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## TORONTO CITY COUNCIL DECISION DOCUMENT MEETING ON JUNE 14, 15 AND 16, 2005

City Council's actions on each Clause in the following Reports and Notices of Motions considered at the meeting are contained in this Decision Document. Declarations of Interest, if any, are included and all additional material noted in this document is on file in the City Clerk's Office, Toronto City Hall. Please refer to the Council Minutes for the official record of Council's proceedings.

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**Deferred Clauses:****Administration Committee Report 3****17b Swansea Town Hall - Amendment of Purchase Order 6012609, Previously Awarded to KaRy Construction (Ward 13 - Parkdale-High Park)**

City Council on June 14, 15 and 16, 2005, received this Clause.

Council also considered the following:

- Report (June 10, 2005) from the City Solicitor [Communication 16(a)].

**Economic Development and Parks Committee Report 5****1a “Everybody into the Pool” - An Outdoor Pool Provision Strategy for City of Toronto and the Development of an Aquatics Program Plan (All Wards)**

City Council on June 14, 15 and 16, 2005, amended this Clause:

- (1) by deleting staff Recommendation (2) contained in the Recommendations Section of the report (April 14, 2005) from the Commissioner of Economic Development, Culture and Tourism, as amended by the Economic Development and Parks Committee, and inserting instead the following:
  - “(2) that Scenarios ‘A’ and ‘B’ pool provision strategies be examined in the implementation report in Phase 2 of the study and that the models include different options for the number and types of pools;”;
- (2) to provide that, in Phase 2 of the Pool Provision Strategy:
  - (a) the City consider under-serviced and newly developed areas of the City for new facility development;
  - (b) staff give consideration to a site for a new pool where the Toronto District School Board is scheduled to reconstruct at Swansea School;
  - (c) high needs areas be considered and targeted for improvement in the implementation strategy for Phase 2 and that, in the interim, no pools be closed; and

- (d) an option be developed and presented where no pools will be closed; and
- (3) by adding the following:

“That:

- (a) the City of Toronto adopt as an objective that all children in the City of Toronto shall learn how to swim, and explore with the School Boards interchangeable swim level systems;
- (b) Members of Council be requested to inform their respective Wards and get community input on the aquatic implementation strategy with emphasis on:
  - (i) user fees;
  - (ii) the proximity of pools to people’s homes;
  - (iii) ethnic diversity;
  - (iv) cultural disposition to swimming; and
  - (v) outdoor pools; and

whether or not the above are factors that result in low rates of pool usage;

- (c) a Toronto Aquatic and Pool Strategy Working Group be established to explore options for a new partnership between the City of Toronto and the Toronto District School Board (TDSB) that would support the City of Toronto Aquatic Service Plan, with membership to include Councillors, Trustees and staff from the City of Toronto and the TDSB; and further, that the General Manager of Parks, Forestry and Recreation, be requested to report to the July 4, 2005 meeting of the Economic Development and Parks Committee on proposed Terms of Reference for the Working Group, and that the Working Group report to the Economic Development and Parks Committee by October 2005;
- (d) there be no reduction in use of Toronto District School Board pools pending the finalization of the implementation strategy;
- (e) the General Manager, Parks, Forestry and Recreation be requested to:
  - (i) consult with the appropriate special needs organizations to determine what would be required to ensure that all pools are accessible to those with special needs;

- (ii) investigate a strategy for Olympic size pools in the context of the Expo bid;
- (iii) explore environmental retrofit programs, such as in-ground heating and other new methods of heating facilities, in order to reduce operating costs;
- (iv) ensure that the strategy developed allows for the City of Toronto not to be dependant on the Toronto District School Board to deliver its aquatics program; and
- (v) report to the Economic Development and Parks Committee, in September 2005, on extending the hours of seasonal pools.”

This Clause, as amended, was adopted by City Council.

Council also considered the following:

- (May 12, 2005) from Ellen Schwartzel forwarding a petition signed by approximately 15 members of the Earl Beatty community [Communication 1(a)]; and
- (May 16, 2005) from Robert Miller [Communication 1(b)].

#### **Works Committee Report 4**

##### **1a Solid Waste Management Services Multi-Year Business Plan**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the following motions be referred to the Chair of the Works Committee with a request that the Chair forward the motions in the form of a letter addressed to the appropriate Federal Minister, on behalf of the City of Toronto:

Moved by Councillor Moscoe:

‘That:

- (1) an Excessive Packaging Review Committee be established, consisting of three members of the Works Committee selected from the Works Committee, and representatives from the environmental groups, citizen groups, manufacturers and the retail sector; and

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- (2) the Excessive Packaging Review Committee have a mandate to:
- (a) define excessive packaging;
  - (b) undertake a review of products that are excessively packaged;
  - (c) design a campaign to:
    - (i) encourage companies to reduce packaging; and
    - (ii) educate the public to reject products that are excessively packaged; and
  - (d) explore through the City Solicitor:
    - (i) the possibility of a retail levy against merchants who carry products that are deemed to be excessively packaged;
    - (ii) the feasibility of requiring businesses, through their business licenses, to label products that the City deems to be excessively packaged;
    - (iii) the feasibility of requiring businesses to remove excessive packaging prior to a product that is excessively packaged being sold;
    - (iv) a publicity campaign to encourage the public to remove excessive packaging from a product and leave it with the merchant before they remove it from the store;
    - (v) the feasibility of banning waste from specific products that are excessively packaged from the waste stream; and
    - (vi) the feasibility of prohibiting businesses from offering customers cardboard boxes to carry out groceries.'

Moved by Councillor Cowbourne:

‘That Part (d) of the motion by Councillor Moscoe be amended by adding the following new Part (vii):

“(vii) the feasibility of requiring businesses to accept responsibility for the disposal of all excess packaging of goods purchased at their respective retail establishment;”.’

Moved by Councillor Davis:

‘That the motion by Councillor Moscoe be amended by adding the following:

- “(3) (a) the City Manager be requested to submit a report to the Works Committee on establishing a grant program for the 2006 budget, to encourage citizen participation in activities that will reduce excessive packaging; and
- (b) the proposed Committee be given the responsibility for reviewing and recommending proposals on the distribution of funds in the grant program.” ’

Moved by Councillor Giambrone:

‘That Part (2)(b) of the motion by Councillor Moscoe be deleted and replaced with the following:

“(b) work with the City Solicitor on finding ways to reduce packaging through creative means.” ’ ”

The Clause, as amended, was adopted by City Council.

## **Works Committee Report 5**

### **6a Modifications to the Parking Regulations and Set Fines Associated With the “On-Street Parking and Loading Spaces for Use by Motor Coaches” Initiative - Various Streets in South District**

City Council on June 14, 15 and 16, 2005, amended this Clause in accordance with the following staff Recommendations (1)(a), (1)(b), (1)(c) and (4) contained in the Recommendations Section of the supplementary report (June 9, 2005) from the Acting General Manager, Transportation Services:

“It is recommended that:

- (1) the recommendations of the Works Committee at its meeting of April 27, 2005, in considering a staff report (April 21, 2005) entitled ‘Modifications to the Parking Regulations and Set Fines associated with the On-street Parking and Loading Spaces for Use by Motor Coaches Initiative – Various Streets in South District’ (Works Committee Report 5, Clause 6a), be received and in place thereof, the following recommendations be adopted;
  - (a) authority be granted to amend the appropriate by-law to create the new offence of ‘stopping, standing or parking a bus on a signed highway during a time or day when stopping, standing or parking is prohibited’, and that the City Solicitor be directed to apply to the office of the Regional Senior Justice to amend *Part II – Provincial Offences Act* to establish a set fine amount of \$300.00;
  - (b) the appropriate City staff take whatever action is necessary to amend Chapter 400, Traffic and Parking of the former City of Toronto Municipal Code and the Uniform Traffic By-law of the former Municipality of Metropolitan Toronto, and create the appropriate provision(s) to give effect to the foregoing; and
  - (c) the amendments to existing parking regulations contained in Appendix A – Regulatory Amendments, attached to this report, respecting prohibited parking, time limited parking and parking meters, be approved; and
- (4) 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.”

This Clause, as amended, was adopted by City Council.

Council also considered the following:

- Report (June 9, 2005) from Acting General Manager, Transportation Services [Communication 5(b).]

Communication:

- (May 31, 2005) from Brian Crow, President and Chief Executive Officer, Ontario Motor Coach Association [Communication 5(a)].

[Note:

City Council, at this meeting, also adopted, without amendment, Works Committee Report 6, Clause 6, headed "Installation of Parking Machines at Various 'Motorcoach Parking Zones' Delineated in the Downtown Area (Wards 20, 27 and 28" (See Page 39)]

**13a Establishment of a Wet Weather Flow Management Master Plan Implementation Advisory Committee**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**North York Community Council Report 4**

**5a Traffic Calming Measures (speed humps) - Lauder Avenue, Vaughan Road to Amherst Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6a Traffic Calming Measures (speed humps) - Roselawn Avenue, Dufferin Street to Miranda Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7a Traffic Calming Measures (speed humps) - Times Road, Stayner Avenue to Lilywood Road (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.



**Toronto and East York Community Council Report 4****22a Speed Hump Poll Results - Kenwood Avenue, between St. Clair Avenue West and Vaughan Road (St. Paul's, Ward 21)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**23a Installation of Speed Humps - Riverdale Avenue between Broadview Avenue and Carlaw Avenue (Toronto-Danforth, Ward 30)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**New Reports:****Policy and Finance Committee Report 6****1 Governing Toronto - A Review of Toronto's Governance System**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That Council adopt the following recommendations of the Mayor contained in the Recommendations Section of the supplementary report (June 14, 2005) from Mayor David Miller:

‘It is recommended that:

- (1) the following persons be appointed as members of the external advisory panel participating in the Governing Toronto Review:
  - (a) Ms. Ann Buller;
  - (b) Professor Sujit Choudhry; and
  - (c) Mr. Martin Connell; and
- (2) Ms. Ann Buller be appointed Chair of the panel.’ ”

This Clause, as amended, was adopted by City Council.

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Council also considered the following:

- Report (June 14, 2005) from Mayor David Miller [Communication 13(a)].

## 2 Governance of the Toronto Licensing Tribunal

City Council on June 14, 15 and 16, 2005, amended this Clause:

- (1) by referring the following staff recommendations to the City Manager for further consideration, pending the proclamation of the new *City of Toronto Act*:
  - (a) Recommendations (3) and (4) as contained in the Recommendations Section of the report (May 24, 2005) from the City Manager:
    - “(3) the six positions and incumbent staff comprising the support staff to the Toronto Licensing Tribunal be transferred from the Secretariat Division of the Clerk’s Office to the Policy and Research Section of the Municipal Licensing and Standards Division; and
    - (4) the Deputy City Manager and Chief Financial Officer, in consultation with the Executive Director of Municipal Licensing and Standards and the City Clerk, determine the budget adjustments necessary to effect the transfer of support staff and the related costs and be authorized to adjust the impacted budgets and the actual expenditures to date for 2005, such transfer to have a net zero impact;”;
  - (b) Recommendation (1) as contained in the Recommendations Section of the report (June 13, 2005) from the City Manager:
    - “(1) given that the Policy and Finance Committee determined that public perception of independence from the regulatory function is a key consideration in the organizational placement of the Toronto Licensing Tribunal support staff, the support staff be transferred to Court Services as a separate unit and the amendments set out in Attachment 1 of this report be adopted to implement the transfer;”;
- (2) in accordance with the balance of the staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the City Manager, as follows:
  - “(2) the part of the motion recommending the provision of an additional Administrative Assistant to the Chair of the Tribunal not be adopted since there is already sufficient staffing to provide these services, but that staff ensure that the existing staff provide adequate service to the Chair to carry out his duties as directed by Council;

- (3) the technical amendments outlined in Attachment 2 be made to implement the parts of the motion to:
- (a) generalize references to support staff;
  - (b) require that appointees complete the recommended training successfully;
  - (c) require business meetings be held at least twice a year instead of only once;
  - (d) clarify that Tribunal members may also submit reports for consideration at business meetings in addition to staff reports; and
  - (e) clarify that funds used for consulting services must be budgeted for that purpose;

and for clarity, it is not recommended that the Tribunal be expected or encouraged to submit to City Council recommended changes to the Licensing By-law since this is the role of staff and the Tribunal can describe in its Annual Report any issues that may ultimately require By-law amendment after staff review and comment on implications;

- (4) members of the Tribunal be provided with sufficient workspace, office equipment and supplies to enable them to fulfill their obligations as Tribunal members and the independence of the Tribunal be reinforced through the use of its own letterhead and other identification and for clarity, pre-printed stationery is not required because electronic templates of letterheads can be used; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”; and

- (3) by adding the following:

“That:

- (a) the membership of the Toronto Licensing Tribunal be restricted so that Councillors who are currently sitting, or have been a Member of Council in the last three years, be prohibited from sitting on the Tribunal;
- (b) licensing applications submitted to the Tribunal for hearing be circulated to all applicable City Programs and affected Councillors for information; and

- (c) the confidential report (June 8, 2005) from the City Solicitor [Confidential Communication C.7(a)] be referred to the City Manager with a request that she meet with the City Solicitor and the Executive Director, Municipal Licensing and Standards to develop a strategy for broadening the basis for licensing through negotiations on the new *City of Toronto Act*, and report to Council, through the Policy and Finance Committee, on their final determination of what request is proposed to be made to the Province with regard to Licensing jurisdiction.”

The Clause, as amended, was adopted by City Council.

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Council also considered the following:

- Report (June 13, 2005) from the City Manager [Communication 19(a)].

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- Confidential report (June 8, 2005) from the City Solicitor [Confidential Communication C.7(a)]. This report remains confidential, in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information that is subject to solicitor-client privilege.

### **3 Policy Options for Fire Sprinklers in New Residential Buildings**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Confidential report (June 13, 2005) from the City Solicitor [Confidential Communication C.9(a)]. This report remains confidential, in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information that is subject to solicitor-client privilege.

### **4 Waterfront Trail Signage - Request for Approval of Specific Site Exemption from Chapter 297, Signs, of the Former City of Toronto Municipal Code and Chapter 215, Sign, of the Former City of Etobicoke Municipal Code to Permit 20 Non-Illuminated Trailhead Ground Signs, for Direction and Information Purposes (Wards 6, 13, 14, 19, 20, 28, 30 and 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 Construction, Ownership and Operation of the Western Beaches Watercourse**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the General Manager of Parks, Forestry and Recreation be requested to:

- (1) examine, in conjunction with other officials, including staff from Exhibition Place and Ontario Place, the potential of staging other major events at or near this location, including Wakestock; and
- (2) report back to Council, through Economic Development and Parks Committee, in the fall of 2005 on the opportunities to extend the course to its full 1,000-metre length.”

This Clause, as amended, was adopted by City Council.

**6 Renewal of the Community Policing Partnership Program (“CPP”) Grant Agreement for the Period between April 1, 2005 and March 31, 2007**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Toronto Police Services Board be requested to report to Council, through the Policy and Finance Committee, on:

- (1) ways of implementing a Positive Ticketing Program (charitable donations) aimed at promoting youth as part of the Community Policing program funded by the agreement with the Province; and
- (2) a funding mechanism to determine how the full salary requirement of the Officers would be met if the Community Policing Partnership Program was terminated.”

This Clause, as amended, was adopted by City Council.

**7 Toronto Public Health 2005 Operating Budget, Adjustments to One Hundred Percent Funded Program**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**8 Occupational Health and Safety Report, First Quarter 2005**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Increasing the Composition of the Audit Committee**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Municipal Property Assessment Corporation, Request for Further Information**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Mayor Miller declared an interest in this Clause, in that he is a member of a Golf Club which is subject to a City-initiated assessment appeal.

Deputy Mayor Feldman declared an interest in this Clause, in that he is a member of a Golf Club which is subject to a City-initiated assessment appeal.

**11 Tender 54-2005 - Construction of a Child-Care Centre at 118 Enderby Road (Ward 32 - Beaches-East York)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Continuation of the Toronto First Duty Project**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**13 Remedial Activities at 11R Hounslow Heath Road and Adjacent Properties Request for Quotation 9153-05-7177 (Ward 17 - Davenport)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**14 Humber Treatment Plant - Aeration Tanks 1 to 8 Rehabilitation of Air Diffusion System Engineering Services, Request for Proposal 9117-05-7007 (Ward 5 - Etobicoke Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**15 Contract 05ND-01RD, Tender Call 45-2005 Road Reconstruction and Sanitary Sewer Replacement on Old Orchard Grove, Sanitary Sewer Replacement on Douglas Avenue and Road Resurfacing on Greer Road, North District**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**16 Contract 05FS-46WS, Tender Call 53-2005 R.L. Clark Filtration Plant - Construction of the Residue Management Facilities (Ward 6 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**17 Report on the Feasibility of Implementing Green Bin Pilot Projects in Parks in 2005**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**18 City of Toronto Nominee to the Greater Toronto Airports Authority**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That Council nominate Mr. Naseer (Irfan) Syed as the City of Toronto nominee for appointment to the Greater Toronto Airports Authority Board of Directors, for one year or until his successor is recommended by the City.”

This Clause, as amended, was adopted by City Council.

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Council also considered the following:

Communication:

- (June 15, 2005) from Mayor David Miller, Deputy Mayor Sandra Bussin and Councillor Gloria Lindsay Luby [Communication 22(a)].

**19 Wychwood Green/Arts Barn Project, Section 37 Contributions (Ward 21 - St. Paul's)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**20 Report on Various Grants Received by Parks, Forestry and Recreation**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**21 Ashbridges Bay Treatment Plant Skateboard Park Project (Ward 32 - Beaches-East York)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**22 Results of Canvass - Avondale Composting and Borrow Pit Site Located East of Keele Street, between Kirby Road and Teston Road (City of Vaughan)**

City Council on June 14, 15 and 16, 2005, referred this Clause to the Steeles Avenue Sub-Committee, with a request that the City Manager work with that Committee on the sale of the property within the context of the City's relationship, and those of the City's agencies, boards and commissions, with the City of Vaughan, and report to the Policy and Finance Committee for its meeting on October 20, 2005.

**23 Massey Harris Park Capital Project**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**24 2005 First Quarter Capital Variance Report**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**25 2005 First Quarter Operating Variance Report March 31, 2005**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**26 Reserves and Reserve Funds Quarterly Variance Report, March 31, 2005**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.



**27 2004 Expenditures for Consulting Services, Department and Boards**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**28 Toronto Transit Commission, Sheppard Subway Project**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Confidential communication (June 1, 2005) from the Budget Advisory Committee [Confidential Communication C.1(a)]. The following recommendations contained in the Recommendations Section of the communication are now public and the balance of the communication remains confidential, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information pertaining to litigation or potential litigation:

“The Budget Advisory Committee recommended to the Policy and Finance Committee that:

- (1) City Council authorize payment of the settlement as outlined in the confidential communication (May 12, 2005) from the General Secretary, Toronto Transit Commission; and
- (2) the Deputy City Manager and Chief Financial Officer, in consultation with the Toronto Transit Commission staff, review the additional funding requested resulting from the Sheppard Subway negotiated settlements of legal claim and report to the Budget Advisory Committee with the 2005 second quarter Capital Variance report on accommodating the additional funding required within the 2005 approved Toronto Transit Commission Capital Budget.”

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- Confidential communication (May 12, 2005) from the General Secretary, Toronto Transit Commission. This communication remains confidential, in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information pertaining to litigation or potential litigation.
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- Confidential communication (May 31, 2005) from the General Secretary, Toronto Transit Commission. This communication remains confidential, in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information pertaining to litigation or potential litigation.

## **29 Other Items Considered by the Committee**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

### **Administration Committee Report 5**

#### **1 2005 Access and Equity Grant Program**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

Communication:

- (May 30, 2005) from Yinka Keshi [Communication 2(a)].

#### **2 Tax Adjustment - Municipal Act, 2001 Sections 357 and 358**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

#### **3 Conducting Business with Individuals and Businesses in Arrears with the City**

City Council on June 14, 15 and 16, 2005, amended this Clause by amending the staff recommendations contained in the Recommendations Section of the report (May 11, 2005) from the Treasurer, as follows:

- (1) deleting Recommendation (6) and inserting instead the following:

“(6) where the debt is under \$10,000.00 and is not an amount raised as taxes or deemed to be taxes, and where the Deputy City Manager and Chief Financial Officer has authorized the write-off of the debt as uncollectible, in accordance with the Financial Control By-law, the collection agent be allowed to offer the debtor a settlement for less than the full amount of the account owing;” and

- (2) inserting the following new Recommendation (7) and re-numbering the existing Recommendation (7) as Recommendation (8):

“(7) staff be directed to re-assign overdue accounts to the City’s second collection agent, should the first collection agent be unsuccessful after a fixed period of time, as determined by the Deputy City Manager and Chief Financial Officer; and”,

so that the staff recommendations contained in the Recommendations Section of the report (May 11, 2005) from the Treasurer, now read as follows:

“It is recommended that:

- (1) the Treasurer be directed to prepare and maintain a centralized “debtor watch list” to be drawn from each of the City’s major billing systems and that the Purchasing and Materials Management Division use the debtor watch list to bring to the attention of the City Manager low bids or highest ranking proposals from individuals or businesses on the list;
- (2) the Right to Reject Debtors and Set Off Policy (the “Policy”) be amended by amending paragraph 5.2 to remove the requirement that all persons responding to a procurement process from PMMD include in their response a completed “Right to Reject Debtors Policy Declaration” (the “Declaration”), so that submission of the Declaration would no longer be required as part of the response;
- (3) the City’s RFQ and RFP documents be amended to inform respondents of the City’s Right to Reject Debtors and Set Off Policy as amended;
- (4) the City Manager use the guidelines as outlined in Appendix A to this report in exercising her discretion under the Policy;
- (5) the City Manager be authorized to further define criteria to be applied by staff within the intent of the guidelines referred to in Appendix A;
- (6) where the debt is under \$10,000.00 and is not an amount raised as taxes or deemed to be taxes, and where the Deputy City Manager and Chief Financial Officer has authorized the write-off of the debt as uncollectible, in accordance with the Financial Control By-law, the collection agent be allowed to offer the debtor a settlement for less than the full amount of the account owing;

- (7) staff be directed to re-assign overdue accounts to the City's second collection agent, should the first collection agent be unsuccessful after a fixed period of time, as determined by the Deputy City Manager and Chief Financial Officer; and
- (8) the Director of Purchasing and Materials Management, in consultation with the City Solicitor, be authorized to make technical amendments to the Policy to ensure that it accurately reflects the process set out in this report."

This Clause, as amended, was adopted by City Council.

**4 Metropolitan Toronto Pension Plan – Actuarial Report and Cost Certificate as at December 31, 2004**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 Declaration as Surplus - Parcel of Vacant Land Located on the North Side of Jasper Avenue Adjacent to 64 Jasper Avenue (Ward 11 - York South-Weston)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Release of the City of Toronto's Reversionary Interest in Land in Regent Park North (Ward 28 – Toronto Centre-Rosedale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7 Sale of Surplus Property - Six Closed Public Highways Located in Regent Park South (Ward 28 - Toronto Centre-Rosedale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**8 Lease Renewal - 90 Niagara Street, Toronto (Ward 19 - Trinity-Spadina)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Guild Inn Hotel - Letter of Intent with Windmill Development Group Ltd.**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Confidential communication (May 27, 2005) from the Administration Committee [Confidential Communication C.2(a)]. The following recommendations contained in the Recommendations Section of the Committee are now public, and the balance of the communication remains confidential, in accordance with the provision of the *Municipal Act, 2001*, as it contains information that is subject to solicitor-client privilege:

“The Administration Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (May 17, 2005) from the Deputy City Manager (Sue Corke) and the Deputy City Manager and Chief Financial Officer (Joseph P. Pennachetti) as amended by:

- (A) amending Recommendation (1) by:
  - (i) deleting clause (a) and inserting:  
‘the rent review mechanism described in Appendix C(1)(B)’;
  - (ii) deleting clause (b) and inserting:  
‘the performance security described in Appendix C(2)(A)(a) and (b) and developer/tenant level security described in Appendix C(2)(B)(c) with Windmill to provide notice to Newco, all its principals, officers and directors and all possible investors and financiers that developer/tenant level performance security may be required as a term of the sublease’;
  - (iii) deleting clause (c) and inserting:  
‘the assignment provisions described in Appendix C(3)(B)’; and
- (B) adding the following new Recommendations (8) and (9) and renumbering (8) to (10):
  - ‘(8) the Deputy City Manager and the Deputy City Manager and Chief Financial Officer report back to the Administration Committee no later than January 2006 with the Letter of Intent and sublease documentation;

- (9) the Deputy City Manager and the Deputy City Manager and Chief Financial Officer include, as part of their report to the Administration Committee, a critical path diagram for the project up to the reopening of the hotel.’,

so that the recommendations will now read:

‘It is recommended that:

- (1) authority be granted to enter into a non-binding LOI with the Windmill Development Group Ltd. (“Windmill”) on the terms and conditions outlined in Appendix “A” (incorporating Appendix “B” by reference), together with:

- (a) the rent review mechanism described in Appendix C(1)(B);

- (b) the performance security described in Appendix C(2)(A)(a) and (b) and developer/tenant level security described in Appendix C(2)(B)(c) with Windmill to provide notice to Newco, all its principals, officers and directors and all possible investors and financiers that developer/tenant level performance security may be required as a term of the sublease;

- (c) the assignment provisions described in Appendix C(3)(B);

and on such other terms and conditions as are satisfactory to the Deputy City Manager and Chief Financial Officer, and in a form satisfactory to the City Solicitor;

- (2) authority be granted to the Chief Corporate Officer, in consultation with the General Manager of Economic Development and Culture, to undertake negotiation of a sublease among the Toronto and Region Conservation Authority, Windmill and the City, in a form satisfactory to the City Solicitor and to report back to Council on the results of those negotiations;

- (3) the City's leasehold interest in the Guild Inn Hotel Precinct previously declared surplus be revised to reflect an intended method of disposal to be by way of long-term sublease to Windmill, and that all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code, be taken;
  - (4) staff be directed to revise the Culture Capital Budget to include \$0.204 million of 2005 cash flow and include a future project in the City's 2006-2010 Capital Plan to bring the total contribution to \$7.5 million overall, contingent upon a lease being executed with the hotel developer;
  - (5) authority to be granted to engage consulting services to develop a preliminary plan and operational model for the new "Guild of All Arts" cultural precinct, on terms satisfactory to the Executive Director of Culture in consultation with Toronto Artscape, with the intention of reporting back to Council at the same time as the report on the results of the sublease negotiations;
  - (6) Council support the sustainable design and green building strategy for the site and identify this initiative as a priority demonstration project with third party funding agencies;
  - (7) the Guild Renaissance Group be authorized to solicit private donations to support the development and operations of the "Guild of All Arts";
  - (8) the Deputy City Manager and the Deputy City Manager and Chief Financial Officer report back to the Administration Committee no later than January 2006 with the Letter of Intent and sublease documentation;
  - (9) the Deputy City Manager and the Deputy City Manager and Chief Financial Officer include, as part of their report to the Administration Committee, a critical path diagram for the project up to the reopening of the hotel; and
  - (10) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing.' "
-

- Confidential report (May 17, 2005) from the Deputy City Manager and the Deputy City Manager and Chief Financial Officer. The staff recommendations contained in the Recommendations Section of the report, as amended by the Administration Committee (above), are now public and the balance of the report remains confidential, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information that is subject to solicitor-client privilege.

- Confidential communication (May 23, 2005) addressed to the Chair and Members of the Administration Committee, from Councillor David Soknacki, Scarborough East. This communication is now public in its entirety.

**10 Blanket Contract Amendment - Veritas Enterprise Products including Software Maintenance, Professional Services and Support Services - Request for Quotation 3405-02-3506**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Purchase Order Amendment - Follow-Me-Forward (FMF) Phase II - Network Integration and Project Completion of the Community and Neighbourhood Services Voice Messaging Server - Bell Canada**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Process for Disposal of Technology Assets**

City Council on June 14, 15 and 16, 2005, amended this Clause:

- (1) to provide that, prior to offering the surplus computers to Computers for Schools - Ontario, the computers be made available to Members of Council for City or constituency office use, subject to a limit of two (2) computers per Member (for a total of 90 surplus computers) with maintenance support provided and, should there be unclaimed computers within the 90 computers, the remainder be available to Members of Council on a first-come, first-serve basis; and
- (2) by amending Recommendation (3)(b) of Administration Committee by inserting the word "Toronto" between the word "to" and the words "school boards", deleting the word "and" after the word "organizations", and adding the words "and third party to the partners (e.g. Soyapongo, Botswana) under the Technical Exchange Program of FCM in which the City of Toronto is a participant", so that Recommendation (3)(b) now reads as follows:



“(3)(b) after offering surplus computers to Toronto school boards, give first priority for any remaining computers to City of Toronto grant-receiving not-for-profit organizations, second priority to other not-for-profit organizations based in the City of Toronto, and third priority to our partners (e.g. Soyapongo, Botswana) under the Technical Exchange Program of FCM in which the City of Toronto is a participant;” and

(3) adding the following:

“That the City Manager be requested to write to the School Boards in Toronto to request that parent organizations and school councils be consulted on potential school uses when school boards are considering whether to accept TELS computers.”

This Clause, as amended, was adopted by City Council.

**13 Report on Options for the New Wireless Telecommunications Services Request for Proposal**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Chief Corporate Officer be requested to review the policy at least once every five years, and report to Council, through the Administration Committee.”

This Clause, as amended, was adopted by City Council.

**14 Sole Source Open Contract with Champion Road Machinery Sales**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**15 Request to Use the City of Toronto Logo - Her Majesty's Canadian Ship Toronto Home Team**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**16 Shell Canada Service Stations at 4722 Yonge Street, 181 Sheppard Avenue East, 730 Sheppard Avenue East and 2831 Bayview Avenue - Settlement of Legal Claims re: Sheppard Subway Project (Wards 23 and 24 - Willowdale)**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Deputy City Manager and Chief Financial Officer be requested to report to the Policy and Finance Committee in the fall of 2006, on how all businesses along corridors with major transit initiatives can be compensated in a fair and reasonable manner.”

This Clause, as amended, was adopted by City Council.

Council also considered the following:

- Confidential report (May 13, 2005) from the City Solicitor [Communication C.3(a)]. The following staff recommendations contained in the Recommendations Section of the report are now public, and the balance of the report remains confidential, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information pertaining to litigation or potential litigation:

“It is recommended that:

- (1) City Council approve in principle settlement of the claims by Shell Canada Limited for compensation for injurious affection, business loss and disturbance damages resulting from the acquisition of property from its service station sites and associated construction activities for the Sheppard Subway Project on terms and conditions outlined herein, in exchange for a full and final release of all claims in a form satisfactory to the City Solicitor;
- (2) the Chief Financial Officer and Treasurer report directly to Budget Advisory Committee on an appropriate source of funds;
- (3) the terms of the settlement remain confidential; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

**17 Toronto Parking Authority - Purchase of 105 Spadina Avenue for Municipal Parking Purposes (Ward 20 - Trinity-Spadina)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Confidential report (May 11, 2005) from the President, Toronto Parking Authority [Communication C.4(a)]. The following staff recommendations contained in the Recommendations Section of the report, together with the Location Map, are now public, and the balance of the report remains confidential, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information related to the acquisition of land for Municipal purposes:

“It is recommended that:

- (1) City Council approve the acquisition and upgrade of 105 Spadina Ave for \$1,850,000.00. This expenditure consists of \$1,700,000.00 to acquire the land and \$150,000.00 for the associated costs such as land transfer tax, survey, environmental studies, legal, a contingency and the upgrade costs of a municipal surface parking lot;
- (2) upon acquisition, the purchased lands be designated for municipal parking purposes, to be managed by the Toronto Parking Authority; and
- (3) the appropriate City officials be authorized to take the actions necessary to give effect thereto.”

**18 Other Items Considered by the Committee**

City Council on June 14, 15 and 16, 2005, deferred consideration of Item (h), entitled “Recorded Vote Participation”, contained in this Clause, to its next regular meeting on July 19, 2005.

The balance of this Clause was received, for information.

## **Board of Health Report 5**

### **1 2005 AIDS Prevention Grants**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

### **2 2005 Drug Prevention Grants**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Medical Officer of Health be requested to:

- (1) prepare, for each Member of Council, a list of grant recipients within their Wards;
- (2) conduct a review of the drug prevention grants allocation process, in consultation with the Corporate Grants Co-ordinator, and submit a report to the Board of Health; and
- (3) report to the Board of Health on:
  - (a) imposing a requirement that all individuals hired by the organizations receiving drug prevention grants be required to undergo drug testing and be subject to a police background check; and
  - (b) the success of the Drug Prevention Grants Program as it relates to the status of prescription drug abuse in the City of Toronto.”

This Clause, as amended, was adopted by City Council.

### **3 2005/2006 Student Nutrition Program Service Subsidies**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That:

- (1) the Board of Health be requested to direct teen nutrition programs to areas of high needs rather than areas that have been identified as priorities in the Community Safety Strategy; and

- (2) the Medical Officer of Health be requested to provide to Council, through the Board of Health, a list of nutrition programs receiving assistance, broken down by Wards.”

This Clause, as amended, was adopted by City Council.

Council also considered the following:

Communication:

- (June 9, 2005) from the Co-Chair, Food and Hunger Action Committee forwarding additional information on the Student Nutrition Program [Communication 4(a)].

### **Community Services Committee Report 5**

#### **1 Toronto EMS First Aid Trade-mark**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

#### **2 Amendment to Blanket Contract No. 47007286 for Dependable Emergency Vehicles**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

#### **3 Proposal for a Purchase of Service Agreement to Provide Supportive Housing Services at Brimley Acres**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

#### **4 Request for Service Provider for Supportive Housing Program at 111 Kendleton Drive (formerly Albion Lodge)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

#### **5 Appointment to the Advisory Committee on Homes for the Aged**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Community Services Grants Program - 2005 Allocations**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7 Breaking the Cycle of Violence Grants Program (BTCV) - 2005 Allocations**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**8 Organizations to Deliver Employment Services to Ontario Works Clients in Toronto Request for Proposal 9143-05-7119 (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Status - Province of Ontario's Proposed Legislation on Tenant Protection**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 City Contribution to the Independent Living Accounts (ILA) Demonstration Project**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Other Items Considered by the Committee**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

**Economic Development and Parks Committee Report 6****1 2005 Commercial Research Grant Program - Grant Recommendations (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**2 2005 Grant Recommendations for the Economic Development Sector Initiatives Program (EDSIP) and the Economic Sponsorship Initiatives (ESI) (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**3 2005 Cultural Grants Recommendations - Major Cultural Organizations (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**4 2005 Arts and Culture Grants Recommendations, Community Partnership and Investment Program - Local Arts Service Organizations (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 2005 Community Festivals and Special Events Grants Program - Recommendations (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Upper Village (York) Business Improvement Area 2005 Operating Budget (Ward 21 - St. Paul's)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7 Business Improvement Area (BIA) 2003-2006 Boards of Management Additions and Deletions (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**8 Sole Source Purchase Orders for Environmental Improvements with the Toronto and Region Conservation Authority (Various Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Charitable Donations for Parks, Forestry and Recreation Capital Projects (City-wide)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Tourism Toronto Partnership - Framework for Agreement Renewal (All Wards)**

City Council on June 14, 15 and 16, 2005, amended this Clause by:

- (1) increasing the membership of the “Working Group to Develop the New Agreement” by one (1) member, and appointing Deputy City Manager Sue Corke to the Working Group; and
- (2) adding the following:

“That the City of Toronto values the work done by Tourism Toronto and will continue to work co-operatively with Tourism Toronto for the economic enhancement of the tourism industry in this city and the Greater Toronto Region.”

This Clause, as amended, was adopted by City Council.

**11 Request for Proposals 3907-05-7003 – Construction of an On-Site Field House and the Operation of the Soccer Field at the Keele Reservoir (Ward 8 - York West)**

City Council on June 14, 15 and 16, 2005, amended this Clause:

- (1) to provide that, if an agreement is reached with the Toronto Azzurri Soccer Club, the final License Agreement negotiated with the Club be submitted to the Economic Development and Parks Committee for consideration, prior to its execution; and
- (2) by adding the following:

“That:

- (a) the Director of Revenue Services be requested to report to the next meeting of the Policy and Finance Committee on designating the property at the Keele Reservoir as a municipal Capital facility; and
- (b) the General Manager, Parks, Forestry and Recreation and the Deputy City Manager and Chief Financial Officer be requested to report to the Economic Development and Parks Committee, in September 2005, on the issues of responsibilities for utilities and community uses of the soccer field and the uses of the field for football.”

This Clause, as amended, was adopted by City Council.



**12 Poll Results - Proposed Designation of the College Promenade Business Improvement Area (Initially Named “College West BIA”) (Ward 18 - Davenport and Ward 19 - Trinity-Spadina)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**13 Poll Results - Proposed Designation of the West Queen West Business Improvement Area (Ward 18 - Davenport and Ward 19 - Trinity-Spadina)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**14 Canadian National Exhibition Association (“CNEA”) – Revised Appointments to the Board of Governors of Exhibition Place**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**15 Other Items Considered by the Committee**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

**Planning and Transportation Committee Report 5**

**1 Final Report - City Initiated Official Plan Amendment for 1300 and 1340 Leslie Street – (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**2 Report on the Expansion of the Community Improvement Project Area and Plan for St. Clair Avenue West (Ward 11 - York South-Weston)(Ward 17 - Davenport) and (Ward 21 - St. Paul’s)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**3 Draft Urban Design Guidelines for Sites with Drive-Through Facilities**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

Communication:

- (May 24, 2005) from Terry Mundell, President and CEO, Ontario Restaurant Hotel and Motel Association (ORHMA) [Communication 14(a)].

#### **4 Evaluation of the Development Permit System for the Central Waterfront**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

#### **5 Avenue Studies for 2005 (Various Wards)**

City Council on June 14, 15 and 16, 2005, amended this Clause:

- (1) in accordance with the following Recommendation (2) of the Etobicoke York Community Council contained in the communication (June 6, 2005) from the Community Council, subject to amending the recommendation to read as follows:

“(2) St. Clair Avenue West from Keele Street to Scarlett Road be considered for an Avenue Study in 2006, as a priority.”; and

- (2) in accordance with the following recommendation of the Toronto and East York Community Council contained in the communication (May 31, 2005) from the Community Council:

“The Toronto and East York Community Council recommends to City Council that the Avenue study for Danforth Avenue, from Greenwood Avenue to Victoria Park Avenue, be endorsed and that it be considered a high priority for an Avenue Study in 2006.”; and

- (3) by adding the following:

“That the Chief Planner and Executive Director, City Planning, ensure that the residents and businesses in Ward 34 are consulted on the Avenue Study on O’Connor Drive.”

This Clause, as amended, was adopted by City Council.

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Council also considered the following:

Communications:

- (May 31, 2005) from the Toronto and East York Community Council [Revised Communication 3(a)]; and
- (June 6, 2005) from the Etobicoke York Community Council [Communication 3(b)].

**6 Birchcliff Quarry Lands Study - Phase 1 Report File No. 03 180350 ESC 36 TM - Birchcliff Community (Ward 32 - Beaches - East York) and (Ward 35 and 36 Scarborough Southwest)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7 Report on Phase 1 Parking and Loading Zoning Standards Review**

City Council on June 14, 15 and 16, 2005, amended this Clause by amending Recommendation (II) of the Planning and Transportation Committee as follows:

- (1) by deleting from Recommendation (II)(b) the words “doctors and dentists”, and inserting instead the words “medical offices”, so that Recommendation (II)(b) now reads as follows:

“(b) bring forward, at the earliest opportunity, parking standards for medical offices; and”;

- (2) deleting from Recommendation (II)(c)(ii) the word “on”, so that Recommendation (II)(c)(ii) now reads as follows:

“(c)(ii) ‘stack’ parking; and”; and

- (3) deleting from Recommendation (II)(c)(iii) the words “distance for”, and inserting instead the words “distance from”, so that Recommendation (II)(c)(iii) now reads as follows:

“(c)(iii) the appropriate distance from subway stations for reduced parking standards to be applied.”

This Clause, as amended, was adopted by City Council.

**8 71 Front Street West - Union Station Historic Structures Report (Ward 28 - Toronto-Centre Rosedale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Toronto and East York Committee of Adjustment Start Time**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 GO Georgetown/Weston Sub-Division Corridor Rail Expansion-Environmental Assessment**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Chief Planner and Executive Director, City Planning, be requested to review whether there is a need for a new GO Station in the vicinity of Woodbine Racetrack and include comments in his report to the Planning and Transportation Committee following the completion of the current Environmental Assessment Study.”

This Clause, as amended, was adopted by City Council.

**11 Technical Amendment to Chapter 545, Licensing, Respecting the Renewal of Licences**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Revision of Business Licensing Thresholds**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Executive Director, Municipal Licensing and Standards, be requested to report to the Planning and Transportation Committee on the possibility of adding provisions affecting holistics to the restrictions in the Code 8 schedule.”

This Clause, as amended, was adopted by City Council.

**13 Pedicab Regulations**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Report (June 14, 2005) from the Executive Director, Municipal Licensing and Standards [Revised Communication 20(a)].

**14 Implementation of the *Building Code Statute Law Amendment Act (Bill 124)* Prior to the July 1, 2005 Effective Law**

City Council on June 14, 15 and 16, 2005, amended this Clause in accordance with the following staff recommendations contained in the Recommendations Section of the supplementary report (June 10, 2005) from the Chief Building Official and Executive Director:

“It is recommended that:

- (1) as a result of O.Reg 236/05 filed on May 19, 2005, Council amend staff Recommendations (1)(b) and (1)(c) contained in the Recommendation Section of the May 18, 2005 report from the Chief Building Official and Executive Director so that the amendments to Municipal Code Chapter 363 detailed in these recommendations take effect on October 1, 2005;
- (2) Council adopt amendments to Chapter 363 of the Municipal Code reflecting the recommendations in the May 18, 2005 report incorporating the revisions necessary as a result of the delay of certain provisions of the legislation to January 1, 2006; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

This Clause, as amended, was adopted by City Council.

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Council also considered the following:

- Report (June 10, 2005) from the Chief Building Official and Executive Director [Communication 8(a)].

**15 Violations to the Building Code**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**16 Spadina Subway Extension Environmental Assessment Study Phase One Public Consultation Results**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**17 Other Items Considered by the Committee**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

**Striking Committee Report 3****1 Appointments of Members of Council to the Toronto Economic Development Corporation (TEDCO) for the Second Half of Council's Term**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

[Note:

City Council on June 14, 15 and 16, 2005, by its adoption, without amendment, of Motion J(6), entitled "To Amend the Composition of Toronto Economic Development Corporation (TEDCO)", moved by Deputy Mayor Pantalone, seconded by Councillor Soknacki, amended the composition of TEDCO to provide that there be one Member from the Economic Development and Parks Committee and one Member from Council at large, instead of two Members of Council from the Economic Development and Parks Committee. (See Page 83)]

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Council also considered the following:

- Motion J(6), entitled "To Amend the Composition of Toronto Economic Development Corporation (TEDCO)", moved by Deputy Mayor Pantalone, seconded by Councillor Soknacki.

**2 Appointments of Members of Council as the Tree Advocate and to Advisory Committees for the Second Half of Council's Term**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**3 Revisions to the 2005 Schedule of Meetings from September - December 2005, and 2006 Budget Process Timetable and Schedule of Meetings**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

[Note:

A copy of the Revised 2005 Schedule and the 2006 Schedule of Meetings is attached to this document.]

**Works Committee Report 6**

**1 Citizen Participation Model for Environmental Assessment of a Long-Term Residual Waste Management System**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**2 2004 Solid Waste Diversion Rates for City Agencies, Boards, Commissions and Departments and Update Regarding the Solid Waste Diversion Plans Being Implemented by These Organizations**

City Council on June 14, 15 and 16, 2005, amended this Clause to provide that:

- (1) all organizations receiving grants of any kind from the City be required to file with the City a Waste Diversion Plan, as a condition of their grant; and
- (2) the General Manager of Solid Waste Management Services be requested to work with grant staff in each Division to develop a template Waste Diversion Strategy, including reporting requirements, with a goal of achieving an individual diversion rate of 40 percent by 2007 and 60 percent by 2008.

The Clause, as amended, was adopted by City Council.

**3 Waste Diversion Ontario Programs**

City Council on June 14, 15 and 16, 2005, referred this Clause back to the Works Committee and requested the General Manager, Solid Waste Management Services, and members of the Works Committee to meet with representatives of Electronics Product Stewardship Canada.

**4 Deposit-Return System for Beverage Containers**

City Council on June 14, 15 and 16, 2005, referred this Clause back to the Works Committee for further consideration.

**5 Morningside Avenue/Markham By-Pass Extension Individual Project Environmental Assessment Study Status Report (Ward 42 - Scarborough Rouge River)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Installation of Parking Machines at Various “Motorcoach Parking Zones” Delineated in the Downtown Area (Wards 20, 27 and 28)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Report (June 9, 2005) from Acting General Manager, Transportation Services [Communication 5(b)].

Communication:

- (May 31, 2005) from Brian Crow, President and Chief Executive Officer, Ontario Motor Coach Association [Communication 5(a)].

[Note:

City Council, at this meeting, also adopted, as amended, Works Committee Report 5, Clause 6a, headed “Modifications to the Parking Regulations and Set Fines Associated With the ‘On-Street Parking and Loading Spaces for Use by Motor Coaches’ Initiative - Various Streets in South District”. (See Page 8)]

**7 Appointment to the Toronto Pedestrian Committee**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.



**8 Completion Contract - Contract 04SD-133TU, Tender 219-2004 - Various Grind and Paving Locations, South District (Wards 14, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31 and 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Confidential report (May 19, 2005) from the Acting General Manager, Transportation Services [Confidential Communication C.5(a)]. This report remains confidential, in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information pertaining to litigation or potential litigation.

**9 Contract 04FS-48WP - Tender Call 295-2004 Ashbridges Bay Treatment Plant Digesters 1-8 Refurbishing (Ward 32 - Beaches-East York)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Portlands Energy Centre (Ward 30)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Peer Review of the Biosolids and Residuals Master Plan Decision-Making Model (All Wards)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Beach Postings in 2004 (Wards 6, 13, 14, 20, 30, 32 and 44)**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the General Manager, Toronto Water, be requested to report back to the Works Committee on the western beaches and on possible options to improve the water quality in the short term.”

This Clause, as amended, was adopted by City Council.

**13 Settlement of Amounts Owning by the Portuguese Cheese Company Limited on its Account with the City Pursuant to an Industrial Waste Surcharge Agreement**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

- Confidential report (April 27, 2005) from the City Solicitor [Confidential Communication C.6(a)]. This report remains confidential, in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information pertaining to litigation or potential litigation.

**14 Other Items Considered by the Committee**

City Council on June 14, 15 and 16, 2005, referred the following Items contained in this Clause back to the Works Committee for further consideration:

- (1) Item (b), entitled “2005 Allocation of Funds for the Enhanced Sidewalk, Laneway and Walkway Litter Cleaning Project”;
- (2) Item (c), entitled “Outcome of Meeting With Representatives of the Toronto Civic Employees’ Union, Local 416 – Recycling Collection Operations in Former York and Etobicoke”; and
- (3) Item (h), entitled “Bicycle Friendly Campuses Project”.

The balance of this Clause was received for information.

**Etobicoke York Community Council Report 5**

**1 Draft By-law to name a Private Lane at 120 Eringate Drive as “Ramage Lane” (Ward 3 - Etobicoke Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**2 Draft By-law to Name a Private Lane at 35 Fieldway Road as “Shires Lane” (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**3 Draft By-law to Name a Private Lane at 35 Fieldway Road, Westerly Extension of Van Dusen Boulevard as “Van Dusen Boulevard” (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**4 Draft By-law to Name Proposed Private Lane located West of Kipling Avenue and South of Dundas Street West as “Viking Lane” (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 Draft By-law to Name the Private Lane at 255 Dalesford Road as “Chimes Lane” (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Draft By-law to Name the Private Lane at 95 Grand Avenue and 255 Dalesford Road as “Clockwork Lane” (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7 Application for an Exemption to Toronto Municipal Code, Chapter 447, Fences - 68 Rathburn Road (Ward 4 - Etobicoke Centre)**

City Council on June 14, 15 and 16, 2005, deferred consideration of this Clause to its next regular meeting on July 19, 2005.

**8 Final Report - Rezoning Application Applicant: Eros Fiacconi, EGF Associates 1920 Albion Road and 225 Carrier Drive (Ward 1 - Etobicoke North)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Final Report - Rezoning Application Applicant: Gianni Regina, Cityscape Design Innovations Inc. Architect: Cityscape Design Innovations Inc. 266 Dalesford Road (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Final Report - Rezoning Application Applicant: Bill Sweedish, First Union 474 Brown's Line (Ward 6 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Final Report - Rezoning Application; Applicant: Jim Levac, Korsiak & Co. Ltd. on behalf of Carmine Cesta; Architect: Ian Cunha, Cunha Design Consultants Ltd. 99 Evans Avenue (Ward 6 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Council also considered the following:

Communication:

- (June 13, 2005) from Dawn Wannenburg [Communication 17(a)].

**12 Final Report - Official Plan Amendment and Rezoning Application; Applicant: Greg Bettencourt, Bettencourt Designs Ltd., Architect: Greg Bettencourt; 3701 Lake Shore Boulevard West (Ward 6 - Etobicoke Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**13 Final Report - Official Plan Amendment and Rezoning Application; Applicant: William Holman, 1565922 Ontario Ltd.; Owner: Hyde Park Homes Limited; 577 Oxford Street (Ward 6 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**14 Final Report - Part Lot Control Application; Applicant: Tom Giancos, Zanini Developments (1463290 Ontario Inc.); 1100 Islington Avenue and 1 and 3 Chauncey Avenue (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**15 Proposed “No Parking Anytime” Prohibition on Meteor Drive (Ward 2 - Etobicoke North)**

City Council on June 14, 15 and 16, 2005, deferred consideration of this Clause to its next regular meeting on July 19, 2005.

**16 Proposed “No Parking Anytime” Prohibition on Greensboro Drive (Ward 2 – Etobicoke North)**

City Council on June 14, 15 and 16, 2005, deferred consideration of this Clause to its next regular meeting on July 19, 2005.

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Councillor Ford declared an interest in this Clause, in that his family owns property on Greensboro Drive.

**17 Proposed Installation of Traffic Control Signals; Kipling Avenue and Northcrest Road/Hayhurst Road (Ward 4 - Etobicoke Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**18 Proposed Stopping Prohibition on the West Side of Humbervale Road between Glenroy Avenue and Winston Grove (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**19 Proposed Installation of Speed Bumps in Public Lane first west of Harvie Avenue, between Rogers Road and St. Clair Avenue West (Ward 17 - Davenport)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**20 Request for Approval of Variance from Chapter 215, Signs, of the former City of Etobicoke Municipal Code, for One First Party Identification Sign on the Rear Wall of the Existing Blockbuster Video Store at 125 The Queensway (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**21 Request for Approval of Variance from Chapter 215, Signs, of the former City of Etobicoke Municipal Code, for an Illuminated Fascia Sign at 5230 Dundas Street West (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**22 Investigation of Traffic Collisions on Edgehill Road (Ward 4 - Etobicoke Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**23 Designation of The Taste of the Kingsway Festival (Ward 5 - Etobicoke Lakeshore) and the Canada Day Festivities in Weston Lions Park (Ward 11, York South - Weston) as Community Events**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the City of Toronto Canada Day festivities to be held on July 1, 2005, in the Weston Lions Park be declared an event of community significance for liquor licensing purposes, and that the Alcohol and Gaming Commission of Ontario be advised that the City of Toronto has no objection to the event taking place.”

This Clause, as amended, was adopted by City Council.

**24 Designation of the Bloor West Village Festival as a Community Event (Ward 13 - Parkdale-High Park)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**25 Section 37 Agreement Amendment, Dunbloor Developments Inc., (Concert Properties); 5145 Dundas Street West (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**26 Request for Approval of Variance from Chapter 215, Signs, of the former City of Etobicoke Municipal Code, for an Illuminated Ground Sign at 3429 Bloor Street West (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**27 Markland Homes Association - Markland Wood Community Identification Signs (Ward 3 - Etobicoke Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**28 Request to Remove One City Owned Tree 33 Mervyn Avenue (Ward 5 - Etobicoke-Lakeshore)**

City Council on June 14, 15 and 16, 2005, referred this Clause back to the Etobicoke York Community Council for further consideration and to allow the Community Council to hear speakers on this matter.

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Council also considered the following:

- Report (June 6, 2005) from the General Manager, Parks, Forestry and Recreation [Communication 10(a)].

**29 Swansea Village - 3 and 6 Windermere Avenue**

City Council on June 14, 15 and 16, 2005, adopted the following staff recommendations contained in the Recommendations Section of the supplementary report (June 13, 2005) from the Chief Planner and Executive Director, City Planning Division:

“It is recommended that:

- (1) City Council authorize staff to amend Section 5.25 of the Section 37 Agreement related to 3 and 6 Windermere Avenue to permit the townhouses on Block “E” to be occupied and registered as a condominium(s) with the provision of the works (including streetscape improvements) currently required by that section postponed until completion of road reconstruction on The Queensway and Windermere Avenue;
- (2) the Section 37 Agreement be further amended to require that appropriate security be taken and applied to the streetscape work in the event that the improvements are not implemented by the developer; and
- (3) City staff be authorized to take appropriate steps to implement this recommendation.”

This Clause, as amended, was adopted by City Council.

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Council also considered the following:

- Report (June 13, 2005) from the Chief Planner and Executive Director, City Planning Division [Communication 18(a)].

### **30 Amphitheatre in Earlscourt Park**

City Council on June 14, 15 and 16, 2005:

- (1) adopted the following staff recommendations contained in the Recommendations Section of the supplementary report (June 8, 2005) from the General Manager, Parks, Forestry and Recreation:

“It is recommended that:

- (1) a portion of Earlscourt Park adjacent to the newly-constructed amphitheatre be named as ‘Universal Workers Union Local 183 Gardens’; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.”; and

- (2) adopted the following motion:

“**WHEREAS** through the generosity of various donors over the years, \$80,000.00 has been donated for the development of an amphitheatre in Earlscourt Park, in addition to over \$500,000.00 in volunteer labour; and

**WHEREAS** through the generosity of the Union Local 183 and others, an ornate bandshell has been constructed in Earlscourt Park; and

**WHEREAS** in order to complete the project to meet the building code, safety requirements and to have it ready for the July 1st, 2005 public opening, handrails, electrical and other finishing work is still required; and

**WHEREAS** an additional \$40,000.00 in existing funding is required to enable Parks, Forestry and Recreation staff to undertake the remaining work, in order to meet the July 1st deadline;

**NOW THEREFORE BE IT RESOLVED THAT** authority be given to staff to transfer \$40,000.00 required from CPR 117-16 (Earlscourt Park Amphitheatre) to Parks, Forestry and Recreation operating account #P00078 to enable staff to undertake the timely completion of the remaining work on the Earlscourt Park amphitheatre;



**AND BE IT FURTHER RESOLVED THAT** the money be spent only on the completion of the amphitheatre as substantiated by fully itemized receipts and authorized by the local City Councillor and City staff.”

This Clause, as amended, was adopted by City Council.

Council also considered the following:

- Report (June 8, 2005) from General Manager, Parks, Forestry and Recreation [Communication 11(a)].

### **31 Other Items Considered by the Community Council**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

#### **North York Community Council Report 5**

##### **1 Traffic Calming Measures (speed humps) - Bolingbroke Road, Lawrence Avenue West to Wenderly Drive (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

##### **2 Request for an Exemption from Chapter 248 of the former City of Toronto Municipal Code to permit driveway widening for a second parking space at 19 Old Orchard Grove (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

##### **3 Encroachment Agreement - 33 Donwoods Drive (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

##### **4 Boulevard Leasing Agreement - 616 Vaughan Road (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 Renewal of Patio Cafe License - 1678 Avenue Road - The Bistro on Avenue (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Removal of One Privately Owned Tree - 95 Lord Seaton Road (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the approval of the request to permit the removal of one privately owned black walnut tree at 95 Lord Seaton Road be subject to the following conditions:

- (1) the planting of two (2) large growing native shade trees that are tolerant of juglone; one replacement tree is to be a sugar maple (*Acer saccharum*), the second replacement tree can be either a red oak (*Quercus rubra*), a tulip tree (*Liriodendron tulipifera*) or an American beech (*Fagus sylvatica*); and
- (2) the replacement trees are to have a minimum 80 mm caliper and are to be planted by October 14, 2005.”

This Clause, as amended, was adopted by City Council.

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Council also considered the following:

- Report (June 8, 2005) from the General Manager, Parks, Forestry and Recreation [Communication 9(a)].

**7 Inclusion on the City of Toronto Inventory of Heritage Properties - 2130 Bayview Avenue (William Booth Memorial College) (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**8 Request for Approval of Variance from the former Municipality of Metropolitan Toronto By-law No. 118, as amended, for the erection of a projecting sign at 2518 Yonge Street (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Request for Poll - Traffic Calming - Brookbanks Drive, from Fenside Drive to Cassandra Boulevard (Ward 34 - Don Valley East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Request for Study - Zoning Use in area of Wynford/Concorde Community (Ward 26 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Payment-in-Lieu of Parking - Kayvan Pazuki – 80 Finch Avenue East (Ward 24 - Willowdale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Payment-In-Lieu of Parking - Mary Mizzi - 1980 Eglinton Avenue West (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**13 All Way Stop Control - Addison Crescent (north leg) at Duncairn Road (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**14 Traffic Calming Measures (speed humps) - Ridgevale Drive, from Lynnhaven Road to Prince Charles Drive (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**15 Traffic Calming Measures (speed humps) - Hillmount Avenue, from Dalemount Avenue to Shermount Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**16 Traffic Calming Measures (speed humps) - Belgravia Avenue, from Times Road to Marlee Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**17 Northbound Lane Designation - Chatsworth Drive at Lawrence Avenue West (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**18 Southbound Left Turn Prohibition - Lanark Avenue, west of Oakwood Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**19 Pedestrian Crossing Prohibitions - Alness Street at Steeles Avenue West (Ward 8 - York West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**20 Traffic Calming Measures (speed humps) - Glengrove Avenue, from Haven Road to Ennerdale Road (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**21 Traffic Calming Measures (speed humps) - Whitmore Avenue, from Dufferin Street to Locksley Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**22 Parking Prohibitions - Quilter Road (Ward 23 - Willowdale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**23 Parking Prohibitions - Stayner Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**24 Parking Prohibitions - Nevada Avenue (Ward 24 - Willowdale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**25 40 km/h Speed Zone - Locksley Avenue, Lilywood Road and Stayner Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**26 Parking Prohibitions - Pannahill Road (Ward 10 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**27 School Zone Review - Blessed Margherita of Citta Di Castello Catholic School (Ward 9 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**28 Amendment to Parking/Stopping Prohibitions - King High Avenue (Ward 10 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**29 Parking Amendments - Claver Avenue, Corona Street to Bolingbroke Road (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**30 All Way Stop - Barrydale Crescent at Bramble Drive (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**31 All Way Stop Control - King High Avenue and Laurelcrest Avenue (Ward 10 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**32 All Way Stop Control - Delahaye Street at Luverne Avenue (Ward 10 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**33 Turn Restrictions - Edith Drive, Eglinton Avenue West to Roselawn Avenue (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**34 Final Report - Part Lot Control Application - 03 177639 NMI 25 PL - Georgian Bond Avenue Inc. - 20-48 Bond Avenue & 11-57 Preakness Drive (formerly 20 Bond Avenue) (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**35 Final Report - Part Lot Control Application - 05 1066 72 NNY 23 PL - Toula Nessinis, Marlston Planning Consultants - 134, 136 & 138 Finch Avenue West, rear of 16, 18 & 18A Altamont Road, and part of Lot 23, Registered Plan 2056 (Ward 23 - Willowdale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**36 Final Report - Part Lot Exemption Application - 05 103913 NNY 15 PL - Luch Ognibene – 963 Roselawn Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**37 Extension of Interim Control By-law for the Bayview Institutions Area east of Bayview Avenue - 05 120876 (Ward 26 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**38 Request for Direction Report - Zoning By-law Amendment Application - TB ZBL 2003 0002 - Draft Plan of Subdivision - TB SUB 2003 0001 - Weston Consulting Group Inc. - Hunt Design Inc. - 0 Beffort Road (Ward 9 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**39 Final Report - Part Lot Control Exemption Application No. 05 107815 NNY 08 PL (Phase 1) - Walker Nott Dragecivic Associates Limited - 4700 Keele Street (Ward 8 - York West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**40 Request for Approval of Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of three ground signs at 3140 Dufferin Street (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**41 Traffic Control Signal Relocation/Installation - Rowena Drive at Victoria Park Avenue (Ward 34 - Don Valley East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**42 Declaration of Surplus - Additional Portion of 12 Canterbury Place (Ward 23 - Willowdale)**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That Council adopt the following staff recommendations contained in the Recommendations Section of the supplementary report (June 10, 2005) from the Chief Corporate Officer:

‘It is recommended that:

- (1) the terms of the land exchange transaction authorized by the adoption of Clause No. 8 of Report No. 2 of the Administration Committee by City Council at its meeting on February 1, 2 and 3, 2005, be revised as follows:

- 
- (a) the City will convey to 1402335 Ontario Ltd., a portion of 12 Canterbury Place, legally described as part of Lot 19, Concession 1 West of Yonge Street, designated as Parts 1 and 3 on Sketch No. PS-2005-063, subject to an easement in favour of the City over Part 1 for maintenance, parking and access (the “Property”);
  - (b) Part 2 on Sketch No. PS-2005-063 will no longer form part of the land to be exchanged;
  - (c) 1402335 Ontario Ltd. shall provide a cash payment to the City in the amount of \$107,435.00 which sum may be adjusted upon receipt of a reference plan if the reference shows an area of more or less than 866 square metres for Parts 1 and 3 on Sketch No. PS-2005-063;
  - (d) 1402335 Ontario Ltd. shall pay all land transfer tax which is payable in connection with the transfer of the Property to 1402335 Ontario Ltd. and shall pay, on behalf of the City, all land transfer tax which is payable in connection with the transfer of 37 Churchill Avenue to the City;
  - (e) 1402335 Ontario Ltd. shall relocate, at its sole cost and expense, the Hydro Line located on Part 3 of Sketch PS-2005-063 to a location satisfactory to Toronto Hydro, the Fire Chief and General Manager and the Chief Planner and Executive Director, at no cost to the City;
  - (f) 1402335 Ontario Ltd. shall agree to accept title to the Property subject to a permanent easement to be reserved in favour of the City over Part 1 on Sketch PS-2005-063 for maintenance, access and parking, the terms of which to be satisfactory to the Chief Corporate Officer and in a form satisfactory to the City Solicitor;
  - (g) the land exchange shall be conditional upon the approval by City Council of the development application for the development located on the southwest corner of Churchill Avenue and Canterbury Place by 1402335 Ontario Ltd.; and



- (h) the land exchange shall be conditional upon there being no prohibition on the disposal of the Property contained in the Official Plan at the time of closing of such exchange;
- (2) authority be granted to direct a portion of the proceeds on closing to fund the outstanding expenses related to this Property;
- (3) the City Solicitor be authorized to complete the transactions on behalf of the City, including payment of any necessary expenses and amending the closing or other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.'

This Clause, as amended, was adopted by City Council.

Council also considered the following:

- Report (June 10, 2005) from the Chief Corporate Officer [Communication 12(a)].

**43 Ontario Municipal Board Hearing - Committee of Adjustment Application - 50 Weybourne Crescent (Ward 25 - Don Valley West)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**44 Sale of a Portion of the Closed Lane South of 523 - 537 Bedford Park Avenue and a Portion of the One Foot Reserve south of the Closed Lane (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**45 Surplus Land Declaration and Proposed Closing of a Portion of the Keswick Road and Plewes Road Road Allowance (Ward 9 - York Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**46 Limiting Distance Agreement - Walter Saunders Memorial Park and the York Beltline, adjacent to 550 Hopewell Avenue (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**47 Request for Authorization to Secure Property Requirements for the Widening of Leslie Street and Reconstruction of Vehicular Bridge over Leslie Street (Ward 24 - Willowdale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**48 Info Pillar Signage - Request for Approval of Site Specific Exemption from Chapter 297, Signs, of the former City of Toronto Municipal Code and Metro By-laws 118 and 211-79, to Permit 2 Illuminated Info Pillar Signs, for Direction and Information Purposes - 05 131533 ZSV (Ward 16 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**49 Removal of Objection to Liquor Licence - 2915 Dufferin Street - Dilan Coffee House (Ward 15 - Eglinton-Lawrence)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

[Note:

City Council on June 14, 15 and 16, 2005, by its adoption, without amendment, of Motion J(3), entitled "Removal of Objection - Application for Liquor Licence - Dilan Coffee, 2915 Dufferin Street", moved by Councillor Moscoe, seconded by Councillor Mihevc, re-opened Motion J(20) for further consideration, in order that City Council could consider North York Community Council Report 5, Clause 49, headed "Removal of Objection to Liquor Licence - 2915 Dufferin Street - Dilan Coffee House (Ward 15 - Eglinton-Lawrence)". (See Page 79)]

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Council also considered the following:

- Motion J(3), entitled "Removal of Objection - Application for Liquor Licence - Dilan Coffee, 2915 Dufferin Street", moved by Councillor Moscoe, seconded by Councillor Mihevc.

**50 Ontario Municipal Board Hearing - Committee of Adjustment Application - 117 Wedgewood Drive (Ward 24 - Willowdale)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**51 Other Items Considered by the Community Council**

City Council on June 14, 15 and 16, 2005, referred Item (b), entitled “Request for Removal of Post Road - Bridle Path Speed Bumps (Ward 25 - Don Valley West)” contained in this Clause, back to the North York Community Council for further consideration.

The balance of this Clause was received for information.

**Scarborough Community Council Report 5**

**1 Naming of Proposed Private Lane Extending Southerly from Staines Road - Opposite Mantis Road - Chicory Lane (Ward 42 - Scarborough Rouge River)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**2 Naming of Proposed Private Lane Extending Westerly from Brimley Road, South of Lawrence Avenue - Corner Lane (Ward 37 - Scarborough Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**3 Demolition of a Designated Building (Bickford Residence/Guild Inn), 201 Guildwood Parkway (The Guild Inn) Authority to Enter into a Heritage Easement Agreement, and Amendment to the Designation By-law (Ward 43 - Scarborough East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**4 Assumption of Services, Cimas Construction Limited 39-43 Scarboro Avenue (Ward 44 - Scarborough East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 Proposed Installation of Traffic Control Signals Bellamy Road North at Benleigh Drive (Ward 38 - Scarborough Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Proposed Turn Prohibitions Ellesmere Road Access to 1215-1255 McCowan Road (Ward 38 - Scarborough Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**7 Dedication and Naming of the 0.3 Metre Wide Reserve Strip to form Part of Borough Drive (Ward 38 - Scarborough Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**8 Dedication and Naming of the 0.3 Metre Wide Reserve Strip to form Part of Sheppard Avenue East (Ward 42 - Scarborough Rouge River)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**9 Final Report Part Lot Control Application 04 120330 ESC 38 PL Hudson Developments Inc. Beachell Street and Conn Smythe Drive (Ward 38 - Scarborough Centre)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Final Report Rezoning Application 04 193649 ESC 43 OZ Rouge Valley Health System (Peter Ng, Kearns Mancini Architects Inc.) South-East Corner of Ellesmere Road and Neilson Road Morningside Community (Ward 43 - Scarborough East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Sale of Surplus Land, Portion of Closed French Avenue between Kitchener and Poplar Roads (Ward 43 - Scarborough East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Request for Tree Removal Contract 04FS-45WS - Tender Call 32-2004 Watermain Construction on Ellesmere Road from Ellesmere Road Pumping Station to Neilson Road (Ward 43 - Scarborough East)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**13 Community Donations**

City Council on June 14, 15 and 16, 2005, referred this Clause to the City Manager with a request that she submit a report to the Policy and Finance Committee, in consultation with the Integrity Commissioner, regarding a policy, as part of the Councillors' Code of Conduct, to deal with donations or any benefits which are separate from community benefits received pursuant to Section 37 of the *Planning Act* and which may appear to be linked to the granting of approvals or the waiver of requirements.

**14 Other Items Considered by the Community Council**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

**Toronto and East York Community Council Report 5**

**1 Naming the Proposed Private Lane - 466 and 466 Rear Brunswick Avenue "Sibelius Lane" (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**2 Naming the Proposed Private Lane - 51 River Street "Raffeix Lane" (Toronto Centre-Rosedale, Ward 28)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**3 Naming the Proposed Private Lane east of Jones Avenue extending Southerly from Sproat Avenue, "Peyton Lane" (Toronto-Danforth, Ward 30)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**4 Renaming of public highway Hillholme Road, located between Avenue Road and Russell Hill Road, "Hillholm Road" (St. Paul's, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**5 Final Report - Rezoning Application - 50 Rosehill Avenue (St. Paul's, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**6 Final Report – Official Plan Amendment and Rezoning Application – 65 - 85 and 150 East Liberty Street, 69, 80 and 90, Lynn Williams Street (King Liberty Area) (Trinity-Spadina, Ward 19)**

City Council on June 14, 15 and 16, 2005, amended this Clause by:

- (1) adding to staff Recommendation (7) contained in the Recommendations Section of the report (May 17, 2005) from the Director, Community Planning, South District, the words “recognizing that the proposed development or design does not depend on the construction of the Front Street Extension”, so that Recommendation (7) now reads as follows:

“(7) adopt the Urban Design Guidelines for the King Liberty area as prepared by IBI Group and dated May 2005, attached as Attachment No. 5, recognizing that the proposed development or design does not depend on the construction of the Front Street Extension.”; and

- (2) adding the following:

“That funding of \$500,000.00 in Section 37 funds be secured for the pedestrian/bicycle connection over/under the railway tracks, to the north side of King Street West and that City staff be directed to make the necessary adjustments.”

This Clause, as amended, was adopted by City Council.

**7 Final Report - Application to Amend the Zoning By-law – 5 Hanna Avenue (Trinity-Spadina, Ward 19)**

City Council on June 14, 15 and 16, 2005, amended this Clause by amending the section, entitled “Financial Implications and Impact Statement”, contained in the report (May 17, 2005) from the Director, Community Planning, South District, to now read as follows:

“It is estimated that the Development Charges for this proposal will be \$384,090.00, based on July 2005 Development Charges. This is an estimate and the actual charge is assessed and collected upon issuance of the Building permit.”

This Clause, as amended, was adopted by City Council.

**8 Settlement Report - Application to Amend the Zoning By-law – 430 King Street West (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, amended this Clause by:

- (1) amending the section, entitled “Financial Implications and Impact Statement”, contained in the report (May 17, 2005) from the Director, Community Planning, South District, to now read as follows:

“It is estimated that the Development Charges for this proposal will be \$1,656,114.40 based on July 2005 Development Charges. This is an estimate and the actual charge is assessed and collected upon issuance of the building permit.”; and

- (2) adding the following:

“That the Chief Planner and Executive Director, City Planning, report to the Toronto and East York Community Council in the fall of 2005, on the implementation plan of the community and recreation services and facilities plan for the King-Spadina area.”

This Clause, as amended, was adopted by City Council.

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Councillor Shiner declared an interest in this Clause, in that his family owns property in the immediate vicinity.

**9 Request for Direction Report - Rezoning Application – 15 Glen Morris Street (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**10 Final Report - Avenues Study Zoning Review and Interim Control By-law Study - College Street between Bathurst Street and Ossington Avenue (Trinity-Spadina, Ward 19)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**11 Application for Approval to Demolish a Heritage Structure Located within the Yorkville-Hazelton Heritage Conservation District - 124 Hazelton Avenue (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**12 Inclusion on the City of Toronto Inventory of Heritage Properties - 305 George Street (Thomas Meredith House) (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**13 Inclusion on the City of Toronto Inventory of Heritage Properties - 456 - 458 Queen Street West (Collins Block) (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**14 Inclusion of 14 Properties from the King-Spadina Area Study on the City of Toronto Inventory of Heritage Properties (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Councillor Shiner declared an interest in this Clause, in that his family owns property that is being considered for designation as a heritage property.

**15 Queen Street West Heritage Conservation District Study Area (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**16 Inclusion of 34 Properties on the City of Toronto Inventory of Heritage Properties - Garrison Common North Area Study (Trinity-Spadina, Ward 19 and Parkdale-High Park, Ward 14)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**17 Variance(s) from Chapter 297, Signs, of the former City of Toronto Municipal Code - 1 Sunlight Park Road (Toronto-Danforth, Ward 30)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.



**18 Request for Amendment to conditions for a Sign – 280 Spadina Avenue - Southwest corner of Dundas Street and Spadina Avenue (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, deferred consideration of this Clause to its next regular meeting on July 19, 2005.

Council also considered the following:

Communications:

- (May 20, 2005) from Peter Chen, President, Ontario Chinese Restaurant and Food Services Association [Communication 6(a)(1)];
- (May 20, 2005) from the Chief Chinese Freemasons of Canada [Communication 6(a)(2)];
- (May 20, 2005) from the Mon Sheong Foundation [Communication 6(a)(3)];
- (May 20, 2005) from Winnie W. Wong, Chair, Chinatown Community Police Liaison Committee [Communication 6(a)(4)];
- (May 20, 2005) from the Toronto Flying Tigers Sport Association [Communication 6(a)(5)];
- (May 20, 2005) from Hughe Eng, Chairman, Confederation of Metro Toronto Chinese Canadian Organizations [Communication 6(a)(6)];
- (May 26, 2005) from Pho Vi Yung, Vice President, Vietnamese, Cambodian, Laotian Community Service Association [Communication 6(a)(7)];
- (May 26, 2005) from John Leung, President, Toronto Chinese Business Association [Communication 6(a)(8)];
- (May 26, 2005) from Kevin Lee, Executive Director, Scadding Court Community Centre [Communication 6(a)(9)];
- (May 26, 2005) from Lee Kee Yang, President, Toronto Chinatown Community Development Association [Communication 6(a)(10)];
- (May 26, 2005) from Herbert Chang, Director, The Mandarin Club of Toronto [Communication 6(a)(11)];

- (May 27, 2005) from Van Minh Banh, Director and Secretary, Chao Chow Association of Ontario [Communication 6(a)(12)]; and
- (June 13, 2005) from Barbara Kwan, General Manager, Dragon City Developments Inc. [Communication 6(a)(13)].

**19 Variance from Chapter 297, Signs, of the former City of Toronto Municipal Code - 818 Eastern Avenue (Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**20 Removal of One Privately Owned Tree and Injury to One Privately Owned Tree; and Residential Demolition Application - 8 Astley Avenue (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**21 Construction of a Wooden Fence - 19 Summerhill Gardens (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**22 Construction of a Wooden Fence and Gates - Summerhill Avenue Rear of 98 Whitehall Road (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**23 Maintenance of a Chain Link Fence and Construction of a Decorative Steel Fence Fronting 86 Bond Street (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**24 Amendments to Parking Regulations - Dunloe Road, both sides, from Kilbarry Road to Hawarden Crescent (St. Paul's, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**25 Front Yard Parking and Driveway Widening (All Wards)**

City Council on June 14, 15 and 16, 2005, amended this Clause by adding the following:

“That the Acting General Manager, Transportation Services, be requested to:

- (1) include in his policy report on Front Yard Parking to the Works Committee for the fall of 2005, a discussion and analysis of:
  - (a) the effect of disqualifying residents from obtaining front yard parking or driveway widening or residential boulevard parking where there are on-street parking permits available in their area; and
  - (b) ways of giving on-street permit parking priority (not merely economic preference) to residents of properties which do not have any private parking facilities, such as a garage, driveway, or laneway;
- (2) recognize, notwithstanding the recommendations of the Toronto and East York Community Council, the sensitivity of widening driveways in Scarborough with a recognition to remove asphalt as an acceptable landscape and review parking allowance as it relates to ‘green space’; and
- (3) report to the Works Committee on adopting a policy prohibiting Front Yard Parking in Ward 26.”

This Clause, as amended, was adopted by City Council.

Council also considered the following:

Communications:

- (May 30, 2005) from Magdalene Garda, Program Assistant, Division of the Environment, Earth Sciences Centre [Communication 7(a)(1)];
- (May 30, 2005) from Donna Samoyloff Hale [Communication 7(a)(2)];
- (May 30, 2005) from Paul Boutis [Communication 7(a)(3)];
- (May 31, 2005) from John Liss [Communication 7(a)(4)]; and
- (May 30, 2005) from Judy Clark [Communication 7(a)(5)].

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- 26 Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code - 22 St. Clair Avenue East (1493 Yonge Street) (St. Paul's, Ward 22)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.
- 27 Variance from Chapter 297, Signs, of the former City of Toronto Municipal Code - 1 Adelaide Street East (Toronto Centre-Rosedale, Ward 28)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.
- 28 Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code - 595 Bay Street (Toronto Centre-Rosedale, Ward 27)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.
- 29 Variances from By-law 64-87, Signs, of the former Borough of East York - 67 Pottery Road (Toronto-Danforth, Ward 29)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.
- 30 Authority to enter into an Easement Agreement with the Toronto Port Authority respecting Public Access - 60 Harbour Street and 30 Bay Street (Toronto Centre-Rosedale, Ward 28)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.
- 31 Request for Installation of Speed Humps - St. Clarens Avenue, between College Street and Bloor Street West (Davenport, Ward 18)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.
- 32 Request for Installation of Speed Humps - Hallam Street, between Dufferin Street and Dovercourt Road (Davenport, Ward 18)**
- City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**33 Request for Installation of Speed Humps - Palmerston Avenue, between Queen Street West and Robinson Street (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**34 Request for Installation of Speed Humps - Shaw Street, between Bloor Street West and Dupont Street (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**35 Request for Installation of Speed Humps - Humewood Drive, between Valewood Avenue and Vaughan Road (St. Paul's, Ward 21)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**36 Thursday Parking Prohibitions Enhance Mechanical Street Sweeping Operations - Area bounded by Bloor Street West to the north, CN Rail Corridor to the west, College Street to the south and Dufferin Street to the east (Davenport, Ward 18)**

City Council on June 14, 15 and 16, 2005, amended this Clause by amending Schedule "A" to the report (May 2, 2005) from the Director, Transportation Services, Toronto and East York District, by:

- (1) deleting the date "November 20, 2005", wherever it occurs, and replacing it with the date "November 30, 2005"; and
- (2) deleting the two entries regarding "Old College Street", and replacing them with the following:

College Street	North	St. Helen's Avenue and a point approximately 47 metres east thereof	Each Thursday, from April 1st to November 30th, 2005
College Street	South	St. Helen's Avenue and a point approximately 34 metres east thereof	Anytime, except each Thursday, from April 1st to November 30th, 2005

This Clause, as amended, was adopted by City Council.

**37 Request to Allow Parking – Concord Avenue, west side, between Dewson Street and a point 167.6 metres south thereof (Trinity-Spadina, Ward 19)**

City Council on June 14, 15 and 16, 2005, amended this Clause by further amending the staff recommendations contained in the Recommendations Section of the report (May 2, 2005) from the Director, Transportation Services, Toronto and East York District, as amended by the Toronto and East York Community Council, by:

- (1) deleting from Recommendation (1) the reference to “176.6 metres” and replacing it with “167.6 metres”; and
- (2) deleting Recommendation (2) and replacing it with the following:  
“(2) parking be permitted for a maximum period of one hour from 8:00 a.m. to 6:00 p.m., Monday to Saturday, on the west side of Concord Avenue, from Dewson Street to a point 67 metres south;”.

This Clause, as amended, was adopted by City Council.

**38 Proposed Amendments to Parking Regulations - Yonge Street, between Chaplin Crescent/ Davisville Avenue and Balliol Street (St. Paul’s, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**39 Installation of Short-Term Parking in the Vicinity of Casey House Hospice - Huntley Street (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**40 Implementation of Parking Controls and 40 km/h Maximum Speed Limit - Boston Avenue, new extension south of Badgerow Avenue (Toronto-Danforth, Ward 30)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**41 Rescission of Parking Controls - Woodbine Avenue, between Lake Shore Boulevard East and Queen Street East (Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**42 Introduction of Permit Parking - west side of William Hancox Avenue, between Gerrard Street East and Whistle Post Street (Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**43 Installation/Removal of On-Street Parking Spaces For Persons with Disabilities (Davenport, Ward 18; Toronto-Danforth, Ward 29 and Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**44 Relocation of Existing School Bus Loading Zone and Creation of a “Student Pick-Up and Drop-Off Zone” - 60 Atlas Avenue - St. Alphonsus School (St. Paul’s, Ward 21)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**45 Proposed Inclusion of Jameson Avenue into the Traffic Control Signals - Queen Street West and Lansdowne Avenue/Jameson Avenue (Parkdale-High Park, Ward 14)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**46 Modifications to Traffic Control Signals and Installation of an Eastbound Left Turn Lane – 390 Queens Quay West, Approximately 80 Metres east of Lower Spadina Avenue (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**47 Proposed Intersection Re-Alignment - Winona Drive and Barrie Avenue (St. Paul’s, Ward 21)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**48 Implementation of a “No Stopping Anytime” Prohibition on both sides of Ferndale Avenue, from St. Clair Avenue East to a point 45.0 metres north; and a “No Standing Anytime” Prohibition on the remaining portion of the east side (St. Paul’s, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**49 Proposed Prohibition of Northbound and Southbound Right-Turns-On-Red – Yonge Street and Berwick Avenue/Soudan Avenue (St. Paul’s, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**50 Installation of Traffic Control Signals – Intersection of Park Road and Rosedale Valley Road (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**51 Installation of Sidewalk and Corresponding Narrowing of the Pavement - Phipps Street, between Bay Street and approximately 80 metres east thereof (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**52 Proposed Improvements - Front Street East at Church Street and at Market Street (Toronto Centre-Rosedale, Ward 28)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**53 Installation and Maintenance of Decorative Lighting - Queen Street East, from Davies Avenue to Empire Avenue, on both sides of the Street (Toronto-Danforth, Ward 30)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**54 Parkview Hill Community Traffic Management Study - Installation of “Stop” Signs, Parking Restrictions and Reduction of the Maximum Speed Limit on Various Streets (Beaches-East York, Ward 31)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.



**55 Rescission of Turn Prohibitions - Driveway to 1654 Queen Street East (Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**56 One Year Review of the Construction Staging Area - (The Minto Midtown Development) 2195 Yonge Street (St. Paul's, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**57 Request to Permit Driveway Widening, Residential Boulevard Parking and Commercial Boulevard Parking and Appeals, and to Grandparent all Existing Licensed Locations within Ward 18 (Davenport, Ward 18)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**58 Proposed Intersection Re-Alignments - Emerson Avenue and its Intersections with Armstrong Avenue and Millicent Street (Davenport, Ward 18)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**59 Installation of a Glycol Heating System - 172-174 Forest Hill Road (St. Paul's, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**60 Limiting Distance Agreement - 319 Merton Street and Lands Adjacent to the Beltline Park to be Conveyed to the City (St. Paul's, Ward 22)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**61 Reconstruction and Installation of Various Streetscape Improvements - Alexander the Great Parkette, north east corner of Danforth Avenue and Logan Avenue, immediately west of 484 Danforth Avenue (Toronto-Danforth, Ward 29)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**62 Requests for Endorsement of Events for Liquor Licensing Purposes (Davenport, Ward 18; Trinity-Spadina, Wards 19 and 20; St. Paul's, Ward 21; Toronto Centre-Rosedale, Ward 27 and Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, amended this Clause by amending the recommendations of the Toronto and East York Community Council, as follows:

- (1) adding the following Parts (e), (f), (g), (h), (i) and (j) to Recommendation (1):

- “(e) Moss Park Festival, to be held on July 29, 2005, from 11:00 a.m. to 4:30 p.m. at Ontario and Queen Streets;
- (f) Toronto African Dance Festival, to be held at Nathan Phillips Square on July 22 and 23, 2005, between 3:00 p.m. and 10:00 p.m.;
- (g) Annual Sorauren Park Festival, to be held in Sorauren Park which is located on Sorauren Avenue, south of Dundas Avenue West and west of Lansdowne Avenue, on July 16, 2005;
- (h) Molson Indy event on July 8, 2005, Mercer Street, from 7:00 p.m. to 1:00 a.m.;
- (i) Molson Indy Festival Foundation, July 7, 2005, between 6:00 p.m. and 1:00 a.m., on John Street, between Adelaide Street West and Richmond Street West; and
- (j) Retirement reception for the President of the Ontario College of Art and Design on June 29, 2005, between 4:00 p.m. and 8:00 p.m., in Butterfield Park (located at the south end of the College on 100 McCaul Street);”;

- (2) adding the following to the end of the Recommendation (2):

“and also advise the Alcohol and Gaming Commission of Ontario that the City has no objection to the granting of:

- (a) an extension of the liquor licence of Café Diplomatico, 594 College Street, to serve and sell alcohol from 12:00 p.m. to 10:00 p.m., for customer appreciation day, on an extended outside patio on July 23, 2005; and
- (b) an extension of a liquor licence for the patio at Hair of the Dog, 425 Church Street (Wood Street), from 11:00 a.m. to 11:00 p.m., on June 25 and 26, 2005, as part of the Toronto Pride Celebrations.”

This Clause, as amended, was adopted by City Council.

**63 Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code and Metro By-laws 118 and 211-79 - Info Pillar Signage (Trinity-Spadina, Ward 20; Toronto Central-Rosedale, Wards 27 and 28 and Beaches-East York, Ward 32)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**64 Liberty Village Area Study bounded by Atlantic Avenue, Dufferin Street, King Street and the Rail Corridor (Trinity-Spadina, Ward 19)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

**65 Boulevard Café Licence - Montreal Bread Company - 100 Bloor Street West, Unit 7 (Toronto Centre-Rosedale, Ward 27)**

City Council on June 14, 15 and 16, 2005, adopted this Clause without amendment.

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Councillor Li Preti declared an interest in this Clause, in that his daughter is a consultant for the applicant.

**66 Car Free Sundays in Kensington Market (Trinity-Spadina, Ward 20)**

City Council on June 14, 15 and 16, 2005, amended this Clause by the adding the following:

“That:

- (1) the City provide garbage and recycling containers for all of the scheduled Car Free Sundays in Kensington Market;
- (2) the Deputy City Manager and Chief Financial Officer be requested to report to the Policy and Finance Committee on the City’s ability to provide liability insurance coverage for approved local community events of this similar nature by treating them as City functions;
- (3) the Acting General Manager, Transportation Services, be requested to:

- (a) develop a program that would identify pedestrian zones and include the necessary funds in the 2006 budget submission for consideration; and
  - (b) report to the Works Committee on designating the Kensington Market area as a City Pedestrian zone;
- (4) the General Manager, Solid Waste Management, be requested to report to the Works Committee, as soon as possible, on providing garbage and recycling containers for all City-approved festivals; and
  - (5) the Executive Director, Economic Development and Culture, in consultation with the Acting General Manager, Transportation Services, be requested to examine the existing policies of economic support to community and street events, with a view to providing an equitable level of support to all communities, and report to the Economic Development and Parks Committee.”

The Clause, as amended, was adopted by City Council.

Council also considered the following:

- Report (June 14, 2005) from the Acting General Manager, Transportation Services [Communication 21(a)].

## **67 Other Items Considered by the Community Council**

City Council on June 14, 15 and 16, 2005, received this Clause, for information.

### **Notices of Motions:**

#### **I(1) Designation of a Graffiti Art Area in the City of Toronto**

*Moved by Councillor Jenkins, seconded by Councillor Carroll*

“**WHEREAS** Graffiti culture is evolving in the City of Toronto; and

**WHEREAS** Graffiti art is frequently used as a method of communication and self expression for young artists; and

**WHEREAS** Graffiti art should not be confused with Gang Related/Vandalism Graffiti; and

**WHEREAS** the tragic death of Bardia Bryan Zargham, one of Toronto's prominent graffiti artists, otherwise known as Alfa, has increased awareness for the need for more outlets for young artists to legally channel their talents in a positive way and to promote individual self-development; and

**WHEREAS** many cities across the world have used graffiti in a positive way;

**NOW THEREFORE BE IT RESOLVED THAT** the Chief Planner and Executive Director, City Planning, in consultation with the General Manager of Economic Development and Culture and the General Manager of Parks, Forestry and Recreation, initiate a public consultation process, including the Toronto Police Service, youth, youth outreach workers, community youth organizations, and graffiti artists, to discuss and develop a plan with potential options and models for a Graffiti Art Area in order to provide opportunities for artists to express themselves in art;

**AND BE IT FURTHER RESOLVED THAT** the Chief Planner and Executive Director, City Planning, in consultation with the Economic Development and Culture and the Parks, Forestry and Recreation Divisions, be directed to report back to the Economic Development and Parks Committee with the outcome of the public consultation process and with recommendations on potential options and models for a graffiti art area in the City of Toronto."

*Disposition:*

*City Council on June 14, 15 and 16, 2005, referred this Motion to the Economic Development and Parks Committee.*

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Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(1) Fireworks Displays and Public Safety**

*Moved by Councillor Carroll, seconded by Councillor Hall*

**“WHEREAS** the 2005 Victoria Day weekend was marred with numerous instances of dangerous and/or careless use of fireworks; and

**WHEREAS**, in spite of Toronto Fire's concerted efforts, we still had an alarming number of fires that appear to be attributable to fireworks; and

**WHEREAS** so far this year, there have been 34 fires with an apparent ignition source being fireworks, with 31 occurring over the last few days causing, in total, \$306,541.00 in property damage; and

**WHEREAS** the media aired alarming video footage, both amateur and professional, of kids using fireworks as weapons; and

**WHEREAS** the television news media aired a story featuring a number of local convenience stores that were selling fireworks to minors; and

**WHEREAS** there is growing public concern about the use of fireworks in their neighbourhoods, often with little regard for public safety; and

**WHEREAS** the proximity of areas of Toronto to boundaries with other GTA Municipalities may hinder local efforts to license, prohibit or regulate the sale, purchase and use of fireworks;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be requested to report to the Planning and Transportation Committee on:

- (1) the City's legislative authority to regulate the use of fireworks in the City of Toronto;
- (2) the current Provincial Set Fines for the sale of fireworks to minors;
- (3) whether private fireworks displays can be prohibited or regulated through a permit system;
- (4) the feasibility of a total ban on private fireworks displays in the City of Toronto;
- (5) the status of harmonization of by-laws regulating fireworks sale and displays in the former municipalities in the City of Toronto; and
- (6) existing laws regulating the sale and use of fireworks in New York State, Quebec and other jurisdictions as deemed appropriate by the City Solicitor;

**AND BE IT FURTHER RESOLVED THAT** a copy of this Motion and the above-mentioned report, when ready, be forwarded to Mr. Michael Bryant, Attorney General of Ontario, with a request that the provincial government pursue the feasibility of a province-wide ban on private fireworks displays.”

***Disposition:***

***City Council on June 14, 15 and 16, 2005, referred this Motion to the Planning and Transportation Committee.***

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Council also considered the following:

Communication:

- (June 14, 2005) from Eileen P. Costello, Aird and Berlis, Barristers and Solicitors [Communication 15(a)].

**J(2) Advertising Roof Sign at 1627 Eglinton Avenue West**

*Moved by Councillor Moscoe, seconded by Councillor Filion*

“**WHEREAS** City Council on June 22, 23 and 24, 2004, adopted, without amendment, Toronto North Community Council Report 5, Clause 1, headed ‘Request for Approval of Variances from the former City of York Sign By-law No. 3369-79, as amended, for the erection of a back to back third party advertising Roof Sign at 1627 Eglinton Avenue West (Ward 15 – Eglinton-Lawrence)’; and

**WHEREAS** an application was brought about on behalf of the owner of 1627 Eglinton Ave West, in the former City of York, now the City of Toronto, for the erection of a roof top sign, having dimensions of 10 feet by 40 feet, back-to-back and revised to have dimensions of 10 feet by 20 feet on the east facing board and 10 feet by 40 feet on the west facing board; and

**WHEREAS** the engineer recommended that only the west face have dimensions of 10 feet by 40 feet, due to the visibility of the larger face on the east face being unknown; and

**WHEREAS**, such application was made for a minor variance and heard by Community Council at its June 8, 2004 meeting and the Community Council subsequently recommended approval for a sign having dimensions of 10 feet by 20 feet on the east face and 10 feet by 40 feet on the west face, which was adopted by Toronto City Council at its meeting of June 22 to 24, 2004; and

**WHEREAS** such sign permit (04 153132), which reflected City Council’s decision of June 22 to 24, 2004, was issued on September 23, 2004, and subsequently built; and

**WHEREAS** the engineer has now determined that a larger face on the east face, 10 feet by 40 feet, as opposed to 10 feet by 20 feet, which would be similar to that of the existing west face having dimensions also of 10 feet by 40, feet is warranted and will be visible; and

**WHEREAS** by having both faces on the one structure of similar dimensions and back-to-back, the rear exposure of the respective faces will not be visible, thereby producing a much cleaner, aesthetically pleasing structure;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Toronto North Community Council Report 5, Clause 1, headed ‘Request for Approval of Variances from the former City of York Sign By-law No. 3369-79, as amended, for the erection of a back to back third party advertising Roof Sign at 1627 Eglinton Avenue West (Ward 15 – Eglinton-Lawrence)’, be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the necessary provisions of the by-law of the former City of York be waived to allow and permit the necessary approvals for the enlarging of the existing east face of the existing roof structure from 10 feet by 20 feet to 10 feet by 40 feet, a dimension similar to that of the existing west face of same structure.”

***Disposition:***

***City Council on June 14, 15 and 16, 2005, re-opened Toronto North Community Council Report 5, Clause 1, headed “Request for Approval of Variances from the former City of York Sign By-law No. 3369-79, as amended, for the erection of a back to back third party advertising Roof Sign at 1627 Eglinton Avenue West (Ward 15 – Eglinton-Lawrence)”, for further consideration, and adopted the balance of this Motion, without amendment.***

Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(3) Removal of Objection - Application for Liquor Licence – Dilan Coffee, 2915 Dufferin Street**

*Moved by Councillor Moscoe, seconded by Councillor Mihevc*

“**WHEREAS** City Council on February 1, 2 and 3, 2005, adopted, without amendment, Notice of Motion J(20), headed ‘Opposition to Application for Liquor Licence – Dilan Coffee – 2915 Dufferin Street’, moved by Councillor Moscoe, seconded by Councillor Mihevc, and, in so doing, requested the City Solicitor and any appropriate City staff to attend any anticipated Alcohol and Gaming Commission Liquor Licence Application Hearing in opposition to the granting of this application; and

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



**WHEREAS** Notice of Motion J(20) was submitted to the Alcohol and Gaming Commission of Ontario as the City's formal objection to the granting of the Licence; and

**WHEREAS** the operator of Dilan Coffee has subsequently agreed to cease daily operations at midnight and apply a restriction limiting nightly entertainment to New Year's Eve only, therefore addressing the concerns of area residents; and

**WHEREAS** with the restrictions imposed, granting of a liquor licence would no longer not be in the public interest;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Notice of Motion J(20), be re-opened for further consideration, and that City Council consider North York Community Council Report 5, Clause 49, headed 'Removal of Objection to Liquor Licence - 2915 Dufferin Street - Dilan Coffee House (Ward 15 - Eglinton-Lawrence)'."

***Disposition:***

***City Council on June 14, 15 and 16, 2005, re-opened Notice of Motion J(20), as adopted by Council on February 1, 2 and 3, 2005, for further consideration, and adopted the balance of this Motion, without amendment.***

***[Note: City Council, at this meeting, also adopted, without amendment, North York Community Council Report 5, Clause 49, headed "Removal of Objection to Liquor Licence - 2915 Dufferin Street - Dilan Coffee House (Ward 15 - Eglinton-Lawrence)". (See Page 57)]***

**J(4) Local 79 Harmonization, Job Evaluation and Pay Equity – Arbitration Award**

*Moved by Councillor Soknacki, seconded by Mayor Miller*

**“WHEREAS** an arbitration award was issued on May 18, 2005, in the matter of Local 79 harmonization, job evaluation and pay equity; and

**WHEREAS** the Employee and Labour Relations Committee on June 8, 2005, considered a confidential report (May 26, 2005) from the Executive Director, Human Resources and the Deputy City Manager and Chief Financial Officer, on the results of the award, and has forwarded its recommendation to City Council; and

**WHEREAS** in order to transfer the necessary funds to implement the award, Council authorization is required at the meeting on June 14-16, 2005;

**NOW THEREFORE BE IT RESOLVED THAT** City Council consider the recommendation of the Employee and Labour Relations Committee contained in the confidential communication (June 8, 2005) from the Committee, and that the recommendation be adopted.”

***Disposition:***

***City Council on June 14, 15 and 16, 2005, adopted this Motion, subject to adding the following additional Operative Paragraph:***

***“AND BE IT FURTHER RESOLVED THAT the City Manager be requested to report to the Employee and Labour Relations Committee on how the implementation of the harmonization award can be expedited.”***

***In adopting Motion J(4), as amended, Council adopted, without amendment, the following recommendation contained in the Recommendation Section of the confidential communication (June 8, 2005) from the Employee and Labour Relations Committee. This communication is now public in its entirety:***

***“The Employee and Labour Relations Committee recommends that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (May 26, 2005) from the Executive Director of Human Resources and the Deputy City Manager and Chief Financial Officer.***

***The confidential report (May 26, 2005) from the Executive Director of Human Resources and the Deputy City Manager and Chief Financial Officer is now public in its entirety and contains the following recommendations:***

***“It is recommended that:***

- (1) the Deputy City Manager and Chief Financial Officer be authorized to transfer funds from the Non-Program Budget to Program Budgets to allow for the 2005 increase in salary costs and the lump sum payments required, in order to implement the CUPE Local 79 Full-time Unit Arbitration Award in the matter of harmonization, pay equity and job evaluation (Appendix A); and***
- (2) the appropriate City officials be authorized and directed to take the necessary action to implement the Award.”***

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Council also considered the following:

- Confidential communication (June 8, 2005) from the Employee and Labour Relations Committee [Confidential Communication C.8(a)]. This communication is now public in its entirety.  

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- Confidential report (May 26, 2005) from the Executive Director, Human Resources and the Deputy City Manager and Chief Financial Officer. This report is now public in its entirety.  

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- Briefing Note (June 8, 2005), headed “Arbitration Award, Local 79 Harmonization, Job Evaluation and Pay Equity”, prepared by the Director, Employment Services and the Manager, Compensation and Benefits.  

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- Appendix A, Arbitration Award (May 18, 2005) by Robert J. Herman, in the matter of Harmonization, Pay Equity and Job Evaluation.
- Appendix B, entitled “City of Toronto Wage Survey”.

**J(5) Regulation of Private Electricity Management Companies for Tenant Protection**

*Moved by Councillor Nunziata, seconded by Councillor Walker and Councillor Shiner*

**“WHEREAS** the Tenant Defence Fund was established to assist tenants and tenant groups in disputes related to rent increases, and tenancy services and charges; and

**WHEREAS** recent trends indicate that the landlords are attempting to reduce their overall operating costs by passing the cost of energy usage onto tenants in return for rent reductions; and

**WHEREAS** in return for receiving these rent reductions, tenants are encountering large monthly utility bills that total \$200.00 or more per month, that they are required to pay for the cost of electricity usage; and

**WHEREAS** management companies have purposely been established to provide and operate electricity sub-metres for these units, and administer the charges for electricity usage; and

**WHEREAS** these companies are unregulated by the Ontario Energy Board, and are thus able to pass on these exorbitant costs to tenants in the form of administration and collection fees causing financial hardship to many tenants; and

**WHEREAS** the provincial government is committed to a smart metering program; and

**WHEREAS** the provincial government has not determined who should own and who should read the new meters; and

**WHEREAS** public utilities currently own and read the current meters;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto request the provincial government and the Ontario Energy Board to implement legislation to protect tenants from exorbitant fees and costs imposed on them by these unregulated electricity management companies, and that legislation be implemented for the purpose of regulating these electricity management companies;

**AND BE IT FURTHER RESOLVED THAT** any new electrical smart meters be owned and read by public hydro utilities;

**AND BE IT FURTHER RESOLVED THAT** if there is any sub-metering of multi-residential or apartment buildings, the meters be owned and read by public hydro utilities;

**AND BE IT FURTHER RESOLVED THAT** the Minister of Energy be requested to advise the City of Toronto Council by its next meeting on July 19, 2005, of his intentions in this regard.”

*Disposition:*

*City Council on June 14, 15 and 16, 2005, adopted this Motion, without amendment.*

**J(6) To Amend the Composition of Toronto Economic Development Corporation (TEDCO)**

*Moved by Deputy Mayor Pantalone, seconded by Councillor Soknacki*

“**WHEREAS** Council, by adopting Policy and Finance Committee Report 10, Clause 2, on June 18, 19 and 20, 2002, decided that:

‘the size of the Board of Directors of TEDCO be set at 11 members comprised of:

- (a) the Mayor or his designate;
- (b) the Chair of the City’s Economic Development and Parks Committee;

- (c) two members of Council to be selected from the Economic Development and Parks Committee;
- (d) 6 citizen members, one of whom to be a designate of the Labour Council of Metro Toronto and York Region; and
- (e) the Commissioner of Economic Development, Culture and Tourism or his designate as an ex-officio non-voting member.’; and

**WHEREAS** the revised Shareholder Direction to the Board of Directors of TEDCO Section 3.1, in Economic Development and Parks Committee Report 2, Clause 7, adopted by Council March 1, 2 and 3, 2004, states that ‘the number of directors shall be established by Toronto City Council as it shall determine from time to time’; and

**WHEREAS** the Striking Committee has recommended that Deputy Mayor Feldman be appointed to the TEDCO Board as a Member from Council at large, instead of a second member from the Economic Development and Parks Committee, should Council amend TEDCO’s composition to permit this [Ref: Striking Committee Report 3, Clause 1]; and

**WHEREAS** work is progressing to establish a film studio on TEDCO lands, making it important to maintain a strong link between TEDCO and the Film Board, and Deputy Mayor Feldman serves on the Film Board; and

**WHEREAS** this would also maximize the continuity of TEDCO members at this crucial time;

**NOW THEREFORE BE IT RESOLVED THAT** Council amend the composition of TEDCO to provide that there be one Member from the Economic Development and Parks Committee and one Member from Council at large, instead of two Members of Council from the Economic Development and Parks Committee, so that the composition now reads:

‘the size of the Board of Directors of Toronto Economic Development Corporation (TEDCO) be set at 11 members comprised of:

- (a) the Mayor or designate;
- (b) the Chair of the City’s Economic Development and Parks Committee;
- (c) one Member of Council from the Economic Development and Parks Committee;

- (d) one Member of Council from Council at large;
- (e) 6 citizen members, one of whom to be a designate of the Labour Council of Metro Toronto and York Region; and
- (f) the Commissioner of Economic Development, Culture and Tourism or his designate as an ex-officio non-voting member;’.”

***Disposition:***

***City Council on June 14, 15 and 16, 2005, adopted this Motion, without amendment.***

***[Note: City Council, at this meeting, also considered Striking Committee Report 3, Clause 1, headed “Appointments of Members of Council to the Toronto Economic Development Corporation (TEDCO) for the Second Half of Council's Term”. (See Page 37)]***

**J(7) Request to Waive Fees Associated with Street Closures for the Taste of Lawrence Festival, Wexford BIA, July 8, 9 and 10, 2005**

*Moved by Councillor Thompson, seconded by Councillor De Baeremaeker*

**“WHEREAS** the City of Toronto Economic Development Division and the Toronto Association of Business Improvement Areas (TABIA) encourage BIAs to organize community events and festivals which attract both tourists and residents to the business areas throughout the City; and

**WHEREAS** BIAs promote the diversity of their neighbourhoods and the uniqueness of their business communities through local events and festivals, strengthening business vitality throughout the City of Toronto; and

**WHEREAS** the costs associated with organizing and promoting the events and festivals are paid from the BIA budgets and corporate sponsorships; and

**WHEREAS** the fees currently charged by the City to close roads for events and festivals are high, and limit the funds available to BIAs to improve the quality, quantity and community benefit of their events; and

**WHEREAS** the Wexford Heights BIA is hosting the second annual Taste of Lawrence community festival on July 8, 9 and 10, 2005, showcasing the diversity and vibrancy of the community;

**NOW THEREFORE BE IT RESOLVED THAT** Toronto City Council waive all fees associated with the closing of Lawrence Avenue East for the Taste of Lawrence festival on July 8, 9 and 10, 2005.”

***Disposition:***

***This Motion was withdrawn at City Council on June 14, 15 and 16, 2005.***

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Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(8) Ontario Municipal Board Hearing - Redevelopment of the Don Mount Court site located at 825 Dundas Street East, 46 Hamilton Street, 35 Carrol Street and 120 Broadview Avenue**

*Moved by Councillor Fletcher, seconded by Mayor Miller*

“**WHEREAS** the Ontario Municipal Board (OMB) has set aside five days, commencing on July 11, 2005 for the hearing of evidence on the planning applications concerning the redevelopment of Don Mount Court; and

**WHEREAS** Council at its meeting held on September 28, 29, 30, and October 1, 2004, enacted by-laws to amend the Official Plan and Zoning By-law to allow for the redevelopment of the Don Mount Court site to replace 232 social housing units and to allow market dwelling units, up to a limit of 255 units; and

**WHEREAS** following the prehearing conference at the OMB, the applicants Toronto Community Housing Corporation (TCHC), Intracorp/Marion Hill Don Mount Court Ltd., and Don Mount Court Development Corporation appealed with respect to their draft plan of subdivision to the OMB and accordingly, this appeal has been consolidated into the hearing; and

**WHEREAS** City staff wish to provide advice to Council on the proposed plan of subdivision, and to seek Council’s direction that City staff support the residential plan of subdivision at the hearing;

**NOW THEREFORE BE IT RESOLVED THAT** City Council consider and adopt the staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the City Solicitor, in support of the proposed plan of subdivision dated May 11, 2005, and direct the City Solicitor and other City staff to appear at the Ontario Municipal Board hearing commencing July 11, 2005, in support of Council's approval."

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.***

***In adopting Motion J(8), without amendment, Council adopted, without amendment, the following staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the City Solicitor:***

***"It is recommended that:***

- (1) Council endorse its approval of the draft plan of subdivision for the Don Mount Court site, the approval for which has been consolidated into the hearing before the Ontario Municipal Board which will commence on Monday, July 11, 2005; and***
- (2) the City Solicitor be authorized to take the necessary actions at the upcoming Ontario Municipal Board hearing to support the City's by-laws under appeal, and to support the plan of subdivision submitted by the Proponents, and now consolidated into the hearing; and that the City Solicitor further support any necessary revisions to the conditions of subdivision approval pertaining to the width of the public streets and the pavement widths of those streets within the plan of subdivision."***

Council also considered the following:

- Report (June 13, 2005) from the City Solicitor.

**J(9) Regulating Payday Lending Businesses**

*Moved by Councillor Giambrone, seconded by Councillor Fletcher*

**"WHEREAS** there has been a proliferation of unregulated payday lending businesses in the City of Toronto; and

**WHEREAS** the Criminal Code of Canada defines the criminal rate as anything exceeding 60 percent in annual effective interest; and



**WHEREAS** research shows that payday lenders typically charge between 300 and 900 percent interest; and

**WHEREAS** there are presently no federal or provincial regulations that govern payday lenders in much of the country, including in the Province of Ontario; and

**WHEREAS** Toronto residents want and need access to small-sum, short-serviced loans at a fair price;

**NOW THEREFORE BE IT RESOLVED THAT** staff report back to the Planning and Transportation Committee as soon as possible with policy options to manage payday lending businesses; issues to be considered as part of the report back to include, but are not limited to:

- (1) the number and location of existing payday lending businesses in the City of Toronto;
- (2) recommendations for Council policy to guide future land use decisions regarding pay day lending businesses;
- (3) recommendations for Council policy to regulate payday lending businesses; and
- (4) recommendations on steps the City can take to encourage existing lending institutions to provide low income people with better access to lending services;

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto urge the provincial and federal governments to develop and enforce regulations for this industry and that such regulations consider the regulatory framework put forward by the national non-profit organization, Acorn Canada.”

***Disposition:***

***Notice of this Motion was given to permit consideration at the next regular meeting of City Council on July 19, 2005.***

**J(10) Request to Install Banners for the 2005 International Convention of Alcoholics Anonymous**

*Moved by Councillor Watson, seconded by Councillor Chow*

“**WHEREAS** Transportation Services has received an application from Tourism Toronto to install two banners on the Sunnyside Pedestrian Bridge, over the Gardiner Expressway, to welcome 70,000 visitors to Toronto attending the 2005 International Convention of Alcoholics Anonymous, to be held from June 28 to July 3, 2005 at the Metro Toronto Convention Centre; and

**WHEREAS** former Municipality of Metropolitan Toronto By-law No. 211-74 permits the installation of horizontal fabric banners spanning Metro roadways but specifically excludes ‘over expressways’; and

**WHEREAS** City Council, on occasion, has approved the installation of banners over expressways for certain events, such as Metro Homes Nissan Challenge, R.I.D.E. campaigns, Toronto’s Olympic Bid, World Youth Day, etc.; and

**WHEREAS** City staff have reviewed and approved the design and installation feasibility of the two banners on the Sunnyside Pedestrian Bridge over the Gardiner Expressway for 14 days, in accordance with Transportation Service’s policies;

**NOW THEREFORE BE IT RESOLVED THAT** City Council approve Tourism Toronto’s application to install two banners on the Sunnyside Pedestrian Bridge over the Gardiner Expressway from June 23 to July 7, 2005, to welcome the 2005 International Convention of Alcoholics Anonymous to Toronto.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

**J(11) Change to Membership of the Budget Advisory Committee**

*Moved by Councillor Jenkins, seconded by Councillor Milczyn*

“**WHEREAS** on May 17, 18 and 19, 2005 Council adopted Striking Committee Report 2, Clause 1, which recommended the appointment of Councillor Jenkins to the Budget Advisory Committee as a member of the Planning and Transportation Committee; and

**WHEREAS** Councillor Jenkins wishes to relinquish his appointment to the Budget Advisory Committee; and

**WHEREAS** Councillor Milczyn is willing to accept appointment to the Budget Advisory Committee; and

**WHEREAS** Mayor Miller and Councillor Soknacki, Chair of the Budget Advisory Committee, and Councillor Jenkins support these changes;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Striking Committee Report 2, Clause 1, headed ‘Appointment of Members of Council as Deputy Mayor, to Standing and Other Committees of Council and to City and External Agencies, Boards, Commissions and Corporations for the Second Half of Council’s Term’, be re-opened for further consideration, only as it relates to the appointment of Councillor Jenkins to the Budget Advisory Committee;

**AND BE IT FURTHER RESOLVED THAT** Councillor Jenkins be removed from the Budget Advisory Committee immediately;

**AND BE IT FURTHER RESOLVED THAT** Councillor Milczyn be appointed to the Budget Advisory Committee for a term of office starting immediately after the end of the Council meeting scheduled for June 14, 15 and 16, 2005, and ending November 30, 2006 and until a successor is appointed.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, re-opened Striking Committee Report 2, Clause 1, headed “Appointment of Members of Council as Deputy Mayor, to Standing and Other Committees of Council and to City and External Agencies, Boards, Commissions and Corporations for the Second Half of Council’s Term”, for further consideration, only as it relates to the appointment of Councillor Jenkins to the Budget Advisory Committee, and adopted the balance of this Motion, without amendment.*

**J(12) Revised Request to Dispense Voluntary Contribution from Shoppers Drug Mart for Streetscaping and Business Improvement Projects – 351 Queen Street East**

*Moved by Councillor McConnell, seconded by Councillor Rae*

“**WHEREAS** during the review of a site plan application at 351 Queen Street East, representatives of Shoppers Drug Mart expressed an interest in providing a contribution for streetscape improvements; and

**WHEREAS** we are now in receipt of a voluntary donation in the amount of \$16,391.27 from Shoppers Drug Mart for streetscape improvements in the area of Queen Street East and Parliament Street; and

**WHEREAS** a similar Motion was adopted by Council on April 12, 13 and 14, 2005, indicating that the funds would be used for streetscaping improvements; and

**WHEREAS** the community has indicated they would also like to use the funds for business improvement projects;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Motion J(39), moved by Councillor McConnell, seconded by Councillor Rae, respecting a Request to Receive Voluntary Contribution from Shoppers Drug Mart for Streetscape Improvements, be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the funds be received and placed in a capital project account for the purposes of a business improvement and promotion projects in the area near Queen Street East and Parliament Street;

**AND BE IT FURTHER RESOLVED THAT** the Ward Councillor work with the local residents through the Corktown Residents and Business Association, and the Queen East Business and Residents Association, to identify and undertake suitable projects in the area.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, re-opened Motion J(39), moved by Councillor McConnell, seconded by Councillor Rae, respecting a Request to Receive Voluntary Contribution from Shoppers Drug Mart for Streetscape Improvements, for further consideration, and adopted the balance of this Motion, without amendment.*

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Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(13) Noise By-law Exemption For King and Queen Festival and Pan Alive as Part of the 2005 Caribana Festival**

*Moved by Councillor Mihevc, seconded by Councillor Chow*

“**WHEREAS** the Caribbean Cultural Committee (CCC) and the Ontario Steelpan Association (OSA) are hosting the 2005 editions of the King and Queen Extravaganza and Pan Alive, respectively, at Lamport Stadium; and

**WHEREAS** Pan Alive and the King and Queen Extravaganza are annual Caribana crowd favourite events; and

**WHEREAS** the Caribbean Cultural Committee, the traditional organizing body for the annual Caribana festival, requires an exemption to the noise by-law to allow them to continue the King and Queen event until 12:00 midnight on Friday, July 29th, 2005; and

**WHEREAS** the Ontario Steelpan Association (OSA), the organizing body for this year’s Pan Alive, requires an exemption to the noise by-law to allow them to continue Pan Alive until 12:00 midnight on Saturday, July 30th, 2005;

**NOW THEREFORE BE IT RESOLVED THAT** the Caribbean Cultural Committee (CCC) be granted an exemption from the Noise By-law to permit the King and Queen event to proceed until 12:00 midnight on Friday, July 29th, 2005;

**AND BE IT FURTHER RESOLVED THAT** the Ontario Steelpan Association (OSA) be granted an exemption from the Noise By-law to permit the King and Queen event to proceed until 12:00 midnight on Saturday, July 30th, 2005.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

**J(14) Residential Demolition Application – 50 Gerrard Street East (Toronto Centre-Rosedale, Ward 27)**

*Moved by Councillor Rae, seconded by Councillor McConnell*

“**WHEREAS** City Council has approved an Official Plan Amendment and Zoning By-law to permit construction of a 190-unit residential apartment building; and

**WHEREAS** a registered Section 37 Agreement has secured the replacement of existing units at 50 Gerrard Street East in the new building, as well as a tenant assistance package; and

**WHEREAS** the owner has filed for a demolition permit for the vacant apartment building at 50 Gerrard Street East, which requires Council approval;

**NOW THEREFORE BE IT RESOLVED THAT** the Council of the City of Toronto adopt the staff recommendations set out in the Recommendations Section of the report (June 13, 2005) from the Chief Planner and Executive Director, City Planning.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

*In adopting Motion J(14), without amendment, Council adopted, without amendment, the following staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the Chief Planner and Executive Director, City Planning:*

*“It is recommended that City Council approve the application to demolish the residential building at 50 Gerrard Street East with the following conditions:*

- (a) that the applicant submit a Dust Control Plan and any other required information for the review and approval of the Chief Building Official, in consultation with the Medical Officer of Health, prior to the issuance of the demolition permit;*
- (b) that the applicant obtain a permit from Urban Forestry Services to injure and destroy trees on private property that qualify for protection under City of Toronto Municipal Code, Chapter 813, Trees, Article III, identified in the Arborist Report prepared by Kelly’s Tree Care Ltd., date stamped on December 11, 2003, prior to the issuance of the demolition permit;*
- (c) that all debris and rubble be removed from the site immediately after demolition;*
- (d) 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;*
- (e) that the site be maintained free of garbage and weeds, in accordance with the Municipal Code 632-5 and 629-10, Paragraph B;*
- (f) that any holes on the property be backfilled with clean fill;*
- (g) that the owner construct and substantially complete the new building authorized by Building Permit Application No. 05 133340 BLD 00 NB not later than three years and 6 months from the day demolition of the existing building at 50 Gerrard Street East is commenced; and*
- (h) 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 \$20,000.00 for each 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.”*

Council also considered the following:

- Report (June 13, 2005) from the Chief Planner and Executive Director, City Planning.

**J(15) Ontario Municipal Board Hearing – Appeal of Committee of Adjustment Decision - 386 Dundas Street East and 388 Dundas Street East**

*Moved by Councillor McConnell, seconded by Councillor Davis*

“**WHEREAS** the applicant for 386 Dundas Street East and 388 Dundas Street East proposed to construct third floor additions to the existing semi-detached dwellings containing 19 and 24 rooms respectively; and

**WHEREAS** the applicant for 386 Dundas Street East seeks to increase the gross floor area beyond the terms and conditions previously settled with the City and Seaton Ontario Berkeley Residents Association on September 2001 at the Ontario Municipal Board; and

**WHEREAS** the staff report dated May 20, 2005, outlines Planning staff concerns about the proposed third floor expansion and the over intensification of the use of the buildings; and

**WHEREAS** at its meeting of May 25, 2005, the Committee of Adjustment refused the applicant’s minor variance application to increase the gross floor area from 1 times the lot area to 1.82 times the lot area and a window setback variance;

**NOW THEREFORE BE IT RESOLVED THAT** the Council of the City of Toronto direct Legal and Planning staff to support the Committee of Adjustment’s decision to refuse the variances at the OMB.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.***

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Council also considered the following:

- Notice of Decision (May 26, 2005) from the Acting Manager and Deputy Secretary Treasurer, Committee of Adjustment, Toronto and East York Panel, respecting 386 Dundas Street East;

- Report (May 20, 2005) from the Director, Community Planning, South District, respecting 386 Dundas Street East;
- Notice of Decision (May 26, 2005) from the Acting Manager and Deputy Secretary Treasurer, Committee of Adjustment, Toronto and East York Panel, respecting 388 Dundas Street East; and
- Report (May 20, 2005) from the Director, Community Planning, South District, respecting 388 Dundas Street East.

**J(16) Land Transaction Respecting 20 Gothic Avenue**

*Moved by Councillor Saundercook, seconded by Councillor Moscoe*

**“WHEREAS** City Council, at its meeting held on May 21, 22 and 23, 2003, adopted Administration Committee Report 4, Clause 11, thereby approving the sale of the City-owned property at 20 Gothic Avenue (‘the Property’) by way of a three-party land exchange among York Condominium Corporations Nos. 323 and 435, Quebex Development Corporation and the City; and

**WHEREAS** City Council, at its meeting held on July 20, 21 and 22, 2004, adopted Administration Committee Report 5, Clause 18, thereby approving the inclusion of Monarch Construction Limited and/or its subsidiary (‘Monarch’) as a party to all agreements and documents necessary to implement the terms of the sale as previously approved by it; and

**WHEREAS** Monarch will acquire title to the Property and is to construct and own the new residential condominium development on the Property; and

**WHEREAS** various agreements amongst the parties pertaining to the land exchange, planning requirements and construction and operational issues are of a complex nature, such agreements are under negotiation but have not yet been finalized; and

**WHEREAS** Monarch has become increasingly concerned about the delay and the incremental costs both expended to date, and which it expects to incur for improvements to the High Park Subway Station and for storm water management in the neighbourhood that are conditions of the development; and

**WHEREAS** Monarch has proposed to pay the City for the land to be acquired by providing capital improvements and lands to the City and the TTC valued at \$504,000.00, with the balance of the purchase price to be paid in cash and all other terms of the transaction are to remain the same, otherwise, it will have to abandon the development project due to rising costs and delay;



**NOW THEREFORE BE IT RESOLVED THAT** City Council give consideration to the attached report (June 13, 2005) from the Chief Corporate Officer, entitled 'Land Transaction Respecting 20 Gothic Avenue', and that Council adopt the staff recommendations contained in the Recommendations Section."

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.***

***In adopting Motion J(16), without amendment, Council adopted, without amendment, the following staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the Chief Corporate Officer:***

***"It is recommended that:***

- (1) the terms of the land transaction with respect to 20 Gothic Avenue between the City and Monarch Construction Limited et al (collectively 'Monarch'), as authorized by City Council at its meetings on May 21, 22 and 23, 2003 and on July 20, 21 and 22, 2004, be amended to provide that Monarch pay the City for the land to be acquired by providing capital improvements and lands to the City and the TTC valued at \$504,000.00, with the balance of the purchase price to be paid in cash and all other terms of the transaction are to remain the same;***
- (2) City Council approve a development charge credit in an amount equal to the component of the development charge payable with respect to the sanitary sewer, water and stormwater management services;***
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of any necessary expenses, on the terms recommended in Recommendation (1), and on such other terms and conditions as she may from time to time considers reasonable; and***
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto."***

Council also considered the following:

- Report (June 13, 2005) from the Chief Corporate Officer.

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

Mayor Miller declared an interest in this Motion, in that his principal residence is in the immediate vicinity.

**J(17) St. Matthew's Catholic Church - Our Lady of Light Festival**

*Moved by Councillor Di Giorgio, seconded by Councillor Nunziata*

**"WHEREAS** St. Matthew's Catholic Church will hold a Festival on September 2, 3, 4 and 5, 2005; and

**WHEREAS** St. Matthew's Catholic Church has applied to the Alcohol and Gaming Commission of Ontario (AGCO) for a special occasion permit; and

**WHEREAS** it is a requirement of the AGCO that the local municipality in which the special occasion permit application has been made, declare the event to be a community festival of municipal significance; and

**WHEREAS** the Ward Councillor has received this formal request from St. Matthew's Catholic Church;

**NOW THEREFORE BE IT RESOLVED THAT** City Council declare the St. Matthew's Catholic Church festival of Our Lady of Light to be held on September 2, 3, 4 and 5, 2005, to be a community festival of municipal significance, and that it has no objection to this event taking place."

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, subject to adding the following new Operative Paragraph:*

***"AND BE IT FURTHER RESOLVED THAT the City Manager be requested to report to the Planning and Transportation Committee on the implications of designating an event as a 'community event' in general."***

**J(18) Request for Additional Municipal Licensing and Standards Officer(s)**

*Moved by Councillor Mammoliti, seconded by Councillor Moscoe*

**"WHEREAS** the Municipal Licensing and Standards Division's mission is 'to enhance the quality of life in the City of Toronto by ensuring public safety, community integrity, consumer protection, and responsible business activities'; and

**WHEREAS** Municipal Licensing and Standards Officers predominantly enforce the following by-laws: Fences, Grass and Weeds, Heating, Business and Trades Licensing, including taxis and other mobile businesses, holistics, adult entertainment premises, Property Maintenance, Property Standards, Abandoned Appliances, Signs, Licensing, Vital Services, Zoning, Solid Waste and Waste Diversion, Litter and Graffiti; and

**WHEREAS** Municipal Licensing and Standards has a total of 221 officers, including the Districts, Clean City, Taxi, Waste, Trades and Right-of-Way; and

**WHEREAS** in 2004, the Municipal Licensing and Standards Division had a district-wide total of 36,323 investigation requests, 19,539 complaints and 46,092 inspections; and

**WHEREAS** the Municipal Licensing and Standards Division, for 2005, had a district-wide total of 14,394 investigation requests, 8,332 complaints and 14,227 inspections; and

**WHEREAS** the Mobile Enforcement Unit, for 2004, had a district-wide total of 33,980 inspections on all classes; 5,303 summons were issued; 851 Notices of Violation were issued; and 1,966 complaints were received; and

**WHEREAS** the Mobile Enforcement Unit, for 2005, had a district-wide total of 10,234 inspections on all classes; 907 summonses were issued; 473 Notices of Violation were issued; and 718 complaints were received; and

**WHEREAS** the Division faces enforcement priorities relating to Marijuana Grow House operations, Holistics, Mobile Signs and Building Audits; and

**WHEREAS** it is clearly seen that the Division is highly under staffed;

**NOW THEREFORE BE IT RESOLVED THAT** City Council endorse a recommendation to the Budget Advisory Committee to hire 44 new Municipal Licensing and Standards Officers in 2006 that would be assigned equally across the City's 44 wards."

***Disposition:***

***Notice of this Motion was given to permit consideration at the next regular meeting of City Council on July 19, 2005.***

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Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(19) Education Campaign Respecting Tree Care and Maintenance**

*Moved by Councillor Saundercook, seconded by Councillor Grimes*

“**WHEREAS** trees in our urban environment provide countless benefits, which include improving air quality, providing us with oxygen, moderating the air temperature, providing habitat for wildlife, protecting us from the sun’s rays, preventing soil erosion, and reducing noise pollution; and

**WHEREAS** the incident of the falling tree that occurred on June 7, 2005, on Beresford Avenue in Ward 13 served as a ‘wake up’ call to us all, and we observed the damage that a large tree can cause if it falls; and

**WHEREAS** the incident on Beresford Avenue fortunately did not result in any serious injuries; and

**WHEREAS** the City of Toronto is responsible for trees in public areas; and

**WHEREAS** property owners are responsible for trees on their own properties; and

**WHEREAS** property owners must be made aware that they need to monitor the health and safety of the trees on their private property; and

**WHEREAS** the most effective and accurate way of monitoring the health and safety of trees is to have them inspected by a professional, certified tree arborist;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto, through a public education campaign, make property owners aware of their responsibilities as they relate to tree care, and that regular attention and maintenance is critical for their trees;

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto, as part of the education campaign, suggest that property owners be encouraged to have a professional tree arborist assess the health of all large trees on their property, every five to seven years, or five to ten years, depending on the type of tree;

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto, as part of the education campaign, make our residents aware that they can contact the Parks, Forestry and Recreation Division, should they suspect that a tree on someone else’s property is overgrown and potentially unsafe, and the complaint will be investigated and appropriate action taken.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, referred this Motion to the Economic Development and Parks Committee.***

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Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(20) Review of the Community Partnership and Investment Program (CPIP)**

*Moved by Councillor Thompson, seconded by Councillor Carroll*

**“WHEREAS** the City of Toronto, through its Community Partnership and Investment Program (CPIP), provides funds to various community groups and organizations; and

**WHEREAS** it is desirable to review this program from time to time, to ensure that the City is getting value for money and is making the best use of these funds;

**NOW THEREFORE BE IT RESOLVED THAT** the City Manager:

- (1) provide a status report on the implementation of Community Partnership and Investment Program (CPIP) - Program Standards and Performance Measures Framework, including a review of the use of review panels in the assessment of applications for City funding;
- (2) report to the Policy and Finance Committee on the processes in place to ensure that the City of Toronto is receiving ‘value for money’ on the various grant programs; and
- (3) report to the Policy and Finance Committee for its September 2005 meeting, on cross-funding approval grants by the various grants committees to groups and organizations, such report to include, but not be limited to, the following:
  - (a) total funds granted to each group from various grants committees be cross-referenced;
  - (b) name of the project(s);
  - (c) number of people in each of the projects;
  - (d) number of people who benefited;
  - (e) number of grants awarded in 1997 by the six municipal governments and the Metro Toronto government;
  - (f) percentage increase/decrease in grants awarded since amalgamation;

- (g) map showing the area where the projects, programs and services are being offered;
- (h) total dollar amount of grants awarded since amalgamation;
- (i) accountability methods; and
- (j) value for money; how effective is this as a means to achieve City objectives;

**AND BE IT FURTHER RESOLVED THAT** the Auditor General be requested to include a ‘follow-up audit’ of the City of Toronto Community Partnership and Investment Program in his 2006 work plan, to determine the extent to which programs meet program criteria, are properly managed, controlled and monitored.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, referred this Motion to the Policy and Finance Committee.***

**J(21) Request to Waive Fees Associated with Street Closures for the Highland Creek Heritage Day Festival and Parade - June 18, 2005**

*Moved by Councillor Cowbourne, seconded by Councillor Mammoliti*

“**WHEREAS** the City of Toronto encourages community events and festivals which attract both tourists and residents to areas throughout the City; and

**WHEREAS** local community festivals and parades promote the diversity of their neighbourhoods and the uniqueness of their business communities, strengthen business vitality and community spirit throughout the City of Toronto; and

**WHEREAS** the costs associated with organizing and promoting the events and festivals are paid by community groups and corporate sponsorships; and

**WHEREAS** the fees currently charged by the City to close roads for events and festivals are high, and limit the funds available to local communities to improve the quality, quantity and community benefit of their events; and

**WHEREAS** the Highland Creek Community is hosting the 20th annual Highland Creek Heritage Day Festival and Parade on June 18, 2005, showcasing the heritage, diversity and vibrancy of the Highland Creek Village and the surrounding community;

**NOW THEREFORE BE IT RESOLVED THAT** Toronto City Council waive all fees associated with the road closings for the Highland Creek Heritage Day Festival on June 18, 2005.”

***Disposition:***

***This Motion was withdrawn at City Council on June 14, 15, and 16, 2005.***

Council also considered the following:

- Fiscal Impact Statement (June 15, 2005) from the Deputy City Manager and Chief Financial Officer.

**J(22) Secondary Holding of Items at Council Meetings – Request for Review**

*Moved by Councillor Mammoliti, seconded by Councillor Palacio*

“**WHEREAS** Council’s procedures permit Members of Council to hold items on the Council agenda, and the Member who holds an item is listed as the first speaker; and

**WHEREAS** it has become Council’s practice to permit Members of Council to advise the Chair of their desire for a ‘secondary hold’ on items that have been held by another Member; and

**WHEREAS** this practice is not provided for in the Council procedures, and in my view, has increased over time and prevents Council from dealing with its agenda in an efficient manner;

**NOW THEREFORE BE IT RESOLVED THAT** the Working Group on Council Procedures be requested to review this practice as part of its overall review of Chapter 27, Council Procedures.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, referred this Motion to the Policy and Finance Committee.***

**J(23) Ontario Municipal Board Hearing - June 28, 2005 - 4135 Dundas Street West**

*Moved by Councillor Milczyn, seconded by Councillor Hall*

“**WHEREAS** the Etobicoke York Committee of Adjustment, at its meeting of January 8, 2004, granted approval to an application to demolish the existing buildings at 4135 Dundas Street West and to develop the property at the site of a 6-storey, 120-unit, residential condominium building with underground parking, with a 2.43 metre wide strip of land along Earlington Avenue; and

**WHEREAS** the Etobicoke York Committee of Adjustment, at its meeting of March 31, 2005, refused approval of an application to increase the number of dwelling units in the approved apartment building from 120 units to 138 units at 4135 Dundas Street West; and

**WHEREAS** the applicant has appealed the Committee's decision to the Ontario Municipal Board and the Board has scheduled a one day hearing on Tuesday, June 28, 2005; and

**WHEREAS** the Applicant has indicated that it is willing to reduce the number of units as requested in its Application;

**NOW THEREFORE BE IT RESOLVED THAT** Council authorize the City Solicitor to settle the matter with the support and consultation with the Ward Councillor before the Ontario Municipal Board on the basis of a reduction in units from the 138 dwelling units originally proposed."

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

**J(24) Agreement for Delivery of Jobs for Youth 2005 Program**

*Moved by Mayor Miller, seconded by Councillor Carroll*

**“WHEREAS** the Community Safety Plan identifies the need to increase economic opportunity for youth in at risk communities, and in 2004 successfully employed over 300 youth in the Jobs for Youth program; and

**WHEREAS** the Province of Ontario has agreed in principle to provide funding for the program; and

**WHEREAS** many youth in at-risk communities are trying to secure employment, and many employers have expressed a desire to employ youth;

**NOW THEREFORE BE IT RESOLVED THAT** the Deputy City Manager be authorized to sign agreements with the Government of Ontario to receive funds in an amount not to exceed the Government of Ontario financial contribution as the program costs for Jobs for Youth 2005 Program;

**AND BE IT FURTHER RESOLVED THAT** the Deputy City Manager be authorized to enter into an agreement with Tropicana Community Services for the delivery of the Jobs for Youth 2005 program;



**AND BE IT FURTHER RESOLVED THAT** the Deputy City Manager and Chief Financial Officer be given the authority to expend the provincial funds received to ensure the program can begin as soon as possible;

**AND BE IT FURTHER RESOLVED THAT** the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

- J(25) Ontario Municipal Board Hearing – Elderbrook Developments Ltd. – Northwest Corner of Finch Avenue West and York Gate Boulevard**  
*Moved by Councillor Moscoe, seconded by Councillor Di Giorgio*

“**WHEREAS** on February 16, 2005, City Council adopted the staff recommendations of the report (January 17, 2005) from the Director, Community Planning, North District, Urban Development Services, with a number of amendments with respect to an application to amend the Zoning By-law for the former City of North York to allow the construction of 219 townhouse and semi-detached dwelling units and 780 apartment dwelling units at the northwest corner of Finch Avenue West and York Gate Boulevard, and a related draft plan of subdivision application; and

**WHEREAS** one of the amendments made by Council was a requirement that prior to introducing the necessary bills to amend the North York Official Plan and Zoning By-law for enactment, the owner enter into a Section 37 agreement to secure certain contributions for the provision of community amenities and for public art; and

**WHEREAS** the owner has appealed to the Ontario Municipal Board its zoning amendment application and its draft plan of subdivision application because the City failed to approve such applications within 90 days of the application date, and because they do not agree to the requested Section 37 contributions; and

**WHEREAS** an Ontario Municipal Board Hearing has been scheduled for August 15, 16 and 17, 2005; and

**WHEREAS** the City-initiated Official Plan Amendment as attached to the staff report would introduce a site specific policy to permit a total of 999 dwelling units on the subject property, whereas the existing Official Plan permits 1296 dwelling units; and

**WHEREAS** the proposed Official Plan Amendment was considered at a public meeting held pursuant to the *Planning Act* on February 8, 2005, and its approval was recommended by the North York Community Council; and

**WHEREAS** the proposed Official Plan Amendment was not enacted by Council because the owner did not agree to provide the requested Section 37 contribution, and as such the proposed Official Plan Amendment has not been appealed to the Ontario Municipal Board; and

**WHEREAS** it is advisable to have the proposed Official Plan Amendment enacted by Council this time so that, if appealed by the owner, it can be considered by the Ontario Municipal Board in conjunction with the zoning amendment and draft plan of subdivision; and

**WHEREAS** the proposed Official Plan Amendment should be further amended to include Council's recommendation regarding the required Section 37 contributions;

**NOW THEREFORE BE IT RESOLVED THAT** a Bill be enacted by Council to adopt Amendment No. 564 to the Official Plan of the City of North York."

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.***

**J(26) Declaration as Surplus, Closed Road Allowance and Six-Inch Reserve Strip Adjoining 1900 Bayview Avenue (Ward 25 – Don Valley West)**

*Moved by Councillor Jenkins, seconded by Councillor Pitfield*

**“WHEREAS** on July 2, 2003, the Administration Committee postponed indefinitely, consideration of a report (June 18, 2003) from the Commissioner of Corporate Services, recommending that the closed road and six-inch reserve strip adjoining 1900 Bayview Avenue be declared surplus to the City's requirements; and

**WHEREAS** on November 30, December 1 and 2, 2004, City Council adopted, as amended, North York Community Council Report 9, Clause 33, headed 'Final Report – OPA & Rezoning Application – TD CMB 2003 0005 – Kolter Property Company – Pate & Steele – 1900 Bayview Avenue', thereby refusing the application to amend the Official Plan and Zoning By-law to permit the construction of three condominium buildings on 1900 Bayview Avenue; and

**WHEREAS** City Council's decision has been appealed to the Ontario Municipal Board and the hearing is to commence on September 13, 2005; and

**WHEREAS** the owner of 1900 Bayview Avenue continues to be interested in acquiring the closed road and six-inch reserve strip for incorporation into its site;

**NOW THEREFORE BE IT RESOLVED THAT** City Council give consideration to the report (June 15, 2005) from the Chief Corporate Officer, entitled 'Declaration as Surplus, Closed Road Allowance and Six-Inch Reserve Strip Adjoining 1900 Bayview Avenue', and that Council adopt the staff recommendations contained in the Recommendations Section of the report."

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

*In adopting Motion J(26), without amendment, Council adopted, without amendment, the following staff recommendations contained in the Recommendations Section of the report (June 15, 2005) from the Chief Corporate Officer:*

*"It is recommended that:*

- (1) the closed road allowance and the six-inch reserve strip, described as Part of Lot 2 in the First Concession East of Yonge Street, subject to the retention of an easement over the entire property for access and maintenance purposes, and shown as Parts 1 and 2 on Sketch No. PS-2003-071 (the 'Property'), be declared surplus to the City's requirements and the Chief Corporate Officer be authorized to invite an offer to purchase the Property from the adjoining owner at 1900 Bayview Avenue, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and*
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto."*

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Council also considered the following:

- Report (June 15, 2005) from the Chief Corporate Officer.

**J(27) Settlement of Legal Action between Schonfeld Inc., in its capacity as Trustee and Receiver of KiiA Architecture Inc., KiiA Technology Inc., and Rice Brydone Limited, Ehvert Engineering Inc. and City of Toronto**

*Moved by Councillor Watson, seconded by Councillor Altobello*

“**WHEREAS** in September, 2004, the City’s MAP Consultant KiiA Architecture Inc. (‘KiiA’) declared bankruptcy; and

**WHEREAS** the parties and City staff have arrived at the terms of a recommended settlement;

**NOW THEREFORE BE IT RESOLVED THAT** Council adopt the staff recommendations contained in the Recommendations Section of the confidential report (June 15, 2005) from the City Solicitor.”

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.*

*In adopting Motion J(27), without amendment, Council adopted, without amendment, the staff recommendations contained in the Recommendations Section of the confidential report (June 15, 2005) from the City Solicitor. This report remains confidential in its entirety, in accordance with the provisions of the Municipal Act, 2001, as it contains information that is subject to solicitor-client privilege.*

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Council also considered the following:

- Confidential report (June 15, 2005) from the City Solicitor [Confidential Communication C.10(a)]. This report remains confidential in its entirety, in accordance with the provisions of the *Municipal Act, 2001*, as it contains information that is subject to solicitor client privilege.

**J(28) 1225 Danforth Avenue - Site Plan Appeal to the Ontario Municipal Board**

*Moved by Councillor Fletcher, seconded by Deputy Mayor Bussin*

“**WHEREAS** the owner of 1225 Danforth Avenue (the ‘Subject Lands’) submitted an application for site plan approval for nine residential row house units, one with an office component, to the City of Toronto on November 19, 2004; and

**WHEREAS** the plans or drawings have not yet been approved by the City; and

**WHEREAS** on April 22, 2005, the owner appealed the City's refusal to approve the plans or drawings to the Ontario Municipal Board (the OMB); and

**WHEREAS** the OMB has scheduled a hearing on this matter for July 5, 2005; and

**WHEREAS** City Planning has now received the comments from the various divisions and agencies and has made recommendations and drafted conditions for site plan approval for the Subject Lands, which are set out in the report by the City Solicitor attached to this Motion; and

**WHEREAS** it would be appropriate that staff of the City Solicitor and the Chief Planner be authorized to attend at the Ontario Municipal Board hearing in support of the conditions set out in the report;

**NOW THEREFORE BE IT RESOLVED THAT** City Council adopt the staff recommendations contained in the Recommendations Section of the report (June 15, 2005) from the City Solicitor respecting the site plan for 1225 Danforth Avenue."

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.***

***In adopting Motion J(28), without amendment, Council adopted, without amendment, the following staff recommendations contained in the Recommendations Section of the report (June 15, 2005) from the City Solicitor:***

***"It is recommended that:***

- (1) the site plan for the development of nine units with 68 square metres of commercial office space at 1225 Danforth Avenue, as indicated on the drawings, entitled Site Plan A1, be approved in principle, subject to the conditions as set out in Schedule 'A' attached to this report.***
- (2) the City Solicitor and Chief Planner be authorized to appear at the Ontario Municipal Board hearing for 1225 Danforth Avenue scheduled for July 5, 2005, and be directed to take the necessary action to give effect thereto."***

Council also considered the following:

- Report (June 15, 2005) from the City Solicitor.

**J(29) Request for Direction – Draft Plan of Condominium – 1375 Dupont Street**  
*Moved by Councillor Giambrone, seconded by Councillor Carroll*

“**WHEREAS** the Owner of 1375 Dupont Street, 1534739 Ontario Limited, had appealed draft plan of condominium conditions for 1375 Dupont Street and an Ontario Municipal Board hearing has been set down for Friday, June 17, 2005; and

**WHEREAS** staff are now satisfied with the revised conditions of draft approval and have outlined a settlement in a report dated June 13, 2005;

**NOW THEREFORE BE IT RESOLVED THAT** Council adopt the staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the City Solicitor, and direct that appropriate City staff be instructed to attend at the Ontario Municipal Board to support a settlement of the appeal of draft conditions of condominium approval.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion, without amendment.***

***In adopting Motion J(29), without amendment, Council adopted, without amendment, the following staff recommendations contained in the Recommendations Section of the report (June 13, 2005) from the City Solicitor:***

***“It is recommended that:***

- (1) the City Solicitor and appropriate City staff be instructed to attend at the Ontario Municipal Board to support a settlement of the appeal of conditions of draft condominium approval, as follows:***
  - (a) the owner shall provide financial security for outstanding site plan conditions in the amount of \$70,000.00 in a manner satisfactory to the City Solicitor (\$50,000.00 for sidewalk, curb and lane improvements and \$20,000.00 for tree planting);***
  - (b) the owner shall provide all necessary legal descriptions in order to process the subject application; and***
  - (c) the owner shall provide a tax certificate indicating that all municipal taxes have been paid; and***

- (2) *as part of the settlement, the owner shall enter into an agreement indicating that should it be determined to be impossible to plant trees in the right-of-way adjacent to the site to the satisfaction of the General Manager of Parks, Forestry and Recreation, the \$20,000.00 financial security for tree planting shall be used to cover the cost of planting additional street trees in Ward 18, preferably in the vicinity of the site, to the satisfaction of the Chief Planner and Executive Director, City Planning, in consultation with the Ward Councillor.”*

Council also considered the following:

- Report (June 13, 2005) from the City Solicitor.

**J(30) Report Request - Amendments to Parks By-law as it Relates to Professional Dog Walkers**

*Moved by Councillor Fletcher, seconded by Councillor Lindsay Luby*

“**WHEREAS** at its meeting of September 28, 29, 30 and October 1, 2004 Toronto City Council passed By-law No. 854-2004 adopting Municipal Code Chapter 608 which harmonized the Parks By-law City-wide, including strengthening the section related to dogs; and

**WHEREAS** Chapter 608 limited to three the number of dogs one person can walk in a park, consistent with the limit of three dogs permitted in and about any dwelling unit within the City; and

**WHEREAS** the Parks, Forestry and Recreation By-law Enforcement Unit was established in October 2004, at which time they began approaching dog owners who were violating the code and educating/advising them of the new pending Parks By-law; and

**WHEREAS** By-law No. 854-2004 came into effect March 24, 2005, and Officers are now beginning to lay charges to those owners who have been warned previously, with an associated set fine of \$255.00, plus a victim surcharge of \$60.00, totalling \$315.00 for violating section 34C of the By-law; and

**WHEREAS** no formal consultation process occurred as part of the Parks By-law harmonization process other than that accorded through the submission of the covering report and by-law to the Economic Development and Parks Committee; and

**WHEREAS** professional dog walkers and the many members of the community who use their services to walk and care for beloved family pets are seriously affected by the new by-law;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Economic Development and Parks Committee Report 6, Clause 10, headed ‘Consolidation of By-laws Regarding Toronto Parks (City-wide)’, adopted by Council on September 28, 29, 30 and October 1, 2004, be re-opened for further consideration, only as it relates to the number of dogs one person can walk in a park;

**AND BE IT FURTHER RESOLVED THAT** City Council direct the General Manager of Parks, Forestry and Recreation and the Executive Director of Municipal Licensing and Standards to report, as a matter of urgency, to the July 19, 2005 meeting of City Council on amendments to the above mentioned by-law that would establish a regulatory and licensing scheme for professional dog walkers, with a recommendation for an appropriate limit on the number of dogs that a professional dog walker would be permitted to walk on-leash in a public park, and that the any licensing recommendations be considered at a public meeting of the Planning and Transportation Committee;

**AND BE IT FURTHER RESOLVED THAT** until the report is considered by City Council:

- (1) the maximum number of dogs on-leash to be walked by professional dog walkers before enforcement be set temporarily at 5; and
- (2) violations of the poop and scoop by-law be strictly enforced at all times.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, re-opened Economic Development and Parks Committee Report 6, Clause 10, headed “Consolidation of By-laws Regarding Toronto Parks (City-wide)”, for further consideration, only as it relates to the number of dogs one person can walk in a park, and adopted the balance of this Motion, without amendment.***

**Condolence Motions:**

(1) **Moved by: Deputy Mayor Pantalone**

**Seconded by: Mayor Miller**

**“WHEREAS** the Mayor and Members of Toronto City Council are deeply saddened to learn of the passing of Mr. Domenic Troiano on Wednesday May 25, 2005, in his 59<sup>th</sup> year; and



**WHEREAS** Mr. Troiano was an internationally renowned and outstanding guitarist working with Mr. Ronnie Hawkins, The Guess Who, Mandala, Bush and the James Gang and also recording with such artists as Ms. Diana Ross, Mr. Joe Cocker, Mr. David Clayton Thomas and Ms. Etta James; and

**WHEREAS** Domenic Troiano worked as both a musician and composer of sound tracks for films and television programs such as Night Heat, Diamonds and Hot Shots; and

**WHEREAS** Mr. Troiano was inducted into the Canadian Music Hall of Fame in 1996; and

**WHEREAS** Domenic Troiano was known as a ‘musician’s musician’, guitarist, composer, and producer, and was well respected in Toronto’s artistic community; and

**WHEREAS** Mr. Troiano will be greatly missed by countless musicians, co-workers and friends for his intelligence, musical skill and gentle spirit; and

**WHEREAS** Domenic Troiano gave to the people of the City of Toronto and to Canada a dedicated life marked by an important sense of artistic commitment and high musical standard and will be sadly missed by all those he knew; and

**WHEREAS** Mr. Troiano, as someone who was born in Modugno, Italy and immigrated with his parents at the age of three, represents the immigrant experience of the millions of people in the Greater Toronto Area who in a similar way, have enriched us all in many different ways;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of the Mayor and Members of Toronto City Council, our sincere sympathy to his mother Pasqua Troiano, sister Gina Troiano, brother Frank Troiano, sister-in-law Rita Troiano and nephews Marcus Troiano and Julian Troiano.”

***Disposition:***

***City Council on June 14, 15, and 16, 2005, adopted this Motion unanimously.***

(2) **Moved by: Councillor Grimes**

**Seconded by: Mayor Miller**

“**WHEREAS** the Mayor and Members of Toronto City are saddened to learn of the sudden passing of Ben Paskus on May 25, 2005; and

**WHEREAS** Ben Paskus was a Grade 6 student of St. Ambrose Catholic School in South Etobicoke, and was a few days shy of his twelfth birthday; and

**WHEREAS** Ben Paskus' young life was cut short due to an accident while bicycling in the neighbourhood; and

**WHEREAS** Ben Paskus was known as an athletic, funny, energetic and kind person; and

**WHEREAS** Ben Paskus was admired and liked by his teachers; and

**WHEREAS** Ben Paskus was called 'the mediator' by his friends, as he always stood by them; and

**WHEREAS** Ben Paskus was regarded as a leader amongst his classmates who was well-known in his school; and

**WHEREAS** Ben Paskus was a cheerful person who always greeted his classmates with a friendly smile and will be greatly missed by his classmates, friends and school;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of the Mayor and Members of City Council, our sincere sympathy to his mother, Louise Lemieux, his father Edward Paskus, brothers Luke and Jacob and the entire Paskus family."

*Disposition:*

*City Council on June 14, 15, and 16, 2005, adopted this Motion unanimously.*

**Issued: June 21, 2005**

**Attachments: Revised 2005 Schedule of Meetings  
2006 Schedule of Meetings**