

**PLANNING AND TRANSPORTATION COMMITTEE
AGENDA
MEETING 11**

Date of Meeting:	Tuesday, December 7, 2004	Enquiry:	Patsy Morris
Time:	9:30 a.m.		Committee Administrator
Location:	Committee Room 1		416-392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto, Ontario		

Under the *Municipal Act, 2001*, the Planning and Transportation Committee must adopt a motion to meet *In-camera* (privately) and the reason must be given.

Declarations of Interest under the *Municipal Conflict of Interest Act*

Confirmation of Minutes – November 8, 2004

Communications/Reports:

1. 2005 Operating and Capital Budget Review. 10:00 a.m.

(Presentation)

Staff presentations respecting the 2005 Operating and Capital Budgets pertaining to Urban Development Services:

Operating Budgets:

- Urban Development Services; and
- Community Partnership and Investment Program.

Capital Budgets:

- Urban Development Services;
- Waterfront Revitalization Initiatives; and
- Yonge Dundas Redevelopment Project.

- (Note: (a) **Budget Material will be distributed as soon as it is available;**
- (b) **Members of the public will have an opportunity to speak to the Committee respecting the 2005 Operating and Capital Budgets on Tuesday, January 4, 2005 in Committee Room 1, 2nd Floor, Toronto City Hall, commencing at 10:00 a.m.; and**
- (c) **Members of the Planning and Transportation Committee are respectfully requested to retain their copies of the 2005 Operating and Capital Budget material for the Budget meeting scheduled to be held on January 4, 2005.)**

1(a). 2005 Toronto Cycling Committee Budget Submission

Communication (November 25, 2004) from the Toronto Cycling Committee advising that the Toronto Cycling Committee at its meeting held on November 15, 2004, amongst other things, recommending to the Planning and Transportation Committee that:

- (1) \$60,000.00 be added to the Urban Development Services Cycling Programs budget for Cycling Safety Programs in order to develop and implement the Bike Bus Safety Program to provide education about safe cycling to children and youth, and to work towards the development of a Bike-to-School Program, as per Recommendation 7-2 of the Toronto Bike Plan; and
- (2) \$50,000.00 be added to the Urban Development Services Cycling Program budget for Cycling Promotion to promote bicycle commuting by starting to implement the Urban Development Services 5 year plan for expanding the Bike User Group Network, as per Recommendation 7-6 of the Toronto Bike Plan.

2. Proposed Graffiti Abatement Strategy

Report (November 15, 2004) from the Commissioner of Urban Development Services reporting on, and recommending a Graffiti Abatement Strategy for both private and public property as part of the Clean and Beautiful City Initiatives; and advising that the goal is to eradicate graffiti from Toronto by employing the qualities of Leadership, Prevention, Eradication, Enforcement and Community Empowerment.

Recommendations:

It is recommended that:

- (1) City Council adopt the proposed Graffiti Abatement Strategy (Appendix A), as the basis of a multi-faceted graffiti abatement strategy for the City of Toronto; and
- (2) The City Solicitor, in consultation with the Commissioner of Urban Development Services, report to the Planning and Transportation Committee on a draft Graffiti By-law, under the *Municipal Act, 2001*.

**3. Warden Corridor and Victoria Park Station Land Use Planning Studies
Phase 2 Consultants' Report
(Ward 35 – Scarborough Southwest and Ward 31 – Beaches-East York)**

Report (November 23, 2004) from the Commissioner of Urban Development Services tabling the Phase 2 Report submitted by the City's consultants, to identify the issues and opportunities to be addressed in the Phase 3 implementation report being prepared by staff, and seeking the Committee's directions on notice for a Public Meeting in the first half of 2005.

Recommendations:

It is recommended that:

- (1) staff be directed to bring forward a Phase 3 implementation report for consideration by the Planning and Transportation Committee at a Public Meeting under the Planning Act in the first half of 2005. Said report to include, among other matters, an implementation strategy addressing recreational and community services; and
- (2) notice for the Public Meeting under the Planning Act be given by newspaper advertisement according to the regulations under the Planning Act, by postal walk in the area bounded by Eglinton Avenue East, Danforth Avenue, Victoria Park Avenue, and Birchmount Road, and by direct mail to the study mailing lists.

(Note: A copy of the document, entitled “Land Use Planning Studies – TTC Subway Lands, Warden Corridor and Victoria Park Station – Phase 2 Consultant’s Report”, has been forwarded to Members of the Planning and Transportation Committee only; and a copy is also on file in the Office of the City Clerk, City Hall; and is also available in electronic form on the City’s website at <http://w3.toronto.ca/planning/warden-vicpark.htm>.)

Public Meeting

4. Principles and Proposed By-law Provisions for a City-Wide A-Frame and Mobile Signs By-law 11:00 a.m.

Report (November 15, 2004) from the Commissioner of Urban Development Services reporting on, and seeking approval for, a City-wide harmonized by-law that allows for improved mechanisms of regulations and enforcement around A-frame and mobile signs; and advising that this is an interim model pending conclusion of a comprehensive review of the City's street furniture policy.

Recommendations:

It is recommended that:

- (1) City Council adopt the proposed by-law provisions for regulating A-frame and mobile signs contained in Appendices "A", "B", "C", "D" and "E" attached to this report;
- (2) the City Solicitor be directed to prepare the necessary bills with respect to the by-law regarding A-Frames and Mobile Signs, and to amend Chapter 545, Licensing, and Chapter 441, Fees, both of the City of Toronto Municipal Code, as required to give effect to the recommendations contained in the appendices of this report;
- (3) the by-laws come into effect on July 1, 2005;
- (4) the City Solicitor, in consultation with the Commissioner of Urban Development Services, be authorized and directed to make application to the Ministry of the Attorney General for set fines with respect to the proposed code provisions, in the amount of \$500.00 per offence; and
- (5) the report and recommendations of the Planning and Transportation Committee be referred to the Community Councils, with their reviews and comments referred back to the Planning and Transportation Committee.

5. Council Priority for the 2003-2006 Term: Improve the Planning Process (All Wards)

Report (November 22, 2004) from the Commissioner of Urban Development Services proposing a Listen, Learn, Lead action plan that addresses Council's priority to improve the planning process; and reporting on activities undertaken to date in support of this priority.

Recommendations :

It is recommended that:

- (1) Council endorse the Listen-Learn-Lead Action Plan to improving the planning process as outlined in this report;
- (2) UDS report back on work accomplished on this priority in association with the status reports for the ongoing Development Application Review Project; and
- (3) political representation be added to the Development Application Review Project through the creation of a Planning Process Improvement Committee to provide political oversight and wider policy direction to the Commissioners of Economic Development, Culture and Tourism, Urban Development Services, and Works and Emergency Services, and the Steering Committee who are leading the project. Representation to consist of the Vice Chairs of the Economic Development and Parks Committee, Planning and Transportation Committee and Works Committee, in recognition of the broad scope of the program and the inter-departmental nature of the work.

6. 1998 and 2001 (APTA) American Public Transportation Association Rail Safety Audits – Updates

Communication (November 18, 2004) from the General Secretary, Toronto Transit Commission, advising that the Toronto Transit Commission at its meeting on Wednesday, November 17, 2004, considered the attached report entitled, “1998 and 2001 (APTA) American Public Transportation Association Rail Safety Audits – Updates”; and that the Commission adopted the Recommendation contained in the report, as listed below:

“It is recommended that the Commission:

- (i) receive for information, the seventh update of the TTC management Actions for the 1998 APTA Rail Safety Audit and the fifth update of the TTC management Actions for the 2001 APTA Rail Safety Audit; and
- (ii) forward this update to the Minister of Transportation, Province of Ontario and the Clerk of the City of Toronto for information.”; and

that the foregoing is forwarded to City of Toronto Council through the City Planning and Transportation Committee for information.

7. Reporting of Financial and Non-Financial Results of City Programs to Committees and Council

Communication (November 1, 2004) from the City Clerk advising that City Council on October 26, 27 and 28, 2004, considered Report 8, Clause 2 entitled "Reporting of Financial and Non-Financial Results of City Programs to Committees and Council" and directed that commencing with the 2005 reporting year, Commissioners provide a year-end report of non-financial information to their appropriate Standing Committee, in order to provide information on how programs progressed during the year in terms of performance and achievements; and requested that during the upcoming budget cycle, the Standing Committee establish, by program area, bench marks which could be measured for service delivery.



**PLANNING AND TRANSPORTATION COMMITTEE
SUPPLEMENTARY AGENDA
MEETING 11**

Date of Meeting: Tuesday, December 7, 2004 **Enquiry:** Patsy Morris
Time: 9:30 a.m. **Committee Administrator**
Location: Committee Room 1 **416-392-9151**
City Hall **pmorris@toronto.ca**
100 Queen Street West
Toronto, Ontario

Additional Communications/Reports:

8. Implementation of the Building Code Statute Law Amendment Act, 2002 (Bill 124)

Report (November 30, 2004) from the Commissioner of Urban Development Services reporting on proposed changes to services provided under the Building Code Act, required by the Building Code Statute Law Amendment Act; recommending service delivery model and program changes to meet the requirements of the Act; and responding to Council's request to review fees in Urban Development Services in order to move to full cost recovery as it relates to Building Division activities.

Recommendations:

It is recommended that:

- (1) Council support the service changes required to implement the amendments to the Building Code Act as a service improvement initiative focussed on improving in-house service delivery, in keeping with Recommendation 1 of Clause 23, Policy and Finance Report 5, adopted by Council on June 22, 23 and 24th, 2004 and that the required funding as noted in the financial implications section of this report be added to the base budget of Urban Development Services;
- (2) Council not authorize the use of Registered Code Agencies enabled under Section 4.1 of the Building Code Act as an alternative to enforcement of the Act by City plan review and inspection staff;

- (3) Council adopt an approach to meeting the new service delivery standards and requirements for reporting on the fees established in relation to the costs associated with the enforcement of the Building Code Act, subject to approval of the base budget request, as part of the Urban Development Services 2005 budget submission, including the following:
 - (a) undertaking improvements to in-house customer service, plan review and inspection services to meet the service delivery standards;
 - (b) directing revenues, recovered from building permit fees, to staff, technology and other service delivery improvements; and
 - (c) managing revenues, including the establishment of reserves, to manage fluctuations in volumes of permit activity and allow for investments in service delivery improvements such as technology to meet new requirements of the Act regarding the collection of permit fees and expenditures and related reporting requirements;
- (4) Council authorize the establishment of an obligatory reserve fund with a 2005 contribution of up to \$2.1 million as a result of increases in revenues in order to fund future year needs to meet statutory requirements and refer this to the 2005 budget process;
- (5) Council authorize the hiring of up to 12 plan review staff and 3 customer service staff effective March 1, 2005 to assist in managing current volumes and address the backlog of applications prior to the July, 2005 implementation date for the Building Code Statute Law Amendment Act, 2002;
- (6) Council request that the province amend O. Reg 305/03 to change the prescribed time frames for decisions of the Chief Building Official to issue a permit, or refuse to issue it. It is recommended that the time period for all Part 9 buildings (low rise, under 600 square metres) be 15 working days and the target for all Part 3 buildings (larger, professionally designed) be 30 working days;
- (7) Council request that the province delay the effective date of the qualification requirements of the Building Code Statute Law Amendment Act, 2002, to January 2006, to provide sufficient time for staff responsible for the enforcement of the Building Code Act and designers involved in submitting plans, to fulfill the qualification and registration requirements of the Act;
- (8) the Commissioner of Urban Development Services report to the Audit and Planning and Transportation Committees on how the program to implement the amendments to the Building Code Act would respond to outstanding recommendations of Clause 5, Report No. 10 of the Audit Committee, adopted by Council at its meeting of December 4, 5 and 6, 2001;

- (9) that this report be forwarded to the Budget Advisory Committee for their consideration as part of the 2005 UDS budget submission;
- (10) that prior to the day on which the Building Code Statute Law Amendment Act comes into force, the Commissioner of Urban Development Services provide Council with a report on the status of the City's implementation of the Act, service delivery changes and recommended changes to Municipal Code Chapter 363; and
- (11) that the appropriate City Officials be authorized and directed to take the necessary actions to give effect thereto.

9. Comprehensive Review of Fees in Urban Development Services

Report (November 29, 2004) from the Commissioner of Urban Development Services responding to the request of Planning and Transportation Committee regarding a comprehensive review of fees in the Urban Development Services department in order to move to 100 percent cost recovery, where applicable, and recommending an increase in Community Planning fees effective February 1, 2005, the date of the first Council meeting in 2005.

Recommendations:

It is recommended that:

- (1) Committee of Adjustment fees continue to be subject to cost of living increases only as currently determined by the amount of the percentage increase in the All Items Index of the Consumer price Index for the Toronto Census Metro Area, published by Statistics Canada during the 12 month period ending on October 1, as set out in Section 441-11 of the Toronto Municipal Code;
- (2) Community Planning application fees be increased by 75 percent on February 1, 2005 in order to recover 75 percent of the current cost of processing development applications in the Urban Development Services department and to fund the continuation of the full-time staff required in 2005 in the Works and Emergency Services and Economic Development Culture and Tourism departments for the ongoing design, co-ordination and implementation of improvements to the planning application review process;
- (3) the Commissioners and Urban Development Services, Works and Emergency Services and Economic Development, Culture and Tourism report to the Planning and Transportation Committee in 2005 on a phased approach to increasing Community Planning fees in the future that will allow for full cost recovery for all application processing related costs;

- (4) this report be forwarded to the Economic Development and Parks Committee and the Works Committee for information; and
- (5) the City Solicitor be directed to prepare the necessary bill to give effect to these recommendations, to be effective February 1, 2005.