

THE CITY OF TORONTO

City Clerk's Office

Minutes of the North York Community Council

Meeting 8

Tuesday, September 14, 2004.

The North York Community Council met on Tuesday, September 14, 2004, in the Council Chambers, North York Civic Centre, commencing at 9:40 a.m.

Attendance:

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

	9:40 a.m. to 12:30 p.m.	2:10 p.m. to 5:30 p.m.
Councillor Minnan-Wong, Chair	x	x
Councillor Augimeri, Vice-Chair	x	x
Councillor Carroll	x	x
Councillor Feldman	x	x
Councillor Fillion	x	x
Councillor Jenkins	x	x
Councillor Li Preti	x	x
Councillor Moscoe	x	x
Councillor Pitfield	x	x
Councillor Shiner	x	x
Councillor Stintz		

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the minutes of the meeting of the North York Community Council held on July 6, 2004 were confirmed.

8.1 Draft By-law – To name the private lane at 8, 10 and 12 Clairtrell Road as “Espana Lane” (Ward 23 – Willowdale)

The North York Community Council considered a draft by-law from the City Solicitor to name the private lane at 8, 10 and 12 Clairtrell Road as “Espana Lane.

The North York Community Council also had before it, for information, Clause 15 of Toronto North Community Council Report 4, titled “Naming of Proposed Private

North York Community Council Minutes
Tuesday, September 14, 2004

Lane at 8, 10 and 12 Clairtrell Road (Ward 23 – Willowdale)”, which was adopted, without amendment, by City Council at its meeting on May 18, 19 and 20, 2004.

The North York Community Council 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 Public Notices page of the City’s internet web site from September 3, 2004 to September 13, 2004, immediately preceding the North York Community Council meeting held on September 14, 2004. No one addressed the North York Community Council.

On motion by Councillor Filion, Ward 23 - Willowdale, the North York Community Council recommended to City Council, that a by-law in the form of the draft by-law be enacted, and that the necessary Bill be introduced in Council to give effect thereto.

Report 7, Clause 1

8.2 Request to Remove One Privately Owned Tree – 210 Ranleigh Avenue (Ward 25 – Don Valley West)

The North York Community Council considered a report (May 3, 2004) from the Commissioner of Economic Development, Culture and Tourism, reporting on an application for a permit to remove on 71 cm diameter silver maple tree on private property.

Recommendations:

It is recommended that:

- (1) Toronto North Community Council deny the request for the removal of one privately owned tree at 210 Ranleigh Avenue; or
- (2) Toronto North Community Council approve the request for the removal of one privately owned tree at 210 Ranleigh, conditional on the owner agreeing to implement the planting plan on file with Urban Forestry Services.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council adopt staff Recommendation 1 in the Recommendations Section of the report (May 3, 2004) from the Commissioner of Economic Development, Culture and Tourism as follows:

- “(1) The request for the removal of one privately owned tree at 210 Ranleigh Avenue, be denied.”

Report 7, Clause 2

Councillor Augimeri, Vice-Chair, assumed the Chair.

8.3 Request to Remove One City Owned Tree – 11 Otonabee Avenue (Ward 24 – Willowdale)

The North York Community Council considered a report (August 9, 2004) from the Commissioner of Economic Development, Culture and Tourism, reporting on a request to remove one City owned tree situated on the City road allowance adjacent to the above noted property.

Recommendations:

It is recommended that:

- (1) the request for the removal of one City owned tree at 11 Otonabee Avenue be denied; or
- (2) the request for the removal of one City owned tree located at 11 Otonabee Avenue be approved subject to:
 - (i) the applicant paying all applicable costs and complying with all other requirements as set out in City of Toronto Municipal Code, Chapter 813, Trees, Article II; and
 - (ii) the subject tree not being removed until permitted construction and/or demolition related activities in accordance with plans commence and warrant the destruction of the tree; and
 - (iii) the applicant planting one 70-mm replacement tree to the satisfaction of the Commissioner of Economic Development, Culture and Tourism; and
 - (iv) the applicant furnishing a two-year renewable guarantee for the proposed tree planting, in the form of a letter of credit/certified cheque for \$588.00 to cover the costs of removal, replacement and maintenance of the 70-mm tree planted on City property.

Jenny Jin, property owner, appeared before the North York Community Council.

North York Community Council Minutes
Tuesday, September 14, 2004

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- A. Councillor Carroll, Ward 33 – Don Valley East, moved that the property owner be given an opportunity to make a deputation.
- B. Councillor Carroll, Ward 33 – Don Valley East, moved that appropriate City staff ensure that the curbstone on City-owned property is higher than the paved driveway.
- C. Councillor Shiner, Ward 24 – Willowdale, moved that:
- (i) the North York Community Council recommend that City Council adopt Recommendation 1 in the Recommendations Section of the report (August 9, 2004) from the Commissioner of Economic Development, Culture and Tourism, as follows:
 - “(1) the request for the removal of one City owned tree at 11 Otonabee Avenue be denied.”; and
 - (ii) that the North York Community Council request that, in future, any tree removal requests within the North York Community Council boundary area, which involve tree removal on City property which may be the result of, or result in illegal parking or illegal traffic operations, that Technical Services and Forestry staff in the Economic Development Culture and Tourism Department, consult with appropriate Transportation Services staff in the Works and Emergency Department and include the comments of Transportation Services staff in the reports submitted to Community Council.

Upon the question of the adoption of Motion A., moved by Councillor Carroll, it was carried.

Upon the question of the adoption of Motion B., moved by Councillor Carroll, it was lost.

Upon the question of the adoption of Motion C., moved by Councillor Shiner, it was carried.

Report 7, Clause 3

Councillor Minnan-Wong resumed the Chair.

8.4 Request to Remove One City Owned Tree – 168 Bedford Park Avenue (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (August 9, 2004) from the Commissioner of Economic Development, Culture and Tourism, reporting on a request to remove one City owned tree situated on the City road allowance adjacent to the above noted property.

Recommendations:

It is recommended that:

- (1) the request for removal of one City owned tree at 168 Bedford Park Avenue be denied; or
- (2) the request for the removal of one City owned tree located at 168 Bedford Park Avenue be approved subject to:
 - (i) the applicant paying all applicable costs and complying with all other requirements as set out in City of Toronto Municipal Code, Chapter 813, Trees, Article II; and
 - (ii) the subject tree not being removed until permitted construction and/or demolition related activities in accordance with plans commence and warrant the destruction of the tree; and
 - (iii) the applicant planting one 70-mm replacement tree to the satisfaction of the Commissioner of Economic Development, Culture and Tourism; and
 - (iv) the applicant furnishing a two-year renewable guarantee for the proposed tree planting, in the form of a letter of credit/certified cheque for \$588.00 to cover the costs of removal, replacement and maintenance of the 70-mm tree planted on City property.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council deferred the report to its next meeting on October 12, 2004.

Report 7, Other Items Clause 56(a)

8.5 Request to Remove One City Owned Tree – 360 Joicey Boulevard – (Ward 16 – Eglinton-Lawrence)

Report (August 9, 2004) from the Commissioner of Economic Development, Culture and Tourism, reporting on a request to remove one City owned tree situated on the City road allowance adjacent to the above noted property.

Recommendations:

It is recommended that:

- (1) the request for the removal of one City owned tree at 360 Joicey Boulevard be denied; or
- (2) the request for the removal of one City owned tree located at 360 Joicey Boulevard be approved, subject to:
 - (i) the applicant paying all applicable costs and complying with all other requirements as set out in City of Toronto Municipal Code, Chapter 813, Trees, Article II; and
 - (ii) the subject tree not being removed until permitted construction and/or demolition related activities in accordance with plans commence and warrant the destruction of the tree; and
 - (iii) the applicant paying a \$588.00 fee to cover the costs of planting and maintaining a 70-mm tree planted on City property, elsewhere within North District, to the satisfaction of the Commissioner of Economic Development, Culture and Tourism.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council deferred the report to its next meeting on October 12, 2004.

Report 7, Other Items Clause 56(b)

8.6 Request for Fence Exemption – 14 Breen Crescent (Ward 25 – Don Valley West)

The North York Community Council considered Clause 4(a) of the Toronto North Community Council Report 3, containing a report (March 22, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request by the owner for an exemption from the City of Toronto's

North York Community Council Minutes
Tuesday, September 14, 2004

Municipal Code Chapter 447 Fences, in order to exempt the rear and side yard fences from the maximum allowable height limitation of 2 metres.

Recommendation:

That the application not be approved.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council deferred consideration of Clause 4(a) of Toronto North Community Council Report No. 3, titled “Request for Fence Exemption – 14 Breen Crescent (Ward 25 – Don Valley West)” to its meeting on October 12, 2004.

Report 7, Other Items Clause 56(c)

8.7 Request for Fence Exemption – 31 Knightswood Road (Ward 25 – Don Valley West)

The North York Community Council considered a report (August 12, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request on behalf of the owner of 31 Knightswood Road, for an exemption from the City of Toronto Municipal Code, Chapter 447, Fences, in order to permit a 1.2 metre (4 foot) high stone wall, 21.3 metre (70 feet) in length to be used as part of the pool fence enclosure.

Recommendation:

It is recommended that the application be approved.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (August 12, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 4

8.8 Request for Fence Exemption – 3 Noel Avenue (Ward 26 – Don Valley West)

The North York Community Council considered a report (August 10, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request by the owners of 3 Noel Avenue, for an exemption from the City of Toronto Municipal Code, Chapter 447, Fences, in order to maintain

an existing 2.13 metre (7 foot) high fence along the south and west lot lines in the rear yard.

Recommendation:

It is recommended that the application be approved.

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (August 10, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 5

8.9 Request for Fence Exemption – 75 Montessor Drive (Ward 25 – Don Valley West)

The North York Community Council considered a report (August 9, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request by the owner of 75 Montessor Drive for an exemption from the City of Toronto Municipal Code, Chapter 447, Fences, in order to permit a 3.2 metre (10 foot 6 inch) high fence in the rear yard along the rear lot line.

Recommendation:

It is recommended that the application not be approved.

Brett Rathbone, applicant, appeared before the North York Community Council.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council:

- (1) not adopt the report (August 9, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services; and
- (2) approve the request by the owner of 75 Montessor Drive for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences, in order to permit a 3.2 metre (10 feet 6 inches) high fence in the rear yard along the rear lot line.

Report 7, Clause 6

Councillor Augimeri, assumed the Chair.

8.10 Request for Fence Exemption – 77 Montessor Drive (Ward 25 – Don Valley West)

The North York Community Council considered a report (September 13, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request by the owner of 77 Montessor Drive, for an exemption from the City of Toronto Municipal Code, Chapter 447, Fences, in order to maintain an existing 3.1 metre (10 foot 4 inch) high fence in the rear yard along the rear lot line.

Recommendation:

It is recommended that the application not be approved.

Joel Greenstein, applicant, appeared before the North York Community Council.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council:

- (1) not adopt the report (September 13, 2004) from the North District Manager, Municipal Licensing and Standards, Urban Development Services;
- (2) approve the request by the owner of 77 Montessor Drive, for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences, in order to maintain an existing 3.76 metres (12 feet 4 inches) high fence in the rear yard along the rear lot line.

Report 7, Clause 7

8.11 Request for Fence Exemption – 1 Park Lane Circle (Ward 25 – Don Valley West)

The North York Community Council considered a report (September 8, 2004) from the North District Manager, Municipal Licensing and Standards, Urban Development Services, reporting on a request by the applicant and agent of the owner, Ling Wong, for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences, in order to erect a wrought iron fence in the front yard approximately 1.87 metres (6' 2") in height by 79.87 metres (262') in length; a wrought iron gate located across the driveway varying in height from 2 metres (6') to 2.4 metres (8') with a width of 5.4 metres (18') and a wrought iron fence 1.87 metres (6' 2") in height by 75.10 metres (246.39') in length located in the flankage yard on the north side of the property.

Recommendation:

It is recommended that the application not be approved.

Ling Wong, Lingco M.F.G. & Tooling Inc., appeared before the North York Community Council, on behalf of the applicant.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council:

- (1) not adopt the report (September 8, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services; and
- (2) approve the request by the owner of 1 Park Lane Circle, for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences.

Report 7, Clause 8

8.12 Request for Fence Exemption – 7 Fifeshire Road (Ward 25 – Don Valley West)

The North York Community Council considered a report (August 25, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request by the owner of 7 Fifeshire Road, for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences, in order to exempt a portion of perimeter chain link pool fencing from the required maximum mesh size of 38 millimetres (1.5 inches).

Recommendation:

It is recommended that the application not be approved.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (August 25, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 9

8.13 Request for Fence Exemption – 1230 Lawrence Avenue West (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered a report (August 26, 2004) from the North District Manager, Municipal Licensing and Standards, Urban Development Services, reporting on a request by the owner, Ana Afonso, for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences, in order to maintain a newly constructed sheet metal/corrugated fence in a M2 zone.

Recommendation:

It is recommended that the application not be approved.

Ana Afonso, appeared before the North York Community Council.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council:

- (1) not adopt the report (August 26, 2004) from the North District Manager, Municipal Licensing and Standards, Urban Development Services; and
- (2) approve the request for an exemption from the City of Toronto Municipal Code, Chapter 447 Fences, to maintain a corrugated metal fence on this property, conditional upon the owner maintaining the fence in good repair and painting it in a good uniform colour.

Report 7, Clause 10

8.14 Maintenance of a Wooden Fence – 51 Weybourne Crescent (Ward 25 – Don Valley West)

The North York Community Council considered a report (August 18, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to maintain a wooden fence at 51 Weybourne Crescent.

Recommendations:

It is recommended that:

- (1) City Council approve the maintenance of a wooden fence within the public right-of-way at 51 Weybourne Crescent, subject to the property owners entering into an encroachment agreement with the City of Toronto, agreeing to but not limited to the following:

- (a) indemnify the City from and against all actions suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted;
 - (b) maintain the fence at their own expense in good repair and a condition satisfactory to the Acting Commissioner of Works and Emergency Services and will not make any additions or modifications to the encroachment beyond what is allowed under the terms of the Agreement;
 - (c) remove the fence upon receiving 90 days written notice so to do;
 - (d) accept such additional conditions as the City Solicitor or the Acting Commissioner of Works and Emergency Services may deem necessary in the interest of the City;
 - (e) trim the hedge in front of the wooden fence to 1 metre in height from the corner of the fence to a point 0.6 metre north thereof; and
- (2) in the event of sale or transfer of the properties abutting the encroachment, Legal Services and/or the Acting Commissioner of Works and Emergency Services be authorized to extend the Encroachment Agreement to the new owner, subject to approval of the Acting Commissioner of Works and Emergency Services.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 18, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 11

8.15 Natural Garden Exemption Request – Toronto Municipal Code, Chapter 489 – Joseph Maffei – 292 Cummer Avenue (Ward 24 – Willowdale)

The North York Community Council considered a report (August 17, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request for a natural garden exemption for 292 Cummer Avenue received in response to a notice served that long grass and weeds be cut.

Recommendations:

It is recommended that:

- (1) Community Council not grant the exemption;
- (2) The Notice issued under Toronto Municipal Code Chapter 489, Long Grass and Weeds, in relation to 292 Cummer Avenue, be confirmed; and
- (3) Community Council direct that a second Notice be given under the Chapter requiring compliance.

Vincent Maffei, Capital M Properties Inc., appeared before the North York Community Council, on behalf of the applicant.

On motion by Councillor Shiner, Ward 24 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 17, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 12

8.16 Natural Garden Exemption Request – Toronto Municipal Code, Chapter 489 – 1143287 Ontario Inc. – 294 Cummer Avenue (Ward 24 – Willowdale)

The North York Community Council considered a report (August 17, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request for a natural garden exemption for 294 Cummer Avenue received in response to a notice served requiring that long grass and weeds be cut.

Recommendations:

It is recommended that:

- (1) Community Council not grant the exemption;
- (2) The Notice issued under Toronto Municipal Code Chapter 489, Long Grass and Weeds, in relation to 294 Cummer Avenue, be confirmed; and
- (3) Community Council direct that a second Notice be given under the Chapter requiring compliance.

Vincent Maffei, Capital M Properties Inc., appeared before the North York Community Council, on behalf of the applicant.

On motion by Councillor Shiner, Ward 24 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 17, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 13

8.17 Natural Garden Exemption Request – Toronto Municipal Code, Chapter 489 – Grazia Maffei – 296 Cummer Avenue (Ward 24 – Willowdale)

The North York Community Council considered a report (August 17, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request for a natural garden exemption for 296 Cummer Avenue received in response to a notice served requiring that long grass and weeds be cut.

Recommendations:

It is recommended that:

- (1) Community Council not grant the exemption;
- (2) The Notice issued under Toronto Municipal Code Chapter 489, Long Grass and Weeds, in relation to 296 Cummer Avenue, be confirmed; and
- (3) Community Council direct that a second Notice be given under the Chapter requiring compliance.

Vincent Maffei, Capital M Properties Inc., appeared before the North York Community Council, on behalf of the applicant.

On motion by Councillor Shiner, Ward 24 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 17, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 14

8.18 Natural Garden Exemption Request – Toronto Municipal Code, Chapter 489 – Veronika Kvassetskaia – 126 Empress Avenue (Ward 23 – Willowdale)

The North York Community Council considered a report (August 16, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request for a natural garden exemption for 126 Empress Avenue received in response to a notice served requiring that long grass and weeds be cut.

Recommendations:

It is recommended that:

- (1) Community Council not grant the exemption;
- (2) The Notice issued under Toronto Municipal Code Chapter 489, Long Grass and Weeds, in relation to 126 Empress Avenue, be confirmed; and
- (3) Community Council direct that a second Notice be given under the Chapter requiring compliance.

Veronika Kvassetskaia, applicant, appeared before the North York Community Council.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 16, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 15

8.19 Natural Garden Exemption Request – Toronto Municipal Code, Chapter 489 – Martin Stillman – 102 Alfred Avenue (Ward 23 – Willowdale)

The North York Community Council considered a report (August 16, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request for a natural garden exemption for 102 Alfred Avenue received in response to a notice served requiring that long grass and weeds be cut.

Recommendations:

It is recommended that:

- (1) Community Council not grant the exemption;
- (2) The Notice issued under Toronto Municipal Code Chapter 489, Long Grass and Weeds, in relation to 102 Alfred Avenue, be confirmed; and
- (3) Community Council direct that a second Notice be given under the Chapter requiring compliance.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 16, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services.

Report 7, Clause 16

8.20 Natural Garden Exemption Request – Toronto Municipal Code, Chapter 489 – Albert Frey – 453 Elm Road (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (August 16, 2004) from the North District Manager, Municipal Licensing & Standards, Urban Development Services, reporting on a request for a natural garden exemption for 453 Elm Road, received in response to a notice served requiring that long grass and weeds be cut.

Recommendations:

It is recommended that:

- (1) Community Council not grant the exemption;
- (2) The Notice issued under Toronto Municipal Code Chapter 489, Long Grass and Weeds, in relation to 453 Elm Road, be confirmed; and
- (3) Community Council direct that a second Notice be given under the Chapter requiring compliance.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council deferred the report to its next meeting on October 12, 2004.

Report 7, Other Items Clause 56(d)

Councillor Minnan-Wong resumed the Chair.

8.21 Request for Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of an illuminated ground sign with an electronic message display on the public road allowance adjacent to the Canadian Memorial Chiropractic College (CMCC) at 6100 Leslie Street (Ward 24 – Willowdale)

The North York Community Council considered a report (June 22, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Samuel Markle of The Brother Markle Inc., on behalf of the Canadian Memorial Chiropractic College (CMCC) for variances from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a 3.4 metres (11 feet 2 inches) high with an area of 5.7 square metres (61.75 square feet) illuminated ground sign with an electronic message display on the public road allowance adjacent to the CMCC at 6100 Leslie Street.

Recommendations:

It is recommended that:

- (1) the variance for the increase in maximum permitted sign area be approved;
- (2) the variance to locate the sign on public property be refused;
- (3) if the variance to locate the sign on public property is approved, the applicant be notified
 - (a) of the need to obtain the approval from the Works and Emergency Services Department, Transportation Services Division; and
 - (b) no permit shall be issued for such signs until an agreement satisfactory to the City Solicitor or his designate has been completed between the City and the owner wherein the owner has agreed to indemnify and save harmless the City from any liability relating to the erection of the sign and that the sign be removed forthwith at the expense of the owner, if so directed by the Chief Building Official, and that the Chief Building Official has the right and authority to cause the sign to be removed if the owner fails to do so.
- (4) the applicant be notified if the variances are approved of the need to obtain the necessary sign permit.

Robert Dragicevic, Walker Nott Dragicevic Associates Limited, appeared before the North York Community Council, on behalf of the applicant.

On motion by Councillor Shiner, Ward 24 - Willowdale, the North York Community Council recommended that City Council:

- (1) adopt staff recommendations 1, 3 and 4 in the Recommendations Section of the report (June 22, 2004) from the Director of Building and Deputy Chief Building Official, North District, Urban Development Services, subject to the location of the proposed sign being approximately 50 feet south of the location identified on the site plan attached to the report; and
- (2) approve an additional small sign having a maximum height of 30 inches, to be located on the public road allowance adjacent to the Canadian Memorial Chiropractic College at 6100 Leslie Street.

Report 7, Clause 17

8.22 Request for Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of an illuminated ground sign and a wall sign at 499 Wilson Heights Boulevard (Ward 10 – York Centre)

The North York Community Council considered a report (August 18, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Yoel Lichtblau for variances from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a 2.44 metres (8 feet) high with an area of 1.11 square metres (12.0 square feet) illuminated ground sign and a 1.51 square metres (16.25 square feet) non illuminated wall sign.

Recommendations:

It is recommended that:

- (1) The request for variances be approved subject to the condition that the illumination of the sign is turned off between the hours of 9:00 p.m. and 8:00 a.m.; and
- (2) The applicant be notified if the variances are approved of the need to obtain the necessary sign permit.

The North York Community Council also considered a communication (September 13, 2004) from Franco D. Romano, Action Planning Consultants, on behalf of the applicant.

Franco Romano, appeared before the North York Community Council, on behalf of the applicant.

On motion by Councillor Feldman, Ward 10 – York Centre, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 18, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services.

Report 7, Clause 18

8.23 Request for variances from the former Borough of East York Sign By-law No. 64-87, as amended, for the erection of an electronic message display unit attached to a ground sign at 21 Research Road (Ward 26 – Don Valley West)

The North York Community Council considered a report (August 25, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Dominic Rotundo, on behalf of his client “StorageNOW Holdings Inc.” for a variance from the former Borough of East York Sign By-law No. 64-87, as amended, to permit the erection of an electronic message display unit to be attached to an existing ground sign at the above location.

Recommendation:

It is recommended that the request for the variance to allow the electronic message centre be refused.

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council deferred the report to its next meeting on October 12, 2004, to allow consultation with the Leaside Business Park Association.

Report 7, Other Items Clause 56(e)

8.24 Request for a variance from the former City of North York Sign By-law, as amended, for the erection of two ground signs at 2275 Bayview Avenue (Ward 25 – Don Valley West)

The North York Community Council considered a report (August 25, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Albert Kruger of A-Tec Signs on behalf of York University, for variances from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of two ground signs at the above location.

Recommendations:

It is recommended that:

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

Andrew Wilson, Campus Planner, York University, appeared before the North York Community Council.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council deferred the report to its next meeting on October 12, 2004, to allow staff an opportunity to consult with the Ward Councillor and area residents.

Report 7, Other Items Clause 56(f)

8.25 Request for Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of a third party roof sign on a commercial building at 788 Marlee Avenue (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered a report (August 27, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Roy Dzeko of Astral Media Outdoor, on behalf of the Toronto Zionist Council, for a variance from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a double faced (one face 10 feet by 35 feet and on 10 feet by 20 feet) illuminated off premise billboard roof sign.

Recommendation:

It is recommended that the request for variance be refused for the reasons outlined in this report.

The North York Community Council also considered a communication (September 13, 2004) from Roy Dzeko, Real Estate Development, Astral Media Outdoor, on behalf of the applicant, requesting a deferral until the October 12, 2004 meeting.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council deferred the report to its next meeting on October 12, 2004.

Report 7, Other Items Clause 56(g)

8.26 Request for Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of a projecting sign at 5095 Yonge Street (Ward 23 – Willowdale)

The North York Community Council considered a report (August 30, 2004) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Renny Cannon of Daniel Johnson Architect Inc., on behalf of Best Buy Canada Limited for variances from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of 8.64 metres (28 feet 4 inches) tall illuminated projecting sign at 5095 Yonge Street.

Recommendation:

It is recommended that the request for the variance be refused for the reasons outlined in this report.

The North York Community Council also considered a communication (September 13, 2004) from Daniel Johnson, Daniel Johnson Architect Inc., requesting a deferral until the October 12, 2004 meeting.

On motion by Councillor Filion, Ward 23 - Willowdale, the North York Community Council deferred the report to its next meeting on October 12, 2004.

Report 7, Other Items Clause 56(h)

8.27 Turn Prohibitions – Don Mills Road at Rochefort Drive (Ward 26 – Don Valley West)

The North York Community Council considered a report (July 20, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to prohibit turning movements at the intersection of Don Mills Road and Rochefort Drive.

Recommendations:

It is recommended that:

- (1) southbound left turns from Don Mills Road to Rochefort Drive be prohibited from 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m., Monday to Friday;

North York Community Council Minutes
Tuesday, September 14, 2004

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- (2) westbound left turns from Rochefort Drive to Don Mills Road be prohibited from 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m., Monday to Friday; and
 - (3) that the appropriate by-law(s) be enacted.

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 20, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 19

8.28 School Zone Review – Otonabee Avenue at St. Agnes Catholic School (Ward 24 – Willowdale)

The North York Community Council considered a report (August 10, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to amend the limits of the school bus loading zone and parking/stopping regulations on Otonabee Avenue.

Recommendations:

It is recommended that:

- (1) By-law No. 32759, of the former City of North York, be amended by deleting the school bus loading zone on the north side of Otonabee Avenue, from a point 83 metres east of the easterly limit of Maxome Avenue to a point 30 metres easterly thereof;
- (2) By-law No. 32759, of the former City of North York, be amended by adding a school bus loading zone on the north and east sides of Otonabee Avenue, from a point 83 metres east of the easterly limit of Maxome Avenue to a point 55 metres easterly thereof;
- (3) Schedule VIII of By-law No. 31001, of the former City of North York, be amended by deleting the No Parking, 8:00 a.m. to 4:00 p.m., Monday to Friday, prohibition on the south side of Otonabee Avenue, from the easterly limit of Maxome Avenue to a point 61 metres east of the easterly limit of Maxome Avenue; and
- (4) Schedule IX of By-law No. 31001, of the former City of North York, be amended to prohibit stopping, from 8:00 a.m. to 4:00 p.m., Monday to Friday,

on the south side of Otonabee Avenue, from the easterly limit of Maxome Avenue to a point 110 metres easterly thereof.

On motion by Councillor Shiner, Ward 24 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 10, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

(Report 7, Clause 20)

8.29 Installation of an On-Street Parking Space for Persons with Disabilities – Glenview Avenue (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (July 27, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to install an on-street disabled persons' parking space on Glenview Avenue.

Recommendations:

It is recommended that:

- (1) the installation of a disabled persons' on-street parking space on the north side of Glenview Avenue between a point 30 metres west of Glencastle Street and a point 5.5 metres further west; and
- (2) the appropriate City officials be requested to take any action necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 27, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 21

8.30 All Way Stop Control – Cork Avenue and Corona Street (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered a report (July 19, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to install an all way stop control at the intersection of Cork Avenue and Corona Street.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 19, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 22

8.31 All Way Stop Control – Glenview Avenue and Rosewell Avenue (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (July 14, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to install an all way stop control at the intersection of Glenview Avenue and Rosewell Avenue.

Recommendations:

It is recommended that

- (1) traffic be required to stop on all approaches to the Glenview Avenue/Rosewell Avenue intersection; and
- (2) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any bills that are required.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in

the Recommendations Section of the report (July 14, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 23

Councillor Feldman assumed the Chair.

8.32 Parking/Stopping Regulations and All Way Stop Control – Broadlands Boulevard (Ward 34 – Don Valley East)

The North York Community Council considered a report (July 19, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on amending the parking/stopping regulations on Broadlands Boulevard and install an All Way Stop Control at the intersection of Broadlands Boulevard and Shaunavon Heights Crescent (west leg)/Coral Cove Crescent (east leg).

Recommendations:

It is recommended that:

- (1) Schedule IX of By-law No. 31001, of the former City of North York, be amended by deleting the No Stopping, 8:00 a.m. to 6:00 p.m., Monday to Friday, prohibition on the north side of Broadlands Boulevard, from 45.7 metres west of the westerly limit of Shaunavon Heights Crescent (west leg) to a point 167.75 metres west of the westerly limit of Shaunavon Heights Crescent (west leg);
- (2) By-law No. 32759, of the former City of North York, be amended by deleting the existing school bus loading zone on the north side of Broadlands Boulevard, from a point 66 metres east of the easterly limit of Coral Cove Crescent to a point 52 metres easterly thereof;
- (3) Schedule IX of By-law No. 31001, of the former City of North York, be amended by installing a No Stopping, 8:00 a.m. to 4:00 p.m., Monday to Friday, prohibition on the south side of Broadlands Boulevard, from the easterly limit of Coral Cove Crescent (west leg) to the westerly limit of Coral Cove Crescent (east leg);
- (4) Schedule X of By-law No. 31001, of the former City of North York, be amended to permit parking for periods of up to a maximum of 15 minutes on the north side of Broadlands Boulevard, 8:00 a.m. to 4:00 p.m., Monday to Friday, from a point 45 metres west of the westerly limit of Shaunavon

North York Community Council Minutes
Tuesday, September 14, 2004

Heights Crescent (west leg) to a point 167 metres west of the westerly limit of Shaunavon Heights Crescent (west leg);

- (5) Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to delete the through street designation on Coral Cove Crescent, from the southerly limit of Broadlands Boulevard to the northerly limit of Broadlands Boulevard; and
- (6) Schedule XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on all approaches to the Shaunavon Heights Crescent (west leg)/Coral Cove Crescent (east leg) and Broadlands Boulevard intersection.

On motion by Councillor Minnan-Wong, Ward 34 – Don Valley East, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 19, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 24

Councillor Minnan-Wong resumed the Chair.

8.33 Parking Prohibitions – Altamont Road (Ward 23 – Willowdale)

The North York Community Council considered a report (July 16, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to prohibit parking on Altamont Road from Hendon Avenue to Blake Avenue.

Recommendation:

It is recommended that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking from 8:00 a.m. to 4:00 p.m., Monday to Friday, on both sides of Altamont Road, from the northerly limit of Hendon Avenue to the southerly limit of Blake Avenue.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 16, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 25

8.34 Parking Prohibitions – Wilson Avenue (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (July 27, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to amend the parking regulations on Wilson Avenue.

Recommendations:

It is recommended that:

- (1) parking be prohibited at anytime on the south side of Wilson Avenue, from the westerly limit of Saunders Street to the easterly limit of Belgrave Avenue; and
- (2) that the appropriate by-law(s) be amended, accordingly.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 27, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 26

8.35 Proposed Construction of Encroaching Covered Porch and Steps – Divadale Drive Flank of 305 Laird Drive (Ward 26 – Don Valley West)

The North York Community Council considered a report (August 23, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to construct a covered porch a portion of which will encroach 0.4 metres within the public right-of-way and steps which encroach an additional 0.7 metres within the public right-of-way.

Recommendations:

It is recommended that:

- (1) City Council approve the construction of the covered porch and steps on the Divadale Drive flank of 305 Laird Drive subject to the property owner entering into an encroachment agreement with the City of Toronto, agreeing to but not limited to the following:

North York Community Council Minutes
Tuesday, September 14, 2004

- (a) indemnify the City from and against all actions, suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted and providing of an insurance policy for such liability for the lifetime of the Agreement in a form approved by the Chief Financial Officer and Treasurer and in an amount not less than \$2,000,000.00 or such greater amount as the Chief Financial Officer may require;
 - (b) maintain the porch and steps at the owner's expense in good repair and a condition satisfactory to the Commissioner of Works and Emergency Services and will not make any additions or modifications to the encroachments beyond what is allowed under the terms of the Agreement;
 - (c) remove the covered porch and steps upon receiving 90 days notice to do so;
 - (d) that the life of the Agreement be limited to 5 years from the date of registration or to the date of removal of the encroachments, at which time, the City may consider the Agreement for further extension if requested by the applicant;
 - (e) accept such additional conditions as the City Solicitor or the Commissioner of Works and Emergency Services may deem necessary in the interest of the City; and
- (2) in the event of sale or transfer of the property abutting the encroachment, Legal Services and/or the Commissioner of Works and Emergency Services be authorised to extend the Encroachment Agreement to the new owner, subject to the approval of the Commissioner of Works and Emergency Services.

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council deferred the report to its next meeting on October 12, 2004, to allow the Ward Councillor an opportunity to meet with City staff and the applicant.

Report 7, Other Items Clause 56(i)

8.36 Parking Prohibitions – Alexandra Boulevard, Yonge Street to Heather Street (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to amend the existing parking regulations on Alexandra Boulevard.

Recommendations:

It is recommended that:

- (1) Chapter 400 of the former City of Toronto Municipal Code, be amended by deleting the 60 minute permitted parking on Alexandra Boulevard between Yonge Street and Duplex Avenue, from 8:00 a.m. to 6:00 p.m.;
- (2) Chapter 400 of the former City of Toronto Municipal Code, be amended to prohibit parking between 2:00 a.m. and 6:00 a.m., on the south side of Alexandra Boulevard, from Yonge Street to Heather Street; and
- (3) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 27

8.37 40 Km/h Speed Limit – Downsview Avenue (Ward 9 – York Centre)

The North York Community Council considered a report (August 25, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to reduce the speed limit on Downsview Avenue.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Augimeri, Ward 9 – York Centre, the North York Community Council recommended that City Council:

- (1) not adopt the report (August 25, 2004) from the Director, Transportation Services, North District; and
- (2) reduce the speed limit on Downsview Avenue to 40km/h.

Report 7, Clause 28

8.38 40 Km/h Speed Limit – Fairlawn Avenue (Ward 16 – Eglinton-Lawrence)

The North York Community Council considered a report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to reduce the speed limit on Fairlawn Avenue to 40 km/h.

Recommendations:

It is recommended that:

- (1) By-law No. 31878, of the former City of North York, be amended by deleting the existing 40 km/h speed limit on Fairlawn Avenue, from the easterly limit of Bathurst Street to the westerly limit of Avenue Road; and
- (2) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Fairlawn Avenue, from the easterly limit of Bathurst Street to a point 150 metres east of Avenue Road.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 29

8.39 All Way Stop Control – Forthbridge Crescent at Tumpene Street (Ward 9 – York Centre)

The North York Community Council considered a report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services,

seeking approval to install an all way stop control at the intersection of Forthbridge Crescent and Tumpane Street.

Recommendation:

It is recommended that Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on all approaches to the intersection of Forthbridge Crescent and Tumpane Street.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 30

8.40 All Way Stop Control – Cavotti Crescent and Evanston Drive (Ward 10 – York Centre)

The North York Community Council considered a report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on a request to install an all way stop control at the intersection of Cavotti Crescent and Evanston Drive.

Recommendation:

It is recommended that this report be received for information only.

On motion by Councillor Feldman, Ward 10 – York Centre, the North York Community Council recommended that City Council:

- (1) not adopt the report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services; and
- (2) approve the request to install an all way stop control at the intersection of Cavotti Crescent and Evanston Drive.

Report 7, Clause 31

8.41 Parking Prohibitions – Hilda Avenue, Connaught Avenue to Moore Park Avenue (Ward 23 – Willowdale)

The North York Community Council considered a report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to amend the parking regulations on Hilda Avenue, Connaught Avenue to Moore Park Avenue.

Recommendation:

It is recommended that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking from 8:00 a.m. to 6:00 p.m., Monday to Friday, on the east side of Hilda Avenue, from the northerly limit of Connaught Avenue to the southerly limit of Moore Park Avenue.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 32

8.42 Amendments to Parking Restrictions – Champlain Boulevard (Ward 10 – York Centre)

The North York Community Council considered a report (August 27, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, reporting on amending the current parking prohibitions on Champlain Boulevard.

Recommendations:

It is recommended that:

- (1) Schedule VIII of By-law No. 31001, of the former City of North York be amended to delete the no parking anytime prohibition on the west side of Champlain Boulevard, from the southerly limit of Wilson Avenue to a point 204.35 metres southerly thereof; and
- (2) Schedule VIII of By-law No. 31001, of the former City of North York be amended to prohibit parking at anytime on the west side of Champlain Boulevard, from the southerly limit of Wilson Avenue to a point 92 metres southerly thereof.

On motion by Councillor Shiner, Ward 24 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 27, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 33

8.43 Turn Prohibitions – Steeles Avenue West, Dufferin Street and Gerry Fitzgerald Drive (Ward 8 – York West)

The North York Community Council considered a report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to prohibit turns at the entrances to the commercial plaza on the south side of Steeles Avenue West and west side of Dufferin Street.

Recommendations:

It is recommended that:

- (1) Schedule XV of By-law No. 31001, of the former City of North York, be amended to prohibit eastbound left turns at anytime from Gerry Fitzgerald Drive to the driveway located on the north side of Gerry Fitzgerald Drive, 140 metres west of the westerly limit of Dufferin Street;
- (2) Schedule XV of By-law No. 31001, of the former City of North York, be amended to prohibit southbound right turns at anytime from the driveway located on the north side of Gerry Fitzgerald Drive, 140 metres west of the westerly limit of Dufferin Street;
- (3) westbound left turns be prohibited at anytime from Steeles Avenue West to the driveway located on the south side of Steeles Avenue West, 150 metres west of the westerly limit of Dufferin Street;
- (4) northbound left turns be prohibited at anytime from the driveway located on the south side of Steeles Avenue West, 140 metres west of westerly limit of Dufferin Street;
- (5) eastbound left turns be prohibited at anytime from the driveway located on the west side of Dufferin Street, 95 metres south of the southerly limit of Steeles Avenue West;

- (6) northbound left turns be prohibited at anytime from Dufferin Street to the driveway located on the west side of Dufferin Street, 85 metres south of Steeles Avenue West; and
- (7) the appropriate by-laws(s) be amended, accordingly.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Director, Transportation Services, North District, Works and Emergency Services.

Report 7, Clause 34

8.44 Request for Poll – Speed Hump Plan – Times Road between Stayner Avenue and Lilywood Road (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered the following Resolution submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

“WHEREAS residents of Times Rd between Stayner Ave and Lilywood Rd have expressed concern with regards to vehicle speeds on the roadway; and

WHEREAS residents of Times Rd between Stayner Ave and Lilywood Rd have expressed concern with regards to the volume of traffic on the roadway;

THEREFORE BE IT RESOLVED THAT the appropriate staff be authorized to conduct a poll of eligible residents of Times Rd between Stayner Ave and Lilywood Rd for the speed hump plan, in accordance with the City of Toronto Traffic Calming Policy and public notice be given pursuant to the Municipal Class Environmental Assessment Act including Notice of Study Commencement to the Ministry of Environment, Fire Services, Emergency Services and Toronto Police Services; and

BE IT FURTHER RESOLVED THAT the appropriate staff convey the results of the survey to the respondents; and

BE IT FURTHER RESOLVED THAT subject to favourable results of the poll:

- (i) a bylaw be prepared for the alteration of sections of the effected roadway and the speed limit be reduced to 30Km/hr; and
- (ii) Pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued; and

BE IT FURTHER RESOLVED THAT the appropriate city officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.”

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the Resolution.

Report 7, Clause 35

8.45 Request for Poll – Speed Hump Plan – Lauder Avenue from Vaughan Road to Amherst Avenue (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered the following Resolution submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

“WHEREAS residents of Lauder Ave from Vaughan Rd to Amherst Ave have expressed concern with regards to vehicle speeds on the roadway; and

WHEREAS residents of Lauder Ave from Vaughan Rd to Amherst Ave have expressed concern with regards to the volume of traffic on the roadway;

THEREFORE BE IT RESOLVED THAT the appropriate staff be authorized to conduct a poll of eligible residents of Lauder Ave from Vaughan Rd to Amherst Ave for the speed hump plan, in accordance with the City of Toronto Traffic Calming Policy and public notice be given pursuant to the Municipal Class Environmental Assessment Act including Notice of Study Commencement to the Ministry of Environment, Fire Services, Emergency Services and Toronto Police Services; and

BE IT FURTHER RESOLVED THAT the appropriate staff convey the results of the survey to the respondents; and

BE IT FURTHER RESOLVED THAT subject to favourable results of the poll:

- (i) a bylaw be prepared for the alteration of sections of the effected roadway and the speed limit be reduced to 30Km/hr; and
- (ii) Pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued; and

BE IT FURTHER RESOLVED THAT the appropriate city officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.”

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the Resolution.

Report 7, Clause 36

8.46 Request to Re-open Laneway located north of Eglinton Avenue West from Times Road east to Marlee Avenue (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered the following Resolution submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

“WHEREAS the laneway that runs north of Eglinton Avenue West from Times Road east to Marlee Avenue was closed in 1992 by the City of York; and

WHEREAS in so doing, the City of York failed to sell or deed the property to the abutting owners; and

WHEREAS this laneway has been problematic in that police are unable to patrol the lane by virtue of the fact that it dead ends and would be dangerous to patrol; and

WHEREAS the abutting owners have frequently complained about incidents in the lane that require a police presence; and

WHEREAS the abutting merchants would like the lane opened so that they can use the lane for its intended purpose, i.e. the delivery of goods and parking for tenants and customers; and

WHEREAS there have been two public meetings to discuss the laneway; and

WHEREAS the traffic department advises that opening the lane would be feasible.

THEREFORE BE IT RESOLVED THAT the City take whatever steps that may be necessary to re-open this laneway; and

BE IT FURTHER RESOLVED THAT the City assume the closed portions of the laneway and when feasible pave the closed portion to complete the lane system between Times Road and Marlee Avenue; and

BE IT FURTHER RESOLVED THAT staff take whatever measures may be necessary to complete the laneway for its entire length in accordance with city standards”.

North York Community Council Minutes
Tuesday, September 14, 2004

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- A. Councillor Shiner, Ward 24 – Willowdale, moved that the North York Community Council refer the Resolution to the Director, Transportation Services, North District, so that a report can be submitted to the North York Community Council within two months time, on the proposed request.
- B. Councillor Carroll, Ward 33 – Don Valley East, moved that the Director, Transportation Services, North District, Works and Emergency Services, also report on the steps necessary to re-open the laneway and on the financial implications.

Upon the question of the adoption of Motion A., moved by Councillor Shiner and Motion B., moved by Councillor Carroll, it was carried.

Report 7, Other Items Clause 56(j)

8.47 Request for Poll – Speed Hump Plan – Roselawn Avenue, west of Dufferin Street to Miranda Avenue (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered the following Resolution submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

“WHEREAS residents of Roselawn Ave, west of Dufferin to Miranda Ave have expressed concern with regards to vehicle speeds on the roadway; and

WHEREAS residents of Roselawn Ave, west of Dufferin to Miranda Ave have expressed concern with regards to the volume of traffic on the roadway;

THEREFORE BE IT RESOLVED THAT the appropriate staff be authorized to conduct a poll of eligible residents of Roselawn Ave, west of Dufferin to Miranda Ave for the speed hump plan, in accordance with the City of Toronto Traffic Calming Policy and public notice be given pursuant to the Municipal Class Environmental Assessment Act including Notice of Study Commencement to the Ministry of Environment, Fire Services, Emergency Services and Toronto Police Services; and

BE IT FURTHER RESOLVED THAT the appropriate staff convey the results of the survey to the respondents; and

BE IT FURTHER RESOLVED THAT subject to favourable results of the poll:

- (i) a bylaw be prepared for the alteration of sections of the effected roadway and the speed limit be reduced to 30Km/hr; and
- (ii) Pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued; and

BE IT FURTHER RESOLVED THAT the appropriate city officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.”

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the Resolution.

Report 7, Clause 37

8.48 Request for Poll – Speed Hump Plan – Bolingbroke Road (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered the following Resolution submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

“WHEREAS residents of Bolingbroke Rd have expressed concern with regards to vehicle speeds on the roadway; and

WHEREAS residents of Bolingbroke Rd have expressed concern with regards to the volume of traffic on the roadway;

THEREFORE BE IT RESOLVED THAT the appropriate staff be authorized to conduct a poll of eligible residents of Bolingbroke Rd for the speed hump plan, in accordance with the City of Toronto Traffic Calming Policy and public notice be given pursuant to the Municipal Class Environmental Assessment Act including Notice of Study Commencement to the Ministry of Environment, Fire Services, Emergency Services and Toronto Police Services; and

BE IT FURTHER RESOLVED THAT the appropriate staff convey the results of the survey to the respondents; and

BE IT FURTHER RESOLVED THAT subject to favourable results of the poll:

- (i) a bylaw be prepared for the alteration of sections of the effected roadway and the speed limit be reduced to 30Km/hr; and
- (ii) Pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued; and

BE IT FURTHER RESOLVED THAT the appropriate city officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.”

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the Resolution.

Report 7, Clause 38

8.49 Liquor License Application – JJ’s Upper Level – 2915A Dufferin Street (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered the following Resolution submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

“WHEREAS the operators of Sizin Café formerly known as JJ’s Upper Level at 2915A Dufferin Street have submitted an application to the Alcohol and Gaming Commission to allow liquor to be served; and

WHEREAS when the establishment operated as JJ’s Upper Level numerous complaints were received from residents in the community regarding this location with respect to noise and misconduct of its patrons; and

WHEREAS on June 4, 2003 I held a meeting with the operators, police and staff of the Alcohol and Gaming Commission to attempt to deal with these concerns; and

WHEREAS although the operators vacated the premises a charge has already been laid by Toronto Police 13 Division against the new applicant for the sale of Alcohol without a liquor licence;

THEREFORE BE IT RESOLVED THAT granting a liquor licence would not be in the public interest; and

BE IT FURTHER RESOLVED THAT City Council request the City Solicitor and any appropriate City Staff to attend any anticipated Alcohol and Gaming Commission Liquor Licence Application Hearing in opposition to the granting of this application.”

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the Resolution.

Report 7, Clause 39

8.50 Public Ownership of Subdivision Road, “Street A” – TB SUB 2002 0003 – TB ZBL 2002 0015 - 292-298 Cummer Avenue (Ward 24 – Willowdale)

The North York Community Council considered a report (June 17, 2004) from the Director, Development Engineering, Works and Emergency Services, seeking Council’s approval for “Street A” within the subdivision at 292-298 Cummer Avenue to become a public road.

Recommendations:

It is recommended that:

- (1) the City take title to the proposed ‘Street A’ within the subdivision at 292-298 Cummer Avenue and that it become a City owned public road subject to the owner entering into a subdivision agreement with the City on terms satisfactory to the Commissioner of Works and Emergency Services and the City Solicitor; and
- (2) the appropriate City officials be authorized to do all things necessary to give effect to the foregoing.

On motion by Councillor Shiner, Ward 24 - Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the following report (June 17, 2004) from the Director, Development Engineering, District 3, subject to amending Recommendation 1 to read as follows:

- “(1) the City take title to the proposed ‘Street A’ within the subdivision at 292-298 Cummer Avenue and that it become a City owned public road subject to the owner entering into a subdivision agreement with the City on terms satisfactory to the Commissioner of Works and Emergency Services and the City Solicitor provided that the owner enters into a written Undertaking to the City to bring and maintain the subject property into compliance with all City By-laws, including the cutting of grass and weeds, within 7 days of Council’s approval of this report, such Undertaking to be in a form satisfactory to the Commissioner of Urban Development Services, in consultation with the City Solicitor, and that such Undertaking require the filing of financial security in the amount of \$5,000.00 to secure such compliance with City by-laws pending the commencement of construction on the subject property.

8.51 Inclusion on the City of Toronto Inventory of Heritage Properties – 349 Kenneth Avenue (Ward 23 – Willowdale)

The North York Community Council considered a report (June 24, 2004) from the Commissioner of Economic Development, Culture and Tourism, recommending that the property at 349 Kenneth Avenue (Willowdale United Church) be included on the City of Toronto Inventory of Heritage Properties.

Recommendations:

It is recommended that:

- (1) Council include the property at 349 Kenneth Avenue (Willowdale United Church) on the City of Toronto Inventory of Heritage Properties.
- (2) The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The North York Community Council also considered a communication (July 15, 2004) from the Toronto Preservation Board, advising that the Toronto Preservation Board, at its meeting held on July 15, 2004, recommended to the North York Community Council that City Council adopt the staff recommendations in the Recommendations Section of the report (June 24, 2004) from the Commissioner of Economic Development, Culture and Tourism.

The North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 24, 2004) from the Commissioner of Economic Development, Culture and Tourism.

Report 7, Clause 41

8.52 Poll Results – Request for the Introduction of Overnight On-Street Permit Parking on Little Boulevard between Eglinton Avenue West and Bowie Avenue (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered a report (August 4, 2004) from the City Clerk, providing the results of a resident poll to determine support for the introduction of Overnight On-Street Permit Parking on Little Boulevard between Eglinton Avenue West and Bowie Avenue, to operate during the hours of 12:00 midnight and 6:00 a.m., 7 days a week.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council received the report.

Report 7, Other Items Clause 56(k)

Councillor Augimeri assumed the Chair.

**8.53 Public Consultation for the New Zoning By-law Project
(Planning and Transportation Committee Report 5, Clause 5)**

The North York Community considered a communication (July 26, 2004) from the City Clerk, forwarding Clause 5 contained in Planning and Transportation Report 5, titled “Public Consultation for the New Zoning By-law Project”, which was adopted, without amendment by City Council, at its meeting on July 20, 21 and 22, 2004; and further advising that City Council referred the Clause to the Community Councils for their information.

Joe D’Abramo, Manager, Policy and Research, City Planning, addressed the North York Community Council in response to questions about the proposed public consultation for the new Zoning By-law project.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council:

- (1) received the communication (July 26, 2004) from the City Clerk.
- (2) requested that:
 - (a) the Commissioner of Urban Development Services brief each Councillor on changes to proposed zoning within their own Ward prior to public consideration of proposed zoning changes pertaining to their Ward; and
 - (b) similarly, prior to public consultation on any proposed parking standard, a report be tabled for consideration at the Planning and Transportation Committee and a copy of that report be provided to each Member of Council.

Report 7, Other Items Clause 56(l)

8.54 Preliminary Report – Rezoning Application 04 147269 NNY 08 OZ – Weston Consulting Group Inc. – 4590 Dufferin Street (Ward 8 – York West)

The North York Community Council considered a report (August 4, 2004) from the Director, Community Planning, North District, Urban Development Services, providing preliminary information on the above-noted application and seeking Community Council's direction on further processing of the application and on the community consultation process.

Recommendations:

It is recommended 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 motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council approved the staff recommendations in the Recommendations Section of the report (August 4, 2004) from the Acting Director, Community Planning, North District, Urban Development Services, with the following amendments:

- (1) Recommendation (1) amended as follows:

“(1) Staff be directed to schedule a community consultation meeting together with Councillor Li Preti, Ward Councillor, and Councillor Feldman;

- (2) Recommendation (2) amended as follows:

“(2) Notice for the community consultation meeting be given to landowners and residents within 500 metres of the site; and

- (3) adding the following additional Recommendation (4):

“(4) The application be circulated to the Police Services Board for a report back to North York Community Council.”

Report 7, Other Items Clause 56(m)

8.55 Preliminary Report – OPA & Rezoning Application – 04 126102 OZ / 04 126118 SA NNY 24 – Eugene Zaraska – Rafael & Bigauskas Architect – 5795 Yonge Street (1984) Ltd. – 5791 – 5793 Yonge Street (Ward 24 – Willowdale)

The North York Community Council considered a report (August 24, 2004) from the Director, Community Planning, North District, Urban Development Services, providing preliminary information on the above-noted applications and seeking Community Council's directions on further processing of the applications and on the community consultation process.

Recommendations:

It is recommended 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.

On motion by Councillor Shiner, Ward 24 – Willowdale, the North York Community Council approved the staff recommendations in the Recommendations Section of the report (August 24, 2004) from the Director, Community Planning, North District, Urban Development Services, with Recommendation (2) amended as follows:

- “(2) Notice for the community consultation meeting be given to landowners and residents within 500 metres of the site on the east side of Yonge Street and to the Silverview Ratepayers Association.”

Report 7, Other Items Clause 56(n)

8.56 Preliminary Report – Rezoning Application – 04 148914 NNY 23 OZ – William Holman – 20 Senlac Road (Ward 23 – Willowdale)

The North York Community Council considered a report (August 25, 2004) from the Director, Community Planning, North District, Urban Development Services,

providing preliminary information on the above-noted application and seeking Community Council's directions on further processing of the application and on the community consultation process.

Recommendations:

It is recommended 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.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council:

- (1) approved the staff recommendations in the Recommendations Section of the report (August 25, 2004) from the Director, Community Planning, North District, Urban Development Services; and
- (2) approved the following Resolution:

“WHEREAS the Preliminary Report dated August 25, 2004 for 20 Senlac Avenue recommends that staff be directed to schedule a community consultation meeting together with the Ward Councillor, and that notice of the community consultation meeting be given to landowners and residents within 120 metres of the site;

THEREFORE BE IT RESOLVED that the Preliminary Report be approved subject to the notice area for the community consultation meeting being extended to include all residents and landowners having properties on and within the area bounded by Burnett Avenue to the north, Bangor Avenue to the east, Sheppard Avenue to the south and Don River Boulevard to the west.”

Report 7, Other Items Clause 56(o)

8.57 Preliminary Report – OPA & Rezoning Application – 04 129307 NMI 26 OZ – Deltera Inc. – Burka Varacalli Architects – 1250 Eglinton Avenue East (Ward 26 – Don Valley West)

The North York Community Council considered a report (August 27, 2004) from the Director, Community Planning, North District, Urban Development Services, providing preliminary information on the above-noted application and seeking Community Council's directions on further processing of the application and on the community consultation process.

Recommendations:

- (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.

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council approved the staff recommendations in the Recommendations Section of the report (August 27, 2004) from the Director, Community Planning, North District, Urban Development Services, with Recommendation 1 amended as follows:

- “(1) staff be directed to schedule a second community consultation meeting together with the Ward Councillor.”

Report 7, Other Items Clause 56(p)

8.58 Final Report – Part Lot Control Application – 04 159006 NNY 15 PL – Ruland Properties INC. – 1001 Roselawn Avenue – Western Parcel (Ward 15 – Eglinton-Lawrence)

The North York Community Council considered a report (August 19, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on a request for an exemption from part lot control in order that 25 street townhouse dwelling units presently under construction on the western parcel of the site may be conveyed into separate ownership.

Recommendations:

North York Community Council Minutes
Tuesday, September 14, 2004

It is recommended that:

- (1) the application be approved;
- (2) staff obtain proof of payment of all current property taxes for the subject site from the owner prior to the enactment of the Part Lot Control Exemption By-law;
- (3) the City Solicitor introduce the necessary Bills in Council to give effect to Recommendation 1 after such time that Recommendation 2 is satisfied, and such by-law to expire two years after it has been enacted; and
- (4) the appropriate City Officials be authorized and directed to register the By-law on title.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the following report (August 19, 2004) from the Director, Community Planning, North District, Urban Development Services.

Report 7, Clause No. 42

8.59 Final Report – Rezoning Application – 02 035749 NNY 23 OZ – Glen Rubinoff – 56 Finch Avenue West (Ward 23 – Willowdale)

As directed by the North York Community Council, at its meeting held on April 2, 2004, appropriate notice of this statutory public meeting was given in accordance with the *Planning Act* and the regulations thereunder.

The North York Community Council considered a report (August 25, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law to permit a 3 storey residential building containing 4 units at 56 Finch Avenue West.

Recommendations:

It is recommended that City Council:

- (1) amend the Zoning By-law for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7;
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.

North York Community Council Minutes
Tuesday, September 14, 2004

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- (3) before introducing the necessary Bills to City Council for enactment, require the owner to:
- (a) convey to the City, for a nominal sum and free and clear of all encumbrances, a road widening measuring approximately 2.76 metres along the Finch Avenue West frontage.
- (4) approve under Section 41 of the Planning Act the proposed three-storey residential building, as indicated on the following plans and subject to the conditions of Site Plan Approval found in Attachment 8.

Plan No.	Plan Title	Prepared By	Date Stamped
A	Site Plan	Rubinoff Design Group	July 20, 2004
A1	Main Floor Plan	Rubinoff Design Group	May 11, 2004
A2	Second & Loft Floor Plans	Rubinoff Design Group	May 11, 2004
A3	East & West (Kensington) Elevations	Rubinoff Design Group	May 11, 2004
A4	North & South (Finch) Elevations	Rubinoff Design Group	August 10, 2004
One	Landscape Plan	Garden Architecture	May 11, 2004

The North York Community Council also considered a communication (September 11, 2004) from George Belza, Partner, Analogica, on behalf of the Edithvale-Yonge Community Association.

The following persons appeared before the North York Community Council:

- Michael Goldberg, Armstrong Goldberg Hunter, Planning Consultants, on behalf of the applicant; and
- Patricia Santiago-Sorrell.

On motion by Councillor Fillion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 25, 2004) from the Director, Community Planning, North District, Urban Development Services.

Report 7, Clause 43

8.60 Final Report – Rezoning Application – 04 105648 NMI 16 OZ – Peter Higgins, Peter Higgins Architect Inc. – 269 Haddington Avenue (Ward 16 – Eglinton-Lawrence)

As directed by the North York Community Council, at its meeting held on May 4, 2004, appropriate notice of this statutory public meeting was given in accordance with the *Planning Act* and the regulations thereunder.

The North York Community Council considered a report (August 19, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the former City of North York Zoning By-law 7625, as amended, and modify the New Toronto Official Plan, to permit the construction of a pair of semi-detached dwellings at 269 Haddington Avenue.

Recommendations:

It is recommended that City Council:

- (1) amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 6.
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
- (3) direct the City Solicitor to request the Ontario Municipal Board to modify the Official Plan for the City of Toronto substantially in accordance with Attachment No. 5.
- (4) authorize the City Solicitor to make such stylistic and technical changes to the modification of the Official Plan for the City of Toronto as may be required.

Peter Higgins, applicant, appeared before the North York Community Council.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 19, 2004) from the Director, Community Planning, North District, Urban Development Services.

8.61 Final Report – OPA & Rezoning Application 03 202173 SMI 16 OZ – Judy Josefowicz, Urban Strategies Inc. – Henry Schefter, Schefter & McCallum Architects – 21-45 St. Clements Avenue and 575-583 Duplex Avenue (Ward 16 – Eglinton-Lawrence)

As directed by the Toronto North Community Council, at its meeting held on February 17, 2004, appropriate notice of this statutory public meeting was given in accordance with the *Planning Act* and the regulations thereunder.

The North York Community Council considered a report (August 19, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Official Plan and the Zoning By-law for a 3,545 sq. m. (38,137 sq. ft.) three-storey addition to the existing private school including a new on-site drop-off and pick-up facility at 21-45 St. Clements Avenue and 575-583 Duplex Avenue.

Recommendations:

It is recommended that City Council:

- (1) Amend the Official Plan for the former City of Toronto substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 7.
- (2) Direct the City Solicitor to request the Ontario Municipal Board to modify the Official Plan for the City of Toronto substantially in accordance with Attachment No. 8.
- (3) Amend the Zoning By-law for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 9.
- (4) 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.
- (5) Before introducing the necessary Bills to amend the former City of Toronto Official Plan and Zoning By-law to Council for enactment, the following conditions shall be fulfilled to the satisfaction of the City Solicitor:
 - (a) The owner shall enter into an agreement with the City of Toronto pursuant to Section 37 of the Planning Act, in a form satisfactory to the City Solicitor, in consultation with the Commissioner of Urban

North York Community Council Minutes
Tuesday, September 14, 2004

Development Services, to secure a tenant assistance plan consisting of the following:

- in addition to the compensation required by the Tenant Protection Act in the amount equal to 3 months rent, a moving allowance equal to at least \$1500 shall be provided for those tenants whose leases do not contain notice that the school expansion will require the termination of their tenancy
 - the Tenant Protection Act compensation in the amount equal to 3 months rent will be provided for all other current tenants
- (b) The Director, Community Planning North District, shall have granted site plan approval under Section 41 of the Planning Act.
- (c) The applicant shall submit a letter of undertaking to the City agreeing to withdraw their appeal with respect to the Toronto Official Plan upon the Official Plan and Zoning By-law amendment coming into force.

The North York Community Council also considered a communication (September 3, 2004) from James B. Musgrove.

Peter Jewitt, Chair of the Board of St. Clement's School, appeared before the North York Community Council.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Stintz, Ward 16 – Eglinton-Lawrence, the North York Community Council recommended that City Council:

- (1) adopt the staff recommendations in the Recommendations Section of the report (August 19, 2004) from the Director, Community Planning, North District, Urban Development Services;
- (2) amend the wording in Section 1.(vi) of the Draft Zoning By-law amending Zoning By-law No. 438-86, to the following wording:

“1.(vi) Notwithstanding subsection 1(4) of By-law 551-90, not more than 500 of the school's students shall be permitted on the site at any one time.”; and
- (3) amend the Draft Zoning By-law, included as Attachment No. 9 to the report dated August 19, 2004 from the Director, Community Planning, North District, by adding the following provision in Section 1 after subsection (vi):

“1.(vii) Notwithstanding Section 6(3) Part III 1 (a)., the minimum landscaped open space required on the lot shall be 23 percent.”

Report 7, Clause 45

8.62 Final Report – Rezoning Application – 03 193608 NNY 10 OZ – Mike Cipolla, Mike Cipolla MRC Design Inc. – 661 Sheppard Avenue West (Ward 10 – York Centre)

As directed by the Toronto North Community Council, at its meeting held on January 5, 2004, appropriate notice of this statutory public meeting was given in accordance with the *Planning Act* and the regulations thereunder.

The North York Community Council considered a report (August 16, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the former City of North York Zoning By-law 7625, as amended, to permit the conversion of an existing residential building to allow for office and residential uses at 661 Sheppard Avenue West.

Recommendations:

It is recommended that City Council:

- (1) Amend the former City of North York Zoning By-law 7625, as amended, substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 5.
- (2) Authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
- (3) Before introducing the necessary Bills to City Council for enactment, require the applicant to enter into a Site Plan Agreement under Section 41 of the Planning Act.

The North York Community Council also considered a communication (September 13, 2004) from Tamara and Sharon Lohr.

The following persons appeared before the North York Community Council:

- Pina Celli, on behalf of the applicant;
- Orazio Pelligrino; and
- Jennifer Celli.

On motion by Councillor Feldman. Ward 10 – York Centre, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 16, 2004) from the Director, Community Planning, North District, Urban Development Services.

Report 7, Clause 46

8.63 Final Report – Rezoning Application – 03 166761 NNY 24 OZ – Louis Zoppi – (Marco Marquente – Architect) – 202 Finch Avenue East (Ward 24 – Willowdale)

The North York Community Council considered a report (August 20, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law to permit redevelopment of the site with two semi-detached dwelling units at 202 Finch Avenue East.

Recommendations:

It is recommended that City Council:

- (1) amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 5.
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
- (3) before introducing the necessary Bills to City Council for enactment, require the owner to:
 - (a) convey or cause to be conveyed to the City for dedication as public highway for a nominal sum, free of all encumbrances, a 4.9 metre road widening;
 - (b) obtain Site Plan approval under Section 41 of the *Planning Act* from the Director, Community Planning, North District, Urban Development Services.

On motion by Councillor Shiner, Ward 24 - Willowdale, the North York Community Council deferred the report to its next meeting on October 12, 2004, to allow the applicant to post the appropriate signage on the subject property, in accordance with the Planning Act regulations, so that the statutory public meeting on this application can be held.

Report 7, Other Items Clause 56(q)

8.64 Final Report – OPA & Rezoning Application and Site Plan Approval – 03 035054 (TD CMB 2003 0001) – Westdale Construction Co. Ltd. (E.I. Richmond Architects) – 82, 86, 90 Broadway Avenue (Ward 25 – Don Valley West)

As directed by the Midtown Community Council, appropriate notice of this statutory public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council considered a report (August 26, 2004) from the Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Official Plan and the Zoning By-law to permit an 8 and 20 storey residential apartment building containing 274 units at 82, 86 and 90 Broadway Avenue.

Recommendations:

It is recommended that City Council:

- (1) amend the Official Plan for the former City of Toronto substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 7;
- (2) direct the City Solicitor to request the Ontario Municipal Board to modify the Official Plan for the City of Toronto substantially in accordance with Attachment No. 8;
- (3) amend the Zoning By-law 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 9;
- (4) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment, draft Official Plan Modification and draft Zoning By-law Amendment as may be required;
- (5) require that, before introducing the necessary Bills to City Council for enactment, the owner execute one or more agreements pursuant to Section 37 of the Planning Act satisfactory to the Commissioner of Urban Development Services and the City Solicitor and that such agreements be register on title to the lands, to secure the following facilities, services and matters:

North York Community Council Minutes
Tuesday, September 14, 2004

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- (i) the owner shall, for a period of not less than 20 years, replace and secure 72 rental units;
 - (ii) the owner shall, replace and secure 60 of the 72 units at affordable-range rents for a period of not less than 10 years, and 12 units at mid-range rents for a period of not less than 5 years;
 - (iii) the owner shall provide a cash-in-lieu contribution of \$140,000 to the Capitol Revolving Fund for 7 rental units; and
 - (iv) the owner shall provide a tenant relocation and assistance package.
- (6) require that, before introducing the necessary Bills to City Council for enactment, the owner enter into a Site Plan Agreement under Section 41 of the Planning Act.

The North York Community Council also considered a communication (August 31, 2004) from David Wichman, on behalf of Christine Fedirchuk, Chair, Broadway Avenue Tenants Association (BATA)

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

- Adam Brown, Solicitor, of the law firm of Sherman Brown Dryer Karol Gold Lebow, on behalf of the applicant; and
 - Christine Fedirchuk, Chair, Broadway Avenue Tenants Association (BATA).
- A. Councillor Jenkins, Ward 25 – Don Valley West, moved that an additional recommendation be added to limit the recommended density to 4.1 to be in keeping with existing precedents in the community, as defined in the staff report and for other adjustments to be made to the Draft Official Plan and Zoning By-law.
- B. Councillor Jenkins, Ward 25 – Don Valley West, moved that an additional Section 37 benefit in the amount of \$1,000,000.00 be applied to be used for Toronto Transit Commission infrastructure on nearby TTC routes.
- C. Councillor Carroll, Ward 33 – Don Valley East, moved in amendment to Motion A., by Councillor Jenkins:
- (1) that the North York Community Council recommend that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Director, Community Planning, North District, Urban Development Services; and

- (2) the Director, Community Planning, North District, be requested to meet with the applicant and a report be submitted to City Council for its meeting on September 28, 29 & 30, 2004 on the timing of the tenants' settlement package.

D. Councillor Moscoe, Ward 15 – Eglinton-Lawrence, moved in amendment to Motion A., by Councillor Jenkins that the applicant be encouraged to meet with the Ward Councillor, prior to the matter being considered by City Council, to discuss additional Section 37 benefits.

A recorded vote on Motion A., moved by Councillor Jenkins, was as follows:

FOR: Councillors Jenkins, Filion, Augimeri

AGAINST: Councillors Shiner, Carroll, Minnan-Wong, Feldman, Moscoe, Li Preti

ABSENT: Councillors Pitfield, Stintz

Lost

A recorded vote on Motion B., moved by Councillor Jenkins, was as follows:

FOR: Councillors Jenkins, Filion, Augimeri

AGAINST: Councillors Shiner, Carroll, Minnan-Wong, Feldman, Moscoe, Li Preti

ABSENT: Councillor Pitfield, Stintz

Lost

Upon the question of the adoption of Motion C., by Councillor Carroll, it was carried.

Upon the question of the adoption of Motion D., by Councillor Moscoe, it was carried.

Report 7, Clause 47

8.65 Refusal Report – OPA & Rezoning Application – 04 131256 NMI 25 OZ – Michael Goldberg, Armstrong Goldberg Hunter – Climans Green Liang Architects Inc. – 16 and 18 Golfdale Road (Ward 25 – Don Valley West)

The North York Community Council considered a report (August 20, 2004) from the Director, Community Planning, North District, Urban Development Services,

reporting on an application to amend the Official Plan and Zoning by-law to add three additional units to an existing non-conforming residential building at 16 and 18 Golfdale Road.

Recommendations:

It is recommended that:

- (1) City Council refuse the Official Plan and Zoning amendment application for the property at 16 and 18 Golfdale Road.
- (2) the City Solicitor and City staff be authorized to appear before the Ontario Municipal Board to defend the refusal of the application.

A staff presentation was made by Naomi Faulkner, Senior Planner, Community Planning, North District, Urban Development.

The North York Community Council also considered communications:

- (September 7, 2004) from Jean Smith Cavalluzzo
- (September 8, 2004) from David H. Stewart
- (September 9, 2004) from John Smart, President, Teddington Park Residents' Association
- (September 9, 2004) from John Harkness, P. Eng. M.B.A.
- (September 12, 2004) from Carl Spiess
- (September 12, 2004) from J. McSherry
- (September 13, 2004) from Robert and Kate Gorrie
- (September 10, 2004) from Mary Lou Carter
- (September 10, 2004) from David Bronskill, Goodmans, Barristers & Solicitors, representing Eileen and Michael Denny;
- (September 10, 2004) from Lutz and Kirsten Zeitler
- (September 9, 2004) from Simon S. Law
- (September 12, 2004) from Terence A. Doran M.D. F.R.C.S.(C)

- 58 –
North York Community Council Minutes
Tuesday, September 14, 2004

- (September 13, 2004) from Joanne Brady and Randall Boccia
- (September 13, 2004) from Maureen Amin
- (September 12, 2004) from Jean R. Desgagne and Kathryn Soden
- (September 13, 2004) from Dr. M.A. Bent
- (September 10, 2004) from R. H. McClellan
- (September 13, 2004) from Doug Hartkorn and Joanne Magee
- (undated) from Sylvia and William Dixon

The following persons appeared before the North York Community Council:

- Jude Tersigni, Armstrong Goldberg Hunter, on behalf of Moses Family Investment Ltd., owners of the subject lands;
- Bill Rauenbusch, Teddington Park Residents' Association;
- John Smart, President, Teddington Park Residents' Association; and
- David Bronskill, Goodmans, Barristers & Solicitor, on behalf of Eileen and Michael Denny.

On motion by Councillor Jenkins, Ward 25 – Don Valley West, the North York Community Council:

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 20, 2004), from the Director, Community Planning, North District, Urban Development Services; and
- (2) requested that the City Solicitor report to City Council for its meeting on September 28, 29 and 30, 2004 on the advisability of an Ontario Municipal Board motion to dismiss the appeal, including the ground of abuse of process.

Report 7, Clause 48

Councillor Minnan-Wong resumed the Chair.

8.66 Naming of Proposed Private Lane at 4691 Bathurst Street, 500 Ellerslie Avenue and 45 to 51 Farrell Avenue (Ward 23 – Willowdale)

The North York Community Council considered a report (August 30, 2004) from the City Surveyor, Works and Emergency Services, recommending that the proposed private lane at 4691 Bathurst Street, 500 Ellerslie Avenue and 45 to 51 Farrell Avenue be named ‘Flook Lane’.

Recommendations:

It is recommended that:

- (1) the proposed private lane at the residential development at 4691 Bathurst Street, 500 Ellerslie Avenue and 45 to 51 Farrell Avenue, be named ‘Flook Lane’;
- (2) Aspen Ridge Homes pays the costs estimated to be in the amount of \$400, for the fabrication and installation of street name signs; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 30, 2004) from the City Surveyor, Works and Emergency Services.

Councillor Shiner and Moscoe were opposed to the motion.

Report 7, Clause 49

8.67 Traffic Control Signals – The Pond Road at Ian MacDonald Boulevard (Ward 8 – York West)

The North York Community Council considered a report (September 9, 2004) from the Director, Transportation Services, North District, Works and Emergency Services, seeking approval to install traffic control signals on The Pond Road at Ian MacDonald Boulevard.

Recommendations:

It is recommended that:

North York Community Council Minutes
Tuesday, September 14, 2004

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- (1) Traffic Control Signals be installed at the intersection of The Pond Road and Ian MacDonald Boulevard; and
 - (2) until the Traffic Control Signals referred to in Recommendation (1) are installed, a Pedestrian Crossover be installed on The Pond Road, on the west leg of the intersection of The Pond Road with Ian MacDonald Boulevard.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 9, 2004) from the Director, Transportation Services, North District, Works and Emergency Services;

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended that City Council adopt the following Resolution, subject to adding the following Operative Paragraph, “AND FURTHER BE IT RESOLVED THAT staff be authorized to increase the existing contract for traffic control signal installation, so that it includes the proposed traffic control signal at Pond Road and Ian MacDonald Boulevard”, so that the Resolution now reads as follows:

“WHEREAS with the recent dedication of Pond Road as a public road, all way stop controls at some intersections had to be removed; and

WHEREAS staff have investigated pedestrian and vehicular traffic conditions at these intersections and concluded that a traffic control signal is warranted at the intersection of Pond Road and Ian MacDonald Boulevard; and

WHEREAS the timing of the installation of such traffic control signals would be dependent upon available funding and competing priorities; and

WHEREAS until the traffic signals can be installed, staff have recommended the installation of a Pedestrian Crossover at the intersection of Pond Road and Ian MacDonald Boulevard; and

WHEREAS York University has offered to provide the necessary funds for the installation of the traffic control signals at this time and wait until funding for these traffic control signals move up in the budget program for traffic control signal installation;

THEREFORE BE IT RESOLVED that the City of Toronto accept the funds offered by York University for the prompt installation of traffic control signals at the intersection of Pond Road and Ian MacDonald Boulevard;

AND FURTHER BE IT RESOLVED that the City of Toronto reimburse York University for these funds when the budget request for traffic control signals at the intersection of Pond Road and Ian MacDonald Boulevard is approved as part of the annual traffic control signal installation program; and

AND FURTHER BE IT RESOLVED that staff be authorized to increase the existing contract for traffic control signal installation so that it includes the proposed traffic control signal at Pond Road and Ian MacDonald Boulevard.

Report 7, Clause 50

8.68 Appointments to Committee of Adjustment, North York Panel

The North York Community Council considered a communication (September 1, 2004) from the City Clerk, Nominating Committee, recommending that North York Community Council recommend that City Council, by by-law:

- (1) appoint citizens to the Committee of Adjustment North York Panel, for a term of office at the pleasure of Council ending November 30, 2006, and until their successors are appointed, as listed in the confidential letter dated September 2, 2004, from the Nominating Committee, which was circulated under separate confidential cover;
- (2) appoint alternates to the Committee of Adjustment North York Panel, who are members effective if a vacancy occurs, at the pleasure of Council for the remainder of the term of office ending November 30, 2006 and until successors are appointed, as listed in the confidential letter dated September 1, 2004, from the Nominating Committee, which was circulated under separate confidential cover;
- (3) the City Solicitor be authorized and directed to introduce the necessary bylaws in Council to give effect to these appointments; and
- (4) the appropriate officials be authorized and directed to take any necessary actions to give effect to these appointments.

The North York Community Council also considered a confidential communication (September 1, 2004) from the City Clerk, Nominating Committee.

On motion by Councillor Moscoe, Ward 15 – Eglinton-Lawrence, the North York Community Council recessed at 2:05 p.m. and went in-camera because the subject matter relates to personal matters about identifiable individuals, with the following members present:

North York Community Council Minutes
Tuesday, September 14, 2004

Councillor Minnan-Wong
Councillor Augimeri
Councillor Carroll
Councillor Feldman
Councillor Filion
Councillor Jenkins
Councillor Li Preti
Councillor Moscoe
Councillor Pitfield
Councillor Shiner

The Community Council adjourned its private meeting at 3:15 p.m. and resumed in public session at 3:15 p.m. with the following members present:

Councillor Minnan-Wong
Councillor Augimeri
Councillor Carroll
Councillor Feldman
Councillor Filion
Councillor Jenkins
Councillor Li Preti
Councillor Moscoe
Councillor Pitfield
Councillor Shiner

On motion by Councillor Augimeri, Ward 9 – York Centre, the North York Community Council recommended to City Council:

- (1) the appointment of citizens to the Committee of Adjustment North York Panel, for a term of office at the pleasure of Council ending November 30, 2006, and until their successors are appointed, as listed in the confidential letter (September 15, 2004) from the North York Community Council;
- (2) the appointment of two alternates to the Committee of Adjustment North York Panel, who are members effective if a vacancy occurs, at the pleasure of Council for the remainder of the term of office ending November 30, 2006 and until their successors are appointed, as listed in the confidential letter (September 15, 2004) from the North York Community Council;
- (3) that the City Solicitor be authorized and directed to introduce the necessary By-laws in Council to give effect to these appointments;

- 63 –
North York Community Council Minutes
Tuesday, September 14, 2004

- (4) that the appropriate City officials be authorized and directed to take the necessary action to give effect to these appointments; and
- (5) that in accordance with provisions of the Municipal Act, discussions pertaining to the individuals named in the confidential letter (September 15, 2004) from the City Clerk “Appointments to the Committee of Adjustment – North York Panel” be held in-camera, because the subject matter relates to personal matters about identifiable individuals.

A recorded vote on Recommendation (1) was as follows:

FOR: Councillors Pitfield, Carroll, Jenkins, Filion, Augimeri, Moscoe

AGAINST: Councillors Minnan-Wong, Shiner, Feldman, Li Preti

ABSENT: Councillor Stintz

Carried

Report 7, Clause 51

Councillor Augimeri assumed the Chair.

8.69 Community Festival Permit Application – Latin American Festival of La Pupusa – September 25 and 26, 2004 (Ward 8 – York West)

The North York Community Council considered the following Resolution submitted by Councillor Li Preti, Ward 8 – York West:

“WHEREAS a request has been received from the Latin American Festival of La Pupusa for a special occasion permit to hold a community event, “The 8th Festival of la Pupusa” at the Downsview Arena in the former City of North York on Saturday and Sunday, September 25 and 26, 2004; and

WHEREAS this group requires support and authorization to sell Hispanic food and beer on the festival days; and

WHEREAS the time sensitive nature of this request requires the endorsement of North York Community Council; and

WHEREAS the North York Community Council will be meeting on September 14, 2004;

North York Community Council Minutes
Tuesday, September 14, 2004

THEREFORE BE IT RESOLVED THAT North York Community Council, for liquor licensing purposes, declare this to be an event of municipal and/or community significance, and indicate that it has no objection to the event taking place, and that the Alcohol and Gaming Commission of Ontario be so advised.”

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next regular subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present, having voted in the affirmative.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended that City Council confirm the action taken by the North York Community Council in light of the “8th Festival of La Pupusa” event taking place prior to the City Council meeting scheduled for September 28, 29 and 30, 2004.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council:

- (i) adopted the Resolution submitted by Councillor Li Preti, Ward 8 – York West; and
- (ii) declared the “8th Festival of La Puposa”, for liquor licensing purposes, to be an event of municipal and/or community significance; that it has no objection to this event taking place, and that the Alcohol and Gaming Commission of Ontario be so advised.

Report 7, Clause 52

Councillor Minnan-Wong resumed the Chair.

8.70 Ontario Municipal Board Hearing – Committee of Adjustment Application – 11 Brentwood Avenue (Ward 23 – Willowdale)

The North York Community Council considered the following Resolution submitted by Councillor Filion, Ward 23 – Willowdale:

“WHEREAS the Committee of Adjustment for the City of Toronto (North District) refused an application by Saul and Evelyn Mintz, the owners of 11 Brentwood Avenue, to permit the existing rear yard shed and deck to remain as constructed;

WHEREAS variances were requested for deck area, accessory building height and north side yard setback;

WHEREAS staff did not report on the matter;

WHEREAS the applicant has appealed the Committee’s decision to the Ontario Municipal Board;

WHEREAS no date has been set for the hearing.

THEREFORE BE IT RESOLVED THAT Council authorize the City Solicitor to retain outside planning support and to attend the Ontario Municipal Board hearing to uphold the City’s By-law and the Committee of Adjustment’s decision.”

On motion by Councillor Filion, Ward 23 - Willowdale, the North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next regular subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present, having voted in the affirmative.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended that City Council adopt the Resolution.

Report 7, Clause 53

8.71 Ontario Municipal Board Hearing – Committee of Adjustment Application – De Leuw Cather Canada Limited – 133 Wynford Drive (Ward 26 – Don Valley West)

The North York Community Council considered the Resolution submitted by Councillor Pitfield, Ward 26 – Don Valley West:

“WHEREAS the Committee of Adjustment for the City of Toronto (Midtown Panel) refused an application by De Leuw Cather Canada Limited, the owners of 133 Wynford Drive, to permit construction of a 25 storey building consisting of two towers connected by a one storey podium with 430 residential dwelling units;

WHEREAS variances were requested to the minimum gross floor area of indoor recreational floor area, the minimum average unit gross floor area and number of permitted dwelling units;

WHEREAS staff did not report on the matter;

WHEREAS the applicant has appealed the Committee's decision to the Ontario Municipal Board;

WHEREAS no date has been set for the hearing.

THEREFORE BE IT RESOLVED THAT Council authorize the City Solicitor to retain outside Planning support and to attend the Ontario Municipal Board hearing on the Minor Variance application, and any other applications made by the owner with respect to such development proposal, to uphold the City's by-law and defend the Committee of Adjustments' decision to refuse the application."

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next regular subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present, having voted in the affirmative.

On motion by Councillor Pitfield, Ward 26 – Don Valley West, the North York Community Council:

- (1) recommended that City Council adopt the Resolution submitted by Councillor Pitfield, Ward 26 – Don Valley West.
- (2) requested the City Solicitor to report to Council for its meeting on September 28, 29 and 30, 2004, on the maximum amount of funds allocated for the retention of an outside planner.

Report 7, Clause 54

Councillor Augimeri assumed the Chair.

8.72 Property Standards Inspection – North York Civic Centre

The North York Community Council considered a Memorandum (September 9, 2004) from Municipal Standards Officer, Municipal Standards, Licensing &

North York Community Council Minutes
Tuesday, September 14, 2004

Standards, Urban Development Services, addressed to the North York Civic Centre Ad Hoc Building Committee, responding to the request outlined in Clause 41 of North York Community Council Report 6, headed "Deterioration of North York Civic Centre.

The North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next regular subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present, having voted in the affirmative.

On motion by Councillor Minnan-Wong, Ward 34 – Don Valley East, the North York Community Council referred the memorandum (September 9, 2004) from Municipal Standards Officer, Municipal Licensing & Standards, Urban Development Services, to the Commissioner of Corporate Services and Commissioner of Economic Development Culture and Tourism for a report to the North York Community Council meeting on October 12, 2004.

Report 7, Other Items Clause 56(r)

8.73 Request to Remove Illegal Signs – 1001 Sheppard Avenue East (Ward 24 – Willowdale)

The North York Community Council considered the following Resolution submitted by Councillor Shiner, Ward 24 – Willowdale:

"WHEREAS City staff have identified installation of illegal signs at 1001 Sheppard Avenue East; and

WHEREAS these signs were installed without a permit on decorative fencing panels; and

WHEREAS the offending company has not removed the signs even after being serve a Notice of Violation and have not complied with the sign by-law; and

WHEREAS staff have advised that legal proceedings are being commented and could be quite a long procedure;

THEREFORE BE IT RESOLVED THAT City staff be instructed to do all things possible to immediately remove the illegal signs."

North York Community Council Minutes
Tuesday, September 14, 2004

The North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next regular subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present, having voted in the affirmative.

On motion by Councillor Filion, Ward 23 - Willowdale, the North York Community Council received the Resolution.

Report 7, Other Items Clause 56(s)

8.74 Traffic Study – Wynford Drive and Concord Place (Ward 26 – Don Valley West)

The following motion by Councillor Pitfield, Ward 26 – Don Valley West, was considered arising from discussions in the preliminary report for 1250 Eglinton Avenue East:

“Moved by:

Councillor Pitfield, Ward 26 – Don Valley West that the North York Community Council:

- (1) recommend to City Council that the Commissioner of Works and Emergency Services be directed to undertake a traffic study of Wynford Drive and Concord Place; and
- (2) request the Commissioner of Works and Emergency Services to report to City Council for its meeting on September 28, 29 and 30, 2004 on the funding sources and timing of the requested study.”

Upon the question of the adoption of Motion by Councillor Pitfield, it was carried.

Report 7, Clause 55

Adjournment:

The North York Community Council adjourned its meeting at 5:30 p.m. on Tuesday, September 14, 2004.

Chair.

North York Community Council Minutes
Tuesday, September 14, 2004
