

THE CORPORATION OF THE CITY OF TORONTO

Clerk's Division

Minutes of the Toronto East Community Council

Meeting No. 5

Tuesday, May 4, 2004

The Toronto East Community Council met on Tuesday, May 4, 2004, in the Meeting Hall, Scarborough Civic Centre, commencing at 9:35 a.m.

Members present:

	9:35 a.m.
	<u>11:32 a.m.</u>
Councillor Raymond Cho, Chair	x
Councillor Michael Thompson, Vice Chair	x
Councillor Gerry Altobello	x
Councillor Brian Ashton	-
Councillor Bas Balkissoon	x
Councillor Gay Cowbourne	x
Councillor Glenn De Baeremaeker	x
Councillor Mike Del Grande	x
Councillor Norm Kelly	x
Councillor David Soknacki	x

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

Confirmation of Minutes

On a motion by Councillor Thompson, the Minutes of the meeting of the Toronto East Community Council held on April 7, 2004, were confirmed.

**5.1 Renaming of Portion of Livingston Road to “Livingston Road North”
(Ward 43 - Scarborough East)**

The Toronto East Community Council, in accordance with Clause 11, Report No. 7 of the Scarborough Community Council, as adopted by City Council at its meeting held on September 22, 23, 24 and 25, 2003, held a public meeting and notice, in accordance with the Municipal Act, 2001, of the proposed enactment of the draft by-law was posted on the City’s web site. No one addressed the Community Council.

On a motion by Councillor Soknacki, the Toronto East Community Council recommended to City Council the enactment of the proposed draft by-law to the renaming of a portion of Livingston Road to “Livingston Road North”.

(Clause No. 1, Report No. 4)

5.2 Portrayal of Scarborough in the Major Toronto News Media

The Community Council had before it a communication (March 25, 2004) from Councillor Michael Thompson, requesting that Community Council hold a meeting, and invite representatives of all major news media to participate and discuss the portrayal of the Scarborough community in the media, and proposing proactive initiatives to reflect the positive image being promoted by the “Stand Up for Scarborough Group”.

A. Councillor Kelly moved that:

- (1) the City Clerk provide to the Members of the Toronto East Community Council the reports submitted in the past to the former City of Scarborough Council with respect to Scarborough’s image; and
- (2) the Commissioner of Works and Emergency Service prepare a list of addresses on Scarborough arterial roads that require beautification; that the owners of such properties be invited to participate in a “Beautify Scarborough” program; and the Commissioner report thereon to the Community Council.

(Carried)

B. Councillor Thompson moved that the communication (March 25, 2004) from Councillor Michael Thompson, be referred to the Office of the Mayor, with the request that Mayor Miller, in conjunction with the Members of the Toronto East Community Council, request a private meeting with the Press Council to enter into dialogue respecting the portrayal of Scarborough in the media.

(Carried)

(Clause No. 13(a), Report No. 4)

**5.3 Albert Campbell Square Interim Permit Guidelines
(Ward 38 – Scarborough Centre)**

The Community Council had before it a report (March 18, 2004) from the Commissioner of Economic Development, Culture and Tourism providing an update on the permit guidelines in place for the use of the Albert Campbell Square, recommending that this report be received for information.

- A. Councillor Cowbourne moved that the Working Committee be requested to amend the Permit process to provide that:
- (1) the permit process be revised to identify potential event risks prior to the event; and
 - (2) that all groups may be required to provide confirmation of Pay Duty Police, a security plan, proof of insurance, a site map and final event schedule prior to the event.

(Carried)

- B. Councillor Balkissoon moved that the section of the proposed Guidelines respecting the prohibition of alcohol be amended by deleting the words “will not” and inserting instead the word “may”, and further that staff be requested to develop an Alcohol Policy in consultation with the stakeholders.

(Carried)

- C. Councillor De Baeremaeker moved that the Working Committee be requested to amend the permit process to provide that:
- (1) permits may be approved or rejected at the sole discretion of the Commissioner, Economic Development, Culture and Tourism; and
 - (2) the local Councillor be notified of all permit applications and that, at the request of the Councillor, any application under dispute be brought to Toronto East Community Council for approval before a permit is issued.

(Carried)

(Clause No. 13(b), Report No. 4)

5.4 Authority to Enter into a Heritage Easement Agreement for the Bell Estate – 671-679 Warden Avenue (Ward 35 – Scarborough Southwest)

The Community Council had before it a report (March 30, 2004) from the Commissioner of Economic Development, Culture and Tourism, recommending that:

- (1) authority be granted by City Council for the execution of a Heritage Easement Agreement (HEA) for the “Bell Estate” under Section 37 of the *Ontario Heritage Act* with the owner of 671-679 Warden Avenue, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services; and
- (2) appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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

The Community Council also considered a communication (April 13, 2004) from the Toronto Preservation Board recommending the adoption of the recommendations in the Commissioner’s report.

(Clause No. 2, Report No. 4)

5.5 Appointments to the Scarborough Historical Community Museum Board

The Community Council had before it a report (April 13, 2004) from the Commissioner of Economic Development, Culture and Tourism, recommending that:

- (1) the Toronto East Community Council nominate the selected individuals listed in the Confidential Attachment No. 1 to the Scarborough Historical Community Museum Board for a term expiring on November 30, 2006, or until a successor is appointed;
- (2) the Toronto East Community Council nominate the selected individuals from the Scarborough Historical Society listed in Attachment No. 1, to the Scarborough Historical Community Museum Board for a term expiring November 30, 2006, or until a successor is appointed; and

- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On a motion by Councillor Cowbourne, the Toronto East Community Council recommended to City Council the adoption of the aforementioned report.

(Clause No. 3, Report No. 4)

5.6 Request to Implement Overnight Parking Restrictions in the Goldhawk Community (Ward 41 – Scarborough Rouge River)

The Community Council had before it a report (April 20, 2004) from the Director, Transportation Services, East District, recommending that:

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

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

(Clause No. 4, Report No. 4)

5.7 Proposed Minor Street Stop Sign on Misty Hills Trail at Havenlea Road (Ward 42 – Scarborough Rouge River)

The Community Council had before it a report (April 20, 2004) from the Director, Transportation Services, East District, recommending that:

- (1) the changes, additions and deletions to the various traffic by-laws outlined in the attached Appendices be adopted; and
- (2) the appropriate by-laws be amended accordingly

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

(Clause No. 5, Report No. 4)

5.8 Dedication and Naming of the 0.3 metre wide reserve strip to form part of McLevin Avenue (Ward 42 – Scarborough Rouge River)

The Community Council had before it a report (April 19, 2004) from the Director of Transportation Services, East District, recommending that:

- (1) the Reserve, shown as Part 1 on Plan 66R-20980, be dedicated and named for public highway purposes, to form part of McLevin Avenue; and
- (2) the appropriate City officials be authorized to take whatever action is necessary to give effect thereto, including the introduction in Council of any Bills that might be necessary.

On a motion by Councillor De Baeremaeker, the Toronto East Community Council recommended to City Council the adoption of the aforementioned report.

(Clause No. 6, Report No. 4)

5.9 Application for Variances to the former City of Scarborough Sign By-law No. 22980, as amended, for two ground signs at 3401 Sheppard Avenue East for Shell Canada Products (Ward 40 – Scarborough Agincourt)

The Community Council had before it a report (April 20, 2004) from the Director of Building and Deputy Chief Building Official, recommending that the request for variances be refused for reasons outlined in this report.

On a motion by Councillor Kelly, the Toronto East Community Council deferred consideration of the foregoing report to the next meeting scheduled to be held on June 8, 2004, to allow the Ward Councillor to consult with Shell Canada.

(Clause No. 13(c), Report No. 4)

5.10 Assumption of Services – Aspen Ridge Homes (Markham Gardens) Inc. – Subdivision Application No. T-90004 – Registered Plan of Subdivision 66M-2300 – City of Toronto (formerly City of Scarborough) – South-East Corner of Sheppard Avenue East and Markham Road (Ward 42 - Scarborough Rouge River)

The Community Council had before it a report (April 21, 2004) from the City Solicitor, recommending that:

- (1) the services installed for Registered Plan 66M-2300 be assumed and that the City formally assume the roads within the Plan of Subdivision;

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- (2) the Legal Services Division be authorized to release the performance guarantee in accordance with the terms and of the subdivision agreement, as amended; and
- (3) the City Clerk and Treasurer be authorized to sign any release or other documentation necessary to give effect thereto.

On a motion by Councillor Thompson, the Toronto East Community Council recommended to City Council the adoption of the aforementioned report.

(Clause No. 7, Report No. 4)

5.11 Preliminary Report – OPA & Rezoning Application 04 113582 ESC 35 OZ – Stafford Homes Ltd. (The Goldman Group) – Architect: Gail E. Lamb – 671-679 Warden Avenue - Oakridge Employment District (Ward 35 – Scarborough Southwest)

The Community Council had before it a report (April 20, 2004) from the Acting Director, Community Planning, East District, recommending that the processing of this application and community consultation be co-ordinated with the Warden Corridor Land Use Planning Study.

On a motion by Councillor Altobello, the Toronto East Community Council recommended to City Council the adoption of the aforementioned report, subject to adding the following:

“That the Ministry of Health and Long Term Care be requested to extend the funding timeline for the Ina Grafton Gage facility until February, 2007, which would allow the proposal to be considered as part of the Warden Corridor Land use Planning Study.”

The Toronto East Community Council received a communication (April 29, 2004) from Neil Pattison, Principal Planner, The Goldman Group, requesting that Community Council consider the following letters in conjunction with the Stafford Homes OP and Rezoning Applications for 671-679 Warden Avenue:

- (April 21, 2004) from Lorenzo Berardinetti, M.P.P., Scarborough Southwest, addressed to Councillor Gerry Altobello;
- (April 5, 2004) from Guy D’Onofrio, Director of Planning and Government Relations, The Goldman Group, addressed to Lorenzo Berardinetti;

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- (April 5, 2004) from Guy D'Onofrio, addressed to Councillor Gerry Altobello;
- (April 2, 2004) from Neil Pattison, addressed to Ed Watkins, Manager, Community Planning – East District; and
- (April 2, 2004) from Randy Hodge, Director of Facilitation, Long-Term Care Redevelopment Project, Ministry of Health, addressed to Ed Watkins;

a copy of these communications was provided to Members of Community Council and a copy is on file in the City Clerk's Office, Scarborough Civic Centre.

The following persons appeared before the Community Council:

- Murray Goldman, for Stafford Homes; and
- Bruce Hemphill, Board Member, for Ina Grafton Gage Long-Term Care Facility.

(Clause No. 8, Report No. 4)

5.12 Preliminary Report – Rezoning Application 04 105059 ESC 44 OZ – University of Toronto – 1036 Military Trail – Highland Creek Community (Ward 44 – Scarborough East)

The Community Council had before it a report (April 20, 2004) from the Acting Director, 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; and
- (3) notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act.

On a motion by Councillor Cowbourne, the Toronto East Community Council approved the aforementioned report.

(Clause No. 13(d), Report No. 4)

5.13 Preliminary Report – Application to amend the Employment District Zoning By-law No. 24982 – Application Number 03 195543 ESC 39 OZ – Louis K.C. Cheung Architect Inc. – 2020 McNicoll Avenue – North-East Corner of McNicoll Avenue and Kennedy Road – Part of Lot 40, Registrar’s Compiled Plan 9828 – Milliken Employment District (Ward 39 – Scarborough Agincourt)

The Community Council had before it a report (April 23, 2004) from the Acting Director, 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; and
- (3) notice for the public meeting under the Planning Act be given according to the regulations under the Planning Act.

On a motion by Councillor Del Grande, the Toronto East Community Council approved the aforementioned report, subject to adding the following motion:

“WHEREAS there have been some expressions of interest by landowners and residents residing south of McNicoll Avenue, west of Kennedy Road of the proposed seniors’ nursing home and the proposed project; and

WHEREAS it would be more consistent with the spirit and intent of facilitating and maintaining community involvement in the decision-making on land use and form of development for the property to expand the notice of the community information meeting;

NOW THEREFORE BE IT RESOLVED that staff’s Recommendation No. (2) contained in the Preliminary Report dated April 23, 2004 add the following wording so that the amended recommendation is as follows:

‘Notice for the community consultation meeting be given to landowners and residents 400 metres (1,312 feet) from the subject property as well as those landowners and, where possible, residents south of McNicoll Avenue, west of Kennedy Road located in the existing high rise residential towers;

the applicant is requested to pay the additional costs associated with the delivery of notices within the expanded notice area.”

(Clause No. 13(e), Report No. 4)

5.14 Sale of Parcel of Vacant Land – South Side of St. Clair Avenue East and west of Midland Avenue – Part of Scarborough GO Station (Ward 36 – Scarborough Southwest)

The Community Council had before it a report (April 19, 2004) from the Commissioner of Corporate Services, recommending that:

- (1) the Offer to Purchase from the Greater Toronto Transit Authority to purchase the vacant land located on the south side of St. Clair Avenue East and west of Midland Avenue, being Parcel Atlee Av-1, Section M-388, part of Maple Avenue, known as Natal Avenue, Plan M-388, designated as Part 1, Plan 66R-12360, closed by C91846; Part 12, Plan 66R-13047 lying to the south of Part 1, Plan 66R-12360, closed by C119240; Parts 6, 11 and 16, Plan 66R-14961, closed by C388999, (collectively the “Property”) together shown as Parts 1, 2 and 6 on Sketch No. PS-2001-090, in the amount of \$315,000.00, be accepted substantially on the terms outlined in the body of this report, and that either one of the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate be authorized to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds on closing to fund the outstanding expenses related to this property;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing date to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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

(Clause No. 9, Report No. 4)

5.15 Sale of Parcel of Vacant Land – South Side of Eglinton Avenue East and west of Bellamy Road – Part of Eglinton GO Station (Ward 36 – Scarborough Southwest)

The Community Council had before it a report (April 16, 2004) from the Commissioner of Corporate Services, recommending that:

- (1) the Offer to Purchase from the Greater Toronto Transit Authority to purchase the property located on the south side of Eglinton Avenue East and west of Bellamy Road, being part of Block F, Registered Plan M172 and part of Block L, Registered Plan 1098 and Part of Lot 1, Registered Plan 4338 (the “Property”), in the amount of \$450,000.00, be accepted substantially on the terms outlined in the body of this report, and that either one of the Commissioner of Corporate Services or the Executive Director, Facilities & Real Estate Services be authorized to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds on closing to fund the outstanding expenses related to this property;
- (3) the City Solicitor be authorized to complete this transaction on behalf of the City, including making payment of any necessary expenses and amending the closing date to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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

(Clause No. 10, Report No. 4)

5.16 Sale of Parcel of Vacant Land – East of Livingston Road and West of Galloway Road – Part of the Guildwood GO Station (Ward 43 – Scarborough East)

The Community Council had before it a report (April 16, 2004) from the Commissioner of Corporate Services, recommending that:

- (1) the Offer to Purchase from the Greater Toronto Transit Authority to purchase a strip of land located on the east side of Livingston Road and west of Galloway Road, and shown as Part 1 on Sketch No. PS 2003-060, in the amount of \$175,000.00, be accepted substantially on the terms outlined in the body of this report, and that either one of the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate be authorized to accept the Offer on behalf of the City;

- (2) Part 5 and Part 6 on Sketch No. PS 2003-060 be dedicated as a public highway and temporary access be granted to the Greater Toronto Transit Authority over Part 5 until such time as it is so dedicated;
- (3) authority be granted to direct a portion of the proceeds on closing to fund the outstanding expenses related to this property;
- (4) the City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing date to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable; and
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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

(Clause No. 11, Report No. 4)

**5.17 Final Report – Part Lot Control Application 03 201879 E00 00 PL
Touchstone Homes/Laredo Construction – Knotwood Crescent
Morningside Heights Community (Ward 42 – Scarborough Rouge River)**

The Community Council had before it a report (April 30, 2004) from the Acting Director, Community Planning, East District, recommending that City Council:

- (1) enact a Part Lot Control Exemption By-law for Block 29 to Block 33 (all inclusive) of Registered Plan 66M-2391;
- (2) deem that the Part Lot Control Exemption By-law shall expire one (1) year from the date of its passing;
- (3) require staff to obtain, from the owner, confirmation of payment of outstanding taxes for the property to the satisfaction of Revenue Services Division, Finance Department, prior to registration of the Part Lot Control Exemption By-law; and
- (4) authorize the City Solicitor to make such stylistic and technical changes to the draft Part Lot Control Exemption By-law as may be required.

On a motion by Councillor Thompson, the Toronto East Community Council recommended to City Council the adoption of the aforementioned report.

(Clause No. 12, Report No. 4)

**5.18 Ontario Municipal Board Decision – Variance Refusal – 32 Saunders Road
(Ward 36 – Scarborough Southwest)**

The Community Council had before it a report (April 30, 2004) from the City Solicitor advising the outcome of the Ontario Municipal Board hearing held on February 25, 2004, at which the Board upheld the East District Panel of the Committee of Adjustment's decision to refuse the requested Variance, recommending that this report be received for information.

On a motion by Councillor Balkissoon, the Toronto East Community Council received the aforementioned report.

(Clause No. 13(f), Report No. 4)

**5.19 Ontario Municipal Board Decision – Consent and Variance Approval –
47 Queensbury Avenue (Ward 36 – Scarborough Southwest)**

The Community Council had before it a report (April 30, 2004) from the City Solicitor advising the outcome of the Ontario Municipal Board hearing held on February 25, 2004, at which the Board allowed the owner's appeals of the East District Panel of the Committee of Adjustment's Consent and Variance refusals, recommending that this report be received for information.

On a motion by Councillor Balkissoon, the Toronto East Community Council received the aforementioned report.

(Clause No. 13(g), Report No. 4)

**5.20 Declaration as Surplus – An Additional Portion of 150 Borough Drive and Status of
Negotiations Respecting the Land Exchange (Ward 38 – Scarborough Centre)**

The Community Council had before it a referral from the Administration Committee of Recommendation No. (2) in the report (April 23, 2004) from the Commissioner of Corporate Services, with the request that Community Council report directly to City Council for its meeting on May 18, 19 and 20, 2004, on the outcome of its consideration:

“(2) any negotiations leading to the loss of parking in relation to the City's gravel parking lot, shown as Part 3 on Sketch No. PS-2003-088, which was previously

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declared surplus, allow for alternative equivalent on-site parking for exclusive use by the City, without any incremental cost to the City;”.

Councillor De Baeremaeker moved that Toronto East Community Council recommend to City Council:

(1) that Recommendation No. (2) in the report (April 23, 2004) from the Commissioner of Corporate Services be deleted and the following inserted instead:

“(2) direct Planning staff to ensure that an updated zoning regimen for the Civic Centre complex, including appropriate parking standards, be determined and recommended for implementation in conjunction with the formal planning processes associated with any proposal to develop the Civic Centre lands identified in this and previous reports as lands to be declared surplus;”

(2) that the following Recommendation No. (5) be added:

“(5) that in the event that Council approves a land exchange of any Scarborough Civic Centre lands, the proceeds of the transaction be allocated to improvements to the Scarborough Civic Centre Complex.”

Upon the adoption of Recommendation No. (1) of the foregoing Motion by Councillor De Baeremaeker, a recorded vote was taken, as follows:

Yeas: Councillors Altobello, Cowbourne, De Baeremaeker, Del Grande, Soknacki, Thompson -6

Nays: Nil

Recommendation No. (1) was carried by a unanimous vote of the Members present and voting.

The (Acting) Chair ruled Recommendation No. (2) of the foregoing Motion out of order since it is contrary to City Council policy on the allocation of funds realized from the sale of City-owned lands.

Councillor De Baeremaeker challenged the ruling of the Chair. A recorded vote was taken on the question shall the ruling of the Chair be upheld:

Yeas: Councillors Soknacki, Thompson -2

Nays: Councillors Altobello, Cowbourne, De Baeremaeker, Del Grande -4

The ruling of the Chair was not upheld.

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Upon the question of the adoption of Recommendation No. (2) of the foregoing Motion, a recorded vote was taken, as follows:

Yeas: Councillors Altobello, Cowbourne, De Baeremaeker, Del Grande -4

Nays: Councillors Soknacki, Thompson -2

Decided in the affirmative by a majority of 2.

(Clause No. 13(h), Report No. 4)

The Community Council adjourned its meeting at 11:32 a.m.

Chair.