

**THE CITY OF TORONTO**

**Clerk's Division**

**Minutes of the Planning and Transportation Committee**

**Meeting No. 3**

**Friday, January 24, 2002**

The Planning and Transportation Committee met on January 24, 2002, in Committee Room No. 2, 2nd Floor, City Hall, Toronto, commencing at 10:30 a.m.

<b>Councillor</b>	<b>10:30 a.m.</b>
Councillor Joe Pantalone, Chair	X
Councillor Mario Silva, Vice-Chair	X
Councillor Gerry Altobello	X
Councillor Brian Ashton	X
Councillor Joanne Flint	-
Councillor Pam McConnell	X
Councillor Peter Milczyn	X
Councillor Howard Moscoe	X

**3.1 2002 Operating Budget and 2002-2006 Capital Budget**

The Planning and Transportation Committee had before it the following material:

- paper copy of PowerPoint presentation, titled "2002 Capital & Operating Budgets", as presented by the Commissioner of Urban Development Services;
- Analyst Briefing Notes for 2002 - 2006 Capital Program on:
  - (a) Urban Development Services;
  - (b) Special Corporate Projects;
  - (c) Yonge Dundas Project;
  - (d) Waterfront Revitalization Initiative;
  - (e) Analyst Briefing Notes for 2002 Operating Budget of Urban Development Services; and
  - (f) 2002 New/Enhanced Services Request;
- communication (January 14, 2002) from Ann Dembinski, President, CUPE, Local 79, forwarding concerns about the lack of meaningful information regarding the

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operating budgets of the departments under the Committee's mandate and requesting that the budget not be cut and adequate resources be provided to continue this critical work;

- communication (undated) from Neil Beveridge, Chair, Taxicab Advisory Committee, submitting the following 2002 budget items, as approved by TAC at its meeting on September 24, 2002:

Per Diem for members	\$12,000.00	
Workshops/Incidentals	\$ 5,000.00	
TaxiWatch Programme		
Awards	\$2,000.00	
Coordinator honorarium	<u>\$4,200.00</u>	\$6,200.00;

- communication (January 14, 2002) from Neil Beveridge, Chair, Taxicab Advisory Committee, requesting that the Committee adopt the 2002 Taxicab Advisory Committee Budget Request as outlined in his letter dated September 25, 2001 to Mr. Bruce Robertson;
- communication (January 17, 2002) from Councillor Pantalone recommending that:
  - (1) the Committee concur with Level 1 and 2 reductions as proposed by the Commissioner to achieve efficiencies;
  - (2) the Committee approve the following items in the department's list of enhanced and new service changes for recommendations to the Budget Advisory Committee:
  - (3) the Committee approve \$1.1 million of the enhanced and new service requests of the department; and
  - (4) the Committee ask the Budget Advisory Committee to confirm that the amount for enhanced service changes as noted below will be added to the base budget of Urban Development Services for future years:

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Enhanced Service Changes	Requested Gross \$000s	Requested Net \$000s	Recommended Net \$000s	Comments
<b>1a</b> Business Systems salaries – technical error	\$483.1	\$483.1	\$350.0	Defer consideration of funding in the amount of \$133.1 for two vacant positions until 2003
<b>1b</b> Cycling Program – technical error	\$108.0	\$108.0	\$108.0	Reinstate funding for core program
<b>2</b> Gapping Reduction – MLS inspectors	\$436.4	\$436.4	\$218.0	Allows 3 of 6 positions to be filled by lowering gapping level to 3.2%
<b>3</b> City Planning Data Collection	\$63.0	\$63.0	\$0.0	Absorb within division
<b>4</b> OMB Hearing Support	\$255.0	\$255.0	\$150.0	Reduce amount by \$105.0
<b>5</b> Postering By-Law Enforcement	\$290.0	\$290.0	\$0.0	Defer consideration of funding until 2003
<b>6</b> City Planning and Transportation Employment Surveys	\$295.9	\$295.9	\$0.0	Absorb within division
<b>7</b> City Planning Studies	\$157.5	\$157.5	\$100.0	Defer one study until 2003
<b>Subtotal - Enhanced</b>	<b>\$2,088.9</b>	<b>\$2,088.9</b>	<b>\$926.0</b>	
<b>New Service Changes</b>				
City Planning Waterfront Part Precinct Studies	\$250.0	\$250.0	\$125.0	Spread study work over 2 years
<b>2</b> Sign By-Law Harmonization	\$100.0	\$100.0	\$0.0	Defer item until 2003
<b>3</b> Streamlining of Development Review Process	\$50.0	\$50.0	\$50.0	Include item for 2002
<b>4</b> Parkdale Project	\$55.0	\$55.0	\$0.0	Absorb within division
<b>Subtotal - New</b>	<b>\$455.0</b>	<b>\$455.0</b>	<b>\$175.0</b>	
<b>Total</b>	<b>\$2,543.9</b>	<b>\$2,543.9</b>	<b>\$1,101.0</b>	
<b>Less: Additional Recoveries</b>				
<b>1</b> Increase administrative fee for work without a permit			\$93.3	
<b>2</b> Increase right-of-way fees			\$46.5	
<b>Subtotal - Recoveries</b>	-	-	<b>\$139.8</b>	
<b>Total</b>	<b>\$2,543.9</b>	<b>\$2,543.9</b>	<b>\$962.2</b>	

- report (January 17, 2001) from the Commissioner of Urban Development Services, addressing the Committee's questions that arose during the Urban Development Services' budget presentation on January 14, 2002;
- report (January 18, 2001) from the Commissioner, Urban Development Services reporting on a proposal to increase boulevard cafe, marketing, and vending fees by five percent (5%) to the annual charge as prescribed in Chapters 313 and 315 of the former City of Toronto Municipal Code and former Metropolitan Toronto By-law No. 98-97, and recommending that the Committee:

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- (1) recommend to the Works Committee that Chapter 313 of the former City of Toronto Municipal Code be amended to increase the annual fees applicable to: Awning, temporary marketing enclosures or similar temporary installations (§313-35); Boulevard cafes (§313-36); and Temporary partial café enclosure (§313-37) as prescribed for in Schedule A of Chapter 313, and Chapter 315 of the former City of Toronto Municipal Code by adopting the Estimated 2002 fee plus five percent (5%) as set out in the report and that those fees continue to be subject to automatic increases in subsequent years based on the Consumer Price index as provided for in that schedule;
  - (2) recommend to the Works Committee that Metropolitan Toronto By-law No. 98-97 be amended to increase the annual fees applicable to vending fees on Metro Roads by adopting the Estimated 2002 fee plus five percent (5%) as set out in the report and that those fees continue to be subject to automatic increases in subsequent years based on the Consumer Price index as provided for in that by-law;
  - (3) this report be forwarded to the Works Committee meeting scheduled for January 22, 2002 for its consideration in order that the matter may be dealt with at the Council meeting of February 13, 14, and 15, 2002; and
  - (4) the City Solicitor be authorized to prepare the necessary amendments and introduce in Council the necessary bill(s) to give effect thereto; and
- communication (undated) from Hamish Wilson, submitting comments respecting the budget.

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

- Ron Hart, obo Toronto Cycling Committee;
- Jacquelyn Hayward, Black Creek Regional Transportation Management Association;
- Hamish Wilson;
- Crawford Murphy; and
- Steve Crossman.

The Planning and Transportation Committee recommended that:

On motion by Councillor Pantalone:

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- A.
- (1) the recommendations contained in the Analyst Briefing Notes for the 2002-2006 Capital Program, Urban Development Services;
  - (2) the following recommendation (3) contained in the Analyst Briefing Notes for 2002-2006 Capital Program, Special Corporate Projects:  
  
"(3) That the 2002 Capital Program for the Special Corporate Projects consisting of Phase II for the New Zoning By-law project, with a 2002 cash flow of \$1.518 million, and future year commitments of \$2.636 million, for a total project cost of \$4.154 million, as outlined in Appendix 3 be approved;"
  - (3) the recommendations contained in the Analyst Briefing Notes for 2002-2006 Capital program, Yonge Dundas Project;
  - (4) the recommendations contained in the Analyst Briefing Notes for the 2002-2006 Capital Program for the Waterfront Revitalization Initiative;
  - (5) the recommendations contained in the Analyst Briefing Notes for the 2002 Operating Budget; and
  - (6) the recommendations contained in the Analyst Briefing Notes for the 2002 Operating Budget New/Enhanced Services;

be adopted subject to:

- (a) including into the 2002-2006 Capital Program for the Waterfront Revitalization Initiative and the 2002 Operating Budget, additional funding in the amount of \$944,555 for the formation and operation of the Toronto Waterfront Revitalization Secretariat within Urban Development Services from December 1, 2001 to December 31, 2002, such funding having been approved by City Council at its meeting on November 6, 7 and 8, 2001 (Clause 9 of Report 14 of Policy and Finance Committee refers) and to be recovered from Capital at net zero cost;

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- (b) (on motion by Councillor McConnell) reinstating into the 2002 Urban Development Services Operating Budget a \$200,000 allocation towards the City Planning Data Collection and Transportation and Employment Surveys;
- (c) adopting the following recommendations contained in the communication (January 17, 2002) from Councillor Pantalone, which would result in \$1.101 Million gross and net \$0.961 Million:
  - "(1) the Committee concur with Level 1 and 2 reductions as proposed by the Commissioner to achieve efficiencies;
  - (2) the Committee approve the following items in the departments list of enhanced and new service changes for recommendation to the Budget Advisory Committee;
  - (3) the Committee approve \$1.1 million of the enhanced and new service requests of the department; and
  - (4) the Committee request the Budget Advisory Committee to reconfirm that the amount for enhanced service changes as noted below will be added to the base budget of Urban Development Services for future years.

<b>Enhanced Service Changes</b>	<b>Requested Gross \$000s</b>	<b>Requested Net \$000s</b>	<b>Recommended Net \$000s</b>	<b>Comments</b>
<b>1a</b> Business Systems salaries – technical error	\$483.1	\$483.1	\$350.0	Defer consideration of funding in the amount of \$133.1 for two vacant positions until 2003
<b>1b</b> Cycling Program – technical error	\$108.0	\$108.0	\$108.0	Reinstate funding for core program
<b>2</b> Gapping Reduction – MLS inspectors	\$436.4	\$436.4	\$218.0	Allows 3 of 6 positions to be filled by lowering gapping level to 3.2%

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3 City Planning Data Collection	\$63.0	\$63.0	\$0.0	Absorb within division
4 OMB Hearing Support	\$255.0	\$255.0	\$150.0	Reduce amount by \$105.0
5 Postering By-law Enforcement	\$290.0	\$290.0	\$0.0	Defer consideration of funding until 2003
6 City Planning Transportation and Employment Surveys	\$295.9	\$295.9	\$0.0	Absorb within division
7 City Planning Studies	\$157.5	\$157.5	\$100.0	Defer one study until 2003
<b>Subtotal – Enhanced</b>	<b>\$2,088.9</b>	<b>\$2,088.9</b>	<b>\$926.0</b>	
<b>New Service Changes</b>				
1 City Planning Waterfront Part 2 Precinct Studies	\$250.0	\$250.0	\$125.0	Spread study work over 2 years
2 Sign By-law Harmonization	\$100.0	\$100.0	\$0.0	Defer item until 2003
3 Streamlining of Development Review Process	\$50.0	\$50.0	\$50.0	Include item for 2002
4 Parkdale Project	\$55.0	\$55.0	\$0.0	Absorb within division
<b>Subtotal – New</b>	<b>\$455.0</b>	<b>\$455.0</b>	<b>\$175.0</b>	
<b>Total</b>	<b>\$2,543.9</b>	<b>\$2,543.9</b>	<b>\$1,101.0</b>	
<b>Less: Additional Recoveries</b>				
1 Increase administrative fee for work without a permit			\$93.3	
2 Increase right-of-way fees			\$46.5	
<b>Subtotal – Recoveries</b>	<b>-</b>	<b>-</b>	<b>\$139.8</b>	
<b>Total</b>	<b>\$2,543.9</b>	<b>\$2,543.9</b>	<b>\$962.2</b>	

(d) approving the funding request in the amount of \$23,200 for the 2002 Budget of the

Taxicab Advisory Committee, as outlined in the communication (September 25, 2001) from Neil Beveridge, Chair, Taxi Advisory Committee appended to this further communication dated January 14, 2002, subject to an appropriate increase being levied on all taxi licensing fees to offset this additional cost; and

- (e) (on motion by Councillor Milczyn) with respect to point 7. of the foregoing list respecting City Planning Studies, priority being given to the City cost-sharing these studies;
  
- B. on motion by Councillor Pantalone, the report (January 18, 2002) from the Commissioner of Urban Development Services regarding increases in boulevard café, marketing and vending fees be adopted and be forwarded to the Works Committee for its meeting on January 25, 2002;
  
- C. on motion by Councillor McConnell, the Commissioner of Urban Development Services be requested to submit a status report to the Planning and Transportation Committee for its meeting on September 9, 2002 on:
  - (1) the precinct plans for the waterfront, and provide timelines for their completion and for the work already in progress;
  
  - (2) the restructuring of the Municipal Licensing and Standards Division and the adequacy of the number of inspectors, including performance standards and timing of any additional staff requirements; and
  
  - (3) (on motion by Councillor Milczyn) based upon an estimated volume of complaints, advise on the optimum number of inspectors needed to deal with all complaints and indicate an appropriate level of increase in licensing fees required to ensure that any



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additional positions are provided on a full cost-recovery basis;

D. (on motion by Councillor Moscoe) the Commissioner of Urban Development Services be requested to:

- (1) submit an annual report to the Planning and Transportation Committee on all fees that have automatic inflationary increases built into them;
- (2) authorize her staff to conduct a comprehensive review of vending fees and report to the Planning and Transportation Committee in 8 months on their findings;
- (3) report to the Planning and Transportation Committee on adjusting all vending fees on City streets that are arterial roads, to make them equivalent to vending fees on Metro roads, such adjustment to be phased in over 4 years;
- (4) authorize her staff to conduct a comprehensive review of the method of allocating vending locations with a view to providing sufficient information to enable the Licensing Sub-Committee to make recommendations to Planning and Transportation Committee in 2002;
- (5) report on ending the practice of sub-letting and selling vending spots; and
- (6) immediately begin to review all development levies, as previously requested last year, so that the required legal process can be accomplished in time for the Committee to review these charges during the 2003 Budget process.

(Budget Advisory Committee and Works Committee; c.c.: City Clerk, Policy and Finance Committee; Commissioner, Urban Development Services; John DiLallo,

Manager, Urban Development Services, Budget Services Division, Finance Department; and Paul Chenery, Senior Budget Analyst, Urban Development Services, Budget Services Division, Finance Department - January 29, 2002 and January 24, 2002 respectively)

**(Clause No. 7(g), Report No. 2)**

**3.2 Urban Development Services' 2002 Operating Budget: Increase in Fees for Committee of Adjustment and Community Planning Applications**

The Planning and Transportation Committee had before it a report (January 4, 2002) from the Commissioner of Urban Development Services, to increase fees for all Committee of Adjustment and Community Planning applications to better recover City Planning Division operating costs, and recommending that

- (1) the Planning Application Fee Schedule, adopted by Council at its meeting held on April 16, 1998 (Urban Development Committee Report No. 4, Clause 4), be amended to increase planning application fees by 20%, effective March 1, 2002;
- (2) a surcharge be levied on applicants to cover facility rental and translation and sign language service costs associated with community consultation meetings;
- (3) the Planning Applications Fees Schedule, as amended, be incorporated into Municipal Code, Chapter 441, Fees, substantially in the form of the draft by-law attached as Appendix "A"; and
- (4) appropriate City Officials be authorized and directed to take any necessary action, including the introduction of any Bills in Council, to give effect thereto.

With Councillor Silva in the Chair, on motion by Councillor Pantalone, the Planning and Transportation Committee recommended that:

- (1) the Planning Application Fee Schedule, adopted by Council at its meeting held on April 16, 1998 (Urban Development Committee Report No. 4, Clause 4), be amended to increase planning application fees by 20%, effective March 1, 2002;
- (2) a surcharge be levied on applications to cover facility rental and translation and sign language service costs associated with community consultation meetings;

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- (3) the draft by-law attached as Appendix "A" to the report (January 4, 2002) from the Commissioner of Urban Development Services be amended by adding the following paragraph:
  - E. The fees in subsection B shall automatically increase on the first day of January in each year by the percentage increase in the All Items Index of the Consumer Price Index (not seasonally adjusted) for the Toronto Census Metropolitan Area, published by Statistics Canada, during the twelve-month period ending on October 1 in the year immediately preceding the rate increase date.'
- (4) the Planning Applications Fees Schedule, as amended, be incorporated into Municipal Code, Chapter 441, Fees, substantially in the form of the draft by-law, as amended by the foregoing, attached as Appendix "A" to the above-noted report;
- (5) authority be granted for the introduction of the necessary Bill in Council to give effect thereto and the City Solicitor, in consultation with the Commissioner of Urban Development Services, be given the authority to submit a Bill directly to Council each year reflecting the annual Consumer Price Index increase; and
- (6) the Commissioner of Urban Development Services be requested to review the cost of processing applications on an annual basis and to report to the Planning and Transportation Committee if a fee increase based on the Consumer Price Index increase would result in fees exceeding the cost of processing the planning applications.

On motion by Councillor Altobello, the Planning and Transportation Committee requested the Commissioner of Urban Development Services to report to the Planning and Transportation Committee on incentives which would encourage property owners in areas designated as Community Improvement Areas to renovate their properties.

(Budget Advisory Committee; c.c.: City Clerk, Policy and Finance Committee; Commissioner, Urban Development Services; John DiLallo, Manager, Urban

Development Services, Budget Services Division, Finance Department and Paul Chenery, Senior Budget Analyst, Urban Development Services, Budget Services Division, Finance Department - January 29, 2002)

**(Clause No. 7(h), Report No. 2)**

### **3.3 Harmonized City-wide Ravine By-law: Supplementary Report on Financial Implications**

The Planning and Transportation Committee had before it the following material:

- joint report (January 8, 2002) from the Commissioner of Urban Development Services; Commissioner of Economic Development, Culture and Tourism and the Commissioner of Works and Emergency Services outlining the process for developing a harmonized ravine protection by-law and the financial and staff resources required to implement and enforce the new by-law as requested by City Council at its meeting of April 24-26, 2001 and recommending that:
  - (1) the City Solicitor and the Commissioners of Economic Development, Culture and Tourism, Urban Development Services, and Works and Emergency Services, in consultation with the Toronto and Region Conservation Authority (TRCA), prepare a new harmonized city-wide ravine control by-law under the *Municipal Act* and bring it forward to the Planning and Transportation Committee for consideration at its meeting September 9, 2002, or sooner if possible;
  - (2) the Commissioners of Economic Development, Culture and Tourism and Urban Development Services forward requirements for additional field work which may be required and implementation of the new harmonized city-wide ravine by-law to the Budget Advisory Committee for its review prior to adoption of the by-law;
  - (3) the Commissioner of Urban Development Services address the regulation of structures such as swimming pools, retaining walls and tennis courts in ravines during the new Zoning By-law project process; and
  - (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto; and
- communication (January 23, 2002) from Councillor Lindsay Luby supporting the recommendations contained in Report #3 to develop a new Harmonized City-wide Ravine By-law, and noting that she had a contentious issue with ravines on North

Drive in her Ward and would find the by-law extremely constructive in preserving this natural site.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended to City Council, for its meeting to be held on February 13, 2002, the adoption of the joint report (January 8, 2002) from the Commissioners of Urban Development Services, of Economic Development, Culture and Tourism, and of Works and Emergency s Services.

**(Clause No. 6, Report No. 2)**

**3.4 Through-Way Truck Lanes on Highway 401**

The Planning and Transportation Committee had before it the following material:

- report (December 18, 2001) from the Commissioner of Works and Emergency Services commenting on a motion, moved by Councillor Howard Moscoe, proposing that the Province of Ontario be asked to create physically-separated through-ways for trucks on Highway 401 within the City of Toronto and recommending that this report be forwarded for the information of Council.
- communication (October 11, 2001) from the City Clerk advising that City Council, at its meeting held on October 2, 3 and 4, 2001, referred the following Motion to the Planning and Transportation Committee:

(4) Through-way Lanes for Truck Traffic on Highway 401

Moved by: Councillor Moscoe

Seconded by: Councillor Mihevc

”WHEREAS there are increasing numbers of tractor trailers on Highway 401; and

WHEREAS the safety of motorists is often jeopardized by excessive volumes of large trucks during daytime hours traversing Toronto via this highway; and

WHEREAS the establishment of Highway 407 as a toll road has further exaggerated the volumes of heavy truck traffic on Highway 401 through Toronto; and

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WHEREAS some American cities have restricted heavy truck traffic to a single lane of freeways; and

WHEREAS Highway 401 through Toronto is uniquely structured to allow for the establishment of truck through-lanes on separated rights-of-way;

NOW THEREFORE BE IT RESOLVED THAT the City consider recommending to the Province that the inside through-lanes of Highway 401, in both directions, be established as truck through-ways;

AND BE IT FURTHER RESOLVED THAT the truck through-ways be separated from the rest of the highway by jersey barriers which allow for entry and exit at the east and west borders of Toronto;

AND BE IT FURTHER RESOLVED THAT the off ramps on the balance of the highway be prohibited for use by heavy trucks from 7:00 a.m. to 7:00 p.m.;

AND BE IT FURTHER RESOLVED THAT this matter be referred to the appropriate staff for a report back to the Planning and Transportation Committee in not less than two months.";

- communication (January 17, 2002) from David H. Bradley, President, Ontario Trucking Association supporting the proposal that "It is not feasible or practical to implement such a proposal on Highway 401 through the City of Toronto at this time"; and
- communication (January 21, 2002) from Don Bell forwarding comments regarding the safety of trucks and not supporting proposals to establish separate 401 lane.

On motion by Councillor Moscoe, the Planning and Transportation Committee amended the motion of Councillor Moscoe as contained in the communication (October 11, 2001) from the City Clerk by deleting the second to last paragraph which reads:

"AND BE IT FURTHER RESOLVED THAT the off ramps on the balance of the highway be prohibited for use by heavy trucks from 7:00 a.m. to 7:00 p.m.;"

and referred this motion, as so amended, and the report (December 18, 2001) from the Commissioner of Works and Emergency Services back to the Commissioner for further analysis and with a request that he instruct staff to:

- (1) meet with Councillor Moscoe to review additional research materials for incorporation into a further report;
- (2) (on motion by Councillor Altobello) analyse the ratio between trucks passing through Toronto and those actually doing business in Toronto, and as a consequence of this analysis establish the cost benefit of having a dedicated truck lane on Highway 401; and
- (3) (on motion by Councillor Altobello) consider the effect of increased truck traffic on City streets should designated truck lanes become congested; and

report to the Planning and Transportation Committee with a review of these findings.

(Commissioner, Works and Emergency Services; c.c.: Commissioner of Urban Development Services; Councillor Moscoe; David Kaufman, General Manager, Works and Emergency Services and All Interested Persons - January 28, 2002)

**(Clause No. 7(i), Report No. 2)**

### **3.5 Motions Emanating from the 2002-2006 Capital Program and 10-Year Capital Forecast**

The Planning and Transportation Committee had before it the following material:

- communication (November 30, 2001) from Vincent Rodo, General Secretary, Toronto Transit Commission recommending that the following motions, approved by the Commission during its consideration of a report entitled "2002-2006 Capital Program and 10-Year Capital Forecast", be forwarded to the Planning and Transportation Committee for its consideration:
  - (1) that staff review the feasibility of creative utilization of Section 37 under the Planning Act for assistance to transit;
  - (2) staff review the model that the 905 Region has used for development levies to fund public transit, i.e. GO Transit, and make recommendations with respect to development levies for public transit related projects within the City of Toronto; and

- (3) that the Province of Ontario be requested to amend the Planning Act to provide for transit benefits under Section 37 and that the Commissioner of Urban Development Services be requested to report further on this proposal; and
- report (January 8, 2002) from the Commissioner of Urban Development Services discussing the request of the Toronto Transit Commission to report on the use of Section 37 of the Planning Act to benefit the transit system, and recommending that:
- (1) this report be received for information; and
  - (2) be forwarded to the Toronto Transit Commission for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee deferred consideration of the report (January 8, 2002) and related material to its next meeting on March 25, 2002.

(Commissioner, Urban Development Services and Vincent Rodo, General Manager, Toronto Transit Commission - January 29, 2002)

**(Clause No. 7(j), Report No. 2)**

### **3.6 Proposed Amendments to the Building Permit By-law No. 163-1998**

The Planning and Transportation Committee had before it a report (December 15, 2001) from the Commissioner of Urban Development Services advising of the addition of an administrative surcharge to building permits which are secured after construction has commenced prior to the issuance of a building permit; an increase in the deposit required to accompany a building permit application to ensure that the City collects the non-refundable permit fees portion, should the application get cancelled or abandoned; a number of clarifications and house keeping issues, and recommending that this report be received and the following be adopted:

- (1) an additional amount of 50% of the required total permit fee or \$100, whichever is greater, be charged for a project when construction has commenced prior to the issuance of a building permit;
- (2) Building Permit By-law No. 163-1998 be amended to increase the deposit required to accompany the building permit application to ensure that the City collects the non-refundable permit fees portion should the application get cancelled or abandoned;



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- (3) Schedule "A" of the Building Permit By-law No. 163-1998 be amended to include the following:
  - (a) revise Section 5. to read "Fees for classes of permits or services not described or included in this Schedule be based on:
    - a fee of \$14.70/thousand dollars of prescribed construction value, or
    - an hourly charge of \$63/hour where there is no prescribed construction value, to account for processing of the permit and inspections;
  - (b) revise Section 6. f) to change the permit fee refund recipient from the "current permit holder" to the party who paid the permit fees or to other person(s) as authorized in writing by said party; and
  - (c) add a sunset clause for eligibility for building permit fee refunds as set out in the body of the report. Refunds shall be calculated in accordance with the refund schedule included in the Building Permit By-law at the time the refund request is made;
- (4) Section 2. h) in Schedule "B" of the Building Permit By-law No. 163-1998 be amended to reflect changes to names of various corporations, boards, commissions and agencies;
- (5) Building Division staff in conjunction with Legal Services be directed to prepare the necessary by-law amendments; and
- (6) the appropriate City officials be authorized and directed to take the necessary action, including the introduction of a bill in Council, to give effect thereto.

The Committee also gave consideration to the following underlined revisions in the report (January 18, 2002) from the Commissioner, Urban Development Services advising of the addition of an administrative surcharge to building permits which are secured after construction has commenced prior to the issuance of a building permit; that full permit fees accompany a building permit application to ensure that the City collects the non-refundable permit fees portion, should the application get cancelled or abandoned; a number of clarifications and house keeping issues, and recommending that this report be received and the following be adopted:

- (1) an additional amount of 50% of the required total permit fee or \$100, whichever is greater, be charged for a project when construction has commenced prior to the issuance of a building permit;

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- (2) Building Permit By-law No. 163-1998 be amended to require that full permit fees accompany the building permit application to ensure that the City collects the non-refundable permit fees portion should the application get cancelled or abandoned;
- (3) Schedule "A" of the Building Permit By-law No. 163-1998 be amended to include the following:
  - (a) revise Section 5. to read "Fees for classes of permits or services not described or included in this Schedule be based on:
    - a fee of \$14.70/thousand dollars of prescribed construction value, or
    - an hourly charge of \$63/hour where there is no prescribed construction value, to account for processing of the permit and inspections;
  - (b) revise Section 6. f) to change the permit fee refund recipient from the "current permit holder" to the party who paid the permit fees or to other person(s) as authorized in writing by said party; and
  - (c) add a sunset clause for eligibility for building permit fee refunds as set out in the body of the report. Refunds shall be calculated in accordance with the refund schedule included in the Building Permit By-law at the time the refund request is made; and
- (4) Section 2. h) in Schedule "B" of the Building Permit By-law No. 163-1998 be amended to reflect changes to names of various corporations, boards, commissions and agencies;
- (5) Building Division staff in conjunction with Legal Services be directed to prepare the necessary by-law amendments; and
- (6) the appropriate City officials be authorized and directed to take the necessary action, including the introduction of a bill in Council, to give effect thereto.

On motion by Councillor Moscoe, the Planning and Transportation Committee:

- (1) carried by a majority vote, agreed to reconsider its action taken at its meeting on January 14, 2002 with respect to the report (December 15, 2001) respecting Proposed Amendments to the Building Permit By-law No. 163-1998; and

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(2) recommended the adoption of the revised report (December 15, 2001) from the Commissioner of Urban Development Services as amended by further revisions to pages (1) and (2) of the report which:

(a) changed the date of the report from December 15, 2001 to January 18, 2002;

(b) amended the second paragraph under the title "Purpose" by deleting the words "an increase in the deposit required to" and inserted in its place the words "that full permit fees", so as to read:

"This report also recommends that full permit fees accompany a building permit application to ensure that the City collects the non-refundable permit fees portion, should the application get cancelled or abandoned."; and

(c) amended Recommendation (2) by deleting the words "increase the deposit required to" and inserted in its place the words "to require that full permit fees", so that this recommendation now reads:

"(2) Building Permit By-law No. 163-1998 be amended to require that full permit fees accompany the building permit application to ensure that the City collects the non-refundable permit fees portion should the application get cancelled or abandoned;".

(Budget Advisory Committee; c.c.: City Clerk, Policy and Finance Committee; Commissioner, Urban Development Services; John DiLallo, Manager, Urban Development Services, Budget Services Division, Finance Department and Paul Chenery, Senior Budget Analyst, Urban Development Services, Budget Services Division, Finance Department - January 29, 2002)

**(Clause No. 7(k), Report No. 2)**

The meeting adjourned at 12:08 p.m.

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Chair