

# THE CITY OF TORONTO

## City Clerk's Office

### Minutes of the Toronto South Community Council

#### Meeting No. 6

Tuesday, June 8, 2004

The Toronto South Community Council met on Tuesday June 8, 2004, in Committee Room No. 1, 2<sup>nd</sup> Floor, City Hall, Toronto, commencing at 9:30 a.m.

**6.1 City Solicitor submitting Draft By-law – Closing to Vehicular and Pedestrian Traffic – Portions of Public Lane System – Extending southerly from Lombard Street, then westerly, in block west of Church Street, between Lombard Street and Adelaide Street East (Toronto Centre-Rosedale, Ward 28)**

The Toronto South Community Council had before it the following reports:

- Administration Committee Report No. 2, Clause 19, headed “Sale of Part of the Public Lane Extending Southerly from Lombard Street, then Westerly, in the Block West of Church Street, between Lombard Street and Adelaide Street East in Exchange for Certain Lands for Public Lane Purposes (Ward 28 – Toronto Centre-Rosedale)”, which was adopted by City Council at its meeting held on March 1, 2 and 3, 2004; and
- Administration Committee Report No. 5, Clause 21, headed “Surplus Land Declaration and Proposed Closing of the Public Lane Extending Southerly from Lombard Street, then Westerly, in the Block West of Church Street between Lombard Street and Adelaide Street East (Ward 28 – Toronto Centre-Rosedale)”, which was amended and adopted by City Council at its meeting held on June 24, 25 and 26, 2003.

The Toronto South Community Council held a public meeting on June 8, 2004, and notice, in accordance with the *Municipal Act, 2001*, of the proposed enactment of the draft by-law was posted on the City's web site for two weeks.

On motion by Councillor McConnell, the Toronto South Community Council recommended that a by-law in the form of the draft by-law be enacted.

(Letter sent to: Interested Persons; c.: Commissioner of Corporate Services, Mike Saffran, Valuator/Negotiator, Corporate Services, Chief Financial Officer and Treasurer, City Solicitor, Commissioner of Works and Emergency Services, John Mende, Manager, Traffic Planning, District 1 - June 29, 2004)

**(Report 5, Clause No. 1)**

**6.2 Final Report – Application to Amend the Official Plan and Zoning By-law - 2276 to 2284 Gerrard Street East (Ward 32 - Beaches-East York)**

The Toronto South Community Council had before it a report (May 18, 2004) from Director, Community Planning, South District respecting a Final Report – Application to Amend the Official Plan and Zoning By-law - 2276 to 2284 Gerrard Street East (Ward 32 - Beaches-East York), and recommending 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. 6.
- (2) amend the Zoning By-law for the properties known as 2276 to 2284 Gerrard Street East substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7.
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required.
- (4) prior to the issuance of Site Plan Approval the owner shall enter into and register on title a Heritage Easement Agreement for the retained principal (south) elevation, to the satisfaction of the City Solicitor and the Manager, Heritage Preservation Services.

Adam Brown appeared before the Toronto South Community Council.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

On motion by Councillor Bussin, the Toronto South Community Council recommended the adoption of the report (May 18, 2004) from the Director, Community Planning, South District:

(Letter sent to: Interested Persons; c.: Director, Community Planning, South District, Leontine Major, Senior Planner, East Section, City Solicitor, Denise Gendron, Manager, Heritage Preservation Services - June 29, 2004)

**(Report 5, Clause No. 2)**

**6.3 Final Report – Application to Amend the Zoning By-law - 1435 and 1471 Queen Street East (Ward 32 - Beaches-East York)**

Toronto South Community Council had before it a report (May 20, 2004) from Director, Community Planning, South District respecting a Final Report – Application to Amend

the Zoning By-law - 1435 and 1471 Queen Street East (Ward 32 - Beaches-East York), and recommending that City Council:

- (1) 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. 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) prior to the introduction of bills in Council, require the owner to submit a site servicing review to determine the storm runoff, sanitary flow and water supply demand resulting from this development and demonstrate how this site can be serviced and whether the existing municipal infrastructure is adequate.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

Michael B. Vaughan appeared before the Toronto South Community Council

On motion by Councillor Bussin, the Toronto South Community Council recommended the adoption of the report (May 20, 2004) from the Director, Community Planning, South District.

(Letter sent to: Interested Persons; c.: Director, Community Planning, South District, Leontine Major, Senior Planner, East Section, City Solicitor - June 29, 2004)

**(Report 5, Clause No. 3)**

**6.4 Final Report - Official Plan Amendment & Rezoning Application - 1245 Dupont Street (Ward 18 – Davenport)**

The Toronto South Community Council had before it a report (May 25, 2004) from Director, Community Planning, South District respecting a Final Report - Official Plan Amendment & Rezoning Application - 1245 Dupont Street (Ward 18 – Davenport), and recommending 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. 11;
- (2) amend the Zoning By-law for the former City of Toronto as described in the body of the report;
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and draft Zoning By-law Amendment as may be required;

- (4) prior to introducing the necessary Bills to Council for enactment, require the owner to enter into a Section 37 agreement with the City;
- (5) prior to introducing the necessary Bills to Council for enactment, require the owner to submit a letter to the City Solicitor confirming their withdrawal of its appeal to the new Official Plan pertaining to these lands;
- (6) require the owner to:
  - (a) provide space within the development for the construction of any transformer vaults, hydro, gas, bell and sewer and communications maintenance holes and pedestals required in connection with the development of each phase;
  - (b) submit to the Commissioner of Works and Emergency Services for review and acceptance;
    - (i) a functional road plan/detailed cross section drawings of the new proposed street system;
    - (ii) a pavement marking and signage plan for all new public roads including any modifications required to the pavement markings and signage on existing public roads;
    - (iii) an overall infrastructure phasing plan to describe the roads and municipal services and utilities including the relocation of the watermain within the easement that will be required to accommodate each phase of development, and to indicate, among other things, the demolition/construction sequencing/construction access and staging areas;
    - (iv) an overall municipal servicing report to: determine the storm runoff, sewage flow and water demand resulting from the redevelopment of the entire development site; describe how the entire site is to be serviced including the relocation of the existing watermain within an easement; and whether the existing municipal infrastructure is adequate or upgrades to it are required to service this development;
    - (v) an overall stormwater management report to describe how stormwater run-off generated by the redevelopment of the entire site is to be managed and how the objectives of the City's Wet Weather Flow Management Master Plan are to be satisfied;

Toronto South Community Council Minutes  
June 8, 2004

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- (vi) an overall municipal lighting assessment for the proposed internal street network and for Dupont Street, Dufferin Street and Royce Street, along the boundaries of the site;
- (c) submit to the Commissioner of Works and Emergency Services, for review and acceptance, at least three weeks prior to the introduction of Bills in Council:
  - (i) a Reference Plan of survey in metric units and referenced to the Ontario Co-ordinate System delineating thereon by separate PARTS the lands under application, lands to be conveyed as indicated in Recommendation No. 6(e)(ii) and any appurtenant rights-of-way and the remainder of the site;
  - (ii) final approved drawings of the development with sufficient horizontal and vertical dimensions of the exterior walls of the proposed buildings and townhouse unit blocks to enable the preparation of building envelope plans;
- (d) pay for all costs associated with:
  - (i) streetlighting for the development of the site including any required upgrades to the existing lighting on Dupont Street, Dufferin Street and Royce Street, along the boundaries of the site;
  - (ii) energizing the lighting of the proposed City streets and walkways, until assumption of the streets or walkways by the City;
  - (iii) new municipal infrastructure and/or upgrades to existing municipal infrastructure required to service this development including the relocation of the existing watermain within the easement and construction of the public roads noted in Recommendation No. 6(b)(iv);
  - (iv) the installation of regulatory signage and pavement markings, prior to the issuance of any building permit, that are required in connection with the development including any modifications required to the pavement markings and signage on existing public roads, shown in the accepted plan referred to in Recommendation No. 6(b)(ii);
  - (v) construction of the proposed streets and associated infrastructure identified in the infrastructure phasing plan in Recommendation No. 6(b)(iii);

- (e) enter into an agreement with the City, prior to the issuance of a below-grade building permit for the site, to the satisfaction of the Commissioner of Works and Emergency Services in consultation with the City Solicitor, to secure, among other matters, the design, relocation of the existing watermain within the easement, construction and conveyance of the public roads and associated municipal services and facilities, the Owner's financial obligations and responsibilities for this development respecting:
- (i) the design and construction of the proposed streets and associated municipal services and utilities in accordance with the approved engineering drawings and City standards and specifications, and at no cost to the City;
  - (ii) conveyance to the City on a phased basis, for a nominal fee, prior to the issuance of building permits for each of the phases, the lands required by the City for the construction of the proposed new public rights-of-way, as identified Drawing No. A102 (date stamped October 9, 2003, by Urban Development Services), and in respect of Street "A", convey a strata conveyance of a minimum of 1.5 m from finished grade, or such lesser depth as may be acceptable to the Commissioner of Works and Emergency Services such lands to be free and clear of any encumbrances, and subject to a right-of-way for access purposes in favour of the Grantor until such time as the said lands have been laid out and dedicated for public highway purposes;
  - (iii) retention of a qualified municipal consulting engineer to carry out and certify all necessary engineering design and inspection works required for the provision and construction of the new roads and associated municipal services and utilities;
  - (iv) submission of all reports (e.g. stormwater, geotechnical, construction management plan, environmental site assessment, soil and groundwater, remediation, etc.), drawings, legal plans, calculations, and certifications deemed necessary by the Commissioner of Works and Emergency Services for review and acceptance;
  - (v) relocation of the existing 400 mm diameter watermain presently located within an easement (Registered on title as Instrument No. 59672WH, dated January 11, 1951), while maintaining a looped system at all times, as approved by and to the satisfaction of the Commissioner of Works and Emergency Services, at no expense to the City, to facilitate the construction of the development and grant the appropriate easements for the relocated watermain;

- (vi) granting the necessary easements as determined by the Commissioner of Works and Emergency Services, for the portion(s) of any municipal services that are required to service a specific phase and extend onto proposed street(s) that are yet to be conveyed to the City;
- (vii) submission of functional road plans at the time of future site plan applications for a development phase or portion(s) thereof, including pavement and lane widths, pavement marking and signage plans for the proposed streets including modifications to existing public streets as may be required by the Commissioner of Works and Emergency Services, detailed engineering and grading design drawings, in accordance with the City's design standards and specifications and policies;
- (viii) submission for each phase or portion(s) thereof, of a street lighting system plan for the proposed streets, lanes, walkways and abutting public streets, and walkways, in accordance with the approved overall municipal lighting assessment, to be constructed in conjunction with the development;
- (ix) submission to the Commissioner of Works and Emergency Services, updated Traffic Impact Studies in conjunction with future site plan applications for each respective block or portion(s) thereof, for review and acceptance, and agree to pay for all costs associated with the implementation of any mitigating measures or road improvements required by the Commissioner of Works and Emergency Services based on the review of the studies;
- (x) payment for all costs associated with the installation and maintenance of the traffic control signals at the future intersection of Dupont Street and Street "B" as determined by the Commissioner of Works and Emergency Services prior to the issuance of the 1<sup>st</sup> building permit for either phase 1 or phase 2;
- (xi) receipt of and/or submission of all permits, letters of credit, proof of insurance, fees, applicable Certificate of Approvals from the Ministry of the Environment, engineering drawings, easement documents, and any other documentation deemed necessary by the Commissioner of Works and Emergency Services for acceptance prior to commencing construction of the new roads and its associated municipal services;
- (xii) the repairs to any damages to any existing City infrastructure caused during the construction of the roads and the associated municipal services including but not limited to the driveways,

water, sewer and lighting systems, until assumption by the City of such services, to the satisfaction of the Commissioner of Works and Emergency Services;

- (xiii) submission of all progress reports at the request of the Commissioner of Works and Emergency Services;
- (xiv) the access by the Commissioner of Works and Emergency Services or his designate to the site to inspect the construction of the new roads and the associated municipal services and utilities;
- (xv) the repairs to the roads and the municipal services that have been deemed by the Commissioner of Works and Emergency Services as not having been constructed properly;
- (xvi) installation of all new utilities within the proposed new streets underground, and that any existing and above-ground utilities will be phased out as development proceeds, unless otherwise approved by the Commissioner of Works and Emergency Services;
- (xvii) submission of dewatering plans outlining the proposed measures to comply with Municipal Code, Chapter 681, Sewers, the City's Sewer Use By-law No. 457-2000), as amended from time to time, for any future development application of individual projects for the block or portion(s) thereof, prior to any building permits issued by the City, if applicable based on findings of a geotechnical report;
- (xviii) submission of Completion Certificates in a format and with wording satisfactory to the Commissioner of Works and Emergency Services;
- (xix) compliance with standard City conditions relating to the acceptance of the works, guarantee of works and assumption of works as they relate to the construction of the roads and associated municipal services and utilities;
- (xx) provision for winter maintenance for the roads, until its acceptance and/or assumption by the City, to the satisfaction of the Commissioner of Works and Emergency Services;
- (xxi) installation of all temporary street signs as determined by the Commissioner of Works and Emergency Services;
- (xxii) compliance with standard City conditions relating to the Construction Lien Act as it relates to the construction of the new roads and associated municipal services;



- (xxiii) the design and construction of the roof of the underground garage structure to be in accordance with the Ontario Highways and Bridge Design standards;
- (f) in connection with the stratified conveyance noted in Recommendation No. 6(e)(ii), execute an agreement, binding on successors on title to:
- (i) indemnify the City from and against all actions, suits, claims, or demands and from all loss, costs, damages, charges, and expenses that may result from the construction of the garage underneath the public highway;
  - (ii) maintain the structure in good and proper repair and a condition satisfactory to the Commissioner of Works and Emergency Services;
  - (iii) indemnify the City from and against any loss or damage to the waterproofing and structure resulting from the maintenance and reconstruction of the street pavement, unless such loss or damage is caused by negligence of the City;
  - (iv) include additional conditions as the City Solicitor and the Commissioner of Works and Emergency Services may deem necessary in the interests of the Corporation;
- (g) provide and maintain parking spaces on the site to serve the residential component of the development, in accordance with the following minimum ratios:
- | <u>Unit Type</u> | <u>Parking Ratio</u> |
|------------------|----------------------|
| 1 bedroom Units  | 0.7 space/unit       |
| 2 bedroom Units  | 1.0 space/unit       |
| Live/Work Units  | 1.0 space/unit       |
| Visitor parking  | 0.12 spaces/unit     |
- (h) provide and maintain 3-Type G loading spaces (1 loading space for each of the Phases) on the site;
  - (i) provide a continuous drop curb across the private road (east/west leg of Street A) /Street "A" intersection;
  - (j) submit, prior to the issuance of the 1<sup>st</sup> below-grade building permit regardless of the construction phasing sequence, all environmental site assessment reports describing the current site conditions and the proposed

remedial action plans to the Commissioner of Works and Emergency Services, for peer review;

- (k) pay all costs associated with the City retaining a third-party peer review consultant and submit, prior to the issuance of the 1<sup>st</sup> building permit for the development regardless of the construction phasing sequence, a certified cheque payable to the Treasurer, City of Toronto, in the amount of \$3,000.00 as a deposit towards the cost of peer review;
- (l) submit, prior to the issuance of the 1<sup>st</sup> above-grade building permit for each phase of the development, a statement from a Professional Engineer (sealed and dated), for peer review and concurrence, that based on all the necessary supporting environmental documents:
  - (i) the respective phase of the site including the lands to be conveyed for public highway purposes is suitable for its intended use;
  - (ii) the condition of the respective phase is adequately protected from re-contamination from adjacent phases which are yet to be cleaned up;
  - (iii) it is unlikely that there is any off-site contamination, resulting from the past land uses on the site, that has migrated from the site to the adjacent rights-of-way that would exceed applicable MOE guidelines, objectives, or regulations;
- (m) enter into an agreement with the City, prior to the issuance of the 1<sup>st</sup> above-grade building permit for the development regardless of the construction phasing sequence, should it be determined that remediation of the adjacent rights-of-way is required, in which the Owner, or the party responsible for the contamination, commit to carrying out a remedial work plan acceptable to the City;
- (n) submit, prior to occupancy of the 1<sup>st</sup> building in each of the phases of the development, a Record of Site Condition (RSC) to the Commissioner of Works and Emergency Services, with respect to the statement from the Professional Engineer submitted prior to the issuance of the 1<sup>st</sup> above-grade building permit;
- (o) apply to the Commissioner of Works and Emergency Services, prior to filing a formal application for the 1<sup>st</sup> building permit regardless of the construction phasing sequence, for revised municipal numbering which must include a site plan showing entrances to the proposed buildings and townhouse unit blocks;
- (p) submit to the Commissioner of Works and Emergency Services, a name for the proposed roads in accordance with the City of Toronto Street

Naming Policy so that it can be circulated for comments and forwarded to the appropriate Community Council for consideration;

- (q) submit to the Commissioner of Works and Emergency Services, for review and acceptance, prior to approval of the requested amendments to the Zoning By-law, revised drawings/documentation in respect to Recommendation Nos. 6(c)(i), 6(c)(ii), 6(e)(ii), 6(h) and 6(i);
- (7) advise the owner:
- (a) that this development is subject to an easement agreement for the watermain within private property, registered on title as Instrument No. 59672WH, dated January 11, 1951;
  - (b) that a detailed review of the vehicular access arrangements will be conducted for each development phase in conjunction with the future site plan applications, and additional analysis or conditions may be required accordingly at that time;
  - (c) to submit in conjunction with an application for a building permit, plans and documentation, detailing how the proposed building will be constructed in accordance with the Ontario Building Code relating to the provisions of fire fighting, as discussed in the body of this memorandum;
  - (d) that the storm water runoff originating from the site should be disposed of through infiltration into the ground and that storm connections to the sewer system will only be permitted subject to the review and acceptance by the Commissioner of Works and Emergency Services of an engineering report detailing that site or soil conditions are unsuitable, the soil is contaminated or that processes associated with the development on the site may contaminate the storm runoff;
  - (e) of the need to make a separate application to the Commissioner of Works and Emergency Services for permits to carry out any works involving construction in, or occupancy of, the abutting public rights-of-way;
  - (f) that although the transferring/collection of refuse to and from the storage rooms in any of the phases can be done using a small tractor, at no time are container bins to be transported over portions of the public rights-of-way;
  - (g) of the City's requirement for payment of a service charge associated with the provisions of City containerized garbage collection;
  - (h) that in the event the on-site staff member is not available at collection time, the vehicle will leave the site and not return until the next scheduled collection day;

- (i) of the need to contact the Solid Waste Management Services Section of Works and Emergency Services to complete the necessary application and waiver forms prior to the commencement of City waste collection for this project; and
- (8) the owner shall provide and maintain an irrigation system, for the proposed trees within the public road allowances, including an automatic timer, designed to be water efficient by a Certified Landscape Irrigation Auditor (CLIA) and constructed with a back flow preventer to the satisfaction of the Commissioner of Works and Emergency Services, including requirements to maintain in good order and operation.

The Toronto South Community Council also had before it drawings submitted by Cynthia MacDougall, McCarthy Tetrault.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

The following appeared before the Toronto South Community Council:

- James Motluk, obo Dig In; and
- Cynthia A. MacDougall, McCarthy Tetrault.

On motion by Councillor Giambone, the Toronto South Community Council recommended the adoption of the report (May 25, 2004) from the Director, Community Planning, South District:

(Letter sent to: Interested Persons; c.: Director, Community Planning, South District, Carlo Bonanni, Senior Planner, East Section, City Solicitor, Commissioner of Works and Emergency Services, Chief Financial Officer and Treasurer - June 29, 2004)

**(Report 5, Clause No. 4)**

**6.5 Final Report - Application to Amend the Official Plan and Zoning By-law - 630 and 650 Mount Pleasant Road (Ward 22 - St. Paul's)**

The Toronto South Community Council had before it a report (May 20, 2004) from Director, Community Planning, South District respecting a Final Report - Application to Amend the Official Plan and Zoning By-law - 630 and 650 Mount Pleasant Road (Ward 22 - St. Paul's), and recommending 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. 10;

- (2) amend 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. 11;
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required;
- (4) authorize the City Solicitor to prepare a Section 37 Agreement to secure the off-site improvements identified in this report prior to introducing the necessary Bills to City Council;
- (5) before introducing the necessary Bills to City Council for enactment, require the owner to enter into a Section 37 Agreement in a manner satisfactory to the City Solicitor;
- (6) require that the owner, in accordance with the terms of the Section 37 Agreement, pay \$200,000.00 to the City of Toronto in a form satisfactory to the Chief Financial Officer and Treasurer;
- (7) require the applicant to enter into a Site Plan Agreement under Section 41 of the *Planning Act* before introducing the necessary Bills to City Council for enactment;
- (8) submit to the Commissioner of Works and Emergency Services approved plans of the development, with sufficient horizontal and vertical dimensions of the exterior walls of the proposed building for the purpose of preparing building envelope plans for site specific exemption by-laws. Such plans should be submitted at least 3 weeks prior to the introduction of a bill in Council;
- (9) submit to the Commissioner of Works and Emergency Services a strata Reference Plan of Survey, in metric units and referenced to the Ontario Co-ordinate System, delineating thereon by separate PARTS the lands to form part of the condominium corporation, the lands to be under the jurisdiction of the Toronto Parking Authority and any appurtenant rights-of-way and easements. Such plan should be submitted at least 3 weeks prior to the introduction of a bill in Council;
- (10) submit, prior to the introduction of a bill in Council, documentation to the satisfaction of the Commissioner of Works and Emergency Services that the reciprocal right-of-way between Premises No. 168 Manor Road East and the subject site has been extinguished;
- (11) submit to the Commissioner of Works and Emergency Services, for review and acceptance, prior to the introduction of bills in Council for the rezoning application, a site servicing review to determine the storm water runoff, sanitary flow and water supply demand resulting from this development and demonstrate how this site can be serviced and whether the existing municipal infrastructure is adequate;

- (12) submit to the Commissioner of Works and Emergency Services, for review and acceptance, prior to the introduction of bills in Council for the rezoning application, a street lighting review to determine the adequacy of the existing street lighting and identify any improvements that may be required; and
- (13) the owner shall provide and maintain an irrigation system, for the proposed trees within the public road allowances, including an automatic timer, designed to be water efficient by a certified Landscape Irrigation Auditor (CLIA) and constructed with a back flow preventer to the satisfaction of the Commissioner of Works and Emergency Services, including requirements to maintain in good order and operation.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

On motion by Councillor Walker, the Toronto South Community Council recommended the adoption of the report (May 20, 2004) from the Director, Community Planning, South District:

(Letter sent to: Interested Persons; c.: Commissioner of Urban Development Services, Director, Community Planning, South District, Tim Burkholder, Planner, City Solicitor, Chief Financial Officer and Treasurer, Commissioner of Works and Emergency Services - July 2, 2004)

**(Report 5, Clause No. 5)**

**6.6 Final Report - Application to Amend the Official Plan and Zoning By-law – 36 Whitewood Road (Bethel Baptist Church) (Ward 22 - St. Paul's)**

The Toronto South Community Council had before it a report (May 21, 2004) from Director, Community Planning, South District respecting an Application to Amend the Official Plan and Zoning By-law – 36 Whitewood Road (Bethel Baptist Church) (Ward 22 - St. Paul's), and recommending 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. 8;
- (2) amend 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;
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required;

- (4) require the applicant, before introducing the necessary Bills to City Council for enactment, to enter into a Site Plan Agreement under Section 41 of the *Planning Act*;
- (5) submit to the Commissioner of Works and Emergency Services, for review and acceptance, approved plans of the development, with sufficient horizontal and vertical dimensions of the exterior walls of the proposed building for the purpose of preparing building envelope plans for site specific exemption by-laws. Such plans should be submitted at least 3 weeks prior to the introduction of a bill in Council;
- (6) submit to the Commissioner of Works and Emergency Services, for review and acceptance, prior to the introduction of bills in Council for the rezoning application, a site servicing review to determine the storm water runoff, sanitary flow and water supply demand resulting from this development and demonstrate how this site can be serviced and whether the existing municipal infrastructure is adequate; and
- (7) submit to the Commissioner of Works and Emergency Services, for review and acceptance, prior to the introduction of bills in Council for the rezoning application, a street lighting review to determine the adequacy of the existing street lighting and identify any improvements that may be required.

The Toronto South Community Council also had before it a communication (March 1, 2004) from Edna Beange, Stay at Home in Leaside.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

The following appeared before the Toronto South Community Council:

- Lilly McIsaac;
- Dion Burke; and
- Jamie Cairns.

On motion by Councillor Walker, the Toronto South Community Council recommended the adoption of the report (May 21, 2004) from the Director, Community Planning, South District.

(Letter sent to: Commissioner of Urban Development Services, Director, Community Planning, South District, Tim Burkholder, Planner, City Solicitor, Commissioner of Works and Emergency Services - July 2, 2004)

**(Report 5, Clause No. 6)**

**6.7 Final Report - Garrison Common North Community Improvement Plan (Trinity-Spadina, Ward 19)**

Toronto South Community Council had before it a report (May 17, 2004) from the Director, Community Planning, South District respecting Garrison Common North Community Improvement Plan (Trinity-Spadina, Ward 19), and recommending that City Council:

- (1) adopt the Community Improvement Plan for Garrison Common North substantially as set out in Attachment 1 of this report;
- (2) direct the City Solicitor to introduce the necessary Bills in Council to give effect to the foregoing recommendation; and
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft by-law attached to this report as may be required.

Toronto South Community Council also had before it the following communication\ reports:

- (June 5, 2004) from Miss Jane Beecroft, CHP Heritage Centre; and
- Supplementary Report (June 3, 2004) from the Director, Community Planning, South District recommending that the Commissioner of Urban Development Services report in the fourth quarter of 2004, on amendments to the Community Improvement Plan to provide additional detail regarding the priority projects listed in the Garrison Common North Community Improvement Plan and on using Sections 37 and 45 to best achieve the priority projects so identified.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

Sandy Birnie, St. Christopher House, appeared before the Toronto South Community Council.

On motion by Councillor Pantalone, the Toronto South Community Council recommended that:

- (1) the north side of Queen Street West between Shaw Street and Dovercourt Road be included in the Community Improvement Plan;
- (2) the Commissioner of Urban Development Services report in September, 2004, on amendments to the Community Improvement Plan to provide additional detail regarding the priority projects listed in the Garrison Common North Community Improvement Plan and on using the provisions of Sections 37 and 45 of the *Planning Act* to best achieve the priority projects identified;



- (3) the report (May 17, 2004) from the Director, Community Planning, South District, as amended by Recommendation Nos. (1) and (2) above, be adopted.

(Letter sent to: Interested Persons; c.: City Solicitor, Director, Community Planning, South District, Elise Hug, Planner, West Section - June 29, 2004)

**(Report 5, Clause No. 7)**

**6.8 Final Report - Application to Amend the Official Plan, Draft Plan of Condominium and Alterations to a Designated Property and Authority to Enter into a Heritage Easement Agreement - 1 Benvenuto Place (Ward 22 - St. Paul's)**

The Toronto South Community Council had before it a report (May 18, 2004) from Director, Community Planning, South District respecting an Application to Amend the Official Plan, Draft Plan of Condominium and Alterations to a Designated Property and Authority to Enter into a Heritage Easement Agreement - 1 Benvenuto Place (Ward 22 - St. Paul's), and recommending 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. 4
- (2) amend the new City of Toronto Official Plan substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 5;
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendments as may be required;
- (4) authorize Draft Approval of the Plan of Condominium for 1 Benvenuto Place, stamp dated as received on 23 December, 2003 and that the Chief Planner is authorised to permit any red line revisions as deemed appropriate;
- (5) require the owner to fulfil the following conditions of Draft Approval of the Plan of Condominium, including the execution and satisfactory register any condominium agreement deemed necessary by the City Solicitor, prior to the City's consent for final registration and authorize the City Solicitor to prepare any necessary condominium agreement to secure the conditions, as the City Solicitor deems necessary:
  - A. The plan of condominium (declaration and description) shall be registered within 3 years from the date that Council approves this Draft Plan of Condominium, otherwise the approval shall lapse and be of no further force and effect.
  - B. Comprehensive Reserve Study:

- (1) The declarant shall, at its own expense, carry out and complete a comprehensive reserve fund study, as defined in s. 27 of O. Reg. 48/01 made under the Condominium Act, 1998 as a "comprehensive study", prior to registration of the plan of condominium (declaration and description);
- (2) The comprehensive study required in condition B(1) above shall be carried out in accordance with the requirements of the Condominium Act, 1998 and the regulations made thereunder, provided that the persons conducting the study shall in connection with the physical analysis, be a professional engineer registered as such and holding a certificate of authorization within the meaning of the Professional Engineers Act;
- (3) In addition to the requirements under the regulations made under the Condominium Act, 1998:
  - (a) the financial analysis component of the comprehensive study shall include a simple, easily read table setting out, by unit type, the recommended average dollar amount of contributions to the reserve fund that will be required to be paid annually per unit to the reserve fund for each year covered by the study (not less than 30 years) based on the reserve fund required to be established by the declarant in accordance with condition D below. The table shall be in the form of the Cash Flow Table forming part of Form 15 of O. Reg. 48/01, as amended from time to time, made under the Condominium Act, 1998;
  - (b) the physical analysis component of the comprehensive study shall include in addition to the component inventory and assessment of each item within the component inventory, a detailed list of:
    - (i) the repairs and components to be replaced as a result of outstanding work orders issued by the City of Toronto;
    - (ii) the repairs and components to be replaced in order to bring the building into compliance with c. 629, Property Standards, of the City of Toronto Municipal Code; and
    - (iii) any other repairs and components to be replaced which in the opinion of the consultant(s) carrying out such study should be completed by the declarant prior to registration of the plan of condominium (declaration and description) against the lands; and

- (c) in addition to their signatures, the persons conducting the comprehensive study in respect of the property shall include the following statement in the study:

“Notwithstanding that our fee for this study will be paid by the Declarant, we have prepared this study for the Declarant and the Condominium Corporation which will be created upon registration of the plan of condominium (the “Condominium Corporation”) and we acknowledge that this study will be turned over to the Board of Directors of the Condominium Corporation and they can rely upon this study and the opinions and findings expressed herein, and consent and agree to such reliance.”

- C. The declarant shall, prior to registration of the plan of condominium (declaration and description), at its own expense:
- (1) complete each of the repairs and replace each of the components set out on the lists compiled pursuant to conditions B(3)(b)(i), (ii) and (iii) above as detailed in the comprehensive study; and
  - (2) provide to the City of Toronto’s Commissioner of Urban Development Services (“the Commissioner”) a certificate from the persons carrying out the study confirming all of the repairs and replacements set out on the lists compiled pursuant to conditions B(3)(b)(i), (ii) and (iii) have been satisfactorily completed.
- D. The declarant shall, prior to registration of the plan of condominium (declaration and description), at its own expense, establish a reserve fund for the benefit of the condominium corporation to be created in an amount not less than the greater of:
- (1) the amount, if any, recommended in the comprehensive study required in condition B above; and
  - (2) the amount required pursuant to the Condominium Act, 1998, if any.
- E. The declarant shall provide a copy of the comprehensive study required in condition B(1) above, including the matters required in condition B(3) above, to the Commissioner prior to the registration of the plan of condominium (declaration and description).
- F. The declarant shall, prior to the registration of the plan of condominium (declaration and description) provide its solicitors confirmation that the disclosure statement required to be delivered to every person who purchases a unit or a proposed unit pursuant to Section 72 of the

Condominium Act, 1998, did in addition to the matters specified in such Act:

- (1) include a copy of the table required to be prepared in condition B(3) (a) above as updated and signed by the person who carried out the financial analysis component of the comprehensive study required in condition B(1) to:
  - (a) reflect the actual reserve fund established by the declarant pursuant to condition D above;
  - (b) describe the repairs/renovation work that must be completed by the declarant as a condition of registration; and
  - (c) take into account all repairs and renovations completed by the declarant which are set out on the lists compiled pursuant to conditions B(3)(b)(i), (ii) and (iii) above as detailed in the comprehensive study; and
- (2) that such updated table be included in the statement required in condition B(3)(c) above.

- G. Upon presentation to the Commissioner of a certificate from a professional engineer registered as such and holding a certificate of authorization within the meaning of the Professional Engineers Act stating that Conditions A, D, E and F have been satisfied and provided Conditions A, E and I, have been satisfied, the plan may be registered.
- H. The condominium declaration shall clearly identify and explain the nature of any short-term residential uses permitted in the condominium, to the satisfaction of the Commissioner of Urban Development Services.
- I. The declarant shall provide a tax certificate, which confirms that all municipal taxes have been paid in full.
- J. The declarant agrees not to pass on, in the form of rent increases to existing tenants, any costs associated with the extensive renovations or alterations of the building identified in this application.
- K. Prior to the final approval of the Plan of Condominium, the Declarant be required to enter into and register on title a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the City to provide for the permanent protection of Benvenuto Place Apartments and in a form satisfactory to the City Solicitor in consultation with the manager of Heritage and Preservation Services.

Toronto South Community Council Minutes  
June 8, 2004

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- L. That authority be granted for the introduction of any necessary Bills in Council to give effect to the Heritage Easement Agreement.
- M. Prior to the issuance of any building permit, final plans for alterations to this building be to the satisfaction of the Manager of Heritage Preservation.

The Toronto South Community Council had before it the following communications\reports:

- (April 13, 2004) from the Commissioner of Economic Development, Culture and Tourism recommending that:
  - (1) alterations to the property at 1 Benvenuto Place (Benvenuto Place Apartments) designated under Part IV of the Ontario Heritage Act be approved subject to:
    - (i) the Owner entering into and registering on title a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the City to provide for the permanent protection of Benvenuto Place Apartments prior to the introduction of Bills in Council;
    - (ii) the owner providing Heritage Preservation Services with two (2) copies of the required photographs for inclusion in the Heritage Easement Agreement; and
    - (iii) final plans for alterations to this property be to the satisfaction of the Manager of Heritage Preservation, prior to the issuance of any building permit, including any permit for excavation or demolition;
  - (2) authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the owner of 1 Benvenuto Place, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services, and;
  - (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- (May 7, 2004) from the City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004, in recommending adoption of the report (April 13, 2004) from the Commissioner of Economic Development, Culture and Tourism, subject to amending Recommendation No. (1)(i) to read as follows:

Toronto South Community Council Minutes  
June 8, 2004

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“(1)(i) prior to the final approval of the Plan of Condominium, the Owner entering into and registering on title a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the City to provide for the permanent protection of Benvenuto Place Apartments prior to the introduction of Bills in Council;”.

The Toronto South Community Council held a statutory public meeting on June 8, 2004 and notice was given in accordance with the *Planning Act*.

Patrick Devine, Goodman and Carr, LLP appeared before the Toronto South Community Council.

On motion by Councillor Walker, the Toronto South Community Council recommended that:

- (1) the report (May 18, 2004) from the Director, Community Planning, South District be adopted, and;
- (2) alterations to the property at 1 Benvenuto Place (Benvenuto Place Apartments) designated under Part IV of the Ontario Heritage Act be approved subject to:
  - (i) prior to the final approval of the Plan of Condominium, the Owner entering into and registering on title a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the City to provide for the permanent protection of Benvenuto Place Apartments;”.
  - (ii) the owner providing Heritage Preservation Services with two (2) copies of the required photographs for inclusion in the Heritage Easement Agreement; and
  - (iii) final plans for alterations to this property be to the satisfaction of the Manager of Heritage Preservation, prior to the issuance of any building permit, including any permit for excavation or demolition;
- (3) authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the owner of 1 Benvenuto Place, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services, and;
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

(Letter sent to: Interested Persons; c.: Commissioner of Urban Development Services, Director, Community Planning, South District, Steve Daniels, Planner, Denise Gendron, Manager, Heritage Preservation Services, City Solicitor, Commissioner of Economic

Development, Culture and Tourism, Rita Davies, Executive Director of Culture, City Clerk, Toronto Preservation Board - June 29, 2004)

**(Report 5, Clause No. 8)**

**6.9 Residential Demolition Application – 6 Howard Street (Toronto Centre-Rosedale, Ward 28)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Director, Community Planning, South District respecting a Residential Demolition Application – 6 Howard Street (Toronto Centre-Rosedale, Ward 28), and recommending that City Council refuse the application to demolish the subject residential apartment building at 6 Howard Street.

The following appeared before the Toronto South Community Council:

- Mark Dias; and
- Lee Persoja.

On motion by Councillor McConnell, the Toronto South Community Council recommended that City Council refuse the application to demolish the subject residential apartment building at 6 Howard Street.

**(Report 5, Clause No. 9)**

**6.10 Residential Demolition Application – 9-17 Christie Street (Trinity-Spadina, Ward 20)**

Toronto South Community Council had before it a report (May 20, 2004) from the Director, Community Planning, South District respecting a Residential Demolition Application – 9-17 Christie Street (Trinity-Spadina, Ward 20), and recommending that:

City Council approve the application to demolish the subject residential buildings with the following conditions:

- a) that the demolition permit not be issued until a building permit has been issued;
- b) that all debris and rubble be removed from the site immediately after demolition
- c) that a construction fence be erected in accordance with the provisions of the Municipal Code, Chapter 363, Article III, if deemed appropriate by the Deputy Chief Building Official;
- d) that the site be maintained free of garbage and weeds, in accordance with the Municipal Code 632-5 and 629-10, Paragraph B;

- e) that any holes on the property be backfilled with clean fill;
- f) that a replacement building is erected on the site not later than two (2) years from the day demolition of the existing building is commenced;
- g) that, on failure to complete the new building within the time specified, the City Clerk shall be entitled to enter on the collector's roll, to be collected in like manner as municipal taxes, the sum of twenty-thousand (\$20,000) dollars for each
- h) dwelling unit contained in the building in respect of which the demolition permit is issued, and that such sum shall, until payment, be a lien or charge upon the land in respect of which the permit to demolish the residential property is issued;
- i) that the applicant submit a Designated Substance Report, a Dust Control Plan and any other required information for the review and approval of the Commissioner of Urban Development Services in consultation with the Medical Officer of Health, prior to the issuance of the demolition permit; and
- i) that the applicant submit environmental reports with respect to soil and groundwater conditions; and comply with any standard conditions of the Commissioner of Works and Emergency Services in respect of the peer review process of the environmental submissions, in order to achieve compliance with applicable Ministry of the Environment Guideline objectives and regulations.

On motion by Councillor Chow, the Toronto South Community Council recommended the adoption of the report (May 20, 2004) from the Director, Community Planning, South District:

(Letter sent to: Interested Persons; c.: Commissioner of Urban Development Services, Director, Community Planning, South District, City Clerk, Commissioner of Works and Emergency Services, Medical Officer of Health, Sarah Phipps, Assistant Planner, South District - June 29, 2004)

**(Report 5, Clause No. 10)**

**6.11 Refusal Report - Application to Amend the Official Plan & Zoning By-law – 103 - 105 West Lodge Avenue (Ward 14 - Parkdale-High Park)**

Toronto South Community Council had before it a report (May 18, 2004) from Director, Community Planning, South District respecting a Application to Amend the Official Plan & Zoning By-law – 103 -105 West Lodge Avenue (Ward 14 - Parkdale-High Park), and recommending that:

- (1) City Council refuse Official Plan and Zoning By-law Amendment No. 03 192778 SHY 14 OZ;



- (2) the City Solicitor, the Commissioner of Urban Developments Services and any other appropriate staff be authorized and directed to oppose any appeal of Council's refusal of the application to the Ontario Municipal Board;
- (3) if the applicant appeals Council's refusal of the application to the Ontario Municipal Board, the Commissioner of Urban Development Services be requested to hold an information meeting in the community to discuss the application and to notify owners and tenants with 120 metres of the site and the Ward Councillor; and
- (4) City Officials be authorized and directed to take the necessary actions to give effect thereto.

The Toronto South Community Council also had before it a communication (June 7, 2004) from Robin Tinney.

On motion by Councillor Watson, the Toronto South Community Council recommended that City Council refuse the application to amend the Official Plan & Zoning By-law at 103 -105 West Lodge Avenue.

(Letter sent to: Interested Persons; c.: Commissioner of Urban Development Services, Director, Community Planning, South District, Mike Mestyan, Planner, West Section, City Solicitor - July 2, 2004)

**(Report 5, Clause No. 11)**

**6.12 Refusal Report - Applications to Amend the Official Plan and Zoning By-law and for Site Plan Approval - 151-169 St. Clair Avenue West (Ward 22 - St. Paul's)**

Toronto South Community Council had before it a report (May 20, 2004) from Director, Community Planning, South District respecting Applications to Amend the Official Plan and Zoning By-law and for Site Plan Approval - 151-169 St. Clair Avenue West (Ward 22 - St. Paul's), and recommending that City Council:

- (1) refuse Official Plan and Zoning By-law Amendment Application and Site Plan Approval Application Nos. 03-184322 SMI 22 OZ and 03-184335 SA;
- (2) request the City Solicitor, the Commissioner of Urban Development Services, and any other appropriate staff to oppose the Ontario Municipal Board appeal and referral made by the applicant in respect of Application Nos. 03-184322 SMI 22 OZ and 03-184335 SA; and
- (3) authorize and direct the appropriate City Officials to take the necessary actions to give effect thereto.

Toronto South Community Council had before it the following communications:

- (June 7, 2004) from Brian Maguire, North District Home Owners' Association;
- (June 5, 2004) from Herb and Jane West;
- (June 7, 2004) from Adam J. Brown, Sherman, Brown, Dryer, Karol, obo the applicant; and
- (June 8, 2004) from George Milbrandt.

The following appeared before the Toronto South Community Council:

- Peter Caven;
- Katherine Davidson;
- Peter Czegledy;
- Janet Greenwood-West;
- Lola Rasminsky, obo Avenue Road Arts School;
- George Milbrandt, obo FONTRA;
- Judith Berg, obo North Hill District Homeowners' Association; and
- Mike McClew.

On motion by Councillor Walker, the Toronto South Community Council recommended that:

- (1) City Council refuse the application to amend the Official Plan & Zoning By-law and for Site Plan Approval at 151-169 St. Clair Avenue West;
- (2) City Solicitor, the Commissioner of Urban Development Services, and any other appropriate staff be requested to oppose the Ontario Municipal Board appeal and referral made by the applicant in respect of Application Nos. 03-184322 SMI 22 OZ and 03-184335 SA; and
- (3) the City Solicitor be requested to seek a costs award against the applicant.

(Letter sent to: Interested Persons; c.: City Solicitor, Commissioner of Urban Development Services, Director, Community Planning, South District, Joe Nanos, Senior Planner, Community Planning - July 2, 2004)

**(Report 5, Clause No. 12)**

**6.13 Directions Report - Prohibiting Entertainment Facilities west of Spadina Avenue in the King-Spadina Part II Plan Area (Ward 20 - Trinity-Spadina)**

The Toronto South Community Council had before it a report (May 12, 2004) from Director, Community Planning, South District providing a Directions Report -

Prohibiting Entertainment Facilities west of Spadina Avenue in the King-Spadina Part II Plan Area (Ward 20 - Trinity-Spadina), and recommending that:

- (1) City Council request City Legal, Urban Development Services, and any other appropriate staff to oppose the Ontario Municipal Board appeal and referral made by Allied Properties; and
- (2) this report be received for information.

Colin Glazer appeared before the Toronto South Community Council.

The Toronto South Community Council had before it a communication (June 7, 2004) from Colin Glazer, Garment District Neighbourhood Association.

On motion by Councillor Pantalone, the Toronto South Community Council recommended that the City Solicitor, the Commissioner of Urban Development Services, and any other appropriate officials be instructed to oppose the Ontario Municipal Board appeal and referral made by Allied Properties respecting Interim Control By-law No. 158-2004 prohibiting entertainment facilities west of Spadina Avenue in the King-Spadina Part II Plan Area.

**(Report 5, Clause No. 13)**

**6.14 Nevada Restaurant – Boulevard Café – 1963 Queen Street East (Beaches-East York, Ward 32)**

The Toronto South Community Council had before it a report (May 20, 2004) from the Manager, Licensing, Municipal Licensing and Standards respecting Nevada Restaurant – Boulevard Café – 1963 Queen Street East (Beaches-East York, Ward 32), and recommending that City Council maintain the existing hours of operation for the boulevard café on the Kenilworth Avenue flankage of 1963 Queen Street East at 10:00 p.m., 7 days a week, and that such approval be subject to the operator complying with the criteria set out in 313-36 of Municipal Code Chapter 313, Street and Sidewalks, of the former City of Toronto Municipal Code i.e. no amplified music.

On motion by Councillor Bussin, the Toronto South Community Council recommended that the existing hours of operation for the boulevard café on the Kenilworth Avenue flankage of 1963 Queen Street East at 10:00 p.m., 7 days a week be maintained, subject to the operator complying with the criteria set out in 313-36 of Municipal Code Chapter 313, Street and Sidewalks, of the former City of Toronto Municipal Code i.e. no amplified music.

The Toronto South Community Council also requested the Commissioner of Urban Development Services:

On motion by Councillor Bussin:

- (1) in consultation with the City Solicitor, to determine the status of existing conditions of a boulevard café licence at the time of a transfer and advise whether those conditions remain in effect upon the transfer of operation of the boulevard cafes, and report to the Community Council; and

On motion by Councillor Rae:

- (2) in her advice to a Ward Councillor on the transfer of a boulevard café licence she include the history of the licence and the present conditions attached to the licence.

(Letter sent to: Interested Persons; c.: District Manager, Municipal Licensing and Standards, Richard Mucha, Manager, Municipal Licensing and Standards, City Solicitor - June 29, 2004)

**(Report 5, Clause No. 14)**

**6.15 Mediterranean 2Go – Boulevard Café – 197 Dundas Street West (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Manager, Licensing, Municipal Licensing and Standards respecting Mediterranean 2Go – Boulevard Café – 197 Dundas Street West (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the application for a boulevard café license at 197 Dundas Street West be denied as an objection letter was received in response to the posted fourteen-day public notice; or
- (2) the application for a boulevard café license be granted for the proposed location.

Sherif Basslouny appeared before the Toronto South Community Council.

Councillor Rae appointed Councillor Mihevc, Acting Chair, and vacated the Chair.

On motion by Councillor Rae, the Toronto South Community Council recommended that the application for a boulevard café licence be granted for the proposed location at 197 Dundas Street West, on condition that the patio is closed and cleared by 11:00 p.m.

Councillor Rae returned to the Chair.

(Letter sent to: Interested Persons; c.: District Manager, Municipal Licensing and Standards, Richard Mucha, Manager, Municipal Licensing and Standards – June 29, 2004)

**(Report 5, Clause 15)**

**6.16 Maintenance of a Wooden Fence, Stone Retaining Walls and Stone Steps - Hogarth Avenue Flank of 750 Logan Avenue (Toronto-Danforth, Ward 30)**

The Toronto South Community Council had before it a report (May 12, 2004) from the Manager, Right of Way Management, Transportation Services, South District respecting Maintenance of a Wooden Fence, Stone Retaining Walls and Stone Steps - Hogarth Avenue Flank of 750 Logan Avenue (Toronto-Danforth, Ward 30), and recommending that:

- (1) City Council approve the ongoing maintenance of a 2.26 m high wooden fence, stone retaining walls and stone steps within the public right of way on the Hogarth Avenue flank of 750 Logan Avenue, 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, stone retaining walls and stone steps at their own 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 encroachment beyond what is allowed under the terms of the Agreement;
  - (c) remove the fence, stone retaining walls and stone steps upon receiving 90 days written notice to do so; and
  - (d) accept such additional conditions as the City Solicitor or the Commissioner of Work 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 authorized 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 Davis, the Toronto South Community Council recommended the adoption of the report (May 12, 2004) from the Manager, Right of Way Management, Transportation Services, South District.

**(Report 5, Clause 16)**

**6.17 Maintenance of Fence – 181 Pinewood Avenue and on the Vaughan Road Flank (St. Paul’s, Ward 21)**

The Toronto South Community Council had before it a report (April 20, 2004) from the Manager, Right of Way Management, Transportation Services, South District respecting Maintenance of Fence – 181 Pinewood Avenue and on the Vaughan Road Flank (St. Paul’s, Ward 21), and recommending that:

- (1) City Council approve the maintenance of the wooden fence within the City’s right of way fronting 181 Pinewood Avenue and on the Vaughan Road flank, after the recommended modifications are completed and subject to the property owners entering into an agreement with the City of Toronto, agreeing to but not limited to the following:
  - (a) modifying the fence to a height no greater than 1.22 m fronting the property and 2.0 m on the Vaughan Road flank;
  - (b) 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;
  - (c) maintain the fence at their own 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 encroachment beyond what is allowed under the terms of the Agreement;
  - (d) remove the fence upon receiving 90 days written notice to do so; and
  - (e) accept such additional conditions as the City Solicitor or the Commissioner of Work 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 authorized 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 Mihevc, the Toronto South Community Council recommended that:

- (1) City Council approve the maintenance of the wooden fence within the City’s right of way fronting 181 Pinewood Avenue and on the Vaughan Road flank, after the recommended modifications are completed and subject to the property owners entering into an agreement with the City of Toronto, agreeing to but not limited to the following:
  - (a) allowing the fence to remain at its current height, which ranges from 2.2 metres to 2.6 metres;

- (b) 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;
  - (c) maintain the fence at their own 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 encroachment beyond what is allowed under the terms of the Agreement;
  - (d) remove the fence upon receiving 90 days written notice to do so; and
  - (e) accept such additional conditions as the City Solicitor or the Commissioner of Work 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 authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Commissioner of Works and Emergency Services.

(Letter sent to: Interested Persons; c.: Commissioner of Works and Emergency Services, Elio Capizzano, Supervisor, Right of Way Management, City Solicitor - June 29, 2004)

**(Report 5, Clause 17)**

**6.18 Maintenance of a Retractable Awning over Licensed Boulevard Marketing – 2996 Danforth Avenue (Beaches-East York - Ward 31)**

The Toronto South Community Council had before it a report (April 26, 2004) from the Manager, Licensing, Municipal Licensing and Standards respecting the Maintenance of a Retractable Awning over Licensed Boulevard Marketing – 2996 Danforth Avenue (Beaches-East York - Ward 31), and recommending that City Council approve the maintenance of a retractable awning encroaching over the public right of way at 2996 Danforth Avenue, subject to the owners of the building, Alexandra Petheriotis, 8 Ashall Boulevard, Toronto, Ontario M4B 3C1, and Konstantine Petheriotis, 2996A Danforth Avenue, Toronto, Ontario M4C 1M7, entering into an agreement with the City of Toronto, agreeing to:

- (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 retractable awning in good and proper repair and a condition satisfactory to the Commissioner of Urban Development Services;

- (c) remove the retractable awning upon receiving ninety (90) days notice from the City to do so; and
- (d) accept such additional conditions as the City Solicitor or the Commissioner of Urban Development Services may deem necessary in the interest of the Corporation.

On motion by Councillor Davis, the Toronto South Community Council recommended the adoption of the report (April 26, 2004) from the Manager, Licensing, Municipal Licensing and Standards.

(Letter sent to: Interested Persons; c.: Commissioner of Urban Development Services, District Manager, Municipal Licensing and Standards, Richard Mucha, Manager, Licensing, City Solicitor - June 29, 2004)

**(Report 5, Clause 18)**

**6.19 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 53 Hillside Avenue West (St. Paul's, Ward 22)**

The Toronto South Community Council had before it a report (May 18, 2004) from the Manager, Right of Way Management, Transportation Services, South District respecting a Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 53 Hillside Avenue West (St. Paul's, Ward 22), and recommending that City Council deny the application for driveway widening at 53 Hillside Avenue West.

On motion by Councillor Walker, the Toronto South Community Council deferred this matter until September 14, 2004.

(Letter sent to: Mary Lou Toms; c.: Kyp Perikleous, Supervisor, Right of Way Management - June 14, 2004)

**(Report 5, Other Items Clause 74(a))**

**6.20 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening for Two Vehicles – 17 Lynwood Avenue (St. Paul's, Ward 22)**

The Toronto South Community Council had before it a report (June 3, 2004) from the Manager, Right of Way Management, Transportation Services, South District respecting a Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening for Two Vehicles – 17 Lynwood Avenue (St. Paul's, Ward 22), and recommending that City Council deny the application for driveway widening for two vehicles at 17 Lynwood Avenue.



The Toronto South Community Council had before it a communication (undated) from Gina Tapper.

Gina Tapper appeared before the Toronto South Community Council.

On motion by Councillor Walker, the Toronto South Community Council recommended that City Council approve the application for driveway widening at 17 Lynwood Avenue, as shown on Appendix 'B' of the report (June 3, 2004) from the Manager, Right of Way Management, Transportation Services, South District, subject to:

- (a) the parking area for each space not exceeding 2.6 m by 5.9 m in dimension;
- (b) the parking areas being paved with semi-permeable paving materials, such as ecostone pavers or approved equivalent permeable paving treatment acceptable to the Commissioner of Works and Emergency Services;
- (c) the applicant providing the landscape features substantially in accordance with the plan as shown on Appendix 'D' of the report (June 3, 2004) from the Manager, Right of Way Management, Transportation Services, South District,, to the satisfaction of the Commissioner of Works and Emergency Services; and
- (d) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 248, Parking Licences, of the former City of Toronto Municipal Code.

(Letter sent to: Interested Parties; c.: Commissioner of Works and Emergency Services, Manager, Right of Way Management, Transportation Services, South District, Kyp Perikleous, Supervisor, Right of Way Management - June 29, 2004)

**(Report 5, Clause 20)**

**6.21 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit the Existing Paving to Remain in Connection with Driveway Widening – 391 Manor Road East (St. Paul's, Ward 22)**

The Toronto South Community Council had before it a report (May 18, 2004) from the Manager, Right of Way Management, Transportation Services, South District respecting a Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit the Existing Paving to Remain in Connection with Driveway Widening – 391 Manor Road East (St. Paul's, Ward 22), and recommending that City Council deny the request to maintain the existing paving in connection with driveway widening at 391 Manor Road East.

On motion by Councillor Walker, the Toronto South Community Council recommended that City Council approve the request to construct the parking pad in connection with driveway widening at 391 Manor Road East with ecostone.

(Letter sent to: Interested Persons; c.: Manager, Right of Way Management, Transportation Services, South District, Kyp Perikleous, Supervisor, Right of Way Management - June 29, 2004)

**(Report 5, Clause No. 21)**

**6.22 Removal of One Privately Owned Tree – 7 Glenayr Road (St. Paul’s, Ward 21)**

The Toronto South Community Council had before it a report (May 3, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting the Removal of One Privately Owned Tree – 7 Glenayr Road (St. Paul’s, Ward 21), and recommending that:

- (1) Toronto South Community Council deny the request for the removal of one privately owned tree at 7 Glenayr Road; or
- (2) Toronto South Community Council approve the request for the removal of one privately owned tree at 7 Glenayr Road, conditional on the owner agreeing to implement the planting plan on file with Urban Forestry Services.

The following appeared before the Toronto South Community Council:

- Ernest McNee; and
- Michael Ruscetta.

On motion by Councillor Mihevc, the Toronto South Community Council deferred this matter until July 6, 2004 and requested the Commissioner of Economic Development, Culture and Tourism, in consultation with appropriate officials, to meet with the applicant to propose a plan which would both maintain the tree and allow the development to proceed.

On motion by Councillor Ootes, the Toronto South Community Council approved the request for the removal of one privately owned tree at 7 Glenayr Road, conditional on the owner agreeing to implement the planting plan on file with Urban Forestry Services.

On motion by Councillor Watson, the Toronto South Community Council added the following to Recommendation No. 2:

‘conditional on the owner agreeing to plant a maple tree of 30 feet in height and posting a letter a credit \$5,000.00 to ensure the planting of the tree by fall 2004 and its survival for 2 years’;

(Letter sent to: Interested Persons; c.: John A. Macintyre, Director of Parks and Recreation - June 14, 2004)

**(Report 5, Other Items Clause No. 74(b))**

**6.23 Removal of One Privately Owned Tree – 120 Glenayr Road (St. Paul’s, Ward 21)**

**APPLICATION WITHDRAWN**

**6.24 Removal of One Privately Owned Tree – 6 Dale Avenue (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 3, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting the Removal of One Privately Owned Tree – 6 Dale Avenue (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) Toronto South Community Council deny the request for the removal of one privately owned tree at 6 Dale Avenue; or
- (2) Toronto South Community Council approve the request for the removal of one privately owned tree at 6 Dale Avenue.

The Toronto South Community Council had before it the following communications:

- (June 7, 2004) from John Shewbridge and Lorie LeMaguer; and
- (June 8, 2004) from Kathleen S.M. Hanley.

Craig Hunter of Armstrong, Goldberg, Hunter appeared before the Toronto South Community Council on behalf of the applicant.

On motion by Councillor Rae, the Toronto South Community Council recommended that the request for the removal of one privately owned tree at 6 Dale Avenue be approved, subject to the implementation of the landscape plan.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, John A. Macintyre, Director of Parks and Recreation, Central Services - June 29, 2004)

**(Report 5, Clause 24)**

**6.25 Removal of One Privately Owned Tree – 49 Ridge Hill Drive (St. Paul’s, Ward 21)**

The Toronto South Community Council had before it a report (May 3, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting the Removal

of One Privately Owned Tree – 49 Ridge Hill Drive (St. Paul’s, Ward 21), and recommending that:

- (1) Toronto South Community Council deny the request for the removal of one privately owned tree at 49 Ridge Hill Drive; or
- (2) Toronto South Community Council approve the request for the removal of one privately owned tree at 49 Ridge Hill Drive, conditional on the owner agreeing to implement the planting plan on file with Urban Forestry Services.

The Toronto South Community Council also had before it a communication (June 8, 2004) from Jack and Sue Goodman.

Hugh Kestenbaum appeared before the Toronto South Community Council.

On motion by Councillor Mihevc, the Toronto South Community Council recommended that the request for the removal of one privately owned tree at 49 Ridge Hill Drive be denied.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, John A. Macintyre, Director of Parks and Recreation, Central Servies - June 29, 2004)

**(Report 5, Clause 25)**

**6.26 Removal of 10 Privately Owned Trees – 1 Dundas Street West (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 3, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting the Removal of 10 Privately Owned Trees – 1 Dundas Street West (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the request for a permit for tree removal at 1 Dundas Street West be denied; or
- (2) the request for a permit for tree removal at 1 Dundas Street West be approved subject to:
  - a) the trees in question not being removed until permitted construction and/or demolition related activities commence which warrant the destruction of the trees; and
  - b) the applicant agreeing to plant replacement trees to the satisfaction of the Commissioner of Economic Development, Culture and Tourism.

The Toronto South Community Council also had before it a report (June 7, 2004) from the Commissioner of Economic Development, Culture and Tourism.

Mark Viskewicz, Goodman's LLP appeared before the Toronto South Community Council.

Councillor Watson moved that this matter be deferred to the July 6, 2004 meeting.

On motion by Councillor Rae, with Councillor McConnell in the Chair:

The Toronto South Community Council recommended that the request for tree removal at 1 Dundas Street West be approved, subject to the applicant agreeing to plant replacement trees to the satisfaction of the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Development Services.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Commissioner of Urban Development Services, John Macintyre, Director, Parks and Recreation, Central Services - June 29, 2004)

**(Report 5, Clause No. 26)**

**6.27 Request for Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit Front Yard Parking - 43 Indian Trail (Parkdale-High Park, Ward 14)**

The Toronto South Community Council had before it a communication (April 27, 2004) from the City Clerk, Toronto West Community Council forwarding the Community Council action of April 7, 2004, in referring the report (January 30, 2004) from the Director, Transportation Services, West District, to the Toronto South Community Council for consideration. The report recommends that this application be refused.

The Toronto South Community Council also had before it a communication (June 7, 2004) from L. Bahr.

On motion by Councillor Watson, the Toronto South Community Council deferred this matter until September 14, 2004.

(Letter sent to: Interested Persons; c.: Kyp Perikleous, Supervisor, Right of Way Management, Administrator, Toronto West Community Council - June 14, 2004)

**(Report 5, Clause No. 74(c))**

**6.28 Balmy Beach Heritage Conservation District Study (Beaches-East York, Ward 32)**

The Toronto South Community Council had before it a report (April 19, 2004) from the Commissioner, Economic Development, Culture and Tourism respecting a Balmy Beach

Heritage Conservation District Study (Beaches-East York, Ward 32), and recommending that:

- (1) City Council pass a by-law pursuant to Part V of the *Ontario Heritage Act* identifying the area shown in Attachment No. 1 of this report as the Balmy Beach Heritage Conservation District Study Area; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council also had before it a communication (May 7, 2004) from City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004 in recommending the adoption of the report (April 19, 2004) from the Commissioner of Economic Development, Culture and Tourism.

Evanne Willson appeared before the Toronto South Community Council.

On motion by Councillor Bussin, the Toronto South Community Council recommended the adoption of the report (April 19, 2004) from the Commissioner, Economic Development, Culture and Tourism.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, City Clerk, Toronto Preservation Board - July 2, 2004)

**(Report 5, Clause No. 28)**

**6.29 Intention to designate under Part IV of the Ontario Heritage Act, Alterations to a Heritage Property and Authority to Enter into a Heritage Easement Agreement - 385 Brunswick Avenue (Loretto Abbey School) (Trinity-Spadina, Ward 20)**

The Toronto South Community Council had before it a report (April 15, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting an Intention to designate under Part IV of the Ontario Heritage Act, Alterations to a Heritage Property and Authority to Enter into a Heritage Easement Agreement - 385 Brunswick Avenue (Loretto Abbey School) (Trinity-Spadina, Ward 20), and recommending that:

- (1) Council states its intention to designate the property at 385 Brunswick Avenue (Loretto Abbey School) under Part IV of the *Ontario Heritage Act*;
- (2) if there are no objections to the designation in accordance with Section 29(6) of the *Ontario Heritage Act*, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the *Ontario Heritage Act*;

- (3) if there are objections in accordance with Section 29(7) of the *Ontario Heritage Act*, the Clerk be directed to refer the proposed designation to the Conservation Review Board;
- (4) the alterations to the heritage property at 385 Brunswick Avenue containing the Loretto Abbey School substantially as shown in the plans and drawings prepared by Architects Alliance, dated March 22, 2004 on file with the Manager, Heritage Preservation Services and generally described in the Heritage Impact Statement prepared by E.R.A. Architects Inc. dated March 2004 be approved subject to:
  - (a) the owner entering into and registering on title a Heritage Easement Agreement with the City to provide for the permanent protection of the heritage building, prior to Site Plan approval;
  - (b) the owner submitting a detailed Landscape Plan to the satisfaction of the Manager, Heritage Preservation Services, prior to the Site Plan approval;
  - (c) the owner providing exterior architectural details and building materials to the additions to the satisfaction of the Manager, Heritage Preservation Services, prior to the Site Plan approval;
  - (d) the owner providing Heritage Preservation Services with two (2) copies of the required photographs for inclusion in the Heritage Easement Agreement;
  - (e) the owner documenting the boiler house and the interior elements of the main building to the satisfaction of the Manager, Heritage Preservation Services, prior to the issuance of any building permit, including permits for demolition, excavation and shoring;
  - (f) the owner providing a Conservation Plan, prepared by a qualified heritage architect, detailing interventions and conservation work to the heritage building to the satisfaction of the Manager, Heritage Preservation Services, prior to the issuance of any building permit, including permits for demolition, excavation and shoring;
  - (g) the owner providing financial security in an amount and form satisfactory to the Commissioner of Economic Development, Culture and Tourism, for the protection of the heritage building during construction and to implement the Conservation Plan, prior to the issuance of any building permit, including permits for demolition, excavation or shoring;
- (5) authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the owner of 385 Brunswick Avenue, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to

such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services; and

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

The Toronto South Community Council also had before it the following communications:

- (May 7, 2004) from City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004, in recommending:
  - (1) the adoption of the report (April 15, 2004) from the Commissioner of Economic Development, Culture and Tourism; and
  - (2) that the Applicant be requested to make every attempt to look at continuing the cornice on the Court Yard side of the building.
- (June 4, 2004) from Miss Jane Beecroft, Community History Project.

Lewis Poplak appeared before the Toronto South Community Council.

On motion by Councillor Chow, the Toronto South Community Council recommended that:

- (1) the report (April 15, 2004) from the Commissioner, Economic Development, Culture and Tourism be adopted; and
- (2) the applicant be requested to make every attempt to look at continuing the cornice on the Court Yard side of the building.

(Letter sent to: Interested Parties; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, City Clerk, Toronto Preservation Board, City Solicitor - June 29, 2004)

**(Report 5, Clause No. 29)**

**6.30 Alterations to a Property Protected under a Heritage Easement Agreement – 303 Bay Street (The National Club) (Toronto Centre-Rosedale, Ward 28)**

The Toronto South Community Council had before it a report (April 16, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting Alterations to a Property Protected under a Heritage Easement Agreement – 303 Bay Street (The National Club) (Toronto Centre-Rosedale, Ward 28), and recommending that:



- (1) alterations to the property at 303 Bay Street (The National Club) protected under a heritage easement agreement be approved subject to:
  - (i) submission of architectural drawings and photographic documentation of the existing condition.
  - (ii) final plans for alterations to this property are to the satisfaction of the Manager of Heritage Preservation, prior to the issuance of any building permit.
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council also had before it a communication (May 7, 2004) from City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004 in recommending the adoption of the report (April 16, 2004) from the Commissioner of Economic Development, Culture and Tourism.

On motion by Councillor McConnell, the Toronto South Community Council recommended the adoption of the report (April 16, 2004) from the Commissioner, Economic Development, Culture and Tourism.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, Denise Gendron, Manager, Heritage Preservation, City Clerk, Toronto Preservation Board - June 29, 2004)

**(Report 5, Clause No. 30)**

**6.31 Alterations to a Designated Property – 130 Queen Street West (East Wing of Osgoode Hall) (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (April 15, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting Alterations to a Designated Property – 130 Queen Street West (East Wing of Osgoode Hall) (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the alterations to the designated property at 130 Queen Street West containing the Osgoode Hall substantially as shown in the plans and drawings prepared by The Ventin Group Ltd., Architects, dated April 2004 on file with the Manager, Heritage Preservation Services be approved; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council also had before it a communication (May 7, 2004) from the City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004 in recommending the adoption of the report (April 15, 2004) from the Commissioner of Economic Development, Culture and Tourism.

On motion by Councillor Rae, with Councillor McConnell in the Chair, the Toronto South Community Council recommended the adoption of the report (April 15, 2004) from the Commissioner, Economic Development, Culture and Tourism.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, Denise Gendron, Manager, Heritage Preservation, City Clerk, Toronto Preservation Board – June 29, 2004)

**(Report 5, Clause No. 31)**

**6.32 Intention to Designate under Part IV of the *Ontario Heritage Act* - 30 The Queensway (St. Joseph's Hospital East Wing) (Parkdale-High Park, Ward 14)**

The Toronto South Community Council had before it a report (April 13, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting the Intention to Designate under Part IV of the *Ontario Heritage Act* - 30 The Queensway (St. Joseph's Hospital East Wing) (Parkdale-High Park, Ward 14), and recommending that:

- (1) City Council state its intention to designate the property at 30 The Queensway (St. Joseph's Hospital East Wing) under Part IV of the *Ontario Heritage Act*;
- (2) if there are no objections to the designation in accordance with Section 29(6) of the *Ontario Heritage Act*, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the *Ontario Heritage Act*;
- (3) if there are objections in accordance with Section 29(7) of the *Ontario Heritage Act*, the Clerk be directed to refer the proposed designation to the Conservation Review Board; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council also had before it a communication (May 7, 2004) from the City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004 in recommending the adoption of the report (April 13, 2004) from the Commissioner of Economic Development, Culture and Tourism.

On motion by Councillor Watson, the Toronto South Community Council recommended the adoption of the report (April 13, 2004) from the Commissioner, Economic Development, Culture and Tourism.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, Denise Gendron, Manager, Heritage Preservation, City Clerk, Toronto Preservation Board - June 29, 2004)

**(Report 5, Clause No. 32)**

**6.33 Authority to Enter into a Heritage Easement Agreement – 176 Roxborough Street East (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (April 14, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting Authority to Enter into a Heritage Easement Agreement – 176 Roxborough Street East (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) authority be granted by City Council for the execution of a Heritage Easement Agreement (HEA) for 176 Roxborough Street East under Section 37 of the *Ontario Heritage Act* with the owner of the subject property, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services.
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council also had before it a communication (May 7, 2004) from the City Clerk, Toronto Preservation Board, forwarding the action of the Board of May 6, 2004 in recommending the adoption of the report (April 14, 2004) from the Commissioner of Economic Development, Culture and Tourism.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (April 14, 2004) from the Commissioner, Economic Development, Culture and Tourism.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, Denise Gendron, Manager, Heritage Preservation, City Clerk, Toronto Preservation Board, City Solicitor – June 29, 2004)

**(Report 5, Clause No. 33)**

**6.34 Issuance of a Heritage Permit for a New Residence within the South Rosedale Heritage Conservation District - 50 Crescent Road (Toronto Centre-Rosedale, Ward 27)**

Toronto South Community Council Minutes  
June 8, 2004

---

The Toronto South Community Council had before it a report (May 25, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting Issuance of a Heritage Permit for a New Residence within the South Rosedale Heritage Conservation District - 50 Crescent Road (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the heritage permit, which includes plans by Ridgely Projects Inc. submitted to Heritage Preservation Services on May 6, 2004, for the construction of a replacement residence at 50 Crescent Road be approved;
- (2) the approved building permit plans be substantially in accordance with the approved heritage permit plans; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council also had before it the following reports\communications:

- Confidential Report (June 2, 2004) from the City Solicitor – Solicitor Client Privilege;
- (June 1, 2004) from Joan T. Dea, addressed to the Manager, Heritage Preservation Services;
- (June 4, 2004) from Kim Kovar, Aird and Berlis, Barristers and Solicitors;
- (May 31, 2004) from Joseph Pope, addressed to the South Rosedale Ratepayers' Association;
- Material submitted by David Moore; and
- (May 12, 2004) from Michael McLelland.

The following appeared before the Toronto South Community Council:

- Patrick Hodgson;
- David Hook;
- Robert Tedford;
- Rachel Gotlieb;
- Michael McClelland, ERA Architects;
- Andrea Wood;
- Ellen Hand; and
- Tim Bowman.

On motion by Councillor Rae, with Councillor McConnell in the Chair:

The Toronto South Community Council recommended that the heritage permit for the construction of a replacement residence at 50 Crescent Road be denied.

The Toronto South Community Council received the confidential report (June 2, 2004) from the City Solicitor, and advised that, in accordance with the *Municipal Act*, discussions on this report were held in camera as the report deals with the receiving of advice that is subject to solicitor-client privilege.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture - July 2, 2004)

**(Report 5, Clause No. 34)**

**6.35 Inclusion of 77 Elm Street (Uno Prii) on the City of Toronto Inventory of Heritage Properties (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (September 4, 2003) from the Commissioner Economic Development, Culture and Tourism respecting the Inclusion of 77 Elm Street (Uno Prii) on the City of Toronto Inventory of Heritage Properties (Toronto Centre-Rosedale, Ward 27), and recommending that City Council include on the City of Toronto Inventory of Heritage Properties, 77 Elm Street which was designed by the important Toronto architect, Uno Prii.

The Toronto South Community Council had before it the following communications:

- (September 25, 2003) from the City Clerk, Toronto Preservation Board, forwarding the Board's action of September 25, 2003, in recommending the adoption of the report (September 4, 2003) from the Commissioner of Economic Development, Culture and Tourism
- (January 2, 2004) from Catherine E. Bray, Borden Ladner Gervais

On motion by Councillor Pantalone, the Toronto South Community Council recommended that City Council include on the City of Toronto Inventory of Heritage Properties, the property at 77 Elm Street, which was designed by the important Toronto architect, Uno Prii.

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, City Clerk, Toronto Preservation Board – June 29, 2004)

**(Report 5, Clause No. 35)**

**6.36 Alterations to a Designated Property and Authority to Enter into a Heritage Easement Agreement - 438 Church Street (Maple Leaf Gardens) (Toronto Centre-Rosedale, Ward 27)**

Toronto South Community Council had before it a report (April 23, 2004) from the Commissioner of Economic Development, Culture and Tourism respecting Alterations to a Designated Property and Authority to Enter into a Heritage Easement Agreement – 438 Church Street (Maple Leaf Gardens) (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) City Council approve, under Part IV of the *Ontario Heritage Act*, the alterations to the property at 438 Church Street (Maple Leaf Gardens) substantially as shown on drawings SK-2, SK-4, A-402 dated February 2004, prepared by E.R.A. Architects Inc. (Attachments No. 3, 4, 5), subject to the following conditions:
  - (i) prior to the issuance of Site Plan Approval, the owner provide to the satisfaction of the Manager, Heritage Preservation Services:
    - (a) a storefront plan for the south, east, and north elevations;
    - (b) a revised south elevation, if necessary, that addresses any City concerns with the proposed enlargement of the opening for the proposed parking garage entrance and exit on Carlton Street;
    - (c) any revisions to the floor plans that may arise from further design work to determine whether a formal lobby space can be created at the main entrance fronting onto Carlton Street;
  - (ii) prior to the issuance of Site Plan Approval, the owner shall enter into and register on title a Heritage Easement Agreement for the property to the satisfaction of the City Solicitor and the Manager, Heritage Preservation Services.
  - (iii) prior to the issuance of a building permit, the owner provide to the satisfaction of the Manager, Heritage Preservation Services:
    - (a) a Conservation Plan containing a detailed description of restoration and conservation work relating to the heritage defining features of the property and an interpretative program detailing the history and architecture of Maple Leaf Gardens;
    - (b) a letter of credit in a form and in an amount satisfactory to the Manager, Heritage Preservation Services, to secure all work included in the Conservation Plan;
    - (c) an exterior lighting and signage plan for the south, east, and north elevations;

Toronto South Community Council Minutes  
June 8, 2004

---

- (2) Authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the owner of 438 Church Street (Maple Leaf Gardens), using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto South Community Council had before it the following communications:

- (May 7, 2004) from the City Clerk, Toronto Preservation Board, forwarding the Board's action of May 6, 2004, and recommending:
  - (1) the adoption of the report (April 23, 2004) from the Commissioner of Economic Development, Culture and Tourism; and
  - (2) that the lobby be so designed as to promote the history of the events and structure of Maple Leaf Gardens.
- (May 15, 2004) from Ken Demerling;
- (June 3, 2004) from Martin Kristensen;
- (June 2, 2004) from John Featherstone, Diamond and Schmitt Architects Incorporated;
- (June 3, 2004) from Tim Morawetz;
- (May 15, 2004) from Marsha Jayne, On the River;
- (June 2, 2004) from Sybil Wa;
- (June 2, 2004) from Kent Eliuk;
- (June 2, 2004) from Kent Eliuk;
- (June 4, 2004) from Elliot Salmons;
- (June 4, 2004) from Mike Clancy;
- (June 3, 2004) from Shirley Hartt;
- (June 3, 2004) from Judy Franklin;
- (May 27, 2004) from Scott Valens;

Toronto South Community Council Minutes  
June 8, 2004

---

- (June 6, 2004) from Josh Grunberg;
- (June 4, 2004) from Dennis Cockburn;
- (June 5, 2004) from Gene Threndyle;
- (June 5, 2004) from Mark Hazen;
- (June 6, 2004) from Bill Jones;
- (June 6, 2004) from Marcia Cuthbert;
- (June 4, 2004) from Miss Jane Beecroft, CHP Heritage Centre;
- (June 7, 2004) from James L. Robinson, Downtown Yonge Business Improvement Area;
- (June 7, 2004) from John Martins-Manteiga;
- (June 7, 2004) from Kirsten Franz;
- (April 29, 2004) from Rod Seiling, The Greater Toronto Hotel Association, addressed to Councillor Rae; and
- (June 8, 2004) from John Sewell.

The following appeared before the Toronto South Community Council:

- Robert J. Hunter, Vice President and General Manager, Air Canada Centre;
- Aina Arro;
- John Sewell;
- Ken Demerling;
- Dave Irwin;
- Mike Perju;
- Jose Castel-Brance;
- Marcia Cuthbert;
- John Martins-Mantega;
- Peter Morris;
- Gene Threnbdyle, Friends of Maple Leaf Gardens;
- Catherine Nasmith, Architectural Conservancy of Ontario;
- Sean Lough;
- Jane Marshall, Carruthers & Wallace Limited;
- Chris Andrews, Carruthers & Wallace Limited;
- Derrick Majer; and
- Josh Grunberg.

On motion by Councillor Rae, with Councillor McConnell in the Chair:



The Toronto South Community Council recommended that:

- (1) City Council approve, under Part IV of the *Ontario Heritage Act*, the alterations to the property at 438 Church Street (Maple Leaf Gardens) substantially as shown on drawings SK-2, SK-4, A-402 dated February 2004, prepared by E.R.A. Architects Inc. (Attachments No. 3, 4, 5 of the report (April 23, 2004) from the Commissioner of Economic Development, Culture and Tourism), subject to the following conditions:
  - (i) prior to the issuance of Site Plan Approval, the owner provide to the satisfaction of the Manager, Heritage Preservation Services:
    - (a) a storefront plan for the south, east, and north elevations;
    - (b) a revised south elevation, if necessary, that addresses any City concerns with the proposed enlargement of the opening for the proposed parking garage entrance and exit on Carlton Street;
    - (c) any revisions to the floor plans that may arise from further design work to determine whether a formal lobby space can be created at the main entrance fronting onto Carlton Street;
  - (ii) prior to the issuance of Site Plan Approval, the owner shall enter into and register on title a Heritage Easement Agreement for the property to the satisfaction of the City Solicitor and the Manager, Heritage Preservation Services;
  - (iii) prior to the issuance of a building permit, the owner provide to the satisfaction of the Manager, Heritage Preservation Services:
    - (d) a Conservation Plan containing a detailed description of restoration and conservation work relating to the heritage defining features of the property and an interpretative program detailing the history and architecture of Maple Leaf Gardens;
    - (e) a letter of credit in a form and in an amount satisfactory to the Manager, Heritage Preservation Services, to secure all work included in the Conservation Plan;
    - (f) an exterior lighting and signage plan for the south, east, and north elevations;
  - (iv) that the lobby be so designed as to promote the history of the events and structure of Maple Leaf Gardens;
- (2) authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the *Ontario Heritage Act* with the owner of 438

Church Street (Maple Leaf Gardens), using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager, Heritage Preservation Services; and

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

(Letter sent to: Interested Persons; c.: Commissioner of Economic Development, Culture and Tourism, Rita Davies, Executive Director of Culture, Denise Gendron, Manager, Heritage Preservation Services, City Solicitor, City Clerk, Toronto Preservation Board – July 2, 2004)

**(Report 5, Clause No. 36)**

**6.37 Preliminary Report – Application to amend the Zoning By-Law and Site Plan Approval – 100, 112, 120 and 128 Howland Avenue (Royal St. George’s College) (Trinity-Spadina, Ward 20)**

The Toronto South Community Council had before it a report (April 13, 2004) from the Director, Community Planning, South District respecting Preliminary Report – Application to amend the Zoning By-Law and Site Plan Approval – 100, 112, 120 and 128 Howland Avenue (Royal St. George’s College) (Trinity-Spadina, Ward 20), and recommending that:

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

The Toronto South Community Council had before it the following communications:

- (April 30, 2004) from Neighbours of St. Albans Park;
- (June 4, 2004) from Miss Jane Beecroft, Community History Project; and
- (undated) from Councillor Chow.

On motion by Councillor \_\_\_\_\_, the Toronto South Community Council:

- (1) requested the Commissioner, Urban Development Services to establish a Working Committee, including members of the community, to work with City staff and the applicant to establish design guidelines for the project;
- (2) requested the Commissioner of Urban Development Services to schedule a community consultation meeting together with the Ward Councillor in the Fall of 2004;
- (3) directed that notice for the community consultation meeting be given to landowners and residents within 500 metres of the site, at the expense of the applicant; and
- (4) directed that notice for the Public Meeting under the *Planning Act* be given according to the regulations under the *Planning Act*.

(Letter sent to: Commissioner of Urban Development Services, Executive Director and Chief Planner, Commissioner of Works and Emergency Services, Toronto South Community Council Solicitor, Attn: John Paton, Director, City Planning Chief Building Official, Director of Development Engineering Services, Works and Emergency Services, Director of Policy and Development, Policy and Development Division, Economic, Development, Culture & Tourism Department, Director of Real Estate Services, City Surveyor, Fire Chief, Parking Authority of Toronto, Toronto Catholic School Board, Toronto District School Board, Metropolitan Toronto Police - Attn: Sergeant Paul Cocksedge, All Interested Persons; c.: Director, Community Planning, South District, Steve Daniels, Planner - June 14, 2004)

**(Report 5, Other Items Clause No. 74(d))**

**6.38 Preliminary Report – Application to amend the Official Plan and Rezoning Application – 13 Balmuto Street (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 17, 2004) from the Director, Community Planning, South District respecting a Preliminary Report – Application to amend the Official Plan and Rezoning Application – 13 Balmuto Street (Toronto Centre-Rosedale, Ward 27), and recommending that:

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

The Toronto South Community Council also had before it a communication (June 7, 2004) from Wayne Olson, WHA Architects.

On motion by Councillor Pantalone, the Toronto South Community Council adopted the preliminary report.

(Letter sent to: Commissioner of Urban Development Services, Executive Director and Chief Planner, Commissioner of Works and Emergency Services, Toronto South Community Council Solicitor, Attn: John Paton, Director, City Planning Chief Building Official, Director of Development Engineering Services, Works and Emergency Services, Director of Policy and Development, Policy and Development Division, Economic, Development, Culture & Tourism Department, Director of Real Estate Services, City Surveyor, Fire Chief, Parking Authority of Toronto, Toronto Catholic School Board, Toronto District School Board, Metropolitan Toronto Police - Attn: Sergeant Paul Cocksedge, All Interested Persons; c.: Carlo Bonanni, Senior Planner, East Section – June 14, 2004)

**(Report 5, Clause No. 74(e))**

**6.39 Preliminary Report – Application to amend the Zoning By-Law – 6 and 16 Plymouth Avenue (Trinity-Spadina, Ward 19)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Director, Community Planning, South District respecting a Preliminary Report – Application to amend the Zoning By-Law – 6 and 16 Plymouth Avenue (Trinity-Spadina, Ward 19), and recommending that:

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

On motion by Councillor Pantalone, the Toronto South Community Council adopted the preliminary report.

(Letter sent to: Commissioner of Urban Development Services, Executive Director and Chief Planner, Commissioner of Works and Emergency Services, Toronto South Community Council Solicitor, Attn: John Paton, Director, City Planning Chief Building Official, Director of Development Engineering Services, Works and Emergency Services, Director of Policy and Development, Policy and Development Division, Economic, Development, Culture & Tourism Department, Director of Real Estate Services, City Surveyor, Fire Chief, Parking Authority of Toronto, Toronto Catholic School Board,

Toronto District School Board, Metropolitan Toronto Police - Attn: Sergeant Paul Cocksedge, All Interested Persons; c.: Director, Community Planning, South District, SoMei Quan, Planner, West Section – June 14, 2004)

**(Report 5, Clause No. 74(f))**

**6.40 Preliminary Report – Application to amend the Zoning By-Law – Galati Homes Inc. (Garth Norbraten Architect Inc.) 5 Everett Crescent (Beaches-East York, Ward 31)**

The Toronto South Community Council had before it a report (May 17, 2004) from the Director, Community Planning, South District respecting a Preliminary Report – Application to amend the Zoning By-Law – Galati Homes Inc. (Garth Norbraten Architect Inc.) 5 Everett Crescent (Beaches-East York, Ward 31), and recommending that:

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

On motion by Councillor Davis, the Toronto South Community Council adopted the preliminary report.

(Letter sent to: Commissioner of Urban Development Services, Executive Director and Chief Planner, Commissioner of Works and Emergency Services, Toronto South Community Council Solicitor, Attn: John Paton, Director, City Planning Chief Building Official, Director of Development Engineering Services, Works and Emergency Services, Director of Policy and Development, Policy and Development Division, Economic, Development, Culture & Tourism Department, Director of Real Estate Services, City Surveyor, Fire Chief, Parking Authority of Toronto, Toronto Catholic School Board, Toronto District School Board, Metropolitan Toronto Police - Attn: Sergeant Paul Cocksedge, All Interested Persons; c.: Director, Community Planning, South District, Dan Tovey, Assistant Planner, East Section – June 14, 2004)

**(Report 5, Clause No. 74(g))**

**6.41 Preliminary Report – Application to amend the Zoning By-Law – 901 - 903 Coxwell Avenue (Beaches-East York, Ward 31)**

The Toronto South Community Council had before it a report (May 17, 2004) from the Director, Community Planning, South District respecting a Preliminary Report –

Application to amend the Zoning By-Law – 901 - 903 Coxwell Avenue (Beaches-East York, Ward 31), and recommending that:

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

On motion by Councillor Davis, the Toronto South Community Council adopted the preliminary report.

(Letter sent to: Commissioner of Urban Development Services, Executive Director and Chief Planner, Commissioner of Works and Emergency Services, Toronto South Community Council Solicitor, Attn: John Paton, Director, City Planning Chief Building Official, Director of Development Engineering Services, Works and Emergency Services, Director of Policy and Development, Policy and Development Division, Economic, Development, Culture & Tourism Department, Director of Real Estate Services, City Surveyor, Fire Chief, Parking Authority of Toronto, Toronto Catholic School Board, Toronto District School Board, Metropolitan Toronto Police - Attn: Sergeant Paul Cocksedge, All Interested Persons; c.: Director, Community Planning, South District, Dan Tovey, Assistant Planner, East Section – June 14, 2004)

**(Report 5, Clause No. 74(h))**

**6.42 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 444 Yonge Street (College Park) (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 12, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 444 Yonge Street (College Park) (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the request for variances be approved to permit four additional illuminated, encroaching banner signs and two additional, encroaching, illuminated fascia signs at 444 Yonge Street; and
- (2) the applicant be advised, upon approval of the variances, of the requirement to obtain the necessary sign permit(s) from the Commissioner of Urban Development Services.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 12, 2004) from the Director, Community Planning, South District.

(Letter sent to: Susan Williston; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Norm Girdhar, Assistant Planner, South District - June 28, 2004)

**(Report 5, Clause No. 42)**

**6.43 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1000 Gerrard Street East (Toronto-Danforth, Ward 30)**

The Toronto South Community Council had before it a report (May 7, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1000 Gerrard Street East (Toronto-Danforth, Ward 30), and recommending that:

- (1) the request for variances be approved to permit, for identification purposes, 37 signs at the newly renovated Gerrard Square Shopping Centre; and
- (2) the applicant be advised, upon approval of the variances, of the requirement to obtain the necessary sign permits from the Commissioner of Urban Development Services.

On motion by Councillor Pantalone, the Toronto South Community Council submitted this matter to Council without recommendation.

The Toronto South Community Council requested the Commissioner of Urban Development Services to report directly to Council on the design changes proposed on the front façade of Gerrard Square and the adjacent sidewalk.

(Letter sent to: Jenő Toth; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Norm Girdhar, Assistant Planner, South District - July 2, 2004)

**(Report 5, Clause No. 43)**

**6.44 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 10-24 St. Clair Avenue West (St. Paul's, Ward 22)**

The Toronto South Community Council had before it a report (May 14, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 10-24 St. Clair Avenue West (St. Paul's, Ward 22), and recommending that:

- (1) the request for minor variances be approved to permit, for identification purposes, two illuminated fascia signs on the south elevation and one illuminated fascia signs on the east elevation of the building at 10-24 St. Clair Avenue West; and
- (2) the applicant be advised, upon approval of variances, of the requirement to obtain the necessary sign permits from the Commissioner of Urban Development Services.

On motion by Councillor Walker, the Toronto South Community Council recommended the adoption of the report (May 14, 2004) from the Director, Community Planning, South District.

(Letter sent to: Robert Doran; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Norm Girdhar, Assistant Planner, South District - June 28, 2004)

**(Report 5, Clause No. 44)**

**6.45 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1920 (1944) Yonge Street (St. Paul’s, Ward 22)**

The Toronto South Community Council had before it a report (May 11, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1920 (1944) Yonge Street (St. Paul’s, Ward 22), and recommending that:

- (1) the request for a minor variance be approved to permit, for third party adverting purposes, a non-illuminated mural sign on the north elevation of the building at 1920 (1944) Yonge Street; and
- (2) the applicant be advised, upon approval of a variance, of the requirement to obtain the necessary sign permits from the Commissioner of Urban Development Services.

On motion by Councillor Walker, the Toronto South Community Council recommended the adoption of the report (May 11, 2004) from the Director, Community Planning, South District.

(Letter sent to: Leroy Cassanova; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Norm Girdhar, Assistant Planner, South District - June 28, 2004)

**(Report 5, Clause No. 45)**



**6.46 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 2 Bloor Street West (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 12, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 2 Bloor Street West (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the request for a variance be approved to permit, for identification purposes, an illuminated fascia sign at 2 Bloor Street West; and
- (2) the applicant be advised, upon approval of a variance, of the requirement to obtain the necessary sign permit(s) from the Commissioner of Urban Development Services.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 12, 2004) from the Director, Community Planning, South District.

(Letter sent to: John David Adam; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Norm Girdhar, Assistant Planner, South District - June 28, 2004)

**(Report 5, Clause No. 46)****6.47 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1656 Queen Street East (Beaches East-York, Ward 32)**

The Toronto South Community Council had before it a report (May 12, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1656 Queen Street East (Beaches East-York, Ward 32), and recommending that:

- (1) the request for a variance be approved to permit a fascia sign on the west elevation for identification purposes at 1656 Queen Street East; and
- (2) the applicant be advised, upon approval of the variance, of the requirement to obtain the necessary sign permit from the Commissioner of Urban Development Services.

On motion by Councillor Bussin, the Toronto South Community Council recommended the adoption of the report (May 12, 2004) from the Director, Community Planning, South District.

(Letter sent to: Isabella Cerelli; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Heather Inglis Baron, Assistant Planner, East Section – June 28, 2004)

**(Report 5, Clause No. 47)**

**6.48 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 720 King Street West (Trinity-Spadina, Ward 19)**

The Toronto South Community Council had before it a report (May 14, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 720 King Street West (Trinity-Spadina, Ward 19), and recommending that:

- (1) the request for variances be approved to permit the installation of two non-illuminated fascia signs at 720 King Street West for the purposes of identification; and
- (2) the applicant be advised, upon approval of variances, of the requirement to obtain the necessary sign permit(s) from the Commissioner of Urban Development Services.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 14, 2004) from the Director, Community Planning, South District.

(Letter sent to: Patty Chui; c.: Director, Community Planning, South District, Commissioner of Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official, UDS, 16<sup>th</sup> Floor, East Tower, Heather Inglis Baron, Assistant Planner, East Section – June 28, 2004)

**(Report 5, Clause No. 48)**

**6.49 Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 181 Bay Street (Toronto Centre-Rosedale, Ward 28)**

The Toronto South Community Council had before it a report (May 17, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 181 Bay Street (Toronto Centre-Rosedale, Ward 28), and recommending that:

- (1) the request for a variance be approved to permit an illuminated fascia sign at 181 Bay Street, on the Wellington Street elevation of the building; and
- (2) the applicant be advised, upon approval of the variance, of the requirement to obtain the necessary sign permit from the Commissioner of Urban Development Services.

On motion by Councillor McConnell, the Toronto South Community Council recommended the adoption of the report (May 17, 2004) from the Director, Community Planning, South District.

**(Report 5, Clause No. 49)**

**6.50 Request for amendments to the conditions imposed by Council in regard to approval of minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code – 280 Spadina Avenue (Trinity-Spadina, Ward 20)**

The Toronto South Community Council had before it a report (May 21, 2004) from the Director, Community Planning, South District respecting a Request for amendments to the conditions imposed by Council in regard to approval of minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code – 280 Spadina Avenue (Trinity-Spadina, Ward 20), and recommending that Community Council receive this report for information.

On motion by Councillor Pantalone, the Toronto South Community Council received the report for information.

(Letter sent to: Interested Persons; c.: Dave McKillop, Manager, East Section – June 14, 2004)

**(Report 5, Clause No. 74(i))**

**6.51 Installation and Maintenance of Signs for Ryerson University Properties – Various Locations in the Vicinity of 55 Gould Street (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 18, 2004) from the Manager, Right of Way Management, Transportation Services, South District respecting the Installation and Maintenance of Signs for Ryerson University Properties – Various Locations in the Vicinity of 55 Gould Street (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) City Council approve the installation of a sign on Gould Street and the maintenance of ten directional signs on Victoria Street, Bond Street, Gerrard Street East and Gould Street, subject to the property owner 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 and providing of an insurance policy for such liability for the lifetime of the Agreement in a form approved by the Chief Financial Officer & Treasurer and in an amount not less than \$2,000,000.00 or such greater amount as the Chief Financial Officer & Treasurer may require;
  - (b) pay for the cost of preparing the Agreement and the registration of the Agreement on title by Legal Services;
  - (c) remove the directional signs upon receiving 90 days written notice to do so; and
  - (d) accept such additional conditions as the City Solicitor or the Commissioner of Works and Emergency Services may deem necessary in the interest of the Corporation;
- (2) In the event of sale or transfer of the properties abutting the encroachments, the Commissioner of Works and Emergency Services be authorized to extend the Encroachment Agreement to the new owner, subject to approval of the Commissioner of Works and Emergency Services; and
- (3) Legal Services be requested to prepare and execute the Encroachment Agreement. On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 18, 2004) from the Manager, Right of Way Management, Transportation Services, South District.

(Letter sent to: Interested Persons; c.: Director, Transportation Services, South District, Manager, Right of Way Management, South District, Commissioner of Works and Emergency Services, City Solicitor - June 28, 2004)

**(Report 5, Clause No. 51)**

**6.52 Prince Arthur Avenue, from Avenue Road to Bedford Road – Removal of Pedestrian Crossover and Adjustment to Parking Regulations (Trinity-Spadina, Ward 20)**

The Toronto South Community Council had before it a report (May 6, 2004) from the Director, Transportation Services, South District respecting Prince Arthur Avenue, from Avenue Road to Bedford Road – Removal of Pedestrian Crossover and Adjustment to Parking Regulations (Trinity-Spadina, Ward 20), and recommending that:

- (1) the “No Stopping Anytime” prohibition, on both sides of Prince Arthur Avenue, between Avenue Road and a point 72 metres west thereof, be rescinded;

- (2) the pedestrian crossover on Prince Arthur Avenue at a point 60 metres west of Avenue Road be removed; 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 might be required.

On motion by Councillor Mihevc, the Toronto South Community Council recommended the adoption of the report (May 6, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Commissioner, Works and Emergency Services; c.: Director, Transportation Services, South District, Curt Russell, Senior Traffic Investigator, South District - June 28, 2004)

**(Report 5, Clause No. 52)**

**6.53 Parking Regulations on Jenet Avenue, between Lansdowne Avenue and Wade Avenue (Davenport, Ward 18)**

The Toronto South Community Council had before it a report (May 14, 2004) from the Director, Transportation Services, South District respecting Parking Regulations on Jenet Avenue, between Lansdowne Avenue and Wade Avenue (Davenport, Ward 18), and recommending that:

- (1) the existing “No Parking Anytime” regulation on the south side of Jenet Avenue be rescinded;
- (2) a “No Stopping Anytime” prohibition be introduced on the south side of Jenet Avenue, from Lansdowne Avenue and Wade Avenue; and
- (3) the appropriate City officials be authorized and directed to take whatever action is necessary to give effect thereto, including the introduction in Council of any Bills that are required.

On motion by Councillor Giambone, the Toronto South Community Council recommended the adoption of the report (May 14, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Commissioner, Works and Emergency Services; c.: Director, Transportation Services, South District, Stephen C. Brown, South District-West – June 28, 2004)

**(Report 5, Clause No. 53)**

**6.54 Premises No. 466 Dovercourt Road (Matador Club) – Taxi-cab stands (Davenport, Ward 18 and Trinity Spadina, Ward 19)**

The Toronto South Community Council had before it a report (May 14, 2004) from the Director, Transportation Services, South District respecting Premises No. 466 Dovercourt Road (Matador Club) – Taxi-cab stands (Davenport, Ward 18 and Trinity Spadina, Ward 19), and recommending that:

- (1) taxi-cab stands operating between 1:30 a.m. and 6:30 a.m., Saturday and Sunday, be rescinded on the west side of Dovercourt Road for two taxi-cabs from a point 36 metres north of College Street to a point 11 metres further north and on the east side of Dovercourt Road for one taxi-cab from a point 38.5 metres north of College Street to a point 5.5 metres further north; and
- (2) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Giambrone, the Toronto South Community Council recommended the adoption of the report (May 14, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Commissioner, Works and Emergency Services; c.: Director, Transportation Services, South District, Stephen C. Brown, South District-West – June 28, 2004)

**(Report 5, Clause No. 54)****6.55 Victoria Street, west side, south of Dundas Square – Prohibition of Standing at All Times and Delineation of a “Motorcoach Loading Area” (Toronto Centre - Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Director, Transportation Services, South District respecting Victoria Street, west side, south of Dundas Square – Prohibition of Standing at All Times and Delineation of a “Motorcoach Loading Area” (Toronto Centre - Rosedale, Ward 27), and recommending that:

- (1) the regulation authorizing the operation of Parking Machines for a maximum period of two hours, from 8:00 a.m. to 6:00 p.m., Monday to Saturday and for a maximum period of three hours, from 6:00 p.m. to 9:00 p.m., Monday to Saturday and from 1:00 p.m. to 9:00 p.m. Sunday, at a rate of \$2.00 for one hour, on the west side of Victoria Street, from a point 32.8 metres north of Shuter Street to Dundas Square, be rescinded;
- (2) standing be prohibited at all times on the west side of Victoria Street, from a point 48 metres south of Dundas Square to a point 45 metres further south thereof;

- (3) parking be allowed for a maximum period of two hours, from 8:00 a.m. to 6:00 p.m., Monday to Saturday on:
  - (a) the west side of Victoria Street, from a point 32.8 metres north of Shuter Street to a point 93 metres south of Dundas Square;
  - (b) the west side of Victoria Street, from a point 48 metres south of Dundas Square to a point 17 metres south of Dundas Square;
- (4) the operation of Parking Machines for a maximum period of two hours, from 8:00 a.m. to 6:00 p.m., Monday to Saturday and for a maximum period of three hours, from 6:00 p.m. to 9:00 p.m., Monday to Saturday and from 1:00 p.m. to 9:00 p.m. Sunday, at a rate of \$2.00 for one hour, be authorized on:
  - (a) the west side of Victoria Street, from a point 32.8 metres north of Shuter Street to a point 93 metres south of Dundas Square;
  - (b) the west side of Victoria Street, from a point 48 metres south of Dundas Square to a point 17 metres south of Dundas Square; and
- (5) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 19, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Ron Jacobson; c.: Director, Transportation Services, South District, Ron Hamilton, Supervisor of Traffic Engineering, South District – June 28, 2004)

**(Report 5, Clause No. 55)**

**6.56 The Queensway – Prohibition of eastbound and westbound U-turns at two signalized intersections (Parkdale-High Park, Ward 14)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Director, Transportation Services, South District respecting The Queensway – Prohibition of eastbound and westbound U-turns at two signalized intersections (Parkdale-High Park, Ward 14), and recommending that:

- (1) westbound U-turns at the intersection of The Queensway and Glendale Avenue be prohibited at all times;
- (2) eastbound U-turns at the intersection of The Queensway and Roncesvalles Avenue/King Street West/Queen Street West be prohibited at all times; and

- (3) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Watson, the Toronto South Community Council recommended the adoption of the report (May 19, 2004) from the Director, Transportation Services, South District.

(Letter sent to: General Manager, Toronto Transit Commission; c.: Director, Transportation Services, South District, Dan Clement, Transportation Technologist – June 28, 2004)

**(Report 5, Clause No. 56)**

**6.57 Premises No. 33 Bay Street - Temporary Road Occupation to Accommodate Construction Staging Area (Toronto Centre - Rosedale, Ward 28)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Director, Transportation Services, South District respecting Premises No. 33 Bay Street – Temporary Road Occupation to Accommodate Construction Staging Area (Toronto Centre - Rosedale, Ward 28), and recommending that:

- (1) in order to facilitate construction of a 37-storey condominium at a site on the west side of Yonge Street, the curb lane on the west side of Yonge Street between a point 21.0 metres south of Lake Shore Boulevard and a point 45.0 metres further south be closed to traffic for a period of 24 months effective June 24, 2004; 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 might be required.

On motion by Councillor McConnell, the Toronto South Community Council recommended the adoption of the report (May 19, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Don Meola; c.: Director, Transportation Services, South District, Bryan Muir, Work Zone Traffic Coordinator - June 28, 2004)

**(Report 5, Clause No. 57)**

**6.58 Villiers Street, south side, between Don Roadway and Saulter Street South – rescind the “No Stopping” regulation to allow parking (Toronto-Danforth, Ward 30)**

The Toronto South Community Council had before it a report (May 17, 2004) from the Director, Transportation Services, South District respecting Villiers Street, south side,



between Don Roadway and Saulter Street South – rescind the “No Stopping” regulation to allow parking (Toronto-Danforth, Ward 30), and recommending that:

- (1) the “No Stopping Any Time” regulation on the south side of Villiers Street between Don Roadway and Saulter Street South be rescinded;
- (2) the “No Parking Any Time” regulation on the south side of Villiers Street between Don Roadway and Saulter Street South be rescinded; and
- (3) the appropriate City Officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Fletcher, the Toronto South Community Council recommended the adoption of the report (May 17, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Scott Chamberlain; c.: Director, Transportation Services, South District, Brian Holditch, Traffic Technologist, South District – June 28, 2004)

**(Report 5, Clause No. 58)**

**6.59 Davenport Road, north side from a point 48 metres west of Bathurst Street to a point 135.3 metres west of Bathurst Street – Request for a Bus Loading Zone (St. Paul's, Ward 21)**

The Toronto South Community Council had before it a report (May 14, 2004) from the Director, Transportation Services, South District respecting Davenport Road, north side from a point 48 metres west of Bathurst Street to a point 135.3 metres west of Bathurst Street – Request for a Bus Loading Zone (St. Paul's, Ward 21), and respecting that:

- (1) parking be permitted for a maximum period of one hour from 10:00 a.m. to 1:00 p.m., Tuesdays, for buses only, on the north side of Davenport Road, from a point 48 metres west of Bathurst Street to a point 135.3 metres west of Bathurst Street; 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.

The Toronto South Community Council had before it a communication (June 4, 2004) from Miss Jane Beecroft, Community History Project.

On motion by Councillor Mihevc, the Toronto South Community Council recommended the adoption of the report (May 6, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Jane Beecroft; c.: Director, Transportation Services, South District, Teresa Carmichael, Transportation Technologist, South District – June 28, 2004)

**(Report 5, Clause No. 59)**

**6.60 Introduction of Permit Parking on both sides of Ossington Avenue, between Dundas Street West and Queen Street West (Trinity-Spadina, Ward 19)**

The Toronto South Community Council had before it a report (May 20, 2004) from the Manager, Right of Way Management, Transportation Services South District respecting the Introduction of Permit Parking on both sides of Ossington Avenue, between Dundas Street West and Queen Street West (Trinity-Spadina, Ward 19), and recommending that:

- (1) permit parking be introduced on both sides of Ossington Avenue, between Dundas Street West and Queen Street West, on an area basis, within permit area 3K, to operate during the hours of 12:01 a.m. to 7:00 a.m., 7 days a week;
- (2) Part A of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be introduced to incorporate both sides of Ossington Avenue, between Dundas Street West and Queen Street West; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of all necessary Bills.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 20, 2004) from the Manager, Right of Way Management, Transportation Services South District.

(Letter sent to: Commissioner of Works and Emergency Services; c.: Director, Transportation Services, South District, Manager, Right of Way Management, Transportation Services, South District, Eric Jensen, Supervisor, Right of Way Management - June 28, 2004)

**(Report 5, Clause No. 60)**

**6.61 Woodville Avenue – Install a student pick-up/drop-off area in the vicinity of William Burgess Elementary School (Toronto-Danforth, Ward 29)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Director, Transportation Services, South District respecting Woodville Avenue – Install a student pick-up/drop-off area in the vicinity of William Burgess Elementary School (Toronto-Danforth, Ward 29), and recommending that:

- (1) the “No Stopping Anytime” regulation on the south side of Woodville Avenue from Pape Avenue to a point 228 metres east thereof, be rescinded;
- (2) a “No Stopping Anytime” regulation be established on the south side of Woodville Avenue from Pape Avenue to a point 177 metres east thereof;
- (3) a “No Parking, from 9:00 a.m. to 11:30 a.m., 1:00 p.m. to 3:30 p.m., and 4:30 p.m. to 8:30 a.m., Monday to Friday” regulation be established on the south side of Woodville Avenue from a point 16 metres east of Rivercourt Boulevard to a point 51 metres further east;
- (4) a “No Parking Anytime, Saturdays and Sundays” regulation be established on the south side of Woodville Avenue from a point 16 metres east of Rivercourt Boulevard to a point 51 metres further east;
- (5) a “10-minute parking, from 8:30 a.m. to 9:00 a.m., 11:30 a.m. to 1:00 p.m., and 3:30 p.m. to 4:30 p.m., Monday to Friday, Except Public Holidays” regulation be established on the south side of Woodville Avenue, from a point 16 metres east of Rivercourt Boulevard to a point 51 metres further east;
- (6) a “No Stopping, 8:30 a.m. to 9:00 a.m., 11:30 a.m. to 1:00 p.m., and 3:30 p.m. to 4:30 p.m., Monday to Friday, Except Public Holidays” regulation be established on the north side of Woodville Avenue from a point 16 metres east of Rivercourt Boulevard to a point 51 metres further east; and
- (7) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Ootes, the Toronto South Community Council recommended the adoption of the report (May 19, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Maureen Skuja; c.: Director, Transportation Services, South District, Commissioner o Works ad Emergency Services – June 28, 2004)

**(Report 5, Clause No. 61)**

**6.62 Queen Street East, south side, east of Greenwood Avenue – Amendment to Parking Regulations (Beaches-East York, Ward 32)**

The Toronto South Community Council had before it a report (May 21, 2004) from the Director, Transportation Services, South District respecting Queen Street East, south side, east of Greenwood Avenue – Amendment to Parking Regulations (Beaches-East York, Ward 32), and recommending that:

- (1) stopping be prohibited on the south side of Queen Street East, from a point of Greenwood Avenue to a point 12 metres further east thereof; 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 Bussin, the Toronto South Community Council recommended the adoption of the report (May 21, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Commissioner of Works and Emergency Services; c.: Director, Transportation Services, South District – June 28, 2004)

**(Report 5, Clause No. 62)**

**6.63 Installation/removal of On-Street Parking Spaces for Persons with Disabilities (Parkdale-High Park, Ward 14, St. Paul's, Ward 22, Toronto-Danforth, Ward 30 and Beaches-East York, Ward 32)**

The Toronto South Community Council had before it a report (May 21, 2004) from the Director, Transportation Services, South District respecting Installation/removal of On-Street Parking Spaces for Persons with Disabilities (Parkdale-High Park, Ward 14, St. Paul's, Ward 22, Toronto-Danforth, Ward 30 and Beaches-East York, Ward 32), and recommending that:

- (1) the installation/removal of on-street disabled parking spaces as noted in Table "A" of this report be approved; 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 Mihevc, the Toronto South Community Council recommended the adoption of the report (May 21, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Commissioner of Works and Emergency Services; c.: Director, Transportation Services, South District - June 28, 2004)

**(Report 5, Clause No. 63)**

**6.64 Macdonell Avenue, west side, from Wright Avenue to Wabash Avenue and Wabash Avenue, both sides, from Sorauren Avenue to Macdonell Avenue – Amendments to Parking Regulations (Parkdale-High Park, Ward 14)**

Toronto South Community Council Minutes  
June 8, 2004

---

The Toronto South Community Council had before it a report (May 20, 2004) from the Director, Transportation Services, South District respecting Macdonell Avenue, west side, from Wright Avenue to Wabash Avenue and Wabash Avenue, both sides, from Sorauren Avenue to Macdonell Avenue – Amendments to Parking Regulations (Parkdale-High Park, Ward 14), and recommending that:

- (1) the “No Parking 8:00 a.m. to 6:00 p.m., Monday to Saturday” parking regulation on the west side of Macdonell Avenue, from Wabash Avenue to Wright Avenue, be rescinded;
- (2) the “No Parking Anytime” parking regulation on both sides of Wabash Avenue from Macdonell Avenue to a point 43 metres further west, be rescinded;
- (3) parking be permitted on the west side of Macdonell Avenue, from Wabash Avenue to Wright Avenue, for a maximum period of one hour, from 8:00 a.m. to 6:00 p.m. daily;
- (4) parking be prohibited at anytime on the south side of Wabash Avenue from Macdonell Avenue to a point 15 metres further west;
- (5) parking be prohibited at anytime on the north side of Wabash Avenue from Sorauren Avenue to a point 25 metres further east;
- (6) the parking regulation on the north side of Wabash Avenue, from a point 43 metres west of Macdonell Avenue to a point 132.2 metres west of Macdonell Avenue and from a point 137.2 metres west of Macdonell Avenue to Sorauren Avenue, allowing parking by permit only from 12:01 a.m. to 7:00 a.m., daily, be changed to be in effect commencing from Macdonell Avenue to a point 25 metres east of Sorauren Avenue;
- (7) the parking regulation on the south side of Wabash Avenue, from a point 137.2 metres west of Macdonell Avenue to Sorauren Avenue, allowing parking by permit only from 12:01 a.m. to 7:00 a.m., daily, be changed to be in effect commencing from a point 15 metres west of Macdonell Avenue to Sorauren Avenue; and
- (8) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Watson, the Toronto South Community Council recommended the adoption of the report (May 20, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Commissioner of Works and Emergency Services; c.: Director, Transportation Services, South District - June 28, 2004)

**(Report 5, Clause No. 64)**

**6.65 Berryman Street – Installation of Short-term Parking and Delineation of a “Daycare Pick-up/Drop-off Area” in the vicinity of Jesse Ketchum School/Daycare (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (May 21, 2004) from the Director, Transportation Services, South District respecting Berryman Street – Installation of Short-term Parking and Delineation of a “Daycare Pick-up/Drop-off Area” in the vicinity of Jesse Ketchum School/Daycare (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the “No Parking 8:00 a.m. to 6:00 p.m.” regulation on the north side of Berryman Street from Davenport Road to a point 45.7 metres west thereof, be rescinded;
- (2) parking be restricted to a maximum period of 15 minutes, from 7:30 a.m. to 10:00 a.m. and from 3:30 p.m. to 6:00 p.m., Monday to Friday, Except Public Holidays, on the north side of Berryman Street, from Davenport Road to a point 45.7 metres further west;
- (3) a “No Parking, 10:00 a.m. to 3:30 p.m., Monday to Friday, Except Public Holidays” regulation be established on the north side of Berryman Street, from Davenport Road to a point 45.7 metres further west; and
- (4) appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Pantolone, the Toronto South Community Council recommended the adoption of the report (May 21, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Martha Easden; c.: Director, Transportation Services, South District, Commissioner of Works and Emergency Services - June 28, 2004)

**(Report 5, Clause No. 65)**

**6.66 Gerrard Street East, south side, between Broadview Avenue and Boulton Avenue - Provision of a “Commercial Loading Zone” in the vicinity of the entrance/exit at Premises No. 639 Gerrard Street East (Toronto-Danforth, Ward 30)**

The Toronto South Community Council had before it a report (May 11, 2004) from the Director, Transportation Services, South District respecting Gerrard Street East, south side, between Broadview Avenue and Boulton Avenue - Provision of a “Commercial

Loading Zone” in the vicinity of the entrance/exit at Premises No. 639 Gerrard Street East (Toronto-Danforth, Ward 30), and recommending that:

- (1) the installation of a “Commercial Loading Zone” be approved, on the south side of Gerrard Street East, from a point 166 metres east of Broadview Avenue to a point 11 metres further east; 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 Fletcher, the Toronto South Community Council recommended the adoption of the report (May 11, 2004) from the Director, Transportation Services, South District.

(Letter sent to: Fu Yao Limited; c.: Director, Transportation Services, South District, Commissioner of Works and Emergency Services - June 28, 2004)

**(Report 5, Clause No. 66)**

**6.67 Pauline Avenue – Request for Speed Humps between Bloor Street West and Wallace Avenue (Davenport, Ward 18)**

The Toronto South Community Council had before it a communication (May 18, 2004) from Councillor Giambone requesting that the report (June 19, 2003) from the Director, Transportation Services, District 1, to the Humber York Community Council be reopened for the Toronto South Community Council and recommending that this report be received for information.

On motion by Councillor Giambone, the Toronto South Community Council recommended that:

- (1) Transportation staff be authorized to conduct a poll of residents on Pauline Avenue, from Bloor Street West to Wallace Avenue to determine majority support for the proposed traffic calming plan;
- (2) subject to favourable results of the poll:
  - (i) a by-law be prepared for the alteration of sections of the roadway on Pauline Avenue, between Bloor Street West and Wallace Avenue, for traffic calming purposes as described below:

“The construction of two asphalt speed humps on Pauline Avenue, from Bloor Street West to Wallace Avenue, generally as shown on the attached print of Drawing No. 421F-7020, dated June 2003”;

- (ii) pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued;
  - (iii) the speed limit on Pauline Avenue, between Bloor Street West and Wallace Avenue be reduced from 40 km/h to 30 km/h, coincident with the installation of speed humps; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any Bills that are required.

(Letter sent to: Commissioner of Works and Emergency Services; c.: Director, Transportation Services, South District, Joe Gallippi, Senior Traffic Investigator, District 1 - June 28, 2004)

**(Report 5, Clause No. 67)**

**6.68 Naming of the New Community Centre at the corner of Sherbourne and Wellesley Streets to the Wellesley Community Centre (Toronto Centre-Rosedale, Ward 28)**

The Toronto South Community Council had before it a report (May 19, 2004) from the Commissioner, Economic Development, Culture and Tourism respecting Naming of the New Community Centre at the corner of Sherbourne and Wellesley Streets to the Wellesley Community Centre (Toronto Centre-Rosedale, Ward 28), and recommending that:

- (1) the new Community Centre located at the corner of Sherbourne and Wellesley Streets be named the Wellesley Community Centre; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The following appeared before the Toronto South Community Council:

- Jacklyn Thomas; and
- Rita Burke.

On motion by Councillor Giambone, the Toronto South Community Council recommended that:

- (1) the report (May 19, 2004) from the Commissioner, Economic Development, Culture and Tourism be adopted; and
- (2) City Council explore naming opportunities in the West Donlands Community to honour Lucie and Thornton Blackburn and so advise the Waterfront Revitalization Corporation.



(Letter sent to: Interested Persons; c.: Director of Parks and Recreation, South District, Commissioner of Economic Development, Culture and Tourism, Waterfront Revitalization Corporation - June 28, 2004)

**(Report 5, Clause No. 68)**

**6.69 Status Report - 317 Dundas Street West Art Gallery of Ontario (AGO) (Trinity-Spadina, Ward 20)**

The Toronto South Community Council had before it a report (May 18, 2004) from the Director, Community Planning, South District respecting a Status Report - 317 Dundas Street West Art Gallery of Ontario (AGO) (Trinity-Spadina, Ward 20) and recommending that this report be received for information.

The Toronto South Community Council also had before it the following communications:

- (June 8, 2004) from Councillor Chow; and
- Communication (June 8, 2004) from Charles-Antoine Rouyer.

On motion by Councillor Pantalone, the Toronto South Community Council:

- (1) received the report for information; and
- (2) requested the Commissioner of Urban Development Services to give consideration in her final report on this matter, to be submitted in the Fall of 2004, to the observations of the AGO Working Group as set out in the communication (June 8, 2004) from Councillor Chow.

(Letter sent to: Interested Persons; c.: Helen Coombs, Senior Planner, West Section, Commissioner of Urban Development Services - June 15, 2004)

**(Report 5, Clause No. 74(j))**

**6.70 Use of Nathan Phillips Square: Camp Trillium's "Tour for Kids", August 12, 2004**

The Toronto South Community Council had before it a report (May 4, 2004) from the Commissioner of Corporate Services respecting the Use of Nathan Phillips Square: Camp Trillium's "Tour for Kids", August 12, 2004 and recommending that:

- (1) exemption be given to the event organizers of the "Tour for Kids" to solicit donations in support of Camp Trillium, a non-profit organization;

- (2) exemption be given to the event organizers of the “Tour for Kids” to ride bicycles on Nathan Phillips Square; and
- (3) the appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 4, 2004) from the Commissioner, Corporate Services.

**(Report 5, Clause No. 70)**

**6.71 Use of Nathan Phillips Square: Canadian Breast Cancer Foundation's “CIBC Run for the Cure”, October 3, 2004**

The Toronto South Community Council had before it a report (May 4, 2004) from the Commissioner of Corporate Services respecting the Use of Nathan Phillips Square: Canadian Breast Cancer Foundation's “CIBC Run for the Cure”, October 3, 2004 and recommending that:

- (1) exemption be given to the event organizers of the “CIBC Run for the Cure” to solicit donations in support of the Canadian Breast Cancer Foundation, a non-profit organization; and
- (2) the appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 4, 2004) from the Commissioner of Corporate Services.

**(Report 5, Clause No. 71)**

**6.72 Use of Nathan Phillips Square: Procter and Gamble's “Leaps and Bounds for the United Way”, September 12, 2004**

The Toronto South Community Council had before it a report (May 4, 2004) from the Commissioner of Corporate Services respecting the Use of Nathan Phillips Square: Procter and Gamble's “Leaps and Bounds for the United Way”, September 12, 2004 and recommending that:

- (1) exemption be given to the event organizers of the Procter and Gamble's “Leaps and Bounds for the United Way” to solicit donations in support of the United Way of Greater Toronto, a non-profit organization; and
- (2) the appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 4, 2004) from the Commissioner of Corporate Services.

**(Report 5, Clause No. 72)**

**6.73 Use of Nathan Phillips Square: “Toronto Festival Costumes Monde”, August 8, 2004**

The Toronto South Community Council had before it a report (May 4, 2004) from the Commissioner of Corporate Services respecting the Use of Nathan Phillips Square: “Toronto Festival Costumes Monde”, August 8, 2004 and recommending that:

- (1) exemption be given to the event organizers to operate a tented beer garden, contingent upon the following conditions:
  - a) approval of the Alcohol & Gaming Commission of Ontario (A.G.C.O.);
  - b) approval of the Medical Officer of Health;
  - c) compliance with the City of Toronto’s Municipal Alcohol Policy;
  - d) receipt of the necessary permits associated with the production of the event i.e., building permit; and
- (2) the appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (May 4, 2004) from the Commissioner of Corporate Services.

**(Report 5, Clause No. 73)**

**6.74 Carlaw Avenue, from Danforth Avenue to a point 43 Metres North of Fulton Avenue – Transferring Parking During Winter Months from the West Side to the East Side of the Street (Toronto-Danforth, Ward 29)**

The Toronto South Community Council had before it a report (April 19, 2004) from the Director, Transportation Services, South District respecting Carlaw Avenue, from Danforth Avenue to a point 43 Metres North of Fulton Avenue – Transferring Parking During Winter Months from the West Side to the East Side of the Street (Toronto-Danforth, Ward 29) and recommending that:

- (1) the “No Parking, 16<sup>th</sup> day to the last day of each month, from Apr. 1 to Nov. 30, and No Parking Anytime, from Dec. 1 to Mar. 31” regulation on the east side of Carlaw Avenue, from Danforth Avenue to a point 43 metres north of Fulton Avenue, be rescinded;

- (2) the “No Parking, 1<sup>st</sup> day to the 15<sup>th</sup> day of each month, from Apr. 1 to Nov. 30” regulation on the west side of Carlaw Avenue, from Danforth Avenue to a point 43 metres north of Fulton Avenue, be rescinded;
- (3) a “No Parking, 16<sup>th</sup> day to the last day of each month, from Apr. 1 to Nov. 30” regulation be implemented on the east side of Carlaw Avenue, from Danforth Avenue to a point 43 metres north of Fulton Avenue;
- (4) a “No Parking, 1<sup>st</sup> day to the 15<sup>th</sup> day of each month, inclusive, from Apr. 1 to Nov. 30, and No Parking Anytime, Dec. 1 to Mar. 31” regulation be implemented on the west side of Carlaw Avenue, from Danforth Avenue to a point 43 metres north of Fulton Avenue;
- (5) the existing permit parking regulations on the subject section of Carlaw Avenue, both sides, be amended to coincide with the changes to parking restrictions set out in Recommendation Nos. 1 to 4 above; and
- (6) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Ootes, the Toronto South Community Council deferred this matter sine die.

**(Report 5, Clause No. 74(l))**

**6.75 Implementation of Overnight On-Street Permit Parking - Crewe Avenue, between Westlake Avenue and Chisholm Avenue (Beaches-East York, Ward 31)**

The Toronto South Community Council had before it Clause No. 33, of Report No. 4 of the Toronto East York Community Council at its meeting on April 14, 15 and 16, 2003, headed “Implementation of Overnight On-Street Permit Parking -Crewe Avenue, between Westlake Avenue and Chisholm Avenue (Beaches-East York, Ward 31)”, which was referred back to the Toronto South Community Council.

On motion by Councillor Davis, the Toronto South Community Council requested that a further poll be conducted on this matter at the expense of the Ward Councillor.

(Letter sent to: Administrator, Toronto South Community Council; c.: Commissioner, Urban Development Services, Director, Transportation Services, South District – June 15, 2004)

**(Report 5, Clause No. 74(k))**

**7.76 Request to Prohibit Front Yard Parking Applications and Appeals, and to Grandparent all Existing Licensed Locations Within Ward 18 (Davenport - Ward 18)**

The Toronto South Community Council had before it a report (May 25, 2004) from the Director, Transportation Services, South District respecting a Request to Prohibit Front Yard Parking Applications and Appeals, and to Grandparent all Existing Licensed Locations Within Ward 18 (Davenport - Ward 18), and recommending that:

- (1) front yard parking be prohibited with no right of appeal within Ward 18;
- (2) all currently licensed locations within Ward 18 be grandparented; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of all necessary Bills.

On motion by Councillor Giambone, the Toronto South Community Council recommended the adoption of the report (May 25, 2004) from the Director, Transportation Services, South District.

**(Report 5, Clause No. 69)**

**7.77 Requests for Endorsement of Events for Liquor Licensing Purposes**

The Toronto South Community Council had before it the following Requests for Endorsement of Events for Liquor Licensing Purposes:

- (a) (May 14, 2004) from Shane Carmichael, respecting the Craft Beer Show at the St. Lawrence in Market Lane Park and the North Market Building of the St. Lawrence Market Complex from Friday, June 11 to June 13, 2004 from 11:30 a.m - 8:00 p.m.;
- (b) (May 5, 2004) from Dr. Duam Bangala, respecting the Toronto World Costumes Festival at Nathan Philips Square which will be held on August 8, 2004;
- (c) (May 12, 2004) from Kathryn Reed-Garrett, respecting the Toronto Bluesfest, which will be held at the Queen Elizabeth Theatre on July 16-18 and July 22-25, 2004 from 12:30 p.m. - 12:00 a.m.
- (d) (May 14, 2004) from David Bednar, respecting the designation of the Canadian National Exhibition as an event of Municipal Significance from August 20 – September 6, 2004;

Toronto South Community Council Minutes  
June 8, 2004

---

- (e) (May 14, 2004) from Ronald Fiorelli, respecting the German Wines – Vintage Tasting Event which will be held at Roy Thompson Hall on September 22, 2004 at 10:00 a.m.;
- (f) (May 17, 2004) from Charlotte R. Mudge, respecting the Strawberry Social which will be held on June 20, 2004 from 12:00 p.m. – 3:00 p.m.;
- (g) (May 14, 2004) from Wendy Boylan respecting a Summer Barbeque which will be held on June 13, 2004 from 12:00 p.m. – 2:30 p.m.;
- (h) (May 14, 2004) from Tim Martin respecting AIDS Walk Toronto which will be held on Church Street between Wellesley and Montieth on September 19, 2004 from 12:00 p.m. – 8:00 p.m.;
- (i) (May 12, 2004) from Mark Smith respecting the Annual EMI Music Publishing Reception which will be held at 119 Spadina Avenue on June 10, 2004 from 4:00 p.m. – 9:00 p.m.;
- (j) (April 5, 2004) from Francine Socket respecting the MuchMusic Video Awards which will be held at 299 Queen Street West and 260 Richmond Street West on June 20, 2004;
- (k) (April 5, 2004) from Heidi M. Spannbauer respecting the 15<sup>th</sup> Annual Toronto Volvo Cup Easter Seals Regatta which will be held at the Royal Canadian Yacht Club on July 18, 2004 from 2:00 p.m. – 8:00 p.m.;
- (l) (May 25, 2004) from Maria Radford respecting a Graduation Ceremony which will be held at the Bishop Strachan School on June 11, 2004 from 2:00 p.m. – 7:00 p.m.;
- (m) (May 25, 2004) from Councillor Joe Pantalone respecting “Varekai” which will be held at Ontario Place on September 26, 2004, to be declared a event of Municipal Significance;
- (n) (May 12, 2004) from Antoinette S Marwitz, Consulate General of the United States of America respecting an event at the Canadian Forces College on July 4, 2004 to celebrate the United States’ 228<sup>th</sup> Independence Day, between the hours of 5:00 p.m. and 7:00 p.m..
- (o) (May 31, 2004) from Carlos De Carvalho, Brotherhood of the Divine Holy Spirit respecting their annual festival Festa Do Imigrante, which will be held on July 2, 3 and 4, 2004, requesting that it be deemed a Community Festival of Municipal Significance;
- (p) (May 20, 2004) from Claire Bourgeois, Alliance Francaise de Toronto, respecting the Fete De La Musique, to be held on June 21, 2004 from 2:00 – 9:00 p.m. at 24 Spadina Road, French Language School and Cultural Centre;

Toronto South Community Council Minutes  
June 8, 2004

---

- (q) (May 28, 2004) from Shamez Amlani, respecting Kensington Market Summer 2004 from July 4, 2004 and every Sunday until August 15, 2004, from 12:00 noon to 6:00 p.m. requesting a non-objection letter for patio extensions to 10:00 p.m. on Augusta Avenue;
- (r) (May 14, 2004) from Michael Comstock, St. Lawrence Market Neighbourhood BIA in conjunction with the St. Lawrence Market and Epilepsy Toronto, respecting the hosting of BuskerFest on August 26, 27 and 28, 2004, requesting that it be designated an event of Municipal Significance.
- (s) (March 1, 2004) from Chris Webster, Ward's Island Recreation Association, respecting that the Association's Gala Day Weekend be recognized as a "Community Festival" and an event of municipal significance. Event to be held July 31, August 1 and 2, 2004 on Ward's Island.
- (t) (June 3, 2004) from Maria Brandao respecting Letter of Non-objection for a patio extension for Golden Wheat Bakery & Pastry, 652 College Street, for June 18, from 7:00 p.m. to 11:00 p.m., June 19, from 1:00 p.m. to 11:00 p.m. and June 20, from 12:00 p.m. to 6:00 p.m. in conjunction with the Taste of Little Italy Festival
- (u) (June 7, 2004) from Sue Graham-Nutter, Taste of the Entertainment District 2004 requesting that it be designated an event of Municipal Significance. The event will take place from September 10-12, 2004 on Duncan Street between King Street West and Adelaide Street West, from the hours of 5:00 p.m. to 2:00 a.m. September 10; 2:00 p.m. to 2:00 a.m. September 11; and 2:00 p.m. to 11:00 p.m. on September 12, 2004.
- (v) (June 4, 2004) from Otimoi Oyemu, Music Africa, respecting "Afrofest" being held on July 10 and 11, 2004 at Queen's Park from 1:00 p.m. to 10:30 p.m., and request that it be designated as an event of Municipal Significance.
- (w) (May 28, 2004) from Sue Graham-Nutter, Taste of the Entertainment District 2004 respecting Hair Hop and requesting that it be designated an event of Municipal Significance. The event will take place July 17, 2004 on Duncan Street between King Street West and Adelaide Street West and Adelaide Street West from 6:00 p.m. – midnight.
- (x) (June 7, 2004) from the Commissioner, Economic Development Culture and Tourism respecting the Extension of Premises for certain establishments in conjunction with Celebrate Toronto Street Festival.
- (y) (June 7, 2004) from Sharon Cote, Cabbagetown Cultural Festival, respecting the Festival being held September 11 and 12, 2004, requesting a Extension of Premises for various establishments from 11:00 a.m. to 11:00 p.m.
- (z) (June 2, 2004) from Councillor Watson, respecting the 4<sup>th</sup> Annual Roncesvalles Village Harvest Festival scheduled to take place September 18 and 19, 2004,

Toronto South Community Council Minutes  
June 8, 2004

---

requesting a Extension of Premises for various establishments from 11:00 a.m. to 11:00 p.m. The Roncesvalles Village BIA is also requesting that it be designated an event of Municipal Significance.

- (aa) (June 7, 2004) from Robert L. Camara, Officer of Councillor Giambrone, respecting Caribana Arts and Cultural Event, from July 16 – August 2, 2004 to be held in various establishments and times throughout the City; requesting that it be designated an event of Municipal Significance.
- (bb) (June 2, 2004) from Bill Johnstone, Rodney's Oyster House respecting 14th Annual Ontario Oyster Festival to be held on July 18, 2004 on the east side of 469 King Street West in the alley between 469 and 461 King Street West
- (cc) (undated) from Councillor Rae respecting request from the Hair of the Dog Restaurant at 425 Church Street to permit the sale and service of alcohol on the public street allowance in conjunction with Toronto Pride Celebrations.
- (dd) (June 4, 2004) from Lynn McGuigan respecting ShakespeareWorks, Gala Fund Raising Event to be held on June 25, 2004 at Ashbridges Bay Park.

On motion by Councillor Giambrone, the Toronto South Community Council recommended that City Council, for liquor licensing purposes:

- (1) declare the following to be events of municipal and/or community significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to their taking place:
  - (a) Toronto World Costumes Festival to be held at Nathan Philips Square on August 8, 2004;
  - (b) Toronto Star Blues Fest to be held on July 16, 2004 from 5:30 p.m. to midnight; July 17 and 18, 2004 from 12:30 p.m. to midnight; July 22 and 23, 2004 from 5:30 p.m. to midnight; July 24 and 25, 2004, from 12:30 p.m. to midnight at Exhibition Place;
  - (c) 126<sup>th</sup> Canadian National Exhibition to be held from August 20 – September 6, 2004 at Exhibition Place;
  - (d) Wines of Germany Event to be held September 22, 2004 at Roy Thompson Hall;
  - (e) Toronto AIDS Walk for Life to be held on Church Street between 12:00 p.m. and 8:00 p.m. on Sunday, September 19, 2004; nor to the request for a beer garden to be located on Church Street between Wellesley Street East and Gloucester Street in conjunction with the Walk;



Toronto South Community Council Minutes  
June 8, 2004

---

- (f) Cirque du Soleil "Varekai" Show to be held at Ontario Place from August 19 to September 26, 2004;
  - (g) the Consulate General of the United States of America in Toronto's Celebration of the 228<sup>th</sup> Independence Day, to be held on July 4, 2004 at the Canadian Forces College, 215 Yonge Boulevard;
  - (h) Brotherhood of the Divine Holy Spirit Festa Do Imigrante Festival, to be held on July 2, 3 and 4, 2004 at Dovercourt Park;
  - (i) Ward's Island Recreation Association's Gala Day Weekend to be held July 31, August 1 and 2, 2004 on Ward's Island;
  - (j) Taste of the Entertainment District Festival to be held on September 10 to 12, 2004 on Duncan Street between King Street West and Adelaide Street West,
  - (k) Afrofest Festival to be held on July 10 and 11, 2004 at Queen's Park;
  - (l) Hair Hop Festival to be held on July 17, 2004 on Duncan Street between King Street West and Adelaide Street West and Adelaide Street West;
  - (m) 14th Annual Ontario Oyster Festival to be held on July 18, 2004 on the east side of 469 King Street West in the alley between 469 and 461 King Street West;
- (2) declare the BuskerFest Festival to be held in the St. Lawrence Market Neighbourhood, from August 26 to August 29, 2004, to be an event of municipal/community significance; and indicate that it has no objection to the request set out in the communication (May 14, 2004) from Michael Comstock, St. Lawrence Market Neighbourhood BIA, respecting the extensions of patio areas on Wellington Street East, Front Street North and Front Street South, in conjunction with the festival;
- (3) declare the Caribana Arts and Cultural Event to be held in various locations and times throughout the City, as set out in the communication (June 7, 2004) from John Kam, Caribbean Cultural Committee, from July 16 to August 2, 2004, inclusive, to be an event of municipal, national and international significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to its taking place;
- (4) declare the Cabbagetown Cultural Festival to be held on September 11 and 12, 2004 to be an event of municipal/community significance; and indicate that it has no objection to establishments appended to the communication (June 7, 2004) from Sharon Cote, Special Event Co-ordinator of the Cabbagetown Cultural Festival being permitted to extend their liquor licences to permit the operation of

Toronto South Community Council Minutes  
June 8, 2004

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outdoor patios in front of their establishments from 11:00 a.m. to 11:00 p.m. in conjunction with the festival;

- (5) advise the Alcohol and Gaming Commission of Ontario that it is aware of the request of the residents and merchants of Kensington Market to extend the service boundaries of all licensed patios on Augusta Avenue, Baldwin Street and Kensington Avenue, every Sunday from July 4, 2004, to August 15, 2004, inclusive, in conjunction with the Kensington Market Sunday street closures, and has no objection to the granting of the request.”)
- (6) declare the 4<sup>th</sup> Annual Roncesvalles Village Harvest Festival scheduled to be held on September 18 and 19, 2004, to be an event of municipal/community significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to its taking place; nor to the extension of the liquor licences of the establishments set out in the communication (June 2, 2004) from Councillor Watson to permit the sale and service of alcohol on their patios to 12:00 a.m. on September 18, 2004 and to 4:00 p.m. on September 19, 2004, in conjunction with the Festival;
- (7) advise the Alcohol and Gaming Commission of Ontario that it is aware from the request from the Hair of the Dog Restaurant at 425 Church Street to permit the sale and service of alcohol on the public street allowance in conjunction with Toronto Pride Celebrations, and has to objection to the granting of the request;
- (8) advise the Alcohol and Gaming Commission of Ontario that it is aware of the following events and has no objection to their taking place;
  - (a) 15<sup>th</sup> annual Toronto Volvo Cup Easter Seal Regatta to be held on July 18, 2004 from 2:00 p.m. to 8:00 p.m. at the Royal Canadian Yacht Club;
  - (b) ShakespeareWorks, Gala Fund Raising Event to be held on June 25, 2004 at Ashbridges Bay Park;
- (9) advise the Alcohol and Gaming Commission that that it is aware of the requests from the following establishments for an extension of premises permit in conjunction with the 2004 Celebrate Toronto Street Festival, and has no objection to the granting of the requests:
  - Elsewhere Neighbourhood Bar & Grill (2468 Yonge Street);
  - The Duke of Kent (2315 Yonge Street);
  - The Rose & Crown (2335 Yonge Street);
  - Mars Uptown Diner (2363 Yonge Street);
  - Grazie Restaurant (2373 Yonge Street); and
  - Summit Grill House, 40 Eglinton Avenue East.

Toronto South Community Council Minutes  
June 8, 2004

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- (10) endorse the action of the Toronto South Community Council, since the events take place prior to the Council meeting, in having declared the Craft Beer Show to be held from Friday, June 11, 2004 to Sunday, June 13 2004 at the St. Lawrence Market North Building and Market Lane Park to be an event of municipal significance, and having advised the Alcohol and Gaming Commission that it has no objection to its taking place;
- (11) endorse the action of the Toronto South Community Council, since the events take place prior to the Council meeting, in having advised the Alcohol and Gaming Commission that it is aware of the following events and has no objection to their taking place:
- (a) Church of St. Andrew-by-the-Lake, Toronto Islands Strawberry Social to be held on June 20, 2004, from 12:00 p.m. to 3:00 p.m. beside the church on Centre Island;
  - (b) City Place Summer Barbeque to be held on June 13, 2004 from 12:00 p.m. – 2:30 p.m. at the City Place Matrix Rock Garden;
  - (c) Annual EMI Music Publishing Reception to be held at 119 Spadina Avenue on June 10, 2004 from 4:00 p.m. – 9:00 p.m.;
  - (d) MuchMusic Video Awards party to be held in and around the Chum/City Building at 299 Queen Street West on June 20, 2004;
  - (e) Bishop Strachan School Graduation Ceremony to be held on June 11, 2004 from 2:00 p.m. – 7:00 p.m.;
  - (f) Alliance Francaise de Toronto Fete De La Musique, to be held on June 21, 2004 from 2:00 – 9:00 p.m. at 24 Spadina Road;
- (12) endorse the action of the Toronto South Community Council, since the event takes place prior to the Council meeting, in having advised the Alcohol and Gaming Commission that that it is aware of the request to the extend the licence of the Golden Wheat Bakery and Pastry, 652 College Street, to permit the sale and service of alcohol on an extended patio area from 7:00 p.m. to 11:00 p.m. on June 18, from 1:00 p.m. to 11:00 p.m. on June 19, and from 12:00 p.m. to 6:00 p.m. on June 20, 2004, in conjunction with the Taste of Little Italy Festival, and has no objection to the granting of the request.

(Letter sent to: Ms. Lynda Clayton, Manager of Manufacturing and Special Licensing, Advertising and Promotions, Alcohol and Gaming Commission of Ontario; c.: Interested Persons - June 25, 2004)

**(Report 5, Clause No. 50)**

**6.78 Request for approval of a variance from the Sign By-law of the former Borough of East York to Permit an Illuminated sign - 1270 Woodbine Avenue (Beaches-East York, Ward 31)**

The Toronto South Community Council had before it a report (March 1, 2004) from the Director, Community Planning, South District respecting a Request for approval of a variance from the Sign By-law of the former Borough of East York to Permit an Illuminated sign - 1270 Woodbine Avenue (Beaches-East York, Ward 31), and recommending that:

- (1) the request for a variance be approved to permit an illuminated ground sign at 1270 Woodbine Avenue;
- (2) the applicant be required to install an automated timing device to limit the hours of illumination of the sign to business hours; and
- (2) the applicant be advised, upon approval of the variance, of the requirement to obtain the necessary sign permit(s) from the Commissioner of Urban Development Services.

The Toronto South Community Council also had before it a communication (May 28, 2004) from Councillor Davis.

On motion by Councillor Davis, the Toronto South Community Council recommended the adoption of the report (March 1, 2004) from the Director, Community Planning, South District.

(Letter sent to: Peter Hood; c.: Director, Community Planning, South District, Urban Development Services, Norm Girdhar, East Section, Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official - June 29, 2004)

**(Report 5, Clause No. 41)**

**6.79 Appeal to the Ontario Municipal Board by First Spadina Inc. of an Application for a Zoning By-law Amendment and Site Plan Approval – 453 Spadina Road (St. Paul’s, Ward 22)**

The Toronto South Community Council had before it a confidential report (May 28, 2004) from the City Solicitor respecting an Appeal to the Ontario Municipal Board by First Spadina Inc. of an Application for a Zoning By-law Amendment and Site Plan Approval – 453 Spadina Road (St. Paul’s, Ward 22).

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the confidential report (May 28, 2004) from the City Solicitor and further that, in accordance with the *Municipal Act*, discussions on this report be held in camera as the report deals with the receiving of advice that is subject to solicitor-client privilege.

On motion by Councillor....., the Toronto South Community Council requested the City Solicitor to report directly to Council, in camera if necessary, on this matter.

Councillors Mihevc and Walker were recorded in the negative.

(Letter sent to: Interested Persons; c.: City Solicitor, Commissioner of Urban Development Services - July 2, 2004)

**(Report 5, Clause No. 40)**

**6.80 Request for approval of variances from Site Specific Sign By-law 885-2000 – 259 Victoria Street (The Torch on the Square) (Toronto Centre-Rosedale, Ward 27)**

The Toronto South Community Council had before it a report (June 7, 2004) from the Director, Community Planning, South District respecting a Request for approval of variances from Site Specific Sign By-law 885-2000 – 259 Victoria Street (The Torch on the Square) (Toronto Centre-Rosedale, Ward 27), and recommending that:

- (1) the request for variance be approved to permit changes to the dimensions of previously approved signs and to introduce two new signs and sign locations to the building's sign program at 259 Victoria Street (The Torch on the Square); and
- (2) the applicant be advised, upon approval of variances, of the requirement to obtain the necessary sign permits from the Commissioner of Urban Development Services.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the report (June 7, 2004) from the Director, Community Planning, South District.

(Letter sent to: Brett Sichelto; c.: Director, Community Planning, South District, Urban Development Services, Gerry Beaudin, Assistant Planner, Downtown Section, Urban Development Services, Jim Laughlin, Director and Deputy Chief Building Official – June 29, 2004)

**(Report 5, Clause No. 39)**

**6.81 Ontario Municipal Board Hearing – 35 Walmer Road (Trinity-Spadina, Ward 20)**

The Toronto South Community Council had before it a confidential report (June 7, 2004) from the City Solicitor respecting a Ontario Municipal Board Hearing – 35 Walmer Road (Trinity-Spadina, Ward 20).

The Toronto South Community Council had before it a confidential communication in Camera from the Toronto South Community Council to Council.

On motion by Councillor Pantalone, the Toronto South Community Council recommended the adoption of the recommendations contained in the confidential communication (June 9, 2004) from the City Clerk, Toronto South Community Council, and further that, in accordance with the *Municipal Act*, discussions on this matter be held in camera as the report deals with the receiving of advice that is subject to solicitor-client privilege.

(Letter sent to: Interested Persons; c.: City Solicitor - July 2, 2004)

**(Report 5, Clause No. 38)**

**6.82 Committee of Adjustment Appeal to the Ontario Municipal Board – 35 Lyall Avenue (Beaches-East York, Ward 32)**

On motion by Councillor Bussin, the Toronto and East York Community Council allowed the introduction of a communication (undated) from Councillor Bussin, requesting that City Council direct the City Solicitor, and other City staff, to attend the Ontario Municipal Board Hearing in support of the City's Committee of Adjustment Decision and to retain an outside planning consultant and such other consultants which the City Solicitor deems necessary to support the City's position.

On further motion by Councillor Bussin, the Toronto South Community Council recommended that City Council direct the City Solicitor, and other appropriate officials, to attend the Ontario Municipal Board Hearing in support of the Committee of Adjustment Decision respecting 35 Lyall Avenue and to retain an outside planning consultant and such other consultants which the City Solicitor deems necessary to support the City's position.

(Letter sent to: Interested Persons; c.: City Solicitor – June 29, 2004)

**(Report 5, Clause No. 37)**

**6.83. Committee of Adjustment Appeal to the Ontario Municipal Board – 421-423 Spadina Avenue (Trinity-Spadina, Ward 20)**

On motion by Councillor Chow, the Toronto and East York Community Council allowed the introduction of a communication (June 2, 2004) from Councillor Chow, requesting that City Council direct the City Solicitor, and the Chief Planner, to attend the Ontario

Municipal Board Hearing on July 9, 2004 in support of the City's Committee of Adjustment Decision.

On motion by Councillor Walker, the Toronto South Community Council recommended that City Council direct the City Solicitor, and the Commissioner of Urban Development Services to attend the Ontario Municipal Board Hearing to be held on July 9, 2004 in support of the City's Committee of Adjustment Decision respecting 421-423 Spadina Avenue.

(Councillor Chow declared an interest in this matter in that she owns property in the vicinity of the subject site.)

(Letter sent to: Interested Persons; c.: City Solicitor, Commissioner of Urban Development Services – July 2, 2004)

**(Report 5, Clause No. 27)**

**6.84 196-212 Eglinton Avenue East – Authority to Enter into Agreement (St. Paul's, Ward 22)**

The Toronto South Community Council had before it a report (June 7, 2004) from the City Solicitor respecting 196-212 Eglinton Avenue East – Authority to Enter into Agreement (St. Paul's, Ward 22), and recommending that:

- (1) the City Solicitor and the Commissioner of Urban Development Services be authorized to undertake any steps necessary to implement a Section 45(9) Agreement to secure conditions approved by the Committee of Adjustment for 196-212 Eglinton Avenue East; and
- (2) the Commissioner of Urban Development Services be authorized to execute the Section 45(9) Agreement on behalf of the City.

On motion by Councillor Walker, the Toronto South Community Council recommended the adoption of the report (June 7, 2004) from the City Solicitor.

(Letter sent to: Interested Persons; c.: City Solicitor, John Paton, Director of Planning and Administrative Law, Commissioner of Urban Development Services - June 29, 2004)

**(Report 5, Clause No. 23)**

**6.85 Request for Noise By-law Exemption – Caribana Festivities**

On motion by Councillor Mihevc, the Toronto and East York Community Council allowed the introduction of a communication (May 17, 2004) addressed to Councillor Mihevc from Terry Beaumont, Office Manager, The Caribbean Cultural Committee.

On further motion by Councillor Mihevc, the Toronto South Community Council recommended that City Council grant an exemption from the noise by-law for the following in conjunction with the Caribana Arts and Cultural Event:

- (a) Yonge/Dundas Square – July 30, August 1 and 2, 2004 until midnight; and
- (b) Allan A. Lamport Stadium – July 29, 2004 until midnight.

(Letter sent to: Terry Beaumont - June 29, 2004)

**(Report 5, Clause No. 22)**

**6.86 Amendments to Subdivision Agreement –King-Liberty (Inglis) Lands (Trinity-Spadina, Ward 19)**

The Toronto South Community Council had before it a report (June 8, 2004) from the Director, Community Planning, South District respecting Amendments to Subdivision Agreement –King-Liberty (Inglis) Lands (Trinity-Spadina, Ward 19), and recommending that the Commissioner of Urban Development Services report directly to Council at its meeting on June 22, 2004 on amendments to the King Liberty (Inglis) Lands Subdivision Agreement to address environmental engineering issues and related financial securities.

On motion by Councillor Pantalone, the Toronto South Community Council submitted this matter to Council without recommendation.

On motion by Councillor Pantalone, the Toronto South Community Council requested the Commissioner of Urban Development Services to report directly to Council on amendments to the King Liberty (Inglis) Lands Subdivision Agreement to address environmental engineering issues and related financial securities.

**(Report 5, Clause No. 19)**

The meeting adjourned at 5:40 p.m.



89  
Toronto South Community Council Minutes  
June 8, 2004

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Attendance:

June 8, 2004	9:30 a.m. to 12:30 p.m	12:30 p.m. to 2:00 p.m.	2:00 p.m. to 5:40 p.m.
Rae, Chair	x	x	x
McConnell, Vice Chair	x		x
Bussin	x		x
Chow	x	x	x
Davis	x	x	x
Fletcher	x		x
Giambrone	x	x	x
Mihevc	x	x	x
Ootes	x		x
Pantalone	x		x
Walker	x	x	x
Watson	x	x	x

Members were present for some or all of the times indicated.

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Councillor Kyle Rae, Chair