

# THE CITY OF TORONTO

## Clerk's Division

### Minutes of the Joint Planning and Transportation Committee and Community Services Committee Meeting No. 1

Wednesday, December 12, 2001

The joint Planning and Transportation Committee and the Community Services Committee met on December 12, 2001, 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.
Councillor J. Pantalone, Chair	X	X
Councillor M. Silva, Vice-Chair	X	X
Councillor G. Altobello	-	-
Councillor B. Ashton	X	X
Councillor J. Flint	-	-
Councillor P. McConnell	X	X
Councillor P. Milczyn	X	X
Councillor H. Moscoe	X	X

Councillor	9:30 a.m.	2:00 p.m.
Councillor B. Duguid, Chair	X	X
Councillor O. Chow, Vice Chair	X	X
Councillor S. Hall	X	X
Councillor A. Johnston	X	X
Councillor N. Kelly	X	X
Councillor J. Mihevc	X	X
Councillor M. Tziretas	X	X
Councillor M. Walker	X	X

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

None declared.

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## **1.1 Enactment of a Municipal Shelter By-law**

The joint meeting of the Planning and Transportation and Community Services Committees gave consideration to a communication (October 11, 2001) from the City Clerk, advising that City Council, at its meeting held on October 2, 3 and 4, 2001, directed that Clause No. 2 contained in Report No .10 of The Planning and Transportation Committee, headed "Enactment of a Municipal Shelter", be struck out and referred, together with the report dated September 28, 2001, from the Commissioner of Urban Development Services, to a joint meeting of the Community Services and Planning and Transportation Committee, for consideration with the following reports to be submitted by the Acting Commissioner of Community and Neighbourhood Services, in consultation with the Advisory Committee on New Emergency Shelter Sites:

- (1) a report providing a review of the existing guidelines for the selection of emergency shelter sites, including internal safety and school issues, such report to include formal guidelines to be used in the selection of emergency shelter sites;
- (2) a report providing a review of the existing Protocol for Community Notification and Public Input for the Establishment and Development of Emergency Shelter sites;
- (3) a report incorporating the issues raised in Recommendation No. (3) embodied in the report dated September 28, 2001, from the Commissioner of Urban Development Services, such issues being those to include guidelines for the selection of sites within areas regulated by the Toronto and Region Conservation Authority, within the City of Toronto's natural heritage system and within industrial areas; and
- (4) a report addressing the issue of the appropriate minimum separation between municipal shelters.

The joint Planning and Transportation and Community Services Committees also had before it the following material:

- report (November 21, 2001) from the Commissioner of Urban Development Services providing a review of the planning issues raised by City Council at its meeting of October 2, 3 and 4, 2001, related to the proposed Municipal Shelter By-law and to assist the above-noted committees in its consideration of the proposed By-law at a joint meeting scheduled for December 12, 2001, and recommended that this report be received for information;
- report (November 14, 2001) from the Acting Commissioner of Community and Neighbourhood Services reporting on an updated process for the selection and approval of new emergency shelter sites, including an updated Community

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Information Process that would be put in place should Council approve the enactment of an Emergency Shelter By-law, and recommending that upon the enactment of the Municipal Shelter By-law:

- (1) the process for reviewing and recommending new emergency shelter sites as detailed in this report be approved;
  - (2) the process of approving new emergency shelter sites detailed on page five of this report be approved;
  - (3) the Community Information Process described in Appendix C be approved; and
  - (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto;
- communication (December 10, 2001) from the City Clerk, Aboriginal Affairs Committee advising that the Aboriginal Affairs Committee, at its meeting held on November 29, 2001, endorsed the concept of a Municipal Shelter By-law to ensure that emergency accommodation is quickly provided across the City of Toronto;
  - communication (December 5, 2001) from the City Clerk, Children and Youth Action Committee, advising that the Children and Youth Action Committee, at its meeting held on November 29, 2001, requested that the following resolution be forwarded to the Joint Meeting of the Planning and Transportation Committee and Community Services Committee scheduled to be held on December 12, 2001:

"WHEREAS family shelters were full in October 2001; and

WHEREAS there is urgency to develop new shelters to live up to previous Council resolutions regarding: fast tracking shelter development, identifying sites in all areas, and fair share of shelter developments across the City and shelters not exceeding the 90 percent capacity approved by Council;

NOW THEREFORE BE IT RESOLVED THAT the Children and Youth Action Committee urges City Council to support the Municipal Shelter By-law to allow shelters in all areas and wards of the City; in recognition that shelter capacity is over 90 percent.";

- communication (December 3, 2001) from the City Clerk, Disability Issues Committee advising that the Disability Issues Committee, at its meeting held on November 28, 2001, endorsed the enactment of a municipal shelter by-law;

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- communication (December 10, 2001) from Michael C. Bauer objecting to the changes that are being proposed to municipal shelter by-laws;
- communication (December 11, 2001) from Mirka Macalik endorsing the establishment of a task force to address the concerns and suggestions of ratepayers before any changes are made to the current shelter by-laws;
- communication (December 10, 2001) from Bert Bauer and Marie Bauer endorsing the establishment of a task force to address the concerns and suggestions of ratepayers before any changes are made to the current shelter by-laws;
- communication (December 10, 2001) from Brian V. Ralph opposing the adoption of the proposed Municipal Shelter By-law;
- communication (undated) from Olga J. Jensen, obo Citizens for Responsible Planning, endorsing the creation of a task force consisting of various resident and ratepayer groups, business groups, as well as representatives from the Police Force, to provide input that would prove beneficial to form criteria for site location of shelters before a by-law is enacted;
- communication (December 11, 2001) from Kenneth A. Tipper endorsing the concept of fair share as the proposed by-law does not address the imbalance in shelters in the City;
- communication (December 11, 2001) from Jana Macalik, Aether Design Limited, endorsing the establishment of a task force to address the concerns of the community in relationship with the proposed by-law;
- communication (December 11, 2001) from Andrew Brodie, Sales Representative, Coldwell Banker Pinnacle R.E., forwarding suggested amendments to the November 21, 2001 report;
- communication (December 11, 2001) from David Pearce, President, Toronto Real Estate Board, advising that the proposed by-law will have a detrimental effect on long-term property values;
- communication (December 11, 2001) from Victoria Schei supporting a balanced and imminent response to the establishment of sufficient shelters;
- communication (September 11, 2001) from Brian Maguire, Secretary, North Hill District Home Owners' Association, suggesting amendments to the proposed by-law to include only City-owned and operated shelters, quality of life criteria to surrounding neighbourhoods and an annual review;

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- communication (December 11, 2001) from William H. Roberts, Director, Swansea Area Ratepayers Association, advising that they are willing to participate in any City committee dealing with the issues of Municipal Shelters;
- communication (December 11, 2001) from Heather McGregor, Executive Director, YWCA of Greater Toronto, noting that an adjustment to the by-laws is necessary to deal adequately with the realities of homelessness in the city;
- communication (December 6, 2001) from the Toronto Regional Ratepayers and BIA's expressing concern about the lack of criteria within the proposed municipal shelter by-law;
- communication (December 11, 2001) from David J. Smith, Executive Director, Evangel Hall, expressing the acute need for shelters and urging Council to relieve the crushing urgency of this problem;
- communication (December 11, 2001) from Ronny Yaron noting that it is not practical to concentrate shelters in one part of the city;
- communication (December 11, 2001) from Denisa Krga, Boulton Ave. Ratepayers Association, endorsing the establishment of a task force to address the concerns of the community in relationship with the proposed by-law;
- communication (December 11, 2001) from William Carson endorsing the establishment of a task force to address the concerns of the community in relationship with the proposed by-law;
- communication (December 11, 2001) from Dawn Desjardins endorsing the creation of a committee of citizens, businesses and council members and that all decisions with respect to shelters be examined by this body and that recommendations presented to City Council be given due consideration;
- copy of overhead presentation presentation by Community and Neighbourhood Services, titled "Proposed Selection and Annual Process for Shelters following Enactment of Municipal Shelter By-law";
- communication (December 11, 2001) from Heather McGregor, YWCA of Greater Toronto, noting that an adjustment to the by-laws is necessary to deal adequately with the realities of homelessness in our city;
- map of Emergency Shelters, prepared by Shelter Housing & Support Division (Sept. 2001);

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- communication (December 12, 2001) from Elizabeth Borek, Lakeside Area Neighbourhoods Association, supporting the City's move to implement Fair Share in the distribution of crisis care facilities and emergency shelters;
- communication (December 12, 2001) from Charles Braive requesting that the by-law be sent back for amendments to establish a more even distribution of shelters;
- communication (undated) from John Evenson endorsing the establishment of a task force to address the concerns of the community in relationship with the proposed by-law;
- chart of Long-Term Care: C.C.A.C., Spring 2001, prepared by Community & Neighbourhood Services Department, Social Development & Administration Division;
- communication (December 11, 2001) from Ann Fitzpatrick, Children's Aid Society of Toronto, supporting the principle and substance behind the shelter by-law and supporting the provision of shelters for families and others in all areas of the City;
- communication (December 12, 2001) from Karen Buck supporting the City in its efforts to provide shelters and other forms of socially assisted housing;
- communication (undated) from Eva Curlanis-Bart, Vice-President, Garden District Residents Association, opposing the proposed emergency shelter by-law as it eliminates the voice of the community and gives the City unprecedented powers to make decisions without a framework of terms, conditions and criteria;
- communication (December 9, 2001) from Laurie McGugan endorsing the establishment of a task force to establish models for shelters and criteria for education issues;
- communication (December 12, 2001) from Kathleen Kelly requesting that further input be sought from all affected stakeholders;
- report (December 4, 2001) from the Acting Commissioner, Community and Neighbourhood Services, addressed to the Community Services Committee, providing City Council with an update on the impact of additional beds introduced into the shelter system on the occupancy level in the single adult and youth system, which was received by City Council at its meeting on December 4, 2001;
- report (November 1, 2001) from the Acting Commissioner, Community and Neighbourhood Services, addressed to the Community Services Committee,

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providing an update on initiatives to increase hostel capacity in the single adults and youth and family shelter systems, which was received by City Council at its meeting on December 4, 2001;

- schedule, entitled "Emergency and Transitional Shelters Committed Under SCPI", submitted by Vaune Rotenberg; and
- communication (December 12, 2001) from Maureen Gilroy forwarding a petition from 31 Residents, Ratepayers and Business Improvement Associations across the City of Toronto and endorsing the establishment of a task force to address the concerns of the community in relationship with the proposed by-law.

The following persons appeared before the Planning and Transportation Committee in connection with the foregoing matter:

- Peter Smith, Portlands Citizens Action Committee;
- Charles Braive;
- David Walsh, Realco Property Limited;
- Elizabeth Borek, Lakeside Neighbourhoods Association;
- John Evenson;
- Paul Dineen, Chair, Old Cabbagetown B.I.A.;
- Donna Braniff;
- Wesley R. Porter;
- Ann Fitzpatrick, Children's Aid Society;
- Kenneth Tipper;
- Linda Dixon;
- Tanya Gulliver, Long Term Issues and Prevention Sub-Committee;
- Janet Sherbanowski;
- Kirk Thomas;
- Fred Skogland, Chair, Community Reference Board for Seaton House;
- Eva Curlanis-Bart, Garden District Residents Association;
- Kathleen Kelly;
- Karen Buck;
- Albert Stortchak;
- Karen Kates, North Riverdale Ratepayers Association;
- Laurie McGugan;
- Maureen Gilroy, Confederation of Residents and Ratepayers Associations;
- Joyce Guspie, Toronto Association of Business Improvement Areas;
- Wendy Arnett;
- Vaune Rotenberg; and
- Michael Opara.

Phil Brown, General Manager, Shelter, Housing and Support, Community and Neighbourhood Services, provided the joint Committee with an overhead presentation on

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the proposed selection and annual process for shelters following enactment of the Municipal Shelter By-law.

The joint Planning and Transportation and Community Services Committees recommended to City Council, for its meeting on February 13, 2002:

- (1) on motion by Councillor Pantalone, based on the findings of fact and the recommendations contained in the report (July 30, 2001) from the Commissioner of Urban Development Services, that:
  - (a) a Municipal Shelter By-law be enacted substantially in accordance with the draft By-law appended as Attachment 1 to the report (July 30, 2001) from the Commissioner of Urban Development Services; and
  - (b) the appropriate City Officials be authorized to take the necessary action to give effect thereto, including making any unsubstantive technical, stylistic or format changes to the proposed Municipal Shelter By-law as may be necessary;
- (2) on motion by Councillor Mihevc, that upon the enactment of the Municipal Shelter By-law, the:
  - (a) process for reviewing and recommending new emergency shelter sites as detailed in the report (November 14, 2001) from the Acting Commissioner of Community and Neighbourhood Services;
  - (b) the process of approving new emergency shelter sites detailed on page five of the foregoing report; and
  - (c) the Community Information Process described in Appendix C of the foregoing report;

be adopted, subject to:

- (i) on motion by Councillor Hall, amending the process for reviewing and recommending new emergency shelter sites by adding a further criteria that a neighbourhood support plan be developed;



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- (ii) on motion by Councillor Hall, the Acting Commissioner of Community and Neighbourhood Services being directed to implement a Community Safety Plan, in consultation with local residents and the Community Liaison Committee for the shelter, following approval of any shelter or site;
  - (iii) on motion by Councillor Hall, the Acting Commissioner of Community & Neighbourhood Services being directed to ensure that appropriate support services are available prior to the approval of any shelter or site;
  - (iv) on motion by Councillor Chow, priority being given to establishing emergency shelters in areas of the City that have one or no shelters; and
  - (v) on motion by Councillor Hall, all proposed emergency shelters being subject to site plan control process;
- (3) on motion by Councillor Chow, that potential locations for emergency shelters and transition and social housing be identified by City staff using external assistance and/or by an appointed City official and (on motion by Councillor Pitfield) that Members of Council be consulted on possible locations within their wards, particularly in wards that currently have no shelters; and
- (4) on motion by Councillor Mihevc, the Acting Commissioner of Community and Neighbourhood Services be requested to prepare a communication outlining the process for approval of emergency shelters, written in clear English, for distribution to the community.

A motion to adopt the report (November 14, 2001) from the Acting Commissioner of Community and Neighbourhood Services, as amended, carried on the following division of votes:

Yeas: Councillors Ashton, Duguid, Chow, Hall, Johnston, Mihevc, Milczyn, Moscoe, Pantalone, Silva and McConnell - 11

Nays: Councillors Kelly, Tziretas and Walker - 3

The joint Planning and Transportation and Community Services Committees also:

- (1) on motion by Councillor Duguid, requested the Acting Commissioner of Community and Neighbourhood Services to:

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- (a) hold an information meeting consisting of interested persons and deputants at the joint Planning and Transportation and Community Services Committees meeting on December 12, 2001, and report directly to City Council for its meeting on February 13, 2002 with an analysis of the comments received; and
  - (b) on motion by Councillor Mihevc, report directly to City Council for its meeting on February 13, 2002 on how the emergency shelter by-law will be implemented, and
- (2) on motion by Councillor Pitfield, requested the Chief Administrative Officer to report directly to City Council for its meeting on February 13, 2002 on the future ability or long term plan for the City to continually finance emergency shelters.

The following motions were voted on and lost:

By Councillor Kelly:

- "(1) That the reports before the Committee be deferred;
- (2) that a sub-committee of the joint Planning and Transportation and Community Services Committees be established to consult with ratepayers, representatives from business improvement associations, one Council Member from each Community Council and representatives from both Urban Development Services and Community and Neighbourhood Services, to address the concerns of the community in order to reach a consensus on acceptable criteria for the placement of municipal shelters; and
- (3) that this sub-committee report back to a further joint meeting of the Planning and Transportation Committee and Community Services Committee, such joint meeting to be held at the call of the Chairs but before City Council's next meeting on February 13, 2002."

By Councillor Walker:

- "(1) That Councillor Kelly's motion be amended by requesting the Commissioner of Urban Development Services to report to the sub-committee on issues including distancing of shelters, capping of numbers, whether shelters should be located as-or-right in R-

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zoned areas but perhaps be permitted on main streets zoned commercial, or commercial/residential, or their equivalent; and

- (2) that the report (November 14, 2001) from the Acting Commissioner of Community and Neighbourhood Services be amended by changing the consultation process to provide that deputations be heard by Community Councils rather than the Community Services Committee."

The meeting adjourned at 5:30 p.m.

(Acting Commissioner of Community and Neighbourhood Services; Chief Administrative Officer; c.c.: Commissioner, Urban Development Services and Interested Persons - December 21, 2001)

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

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Chair