given to the proposal suggested by Councillor Tzekas that the City purchase St. John Fisher located at 44 Kelvinway Drive, Ward 14, from the Toronto Catholic District School Board; and that an agreement be entered into between the City, the Toronto Catholic District School Board and the Toronto District School Board for the exchange of the property and school for North Bridlewood Public School located at 50 Collingsbrook Boulevard, Ward 14, in order that North Bridlewood Public School could be converted into a community centre."

On motion by Councillor Pantalone, the Committee:

- recommended to Council the adoption of the report (June 26, 2000) from the Commissioner, Urban Development Services;
- (2) referred the transmittal letter (June 22, 2000) from the City Clerk, School Tax Sub-Committee to the Commissioner, Urban Development Services with a request that she review the recommendations of the School Tax Sub-Committee and report to the Policy and Finance Committee at its next meeting on July 20, 2000, on whether she considers the suggested approach therein to be a high priority for the City; and
- (3) requested the Policy and Finance Committee, in view of the financial implications contained in the aforementioned report from the School Tax Sub-Committee, to consider

this matter in its financial context and forward its requested comments and the report from the Commissioner of Urban Development Services to City Council for its meeting on August 1, 2000 for consideration Planning and Transportation's with recommendations in this respect.

(Policy and Finance Committee; Commissioner, Urban Development Services - July 10, 2000)

### (Report No. 8 - Clause No. 9)

#### 7.14 Scarborough Centre Review - Scarborough Civic Centre

The Planning and Transportation Committee gave consideration to a report (June 22, 2000) from the Commissioner of Urban Development Services outlining the issues to be addressed in the review of the Scarborough City Centre Secondary Plan, and the timing of the review and recommending that:

- (1) staff continue with the Scarborough Centre Review and bring forward a Proposals Report to Planning and Transportation Committee in early 2001; and
- (2) staff continue to process development applications concurrently with this review, within the context of the emerging directions of this review and the emerging City-wide policy framework.

On motion by Councillor Johnston, the Committee recommended to Council the adoption of the report (June 22, 2000) from the Commissioner, Urban Development Services.

(Report No. 8 - Clause No. 10)

#### 7.15 Search Lights, Air Canada Centre

The Planning and Transportation Committee gave consideration to a report (June 22, 2000) from the Commissioner, Urban Development Services reporting, as requested by Council at its meeting of December 16 and 17, 1998, on the impact of search lights on the Air Canada Centre after they have been in place for one year and recommending that this report be received for information.

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On motion by Councillor Johnston, the Committee received the report (June 22, 2000) from the Commissioner of Urban Development Services for information.

(Mr. Bob Hunter, Senior Vice-President and General Manager, Air Canada Centre; c.c.: Commissioner, Urban Development Services - July 12, 2000)

## (Report No. 8 - Clause No. 14(c)

## 7.16 Restructuring of Toronto Licensing Commission

The Planning and Transportation Committee gave consideration to a report (June 26, 2000) from the City Solicitor providing a bill implementing the restructuring of the Toronto Licensing Commission, reporting on the provision of legal services to the Toronto Licensing Tribunal, and recommending that:

- (1) By-law 20-85 of the former Municipality of Metropolitan Toronto, a by-law respecting the licensing, regulating and governing of trades, businesses and occupations in the City of Toronto, be repealed and replaced with a by-law in the form of Appendix "A" attached hereto, implementing the restructuring of the Toronto Licensing Commission, and updating and consolidating the licensing regulations contained in By-law 20-85; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Moscoe, the Committee recommended to Council:

 the adoption of the report (June 26, 2000) from the City Solicitor subject to referring Schedule 29 Relating to the Distribution of Bills contained in the Appendix to the report, to the Licensing Sub-Committee for consideration; and

On motion by Councillor Kinahan, the Committee recommended to Council:

(2) that the City Solicitor be requested to report to the Planning and Transportation Committee, in six months, on a draft by-law incorporating gender neutral terms.

(Report No. 8 - Clause No. 11)

## 7.17 Membership - TaxiWatch Committee

The Planning and Transportation Committee gave consideration to a transmittal letter (June 22, 2000) from the City Clerk, TaxiWatch Committee, advising that the TaxiWatch Committee, at its meeting on June 8, 2000, recommended that:

- (1) the membership of the TaxiWatch Committee consist of:
  - (a) one representative of each of the taxi brokerages that financially supported the TaxiWatch program in the preceding year; and
  - (b) one Member of Council who will also chair the Committee;
- (2) to achieve quorum, three representatives from the above described taxi brokerages must be present;
- (3) the TaxiWatch Committee report to City Council through the Planning and Transportation Committee, when necessary; and
- (4) the following individuals act as resource/advisors to the Committee:
  - the Program Co-ordinator;
  - a staff member from Municipal Licensing and Standards Services;
  - representative from each of Police Services, Fire Services and Ambulance Services.

On motion by Councillor Kinahan, the Committee recommended to Council that:

- (1) the recommendations of the TaxiWatch Committee contained in the transmittal letter (June 22, 2000) from the City Clerk, TaxiWatch Committee be adopted; and
- (2) the TaxiWatch Committee be requested to consider expanding its membership to include other taxi industry representatives.

(Report No. 8 - Clause No. 12)

#### 7.18 Comprehensive Food Safety Report and Food Premises Disclosure System

The Planning and Transportation Committee gave consideration to a transmittal letter (June 27, 2000) from the Secretary, Board of Health advising that the Board of Health, at its meeting on June 26, 2000, unanimously:

- (1) recommended to Policy and Finance Committee that:
  - (a) the food premises disclosure system proposed in the report (June 19, 2000) from the Medical Officer of Health be approved;
  - (b) the final form of the food premises disclosure notices be subject to consumer focus testing and presented to the Board of Health in the Fall, 2000;
  - (c) Council approve the expenditure of the required start-up costs totalling \$371,857.00 (including a one-time cost of \$130,418.00) for four months between September and December 2000, as described in the aforementioned report from the Medical Officer of Health, to establish the food premises disclosure system;
  - (d) the estimated funding of \$371,857.00 required for this start-up be absorbed within the 2000 approved Operating Budget within Public Health and that a report be submitted to the Policy and Finance Committee on details of this expenditure and the under-expenditure in 2000 that may be re-allocated for this purpose, as part of the 2000 Operating Budget Variance reporting process;
  - (e) the funding implications of continuing the food premises disclosure system beyond December 31, 2000 be subject to a report to the Policy and Finance Committee through the Budget Advisory Committee for consideration with the 2001 Operating Budget process for Toronto Public Health;
  - (f) Council approve an expenditure which will enable a re-inspection to be conducted within 48 hours of any food premises being given a conditional pass;
  - (g) the Medical Officer of Health be requested to:
    - work with the Ontario Restaurant, Hotel and Motel Association to develop an education program to ensure all food premises owners/operators understand the proposed rules and standards and how they will apply;
    - (ii) submit a report to the Board of Health, as soon as possible, on health inspections for hot dog vendors, grocery stores, markets, and institutional food providers;

- (iii) submit a report to the Board of Health on the implementation of the food premises inspection program, such report to focus on fair and equal treatment during the voluntary compliance period and after the relevant by-laws have been enacted;
- (iv) submit biannual reports to the Board of Health on inspection statistics, infractions, summonses issued, etc., paying particular attention to ensuring that there are sufficient inspectors to conduct prompt reinspections for food premises that receive conditional passes and, further, to provide comment with respect to the effectiveness of the food inspection program one year after the date of its implementation.
- (h) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and
- (2) referred the following Recommendation No. (3) embodied in the report (June 19, 2000) from the Medical Officer of Health to the Planning and Transportation Committee with the request that the Planning and Transportation Committee convene a special meeting of its Licensing Sub-Committee; and, further, that the Licensing Sub-Committee be directed to submit a report thereon directly to Council for its meeting scheduled to be held on August 1, 2000, to be considered together with the report from the Policy and Finance Committee with respect to the proposed food premises inspection program:
  - "(3) that the City of Toronto Licensing By-law be amended to require:
    - (a) that Municipal Licensing and Standards staff consult with the Medical Officer of Health respecting all applications for the issuance and renewal of business licenses to operate food premises as defined in the Food Premises Regulation under the Health Protection and Promotion Act;
    - (b) food safety certification of every owner/operator of high and medium risk food premises (defined as the person in charge) and at least one certified food handler in a supervisory position per shift;
    - (c) every food premises owner/operator to post at or near the entrance, in a conspicuous place for public viewing, a copy of the disclosure notice in the form and manner approved by the Medical Officer of Health;
    - (d) every food premises owner/operator be required to produce on demand a copy of the Toronto Public Health food premises inspection reports for the previous six months;

- (e) every food premises owner/operator to provide written notice to the Medical Officer of Health and Municipal Licensing and Standards staff of material changes in the nature of their business at least 30 days in advance;
- (f) every food premises owner/operator to provide written notice to the Medical Officer of Health and Municipal Licensing and Standards staff of material changes in the management and control of their operations;".

On motion by Councillor Moscoe, the Committee recommended to Council that the Licensing By-law 20-85 be amended to require:

- that Municipal Licensing and Standards staff consult with the Medical Officer of Health respecting all applications for the issuance and renewal of business licenses to operate food premises as defined in the Food Premises Regulation under the Health Protection and Promotion Act;
- (2) food safety certification of every owner/operator of high and medium risk food premises (defined as the person in charge) and at least one certified food handler in a supervisory position per shift;
- (3) every food premises owner/operator to post at or near the entrance, in a conspicuous place for public viewing, a copy of the disclosure notice in the form and manner approved by the Medical Officer of Health;
- (4) every food premises owner/operator be required to produce on demand a copy of the Toronto Public Health food premises inspection reports for the previous six months;
- (5) every food premises owner/operator to provide written notice to the Medical Officer of Health and Municipal Licensing and Standards staff of material changes in the nature of their business at least 30 days in advance;
- (6) every food premises owners/operator to provide written notice to the Medical Officer of Health and Municipal

Licensing and Standards staff of material changes in the management and control of their operations;

and that authority be granted for the introduction of the necessary bill in Council to give effect thereto.

On motion by Councillor Moscoe, the Committee also:

- (1) requested the Commissioner, Urban Development Services to report directly to Council for its meeting on August 1, 2000 on any suggestions she may have with respect to the licensing aspects of the food disclosure system proposed in the report (June 19, 2000) from the Medical Officer of Health appended to the transmittal letter (June 27, 2000) from the Secretary, Board of Health;
- (2) requested the Medical Officer of Health to report directly to Council on the adequate number of staff required to ensure that the restaurant inspection program continues throughout the year; and
- (3) forwarded Councillor Moscoe's suggested revisions that the food premises disclosure notices which indicate past violations be enlarged and colour coded, to the Medical Officer of Health with a request that she consider incorporating these suggestions into the design of the notices.

(Commissioner, Urban Development Services, Medical Officer of Health, City Council; c.c.: City Solicitor, Attn: Jane Speakman; Administrator, Policy and Finance Committee; Secretary, Board of Health - July 17, 2000)

(Report No. 8 - Clause No. 14(d))

## 7.19 Air Pollution Burden of Illness in Toronto - Summary Report

The Planning and Transportation Committee gave consideration to the transmittal letter (June 12, 2000) from the City Clerk advising that Council, at its meeting on June 7, 8 and 9, 2000, adopted, as amended, Clause No. 1 of Report No. 4 of the Board of Health, headed "Air Pollution Burden of Illness in Toronto - Summary Report", and in part, forwarded the report (May 18, 2000) from the Medical Officer of Health, contained in the foregoing Clause to the Greater Toronto Services Board, Toronto Transit Commission, GO Transit, Works Committee, Planning and Transportation Committee, Sustainability

Roundtable, the Toronto Interdepartmental Environment Team, the Steelworkers' Union, the Autoworkers' Union, and to major union representatives in Toronto for their information and appropriate Occupational Health and Safety Action and encouraged them to address alternative energy sources and clean fuels.

On motion by Councillor Moscoe, the Committee:

- (1) received the transmittal letter (June 12, 2000) from the City Clerk; and
- (2) referred for information the transmittal letter and attached Clause 1 of Report No. 4 of the Board of Health, to the Executive Director, Toronto Environmental Alliance, inasmuch as they pertain to the two initiatives, titled "Repair Our Air" and "Fleet Challenge".

(Ms. Lois Corbett, Executive Director, Toronto Environmental Alliance; c.c.: Mr. Keith Stewart, Coordinator, Smog and Climate Change Program, Toronto Environmental Alliance; Secretary, Board of Health - July 14, 2000)

## (Report No. 8 - Clause No. 14(e))

### 7.20 International Design Competition for Replacement of Heritage Building(s)

The Planning and Transportation Committee gave consideration to the transmittal letter (June 13, 2000) from the City Clerk advising that City Council, at its meeting held on June 7, 8 and 9, 2000, referred the following Motion to the Planning and Transportation Committee:

Moved by: Councillor Pitfield

Seconded by: Councillor Rae

"BE IT RESOLVED THAT the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee on the feasibility of requiring any developer proposing to demolish any heritage building(s) to conduct an international design competition with respect to the replacement structure."

The Committee requested the Commissioner of Urban Development Services to submit a report to the Planning and Transportation Committee on the feasibility of requiring any developer proposing to demolish any heritage building(s) to conduct an international design competition with respect to the replacement structure.

(Commissioner, Urban Development Services - July 12, 2000)

(Report No. 8 - Clause No. 14(f))

### 7.21 Security Measures at Community Festivals

The Planning and Transportation Committee gave consideration to the communication (June 20, 2000) from the Chairman, Toronto Police Services Board, providing the Planning and Transportation Committee with a report from the Toronto Police Service regarding security measures at community festivals and appropriate by-laws that regulate and licence community festivals, and recommending that:

- (1) the Planning and Transportation Committee receive this report; and
- (2) following review of this report, East York Community Council forward this report to Toronto City Council with a recommendation that appropriate representatives of the Toronto Police Services be consulted on any harmonized or future by-laws that refer to special events services provided as a requirement by the Toronto Police Service.

On motion by Councillor Johnston, the Committee referred the report (June 20, 2000) from the Chair, Toronto Police Services Board to the Commissioner of Urban Development Services with a request that she consult with the Toronto Police Services Board during the process of preparing a by-law respecting large assemblies.

(Commissioner, Urban Development Services; c.c.: Chair, Toronto Police Services Board - July 12, 2000)

#### (Report No. 8 - Clause No. 14(g))

### 7.22 Pedestrian Charter

The Planning and Transportation Committee gave consideration to the transmittal letter (June 30, 2000) from the City Clerk, Toronto Pedestrian Committee advising that the Toronto Pedestrian Committee, on June 28, 2000:

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- (1) proposed to the Planning and Transportation Committee that the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee, through the Toronto Pedestrian Committee, on the merits of a Pedestrian Charter, in consultation with the Commissioner of Works and Emergency Services, with special attention to the urban design aspects including how this should relate to the development of the Corporate Strategic Plan; the new Official Plan; the Environmental Plan; and the new Transportation Services' mission statement;
- (2) approved the recommendations contained in the report (June 23, 2000) from the Research Sub-Committee which withdraws the draft document, entitled "The City of Toronto Charter on Pedestrian Rights", which was submitted for discussion at the May 17, 2000 meeting of the Toronto Pedestrian Committee and subsequently deferred to an upcoming meeting; and
- (3) received the communications (May 22, 2000) and (June 22, 2000) from Ms. Mary Campbell, President, The Kingsway Park Ratepayers Association.

The Committee also had before it a communication (July 10, 2000) from Helen Hansen noting that Toronto needs a Pedestrian Charter, and transportation and planning policies and practices which recognize the need for roads designed, operated and maintained for safety for all road users, especially pedestrian and cyclists - young and old.

The following persons addressed the Committee with regard to this matter:

- Helen Hansen;
- Rhona Swarbrick;
- Joan Doiron, Toronto Pedestrian Committee; and
- Peg Lush, Toronto Pedestrian Committee.

On motion by Councillor Johnston, the Committee requested the Commissioner of Urban Development Services, in consultation with the Commissioner of Works and Emergency Services, to submit a report to the Planning and Transportation Committee, through the Toronto Pedestrian Committee, on the merits of a Pedestrian Charter with special attention being given to the urban design aspects including how this should relate to the development of the Corporate Strategic Plan; the new Official Plan; the Environmental Plan; and the new Transportation Services' mission statement.

(Commissioner, Urban Development Services; c.c.: Commissioner, Works and Emergency Services; Toronto Pedestrian Committee; Interested Persons - July 12, 2000)

(Report No. 8 - Clause No. 14(h))

## 7.23 Section 37 of the Planning Act, respecting Exchange of Increased Density or Height for Public Benefits: Proposed City-wide Implementation Framework

On motion by Councillor Pantalone, the Committee met privately to discuss the matter of Section 37 of the Planning Act, respecting Exchange of Increased Density or Height for Public Benefits: Proposed City-wide Implementation Framework, having regard that the subject matter relates to the receiving of advice under solicitor-client privilege, in accordance with the Municipal Act.

In this regard the Committee adjourned its public session at 5:50 p.m. to meet in-camera and resumed its public session at 6:00 p.m.

The Committee gave consideration to a report (July 4, 2000) from the Commissioner of Urban Development Services reporting on a city-wide framework for continued use of Section 37 of the Planning Act, which permits municipalities to pass zoning by-laws authorizing increases in height and/or density in return for the provision of public benefits, and recommending that:

- the Commissioner of Urban Development Services be directed to continue to use the powers granted to municipalities by Section 37 of the Planning Act, based on the principles in this report and employing the Implementation Framework attached as Appendix A;
- (2) the Commissioner of Urban Development Services and the Chief Financial Officer and Treasurer be requested to provide an annual statement to the Planning and Transportation Committee, such statement to include the public facilities, proceeds and uses of funds secured through Section 37;
- (3) the City Solicitor be directed to present the Implementation Framework set out herein as part of the City's case at the Ontario Municipal Board with respect to appeals based on the application of Section 37, the first of which is scheduled for hearing starting on August 28, 2000; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also had before it the following communications:

- (July 5, 2000) from Jim Murphy, GTHBA; Neil Rodgers, UDI/Ontario and Michael Brooks, CIPREC requesting deferral of the report to the next meeting of the Committee;

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- (July 7, 2000) from Gordon E. Petch, Barrister and Solicitor, requesting that the Committee obtain an opinion from a solicitor or submit a question to the Courts for a clear ruling prior to staff attempting to apply it to applications where a change of use is involved;
- (July 10, 2000) from Stephen H. Diamond, McCarthy Tetrault, requesting that the matter be deferred to the September 11, 2000 meeting of the Planning and Transportation Committee;
- (undated) from Councillor Brad Duguid requesting a deferral of the matter;
- (July 10, 2000) from Noreen Dunphy, Manager, Public Affairs, Ontario Non-Profit Housing Association, supporting the staff report;
- (July 10, 2000) from Bronwyn Krog, Senior Director, Planning and Development, Wittington Properties Limited, requesting a deferral of the report;
- (July 7, 2000) from Sandy Birnie, Acting Executive Director, St. Christopher House, supporting the continued use of Section 37 of the Planning Act and other measures to ensure that all communities have an infrastructure of social and public resources;
- presentation by staff, titled "Proposed City-wide Section 37 Policy Framework";
- (July 10, 2000) from Councillor L. Berardinetti requesting that the Committee defer this item until its next meeting to allow for more comprehensive discussions with the affected parties; and
- (July 10, 2000) from Ms. Barbara Hurd, The Federation of Metropolitan Toronto Tenants' Associations, forwarding a submission generally in support of the report of the Commissioner of Urban Development Services concerning the continued use of Section 37 of the *Planning Act*.

The following persons addressed the Committee with regard to this matter:

- Steve Diamond, McCarthy Tetrault, Barristers and Solicitors, obo the Greater Toronto Home Builders Association, Urban Development Institute/Ontario and the Canadian Institute of Public and Private Real Estate Companies;
- Elinor Mahoney, Parkdale Legal Services;
- Fatima Alves, St. Stephen's Community House;
- Mary L. Flynn-Guglietti, Goodman and Carr, Barristers and Solicitors;
- Lorne Ross, Lorne Ross Planning Services Inc.;
- Mark Tutton, Monarch Construction Limited;

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- Gordon E. Petch, Barrister and Solicitor, obo McAsphalt Industries Limited and Rouge River Park Limited;
- Leona Rodall, Executive Director, Harbourfront Community Centre;
- Brad Butt, Executive Director, Greater Toronto Apartment Association;
- Elizabeth Greaves, Executive Director, Youthlink;
- Noreen Dunphy, Manager, Public Affairs, Ontario Non-Profit Housing Association;
- William Greer, Heritage Toronto Board;
- Dino Chiesa, President and C.E.O. of Residential Equities;
- Barbara Hurd, Federation of Metro Tenants Association;
- David Hirsh, Brandylane Corporation;
- Leith R. Moore, Vice-President, Landtactix Inc.;
- Carol Jamieson, Adagio Corporation; and
- Richard Kuchynski, Director of Planning and Development, Goldlist Properties Inc.

On motion by Councillor Moscoe, the Committee unanimously recommended to Council:

 the adoption of the report (July 4, 2000) from the Commissioner, Urban Development Services subject to requiring that the share of density benefits apportioned through the application of Section 37 be 50% for Section 37 purposes and 50% for the developer;

On motion by Councillor Pantalone, the Committee recommended to Council that:

- (2) any development application where an agreement has been reported on, or where an agreement has been executed between the applicant and the City of Toronto regarding the exchange of public benefits for increased height and/or density pursuant to the principles of Section 37 of the Planning Act, and for which City Council or the Committee of Adjustment or the Ontario Municipal Board has approved the terms of the agreement prior to, or in the case of City Council, at the same Council meeting as the approval of an Implementation Framework for use of Section 37, the approval of the Implementation Framework shall not invalidate, unwind or cause to be renegotiated any such agreement;
- (3) the Commissioner of Urban Development Services authorize her staff to continue to meet with industry representatives to determine if an agreement can be reached and report directly to Council for its meeting on August 1, 2000 on the outcome of these discussions; and

On motion by Councillor Johnston, the Committee requested the Commissioner of Urban Development Services to report directly to Council:

- (4) if she considers it helpful, with a cost analysis of development charges and other related charges applied by other municipalities and jurisdictions, and also comment on the process conducted therein;
- (5) in consultation with the Chair, on the timing and extent of advance notice provided to the industry and key parties with respect to the Committee and Council's consideration of the report (July 4, 2000) from the Commissioner, Urban Development Services; and
- (6) on the comments made by Dino Chiesa, President and C.E.O., Residential Equities at the Planning and Transportation Committee meeting on July 10, 2000 with respect to 45 Dunfield Road.

(Commissioner, Urban Development Services - July12, 2000)

(Report No. 8 - Clause No. 13)

# 7.24. Notice of Motion respecting Regulation of Used Car Lots - Referral in Accordance with Council Procedural By-law

The Planning and Transportation Committee gave consideration to a transmittal letter (July 4, 2000) from the City Clerk advising that in accordance with subsection 28(1) of the Council Procedural By-law, the following Notice of Motion, moved by Councillor Soknacki, seconded by Councillor Moeser, regarding the regulation of used car lots, is referred to the Planning and Transportation Committee for consideration:

"Moved by: Councillor David Soknacki

Seconded by: Councillor Ron Moeser

WHEREAS it is desirable to determine the feasibility of a city-wide framework to address the issue of poorly regulated used car lots in some parts of the City;

NOW THEREFORE BE IT RESOLVED that the Commissioner of Urban Planning and Development Services be requested to review the current status of regulating used car lots in the City, with a view to harmonizing licensing, standards and enforcement; and

BE IT FURTHER RESOLVED that a plan for this review, a community and industry consultation process, and implementation program be submitted to the Planning and Transportation Committee at its September meeting; and

BE IT FURTHER RESOLVED that, since a number of City Departments, Agencies, Boards and Commissions are involved, Committee and Council request other Departments to support that this initiative be coordinated through the Urban Planning and Development Services Department; and

BE IT FURTHER RESOLVED that, without limiting the nature of the report, the regulatory provisions may include:

Not allowing long term trailers as offices Limitation on signs and flags Establishing a ratio of number of cars to lot area Have Works and Emergency Services establish location of street lines No car sale establishments in established plazas No use of temporary sanitation facilities Establishing a minimum percentage of lot area for landscaping Using curb stops and pavement markings to delineate laneways Limit location of lights and intensity in relation to residential areas Authorization of City authority to tow from boulevards Requiring installation of catch basins for storm and lot runoff Requiring all lots to be paved Limiting the number of operations per square kilometre."

On motion by Councillor Kinahan, the Committee referred the report (July 4, 2000) from the City Clerk to the Commissioner of Urban Development Services with a request that she report to the Planning and Transportation Committee on the report requests contained in the appended motion by Councillor Soknacki and to also examine in the course of this review, the concept of planting more trees on lots as a shading mechanism.

(Commissioner, Urban Development Services - July 12, 2000)

### (Report No. 8 - Clause No. 14(i))

The meeting adjourned at 6:35 p.m.

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Chair