

THE CORPORATION OF THE CITY OF TORONTO

Clerk's Department

Minutes of the Scarborough Community Council

Meeting No. 9

Tuesday, October 15, 2002

The Scarborough Community Council met on Tuesday, October 15, 2002, in the Meeting Hall, Scarborough Civic Centre, commencing at 9:35 a.m.

Members present:

| | 9:35 a.m. - <u>11:15 a.m.</u> | 2:12 p.m. - <u>4:15 p.m.</u> |
|-----------------------------------|----------------------------------|---------------------------------|
| Councillor Ron Moeser, Chair | x | - |
| Councillor Norm Kelly, Vice Chair | x | x |
| Councillor Gerry Altobello | x | x |
| Councillor Brian Ashton | x | x |
| Councillor Bas Balkissoon | x | x |
| Councillor Lorenzo Berardinetti | x | x |
| Councillor Raymond Cho | x | x |
| Councillor Brad Duguid | x | x |
| Councillor Sherene Shaw | x | x |
| Councillor David Soknacki | x | x |

Members were present for some or all of the time period indicated.

Declarations of Interest

Councillor Altobello declared an interest in Minute No. 9.14 (Ontario Municipal Board Appeal and Application for Consent to Sever – 35 Acheson Boulevard and 222 Centennial Road) in that his brother owns property in the vicinity, and took no part in the discussion or vote thereon.

Confirmation of Minutes

On a motion by Councillor Balkissoon, the Minutes of the meeting of the Scarborough Community Council held on September 17, 2002, were confirmed.

9.1 Naming of Proposed Public Street located East of Kennedy Road and South of Lawrence Avenue East (Jenkinson Drive) (Ward 37 – Scarborough Centre)

The Community Council had before it a communication (October 4, 2002) from the City Clerk, advising that City Council, at its meeting held on October 1, 2 and 3, 2002, referred back to the Community Council for further consideration the recommendations of the City Surveyor respecting the aforementioned Naming of Proposed Public Street, embodied in Clause No. 4, Report No. 8 of the Scarborough Community Council.

Councillor Berardinetti moved that the recommendations contained in the report (August 30, 2002) from the City Surveyor be struck out and the proposed public street to be located east of Kennedy Road and south of Lawrence Avenue East, be named “Mike Myers Drive”.

(Carried)

(Clause No. 1, Report No. 9)

9.2 Request for Variance from the Sign By-law McDonald’s Inc., South/West Side of Markham Road and Finch Avenue East (Ward 41 – Scarborough Rouge River)

The Community Council had before it a report (October 3, 2002) from the Director of Building and Deputy Chief Building Official, recommending that:

- (1) the request for variance be approved for the reasons outlined in this report; and
- (2) the applicant be advised, upon approval of variance, of the requirement to obtain the necessary sign permit.

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

(Clause No. 3, Report No. 9)

9.3 Request for Variance from the Sign By-law Clifton Park Investments Limited, 2848 Ellesmere Road (Ward 43 – Scarborough East)

The Community Council had before it a report (October 3, 2002) from the Director of Building and Deputy Chief Building Official, recommending that:

- (1) the request for variance be approved for the reasons outlined in this report; and
- (2) the applicant be advised, upon approval of variance, of the requirement to obtain the necessary sign permit.

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

(Clause No. 4, Report No. 9)

**9.4 Proposed All-Way Stop Control on Newlands Avenue
at Santamonica Boulevard, East Intersection
(Ward 35 – Scarborough Southwest)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the “compulsory stops” regulation, as identified in Appendix 1 of this report, be adopted; and
- (2) the appropriate by-law be amended accordingly.

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

(Clause No. 5, Report No. 9)

**9.5 Traffic By-law Amendments on Underwriters Road
From Crouse Road to West Limit
(Formerly Portion of Crouse Road)
(Ward 37 – Scarborough Centre)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the compulsory stops, the parking for restricted periods and the no parking regulations, as identified in Appendix 1 of this report, be rescinded;
- (2) the compulsory stops, the parking for restricted periods and the no parking regulations, as identified in Appendix 2 of this report, be adopted; and
- (3) the appropriate by-laws be amended accordingly.

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

(Clause No. 6, Report No. 9)

**9.6 Proposed Stop Signs – Glendower Circuit Area
(Ward 39 – Scarborough Agincourt)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the “compulsory stops” regulation on two roads intersecting Glendower Circuit, as identified in Appendix 1 of this report, be rescinded;
- (2) the “through streets” regulation on Glendower Circuit, as identified in Appendix 2 of this report, be adopted for the installation of stop signs on all roads intersecting Glendower Circuit between the north and south intersections of Birchmount Road;
- (3) the “compulsory stops” regulation, as identified in Appendix 2 of this report, be adopted; and
- (4) the appropriate by-laws be amended accordingly.

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

(Clause No. 7, Report No. 9)

**9.7 Traffic Operations Issues on Chartland Boulevard South
Near Chartland Junior Public School
(Ward 41 – Scarborough Rouge River)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the parking regulations identified in Appendix 1 of this report be rescinded;
- (2) the parking regulations identified in Appendix 2 of this report be adopted; and
- (3) the appropriate by-laws be amended accordingly.

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

(Clause No. 8, Report No. 9)

**9.8 Permission for Northbound Buses to Travel Through the Intersection of Markham Road and Steeles Avenue East from the Existing Northbound Right-Turn Lane
(Ward 41 – Scarborough Rouge River
Ward 42 – Scarborough Rouge River)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the “Buses Excepted” designation identified in Appendix 1 of this report be adopted; and
- (2) the appropriate City Officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any bills that may be required.

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

(Clause No. 9, Report No. 9)

**9.9 Traffic Operations Issues on Invergordon Avenue and Havenview Road in the Vicinity of White Haven Junior Public School and St. Elizabeth Seton Catholic School
(Ward 42 – Scarborough Rouge River)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the parking regulations identified in Appendix 1 of this report be rescinded;
- (2) the parking regulations identified in Appendix 2 of this report be adopted; and
- (3) the appropriate by-laws be amended accordingly.

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

(Clause No. 10, Report No. 9)

**9.10 Proposed Parking Prohibition on Orton Park Road
(Ward 43 – Scarborough East)**

The Community Council had before it a report (September 24, 2002) from the Director of Transportation Services, District 4, recommending that:

- (1) the “No Parking Anytime” regulation as identified in Appendix 1 of this report be adopted; and
- (2) the appropriate by-law be amended accordingly.

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

(Clause No. 11, Report No. 9)

**9.11 Preliminary Report
Combined Application TF CMB 2002 0007
Canadian Apartment Properties Real Estate Investment Trust
10 Tuxedo Court
Woburn Community
(Ward 38 – Scarborough Centre)**

The Community Council had before it a report (September 23, 2002) from the Director of Community Planning, East District, recommending that:

- (1) staff be directed to schedule a community consultation meeting together with the Ward Councillor;
- (2) staff be directed to conduct a safety audit on the subject property;
- (3) notice for the community consultation meeting be given to landowners and residents within 120 metres of the site; and
- (4) notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act.

On a motion by Councillor Duguid, the Scarborough Community Council approved the aforementioned report.

(Clause No. 16(a), Report No. 9)

9.12 Preliminary Report
Official Plan Amendment Application TF OPA 2002 0003
Zoning By-law Amendment Application TF ZBL 2002 0011
1475976 Ontario Ltd., 31 Greenvale Terrace
West Hill Community
(Ward 43 – Scarborough East)

The Community Council had before it a report (September 25, 2002) from the Director of Community Planning, East District, recommending that:

- (1) staff be directed to schedule a community consultation meeting together with the Ward Councillor;
- (2) notice for the community consultation meeting be given to landowners and residents within 120 metres of the site;
- (3) notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act; and
- (4) staff be directed to incorporate the appropriate Park zoning for the City-owned property to the east of this site.

On a motion by Councillor Soknacki, the Scarborough Community Council approved the aforementioned report.

(Clause No. 16(b), Report No. 9)

9.13 Official Plan Amendment Application SP 1998018
Zoning By-law Amendment Application SZ1998036
George and Cindy Samonas, 3291 Kingston Road
Scarborough Village Community
(Ward 36 – Scarborough Southwest)

The Community Council had before it the following reports:

(June 4, 1999) from the Director of Community Planning, East District, recommending that City Council amend the Scarborough Village Community Secondary Plan and the Scarborough Village Community Zoning By-law No. 10010, as amended, as detailed in the Director's report;

(August 15, 2002) from the Director of Community Planning, East District, recommending that City Council consider the above applications, which were deferred *sine die* at the November 9, 1999 meeting of the Scarborough Community Council, and direct staff to process the Official Plan and Zoning By-law Amendments as originally

Scarborough Community Council Minutes
Tuesday, October 15, 2002

proposed in the June 4, 1999 staff report, with the exception of deleting the Day Nursery provision in the Zoning By-law; and

(October 9, 2002) from the Director of Community Planning, East District, requesting Community Council's direction as to how to proceed with the Samonas application.

The Scarborough Community Council, at its meeting held on September 14, 1999, conducted and concluded the Public Meeting under the Planning Act on the aforementioned applications, and at its meeting held on November 9, 1999, deferred sine die the Director's recommendations contained in the report dated June 4, 1999 until such time as the applicant should request that the matter be reconsidered.

A. Councillor Ashton moved that Scarborough Community Council recommend to City Council that the application by George and Cindy Samonas be refused for the following reasons:

- (1) the proposed uses, and the day nursery space in particular, are inappropriate in such close proximity to the abutting residences;
- (2) the in-right, out-right access to Kingston Road is potentially unsafe; and
- (3) the lot size and configuration is inadequate to provide the necessary parking requirements in accordance with City parking standards.

(Carried)

B. Councillor Kelly moved that the report of the Director of Community Planning, East District, dated June 4, 1999, be approved, which was not voted upon as the motion by Councillor Ashton carried.

The Community Council also had before it a communication (October 7, 2002) from Charles Schwenger Architect Inc., requesting that Community Council approve the recommendations contained in the report from the Director of Community Planning, dated June 4, 1999.

Mr. Charles Schwenger appeared before the Community Council in connection with the foregoing matter.

(Clause No. 12, Report No. 9)

**9.14 Request for Instructions
Ontario Municipal Board Appeal and
Application for Consent to Sever
35 Acheson Boulevard and 222 Centennial Road
Cameron Watson
Application No. BO24/01SC (TF CON 2001 0024)
Centennial Community
(Ward 44 – Scarborough East)**

The Community Council had before it a confidential report (September 16, 2002) from the City Solicitor, respecting the above-noted matter, such report to be considered in camera having regard that the subject relates to litigation or potential litigation.

On a motion by Councillor Moeser, the Scarborough Community Council recommended to City Council the adoption of the aforementioned report, subject to striking out Recommendation No. (1)(c) therein.

(Clause No. 15, Report No. 9)

**9.15 Request for Direction
Bridgenorth Equities (Scarborough) Inc.
1025 Kennedy Road
Dorset Park Community
(Ward 37 – Scarborough Centre)**

The Community Council had before it a report (October 9, 2002) from the Director of Community Planning, East District, recommending that City Council authorize the appropriate staff:

- (1) to secure the parkland dedication, as discussed in this report, from Bridgenorth Equities (Scarborough) Inc. in fulfillment of the parkland dedication requirements on the Heathwood Homes and Hellenic Care for Seniors (Toronto) Inc. developments, subject to satisfaction of the usual City requirements for parkland conveyances set out on Attachment 1; and
- (2) authorize the appropriate staff to negotiate and secure construction of the new park by Bridgenorth Equities (Scarborough) Inc. with such costs of construction to be applied as a credit against applicable development charges.

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

(Clause No. 13, Report No. 9)

**9.16 Request for Direction
Applications to amend the Employment Districts
Zoning By-law (Morningside Heights) and
Plan of Subdivision, Mattamy (Neilson East) Ltd.
1735 and 1741 Neilson Road
(Ward 42 – Scarborough Rouge River)**

The Community Council had before it a report (October 11, 2002) from the Director of Community Planning, East District, recommending that:

- (1) Council direct the City Solicitor to support the approval of the current Zoning By-law amendment application (TF ZBL 2002 0007) and Plan of Subdivision (TF SUB 2002 0002), subject to the draft Conditions of Subdivision Plan Approval, as set out in Attachment 9;
- (2) Council direct the City Solicitor to support the approval of the revised Plan of (SC-T19990015) as shown on Attachment 9, provided that the owner satisfies the City's requirements respecting the proposed re-alignment of the Neilson Tributary including the rehabilitation and revegetation of this tributary through Draft Conditions 5, 6, 7, 9, 10, 11, 12, as set out in Attachment 9; and
- (3) staff be directed to attend and make representation at any future Ontario Municipal Board proceedings with respect to Council's direction on these applications.

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

(Clause No. 14, Report No. 9)

The Community Council recessed at 11:15 a.m. and reconvened at 2:12 p.m.

**9.17 Final Report
Official Plan Amendment Application SC-P20000018
Zoning By-law Amendment Application SC-Z20000033
P.H.Y. Investments Company Limited, 3443 Finch Avenue East
L'Amoreaux Community
(Ward 40 – Scarborough Agincourt)**

The Community Council had before it a report (September 19, 2002) from the Director of Community Planning, East District, recommending that City Council:

- (1) amend the Official Plan for the former City of Scarborough substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 4;
- (2) amend the Zoning By-law for the L'Amoreaux Community substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 5; and
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and draft Zoning By-law Amendment as may be required.

On a motion by Councillor Kelly, the Scarborough Community Council deferred its Public Meeting under the Planning Act on the foregoing report to its next regular meeting to be held on November 12, 2002 at 2:00 p.m., with the request that the applicant submit thereto a revised parking study; and the Director of Community Planning, East District, submit the parking studies for the area undertaken by the former City of Scarborough Planning Department.

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

- Ms. Cindy Tam, owner, Quantam Medical, which is located in the building referred to in the application, suggesting that the proposed parking is inadequate and the additional uses, particularly the cafeteria, will impact an already busy parking lot and seriously inconvenience her clients; and
- Mr. Peter Chee, Agent for the applicant, in support of the staff recommendations, and maintaining that the parking proposed is adequate, given that the uses include a weekend educational facility and evening adult education/retraining, and the cafeteria permission is only for basement vending machines for use by the building's occupants.

(Clause No. 16(c), Report No. 9)

9.18 Amendment to Cap on Third Party Advertising Signs

The Community Council had before it a report (October 10, 2002) from the Director and Deputy Chief Building Official, submitted at the request of Councillor Berardinetti, recommending that:

Scarborough Community Council Minutes
Tuesday, October 15, 2002

- (1) the fixed cap on the number of third party signs in the former City of Scarborough be placed no lower than 344; and
 - (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto and the necessary Public Meeting be held with 14 day prior notice of the meeting.
- A. Councillor Balkissoon moved that the report dated October 10, 2002 from the Director and Deputy Chief Building Official be referred back to staff for report to the next meeting of the Scarborough Community Council scheduled to be held on November 12, 2002, respecting Section 2.4.2, Sub-section (c) under "Location Restrictions" in the current By-law, including the City Solicitor's opinion on the recommendations embodied in the foregoing report.

(Lost)

- B. Councillor Shaw moved that Motion A. by Councillor Balkissoon be amended to provide that the further report contain a chronological history of this issue, which was not voted upon as the motion by Councillor Balkissoon lost.
- C. Councillor Ashton moved that the Director and Deputy Chief Building Official be requested to report to the Scarborough Community Council at its meeting scheduled to be held on November 12, 2002 on the regulatory tools available to control the orderly location of billboards.

(Carried)

- D. Councillor Balkissoon moved that Motion C. by Councillor Ashton be amended to provide that the Director and Deputy Chief Building Official also include in his report to Community Council, the previous recommendation respecting 20 billboards per year as an annual allotment.

(Carried)

- E. Councillor Berardinetti moved that the report (October 10, 2002) from the Director and Deputy Chief Building Official be approved with the request that the City Solicitor report directly to City Council at its meeting scheduled to be held on October 29, 2002 on all legal issues surrounding this matter, including the legality of an area specific restriction.

(Lost)

The report (October 10, 2002) from the Director and Deputy Chief Building Official was forwarded to City Council without recommendation.

(Clause No. 2, Report No. 9)

The Community Council adjourned its meeting at 4:15 p.m.

Chair.