

**THE CORPORATION OF THE CITY OF TORONTO**

**Clerk's Division**

**Minutes of the Scarborough Community Council**

**Meeting 9**

**Tuesday, October 12, 2004**

The Scarborough Community Council met on Tuesday, October 12, 2004, in the Meeting Hall, Scarborough Civic Centre, commencing at 9:36 a.m.

Members present:

	9:36 a.m. - <u>12:35 p.m.</u>	2:05 p.m. - <u>3:45 p.m.</u>
Councillor Raymond Cho, Chair	x	x
Councillor Michael Thompson, Vice Chair	x	x
Councillor Gerry Altobello	x	x
Councillor Brian Ashton	x	x
Councillor Bas Balkissoon	x	x
Councillor Gay Cowbourne	x	x
Councillor Glenn De Baeremaeker	x	x
Councillor Mike Del Grande	x	x
Councillor Norm Kelly	x	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 Ashton, the Minutes of the meeting of the Scarborough Community Council held on September 14, 2004, were confirmed.

**9.1 Rescinding of Lease Agreement with Scarborough Children's Safety Village  
(Ward 36 – Scarborough Southwest)**

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

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- (1) Report 19, Clause 8 of the Corporate Services Committee, December 16 and 17, 1998 be rescinded; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On a motion by Councillor Ashton, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 2, Report 8)**

**9.2 Request for Approval of Variances from the Scarborough Sign By-law No. 22980, as amended, for one Ground Sign at 3051 Lawrence Avenue East (Ward 38 – Scarborough Centre)**

The Community Council had before it a report (September 28, 2004) from the Director of Building and Deputy Chief Building Official, recommending that the request for variances be granted for the reasons outlined in this report.

On a motion by Councillor De Baeremaeker, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 4, Report 8)**

**9.3 Request for Approval of Variances from the Scarborough Sign By-law No. 22980, as amended, for one Ground Sign at 6758 Kingston Road (Ward 44 – Scarborough East)**

The Community Council had before it a report (September 28, 2004) from the Director of Building and Deputy Chief Building Official, recommending that the request for variances be refused for the reasons outlined in this report.

On a motion by Councillor Cowbourne, the Scarborough Community Council deferred the report (September 28, 2004) from the Director of Building and Deputy Chief Building Official, to its meeting on November 16, 2004, at the request of the Ward Councillor, to permit further consultation with the applicant.

**(Clause 23(a), Report 8)**

**9.4 Proposed Turn Prohibition – 1279 Kennedy Road (Ward 37 – Scarborough Centre)**

The Community Council had before it a report (September 23, 2004) from the Director, Transportation Services, East District, recommending that:

- (1) a northbound right-turn and westbound left-turn prohibition be enacted at all times at the driveway located on the east side of Kennedy Road, at a point 67 metres north of and opposite from the centre of Shropshire Drive, as identified in Appendix 1 of this report;
- (2) all costs associated with signage in support of the prohibitions at the subject driveway be borne by the owner of the property serviced by the driveway; and
- (3) the appropriate by-law be amended accordingly.

On a motion by Councillor Thompson, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 9, Report 8)**

**9.5 Request to Prohibit Parking at All Times on Rural Avenue  
(Ward 41 – Scarborough Rouge River)**

The Community Council had before it a report (September 22, 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 Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 11, Report 8)**

**9.6 Proposed Parking Regulation Changes on Brimwood Boulevard in the Vicinity of  
Brimwood Boulevard Junior Public School and Our Lady of Grace Catholic School  
(Ward 41 – Scarborough Rouge River)**

The Community Council had before it a report (September 22, 2004) from the Director, Transportation Services, East District, recommending that:

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

On a motion by Councillor Balkissoon, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 12, Report 8)**

**9.7 Proposed Minor Street Stop Signs intersecting Leameadow Way and Rotary Drive (Ward 44 – Scarborough East)**

The Community Council had before it a report (September 22, 2004) from the Director, Transportation Services, East District, recommending that:

- (1) the minor stop signs intersecting Leameadow Way and Rotary Drive identified in Appendix 1 of this report be adopted; and
- (2) the appropriate by-laws be amended accordingly.

On a motion by Councillor Cowbourne, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 13, Report 8)**

**9.8 Request for Direction – Rezoning Application 03 035266 ESC 44 OZ – Official Plan Amendment Application 03 035176 ESC 44 OZ – Site Plan Control Application 04 116702 ESC 44 SA – Sundance Development Corporation – 4 Tideswell Boulevard, West Side – Rouge Community (Ward 44 – Scarborough East)**

The Community Council had before it a confidential report (October 5, 2004) from the Acting Director, Community Planning, East District, to be considered in camera as it relates to litigation or potential litigation.

On a motion by Councillor Balkissoon, the Scarborough Community Council recommended to City Council adoption of the recommendations contained in the confidential report (October 5, 2004) from the Acting Director, Community Planning, East District, with the added direction that the negotiations with the applicant include the issue of ownership of the fence for the clarification of the future condominium owners.

**(Clause 22, Report 8)**

**9.9 Request for Direction – Designation of Site Plan Control Areas – City-initiated File No. 04 178744 TM – 447 Port Union Road and 67-75 Kirkdene Drive – Centennial Community (Ward 44 – Scarborough East)**

The Community Council had before it a report (October 4, 2004) from the Acting Director, Community Planning, East District, recommending that City Council:

- (1) enact a Site Plan Control By-law pursuant to Section 42 of the Planning Act to designate 447 Port Union Road and 67-75 Kirkdene Drive as areas subject to Site Plan Control, substantially in accordance with the draft Site Plan Control By-law attached as Attachment 1; and
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Site Plan Control By-law as may be required.

On a motion by Councillor Cowbourne, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 17, Report 8)**

**9.10 Cherry Street Road Allowance (Ward 44 – Scarborough East)**

The Community Council had before it a communication (October 2004) from Councillor Cowbourne, further to the adoption by City Council at its meeting held on January 27, 2004, of Clause 21, Report 1 of the Toronto East Community Council, headed: “Surplus Land Declaration and Proposed Closing of a Portion of the Cherry Street Road Allowance”, thereby directing negotiations be held in abeyance until the Ward Councillor had an opportunity to consult with the community; advising that such consultation has now taken place, and requesting that the Scarborough Community Council recommend to City Council that the direction to the Commissioner of Corporate Services to invite an offer to purchase from the developer of the adjoining lands for the sale of the Westerly Highway Lands no longer be held in abeyance and that the Commissioner of Corporate Services be authorized to proceed with such action.

Councillor Cowbourne moved that the Scarborough Community Council recommend to City Council that:

- (1) the Commissioner of Corporate Services be directed to invite an offer to purchase from the developer of the adjoining lands for the sale of the Westerly Highway Lands no longer be held in abeyance; and
- (2) the Commissioner of Corporate Services be authorized to proceed with such action.

**(Clause 18, Report 8)**

**9.11 Naming of Cricket Mews and Culver Lane  
(Ward 42 – Scarborough Rouge River)**

The Scarborough Community Council, in accordance with Clause 3, Report 6 of the Scarborough Community Council, as adopted by City Council at its meeting on July 20, 21 and 22, 2004, 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 Cho, the Scarborough Community Council recommended to City Council the enactment of the proposed draft by-law to name the private lanes on the west side of Staines Road, north and south of Seasons Drive as "Cricket Mews" and "Culver Lane".

**(Clause 1, Report 8)**

**9.12 Request for Approval of a Variance from the Scarborough Sign By-law No. 22980, as amended, for one Ground Sign at 135 Milner Avenue (Yamaha Canada Music)  
(Ward 42 – Scarborough Rouge River)**

The Community Council had before it reports:

- (August 31, 2004) from the Director of Building and Deputy Chief Building Official, recommending that the request for variance be refused for the reasons outlined in this report; and
- (September 28, 2004) from the Director of Building and Deputy Chief Building Official, responding to Community Council's direction of September 14, 2004, regarding ground sign heights on Highway 401 frontage, and recommending that this report be received for information.

Councillor Cho moved that the report (August 31, 2004) from the Director of Building and Deputy Chief Building Official be amended as follows:

- (1) delete the staff recommendation to refuse the application; and
- (2) recommend to City Council that the Variance be granted.

**(Carried)**

**(Clause 5, Report 8)**

**9.13 Request for Approval of Variances from the Scarborough Sign By-law No. 22980, as amended, for one Ground Sign at 462 Birchmount Road (Key Investments Ltd.) (Ward 35 – Scarborough Southwest)**

The Community Council had before it a report (August 31, 2004) from the Director of Building and Deputy Chief Building Official, recommending that:

- (1) the request for variances be refused for the reasons outlined in this report; and
- (2) should Council decide to grant the requested variances, the granting be subject to the following:
  - (a) all illegal signs on the property are to be removed;
  - (b) the abandoned existing ground sign base and sign structure, facing Birchmount Road, are to be removed;
  - (c) a permit must be obtained from the Building Division for the existing ground sign.

Councillor Altobello moved that Recommendation (1) in the report (August 31, 2004) from the Director of Building and Deputy Chief Building Official, be struck out and Recommendation (2) be adopted.

(Carried)

**(Clause 3, Report 8)**

**9.14 Traffic Operations Review – Kennedy Commons Inc. and Lansing Building Supply Limited – 1997, 2021 and 2031 Kennedy Road and 50 Progress Avenue (Ward 40 – Scarborough Agincourt)**

The Community Council had before it reports:

- (September 30, 2004) from the Director, Transportation Services, East District, recommending that this report be received for information; and
- (December 18, 2003) from the City Solicitor, recommending that.
  - (1) the services installed for the above development be assumed and that the City formally assume the road within the development;
  - (2) the Legal Services Division be authorized to release the performance guarantee; and
  - (3) the City Clerk and Treasurer be authorized to sign any release or other documentation necessary to give effect thereto.

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- A. Councillor Kelly moved that the report (December 18, 2003) from the City Solicitor be approved.
- B. Councillor Thompson moved that the Motion by Councillor Kelly be amended to add the following:
- “subject to the condition that First Gulf Development Corporation contribute \$50,000.00 toward the cost of the new traffic signal and pavement markings on William Kitchen Road, such contribution to be received by the City no later than November 30, 2004, and further that staff be authorized to proceed with the installation of traffic signals if the developer so agrees”.
- C. Councillor Del Grande moved that Motion A. by Councillor Kelly be amended by deleting the words “and that the City formally assume the road within the development” and the road not be assumed until such time as traffic signals and proper signage have been installed on the William Kitchen Road.

Upon the question of the adoption of Motion B. by Councillor Thompson, to amend the Motion of Councillor Kelly, a recorded vote was taken, as follows:

Yeas: Councillors Ashton, Balkissoon, Cho, Cowbourne, De Baeremaeker, Del Grande, Soknacki, Thompson - 8  
Nays: Councillor Kelly - 1

Decided in the affirmative by a majority of 7.

Upon the question of the adoption of Motion C. by Councillor Del Grande, to amend the Motion of Councillor Kelly, a recorded vote was taken, as follows:

Yeas: Councillors De Baeremaeker, Del Grande, - 2  
Nays: Councillors Ashton, Balkissoon, Cho, Cowbourne, Kelly, Soknacki, Thompson -7

Decided in the negative by a majority of 5.

Upon the question of the adoption of Motion A. by Councillor Kelly, as amended, a recorded vote was taken, as follows:

Yeas: Councillors Ashton, Balkissoon, Cho, Cowbourne, De Baeremaeker, Del Grande, Soknacki, Thompson - 8  
Nays: Councillor Kelly - 1

Decided in the affirmative by a majority of 7.

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The Community Council received a communication (October 7, 2004) from Roslyn Houser, Goodmans, on behalf of First Gulf Development Corporation (further to her letter dated September 28, 2004 referred to in the staff report), advising that the offer by First Gulf to fund 25% of the cost of a new traffic signal on William Kitchen Road is conditional on its ability to secure the consent of a public company which is a co-owner of Kennedy Commons.

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Mr. Chris Barre appeared before the Community Council on behalf of First Gulf Development Corporation.

**(Clause 8, Report 8)**

**9.15 Elimination of Sidewalks on Starry Crescent and Boulderbrook Drive  
(Ward 42 – Scarborough Rouge River)**

The Community Council had before it a report (September 28, 2004) from the Director, Development Engineering, recommending that the developer be directed to construct the sidewalks on Starry Crescent and Boulderbrook Drive (Hepatica Street to west end) in accordance with the Subdivision Agreement.

- A. Councillor Cho moved that the recommendation contained in the report (September 28, 2004) from the Director, Development Engineering, be deleted, and Community Council recommend to City Council that the developer be directed not to construct the sidewalks on Starry Crescent and Boulderbrook Drive (Hepatica Street to west end).

**(Lost)**

- B. Councillor Cho moved that the report (September 28, 2004) from the Director, Development Engineering, be deferred to November 16, 2004 with the request that the City Solicitor be requested to report back on the number of court cases over the last 10 years which occurred because of the lack of sidewalks in a subdivision.

**(Lost)**

The Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

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The following persons appeared before the Scarborough Community Council:

- Chetna Cross;
- Dominic Veroni;
- Rajul Shah;
- Sunil Munian;
- Kandiah Vivekananthavel;
- Jordan Ayanoglou;
- Despina Ayanoglou;
- Sabina Donnelly; and
- Savitry Autar.

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Councillor Cho tabled a petition containing 27 signatures in opposition to the installation of sidewalks and 7 signatures in support of the installation of sidewalks, which is on file in the City Clerk's Office, Scarborough Civic Centre.

**(Clause 7, Report 8)**

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The Community Council recessed at 12:35 p.m., having agreed, by a two-thirds vote of the Members present and voting, to continue beyond 12:30 p.m. to complete discussion of the foregoing matter.

The Community Council reconvened at 2:05 p.m.

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**9.16 Final Report – Rezoning Application 03 195543 ESC 39 OZ – Mon Sheong Foundation – 2020 McNicoll Avenue – Milliken Employment District (Ward 39 – Scarborough Agincourt)**

The Community Council conducted a statutory public meeting, in accordance with Section 17 and Section 34 of The Planning Act; appropriate notice of this meeting having been given in accordance with The Planning Act and the regulations thereunder; and had before it a report (August 31, 2004) from the Acting Director, Community Planning, East District, recommending that City Council:

- (1) amend the Employment Districts Zoning By-law No. 24982 (Milliken) substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 6; and

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- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.

The Community Council also had before it a supplementary report (October 5, 2004) from the Acting Director, Community Planning, East District, recommending that City Council:

- (1) amend the Employment Districts Zoning By-law No. 24982 (Milliken) substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 3 in this Supplementary Report rather than the Zoning By-law contained in the Final Report dated August 31, 2004; and
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.

On a motion by Councillor Del Grande, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

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Richard Arblaster, Solicitor for the Mon Sheong Foundation, appeared before the Community Council.

**(Clause 15, Report 8)**

**9.17 Final Report – Rezoning Application 04 141413 ESC 40 OZ – Dr. Jarmila Filipko – 3717 Sheppard Avenue East – Tam O’Shanter Community (Ward 40 – Scarborough Agincourt)**

The Community Council conducted a statutory public meeting, in accordance with Section 17 and Section 34 of The Planning Act; appropriate notice of this meeting having been given in accordance with The Planning Act and the regulations thereunder; and had before it a report (August 31, 2004) from the Acting Director, Community Planning, East District, recommending that City Council:

- (1) amend the Zoning By-law for the Tam O’Shanter Community No. 12360 substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 5; and
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.

On a motion by Councillor Kelly, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report, subject to requesting that an undertaking be sought from the applicant to ensure that snow shall not be stored along the fence line.

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The Community Council received a communication (August 31, 2004) from Philip Bradshaw, Solicitor on behalf of Ella Ng, owner of the property at 2255 Birchmount Road, objecting to the application.

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The following persons appeared before the Community Council:

- Joel E. Levitt, Solicitor representing Ella Ng; and
- Albert Ang.

**(Clause 16, Report 8)**

**9.18 Sign By-law Enforcement (Former City of Scarborough Sign By-law)**

The Community Council had before it a report (September 28, 2004) from the Director of Building and Deputy Chief Building Official, responding to the request by the Scarborough Community Council at its meeting on September 14, 2004 for a report, on the status of enforcement of the former City of Scarborough Sign By-Law, and in particular mobile signs and banners; and Divisional requirements to increase enforcement with a view to recommending to City Council that the 2005 Budget include a fee increase to support additional Sign By-Law enforcement staff, and recommending that this report be received for information.

- A. Councillor Balkissoon moved that the report (September 28, 2004) from the Director of Building and Deputy Chief Building Official, be received, and that the Director of Building and Deputy Chief Building Official, be requested to report to Scarborough Community Council every two months on:
- (1) the number of complaints received, indicating which emanated from private citizens, and which came from Councillors;
  - (2) the number of notices and orders issued;
  - (3) the number of sign seizures and removal of illegal signs; and
  - (4) the number of court procedures, including decisions; and further

that Scarborough Community Council recommend to City Council that the issue of insufficient staff resources to support the enforcement of the former City of Scarborough Sign by-law be referred to the Budget Advisory Committee for consideration in the 2005 Budget process.

**(Carried)**

- B. Councillor Altobello moved that the Scarborough Community Council recommend to City Council that the Commissioner of Urban Development Services be directed to assign additional staff resources for the next 6 month period to the East District in order to remedy the issue of illegal signs.

**(Carried)**

- C. Councillor Kelly moved that the City Solicitor be requested to report to Scarborough Community Council on the City's ability to tow illegal portable signs without notice.

**(Carried)**

- D. Councillor Del Grande moved that the Commissioner of Urban Development Services be directed to include in her 2005 Budget request, a staffing complement in the East District that will be supported by the cost recovery concept generated by the sign fees collected in the East District.

**(Carried)**

- E. Councillor Ashton moved that the Director of Building and Chief Building Official be requested to report to Scarborough Community Council on the status of the current contract for towing of illegal portable signs.

**(Carried)**

**(Clause 6, Report 8)**

**9.19 Proposed Parking Regulations Changes on Cowdray Court East of Kennedy Road  
(Ward 40 – Scarborough Agincourt)**

The Community Council had before it a report (September 22, 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-law be amended accordingly.

On a motion by Councillor Kelly, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 10, Report 8)**

**9.20 Request for Direction – OPA and Rezoning Application 02 035460 ESC 40 OZ – Site Plan Control Application 04 166362 ESC 40 SA – Verbana Construction Ltd. – 10 Chichester Place – L’Amoreaux Community (Ward 40 – Scarborough Agincourt)**

The Community Council had before it a report (October 4, 2004) from the Acting Director, Community Planning, East District, recommending that City Council:

- (1) refuse the Official Plan and Zoning By-law amendment applications in their current form;
- (2) direct the City Solicitor and appropriate City staff to attend the Ontario Municipal Board Hearing to represent the City’s interest to oppose the Official Plan and Zoning By-law amendment applications in their current form;
- (3) direct the City Solicitor and appropriate City staff to attend the Ontario Municipal Board Hearing to represent the City’s interest to oppose the Site Plan Control application in its current form in the event it is also appealed to the Ontario Municipal Board;
- (4) direct staff to continue to negotiate with the applicant in an attempt to arrive at a development proposal that can be considered compatible infill development, secures appropriate community benefits and represents good planning. These negotiations are to include, but not be limited to, the following matters:
  - (a) requirement that the recreation room within the existing rental apartment building at 10 Chichester Place be reinstated by the owners for the use of tenants in accordance with the L’Amoreaux Community Zoning By-law No. 12466, with no pass through of the costs to the tenants; and
  - (b) in return for any increase in the height and/or density of development otherwise permitted by the existing zoning, that the Owners be required to enter into a Section 37 agreement to secure the provision of facilities, services or matters including, but not limited to, the following:
    - (i) protection of the rental tenure of the existing apartment building on the site for as long as possible from the date any by-law to permit additional development comes into effect, and agreement by the owner that during this time period no application for condominium

conversion or application to demolish the existing building will be made;

- (ii) seek improvements to the existing rental building that create a net benefit to the existing residents on the site, while enhancing the long term viability of the rental housing, with no pass through of related costs to the tenants; and
  - (iii) that the Owner develop and implement an appropriate construction mitigation and communications strategy for the tenants of 10 Chichester Place, at the owner's cost and expense;
- (5) amend Site Plan Control By-law 21319 to designate the lands at 10 Chichester Place as a Site Plan Control Area, substantially in accordance with the draft by-law attached as Attachment 5; and
- (6) authorize the City Solicitor to make such stylistic and technical changes to the draft designating Site Plan Control By-law as may be required.

On a motion by Councillor Kelly, the Scarborough Community Council recommended to City Council adoption of the staff recommendations in the Recommendations Section of the report.

**(Clause 14, Report 8)**

### **9.21 Long-Term Development Projects**

On a motion by Councillor Balkissoon, the Scarborough Community Council recommended to City Council, that the City Solicitor be directed to report to Planning and Transportation Committee at its December 7, 2004, meeting, on the City's ability respecting long-term development projects, to require developers to confirm, with statistics, the accuracy of studies undertaken at the time of application and to provide additional improvements, if required, prior to assumption by the City.

**(Clause 21, Report 8)**

### **9.22 School Zone Parking Policies**

On a motion by Councillor Balkissoon, the Scarborough Community Council recommended to City Council that the Acting Commissioner of Works and Emergency Services be directed to report to Works Committee, in January 2005, reviewing current school zone parking policies and by-laws and recommending the necessary revisions to City Policy, and any provincial approvals required, to increase the current fines for violation of school zone parking controls, such that enforcement and signage of the fines can act as a deterrent and thus improve traffic in school zones.

**(Clause 19, Report 8)**

**9.23 Pine Ridge Drive Sanitary Sewers  
(Ward 36 – Scarborough Southwest)**

The Scarborough Community Council recommended to City Council adoption of the following motion by Councillor Ashton:

“WHEREAS parts of Pine Ridge Drive are not serviced with sanitary sewers;

WHEREAS a petition for a local improvement was circulated to the affected properties;

WHEREAS a local improvement for construction of sewers must be signed by two-thirds of the owners representing at least one-half of the value of lots liable to be charged;

WHEREAS 11 households are in favour, failing to meet the requirement of 13 households;

WHEREAS some of the septic tank beds are failing, or unable to meet the needs of current household discharges;

WHEREAS it is important to protect the local environment from wastewater discharges, and degradation of land and underground water sources;

WHEREAS the Ontario Building Code, relative to occupied residential space and required septic tank capacity, limits property owners’ ability to undertake reasonable property improvements;

THEREFORE BE IT RESOLVED that the City give notice of its intention to apply to the Ontario Municipal Board for approval to undertake work as a local improvement.”

**(Clause 20, Report 8)**

**9.24 Pathways in Morningside Heights Subdivision  
(Ward 42 – Scarborough Rouge River)**

On a motion by Councillor De Baeremaeker, the Scarborough Community Council requested the Director of Parks and Recreation, East District, to report to Scarborough Community Council on November 16, 2004, providing an explanation as to why pedestrian pathways in the Morningside Heights Subdivision were eliminated.

**(Clause 23(b), Report 8)**



**9.25 Studies and Background Information supporting Rezoning/Official Plan Amendment Applications**

On a motion by Councillor Altobello, the Scarborough Community Council requested that the City Solicitor report to Scarborough Community Council with an explanation as to why transportation or other types of studies and departmental comments on Planning applications are no longer made available for public perusal as was the practice in the former City of Scarborough.

**(Clause 23(c), Report 8)**

The Community Council adjourned its meeting at 3:45 p.m.

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Chair.