

# THE CITY OF TORONTO

## City Clerk's Office

### Minutes of the Planning and Transportation Committee

#### Meeting No. 3

Monday, March 7, 2005

The Planning and Transportation Committee met on Monday, March 7, 2005, in Committee Room No. 1, City Hall, Toronto, commencing at 9:40 a.m.

#### Attendance:

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

	9:00 a.m. to 12:29 p.m.	2:05 p.m. to 7:55 p.m. (including in-camera session)
Councillor Gerry Altobello, Chair	X	X
Councillor John Filion	X	X
Councillor Cliff Jenkins	X	X
Councillor Peter Milczyn, Vice-Chair	Regrets	Regrets
Councillor Howard Moscoe	X	X
Councillor Cesar Palacio	X	X
Councillor Bill Saundercook	X	X
Councillor Karen Stintz	Regrets	Regrets

On motion by Councillor Saundercook, the Planning and Transportation Committee confirmed the Minutes of its meeting held on January 4, 2005.

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

The Planning and Transportation Committee considered the following report and communications:

- (i) (January 11, 2005) from the Commissioner of Urban Development Services responding to Council's direction to bring forward an amendment to the new Official Plan to re-designate the lands at 1300 and 1340 Leslie Street from

Mixed Use Areas to either a Neighbourhoods designation or an Institutional Areas designation.

Recommendations:

It is recommended that City Council:

- (1) amend the Official Plan for the City of Toronto to re-designate the lands known municipally as 1300 and 1340 Leslie Street from Mixed Use areas to Neighbourhoods substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 1; and
  - (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment as may be required;
- (ii) communication (February 14, 2005) from the Executive Superintendent of Planning and Facilities, Toronto Catholic District School Board, requesting that the opportunity for the Toronto Catholic District School Board to respond to this matter be extended until such time as the Board has had the opportunity to deliberate on this issue;
  - (iii) communication (February 18, 2005) from Warren Freedman, supporting Council's intention to re-designate the subject properties to "Institutional or Neighbourhood" which would provide for low rise only;
  - (iv) communication (February 24, 2005) from Norman J. Bell, Financial Administrator, The Order Minor Conventuals of Ontario, advising that the Order Minor Conventuals of Ontario will not be in a position to provide a specific response to this matter at the Public Meeting; and requesting that the opportunity to respond to this issue be extended until such time as their officials and Board of Directors have been able to give in-depth consideration to the proposal;
  - (v) e-mail communication (February 28, 2005) from Carrie Kruitwagen forwarding comments regarding this matter;
  - (vi) communication (February 17, 2005) from J. Bruce Falls and E. Ann Falls forwarding comments regarding this matter;
  - (vii) communication (February 18, 2005) from Ruth Haertel forwarding comments regarding this matter;
  - (viii) communication (February 18, 2005) from Garth and Brita Knapp forwarding

comments regarding this matter;

- (ix) communication (February 17, 2005) from J.Y. Cartmell forwarding comments regarding this matter;
- (x) e-mail communication (March 2, 2005) from Ray Davie forwarding comments regarding this matter;
- (xi) communication (February 21, 2005) from E. Evenson and P. Evenson forwarding comments regarding this matter;
- (xii) communication (March 2, 2005) from Dr. and Mrs. W. Robert Bruce forwarding comments regarding this matter; and
- (xiii) communication (March 2, 2005) from Josephine Covelli forwarding comments regarding this matter.

The Planning and Transportation Committee commenced a statutory public meeting on March 7, 2005 and notice was given in accordance with the *Planning Act*.

On motion by Councillor Jenkins, the Planning and Transportation Committee adjourned its public meeting under the *Planning Act* until May 25, 2005.

**(Report 3, Clause 18(a))**

**3.2 Principles and Proposed By-law Provisions for a City-Wide A-Frame and Mobile Signs By-law**

The Planning and Transportation Committee considered the following reports and communications:

- (i) (February 22, 2005) from the Commissioner of Urban Development Services reporting on and seeking approval for a City-wide harmonized by-law that allows for improved mechanisms of regulations and enforcement around temporary signage including A-frame and mobile signs and responding to the comments and concerns of Community Councils and other interested parties.

Recommendations:

It is recommended that:

- (1) City Council adopt the proposed by-law provisions for regulating Temporary Signage including A-frame and mobile signs contained in Appendices A, B, C, D, E, F, G, H and I attached to this report, including a provision that this by-law will take precedence over any other by-laws applicable to temporary signage currently in force, and that this by-law come into force on July 1, 2005 or 60 days following the enactment of the by-law, whichever shall be the later date;
  - (2) the City Solicitor be directed to prepare the necessary bills with respect to the by-law regarding Temporary Signs, and to amend Chapter 545, Licensing, and Chapter 441, Fees, both of the City of Toronto Municipal Code, as required, to give effect to the recommendations contained in the body and appendices of this report, and to repeal the corresponding provisions of the current by-laws regarding temporary signage;
  - (3) the Commissioner of Urban Development Services report back to the Planning and Transportation Committee as part of the 2006 budget submission on revenue projections and staffing impacts resulting from the implementation of the new by-law;
- (ii) (November 15, 2004) from the Commissioner of Urban Development Services to report on, and seek approval for, a City-wide harmonized by-law that allows for improved mechanisms of regulations and enforcement around A-frame and mobile signs. This is an interim model pending conclusion of a comprehensive review of the City's street furniture policy.

Recommendations:

It is recommended that:

- (1) City Council adopt the proposed by-law provisions for regulating A-frame and mobile signs contained in Appendices "A", "B", "C", "D" and "E" attached to this report;
- (2) the City Solicitor be directed to prepare the necessary bills with respect to the by-law regarding A-Frames and Mobile Signs, and to amend Chapter 545, Licensing, and Chapter 441, Fees, both of the

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City of Toronto Municipal Code, as required to give effect to the recommendations contained in the appendices of this report;

- (3) the by-laws come into effect on July 1, 2005;
  - (4) the City Solicitor, in consultation with the Commissioner of Urban Development Services, be authorized and directed to make application to the Ministry of the Attorney General for set fines with respect to the proposed code provisions, in the amount of \$500.00 per offence; and
  - (5) the report and recommendations of the Planning and Transportation Committee be referred to the Community Councils, with their reviews and comments referred back to the Planning and Transportation Committee;
- (iii) (January 24, 2005) from the Toronto and East York Community Council advising that at its meeting held on January 18, 2005, the Toronto and East York Community Council requested the Commissioner of Urban Development Services to report to the March 7, 2005 meeting of the Planning and Transportation Committee on:
- (1) the ability of City Council to regulate mobile signs on vehicles;
  - (2) reducing the maximum permitted size of A-Frame Signs;
  - (3) the feasibility of restricting the number of A-Frame signs on a City block in situations where:
    - (i) the number of A-Frame Signs are particularly dense; and
    - (ii) increased pedestrian traffic may be a factor;
  - (4) the feasibility of restricting the use of A-Frame signs at grade to operators of businesses located above the ground floor;
  - (5) the feasibility of not permitting A-Frame Signs in locations where boulevard cafés are already using the City's right-of-way;
  - (6) the number of investigations that may be conducted and provide any further information on these investigations;
  - (7) a fee structure that is based on the principle of cost-recovery;

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- (8) the feasibility of providing a fee exemption or reduction to mobile sign requirements for community service announcements; and
  - (9) how information to residents on the provision of signage can be provided in various languages;
- (iv) (February 14, 2005) from the North York Community Council advising that at its meeting held on February 8, 2005, the Community Council referred the following recommendations to the Planning and Transportation Committee for consideration at its meeting on March 7, 2005:
- (1) that A-frame and mobile signs not be permitted anywhere;
  - (2) that in the event the Planning and Transportation Committee does not support the ban on A-frame and mobile signs, that the following recommendations be adopted:
    - (a) a-frame or mobile signs shall not be located in an area that has tall grass or weeds, litter, trash or is generally unkempt; and it shall be the responsibility of the owner of the businesses displaying the signs, to keep the property free of such conditions. Signs in violation of this provision shall be removed forthwith, in accordance with this policy;
    - (b) all lettering on A-frame signs shall be done in a professional, workmanlike manner;
    - (c) a provision be drafted for signs that go on lawns of places of worship that are designed to convey a cultural or charitable message; and that staff consult with the Canadian Jewish Congress and Council of Churches;
    - (d) that the maximum height for all portable signs be six (6) feet;
  - (3) that the following provision be included in Appendix C dealing with By-law Provisions for Residential Development Signs:

“that the applicable zoning by-laws be in place prior to permitting the signs advertising the proposed development;” and
  - (4) that “Open House” and “For Sale” signs for single residences, normally placed by realtors, be permitted on corners or in front of properties for sale, for not more than three (3) hours;

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- (v) (January 19, 2005) from the Scarborough Community Council advising that at its meeting held on January 18, 2005, the Scarborough Community Council:
- (1) recommended to the Planning and Transportation Committee that the staff recommendations in the Recommendation Section of the report (November 15, 2004) from the Commissioner of Urban Development Services, be adopted; and
  - (2) requested the Commissioner of Urban Development Services to address the issues raised at the Scarborough Community Council meeting on January 18, 2005, and report thereon to the Planning and Transportation Committee for its meeting of March 7, 2005, such report to include, but not be limited to:
    - (a) in consultation with the City Solicitor, adding a fee or bond to ensure removal of expired signs;
    - (b) two sign permits per year;
    - (c) notice on signs indicating expiry date be visible from a minimum of 40 feet away;
    - (d) mobile signs be allowed for uses that have an address and entrance on major roadways and not be allowed on residential streets;
    - (e) mobile signs be allowed for commercial and institutional uses; and
    - (f) mobile signs not be allowed for industrial uses as a permanent sign is permitted on business units; and
  - (3) received the communication (January 12, 2005) from Ron Abraham, President, Toronto Real Estate Board, requesting deferral of this matter;
- (vi) (January 21, 2005) from the Etobicoke York Community Council advising that at its meeting held on January 18, 2005, the Etobicoke York Community Council recommended to the Planning and Transportation Committee that the Commissioner of Urban Development Services be requested to:

- (1) conduct a blitz in the Etobicoke York Community Council district to remove all illegal A-frame and mobile signs;
  - (2) submit all applications to the Ward Councillor for comments under the new by-law;
  - (3) report on increasing the fines for permit fees to offset the administrative costs associated with enforcement;
  - (4) investigate and enforce the by-law within a reasonable period of time, when complaints are received from Ward Councillors;
  - (5) to meet with, or inform all local BIAs and TABIAs on the proposed by-law to obtain their input and report to the March 7, 2005 meeting of the Planning and Transportation Committee;
  - (6) recommend an amendment to Appendix 'A' so that signs for civic, charitable and non-profit activities could be erected seven days in advance;
  - (7) recommend an amendment to Appendix 'B' to require that A-frame signs must not be located closer than 6.0 metres to another A-frame or mobile sign; and
  - (8) report to the Planning and Transportation Committee on the feasibility of:
    - (a) locations for displaying mobile signs in different configurations of strip malls; and
    - (b) issuing a permanent identification licence to be placed on the signs to which a sticker would be attached;
- (vii) communication (March 1, 2005) from Paula Tenuta, Municipal Government Advisor, Greater Toronto Home Builders' Association, forwarding comments regarding this matter;
- (viii) e-mail communication (February 17, 2005) from Alrene Mawson, Advocacy Committee, Canadian National Institute for the Blind, forwarding comments regarding this matter;



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- (ix) communication (January 10, 2005) addressed to the Manager, Policy and Business Planning, Municipal Licensing and Standards, from Ron Abraham, President, Toronto Real Estate Board, forwarding comments regarding this matter;
- (x) communication (February 3, 2005) addressed to Councillor Gerry Altobello, Chair, Planning and Transportation Committee, from Ron Abraham, President, Toronto Real Estate Board, forwarding comments regarding this matter;
- (xi) communication (February 17, 2005) addressed to the Manager, Policy and Business Planning, Municipal Licensing and Standards, from Steven Thompson, President, Archer Mobile Signs, forwarding comments regarding this matter;
- (xii) communication (Undated) addressed to the Manager, Policy and Business Planning, Municipal Licensing and Standards, from Dan Duncan, Mobile Ad and Colin Edmunds, C-Me Signs, forwarding comments and questions regarding this matter;
- (xiii) communication (February 21, 2005) addressed to the Manager, Policy and Business Planning, Municipal Licensing and Standards, from Rob W. Irwin, President, Canamex Promotions, forwarding comments and questions regarding this matter;
- (xiv) communication (February 20, 2005) addressed to the Manager, Policy and Business Planning, Municipal Licensing and Standards, from Neil Richie, Look/Red Hot Signs;
- (xv) communication (March 3, 2005) addressed to Councillor Gerry Altobello, from Von Palmer, Director, Government Relations and Chief Privacy Officer, Toronto Real Estate Board, forwarding comments regarding this matter;
- (xvi) communication (March 4, 2005) from Eric Abugov, Vice-Chair, Bloor-Yorkville Business Improvement Area, forwarding comments regarding this matter; and
- (xvi) communication (February 24, 2005) addressed to Councillors, Planning and Transportation Committee, from Ronald L. Hart, Co-chair, North York Cycling and Pedestrian Committee.

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The Planning and Transportation Committee held a public meeting on March 7, 2005, in accordance with the *Municipal Act, 2001*, and notice of the proposed enactment of the draft by-law was posted on the City's web site for a minimum of four days.

Mr. Frank Weinstock, Manager, Municipal Licensing and Standards, Policy and Business Planning, provided an overview of the proposed temporary sign by-law and filed a written copy of his presentation.

The following persons appeared before the Planning and Transportation Committee:

- Vladimir Raff;
- Paula J. Tenuta, Municipal Government Advisor, Greater Toronto Home Builders' Association;
- Von Palmer, Toronto Real Estate Board;
- Steven Thompson, Archer Mobile Signs;
- James Robinson, Executive Director, Downtown Yonge BIA and Briar de Lange, Bloor Yorkville BIA;
- Rob Irwin;
- Ian Duffy;
- John Fischer; and
- D. Kelly.

The following Members of Council also appeared before the Planning and Transportation Committee:

- Councillor Frances Nunziata, York South-Weston;
- Councillor Kyle Rae, Toronto-Centre, Rosedale;
- Councillor David Shiner, Willowdale; and
- Councillor Michael Thompson, Scarborough Centre.

The Planning and Transportation Committee:

(A) recommended to Council that:

(I) Council adopt the staff recommendations in the Recommendations Section of the report (February 22, 2005) from the Commissioner of Urban Development Services subject to:

(i) amending Appendix "B" Part (4)(d) by adding at the beginning thereof the word "portable", so that it now reads as follows:

“(d) portable signs promoting citizen participation in civic, charitable or non-profit activities and events provided that such signs are located at the site where the activity or event is taking place and where there is no existing signage; signs to be erected no more than 48 hours prior to the event taking place and removed within 48 hours of the conclusion of the activity or event;”;  
**(Motion by Councillor Moscoe, amended by Councillor Jenkins)** and

(ii) amending Appendix "H" by deleting the words "temporary sign" and replacing it with the words "mobile sign" wherever it appears in this Appendix; **(Motion by Councillor Jenkins)**

(II) with respect to A-frame Signs:

(1) no business that has licensed a portion of the public right-of-way for a boulevard café, or for marketing

purposes, may locate an A-frame sign outside the limits of the area so licensed (Toronto-East York);

- (2) no A-Frame sign shall be located in an area that has tall grass or weeds, litter, trash or is generally unkempt, and, it shall be the responsibility of the owner of the business displaying the sign to keep the property free of such conditions. Signs in violation of this provision shall be removed forthwith, in accordance with this policy; and
- (3) all lettering on an A-frame sign shall be done in a professional, workmanlike manner and it shall be the responsibility of the owner of the sign to provide a photograph or replica (design) of the front and rear face of the sign when making an application for a permit; **(Motions by Councillor Moscoe)**

(III) with respect to Mobile Signs:

- (1) no mobile sign shall be located in an area that has tall grass or weeds, litter, trash or is generally unkempt; and it shall be the responsibility of the owner of the business displaying the signs to keep the property free of such conditions. Signs in violation of this provision shall be removed forthwith, in accordance with the policy; and
- (2) the permit expiry date shall be prominently displayed on all mobile signs in a manner so as to be visible from a distance of at least 15 meters; **(Motions by Councillor Moscoe)**

- (IV) with respect to Residential Development Signs:

No residential development sign may be erected nor application for a permit for a residential development sign shall be accepted until such time as the required zoning by-laws pertaining to that development has been approved by Council); **(Motion by Councillor Moscoe)**

- (V) a copy of this report be forwarded to the Toronto Licensing Tribunal for information; **(Motion by Councillor Moscoe)**

- (VI) Council adopt the following resolution by Councillor Howard Moscoe on behalf of Councillor Kyle Rae:

Whereas the right-of-way areas along Bloor Street between Avenue Road and Sherbourne Avenue, and along Yonge Street south of Davenport have been previously restricted areas for the purposes of A-frame signs; and

Whereas the aforementioned have characteristically narrow sidewalks with minimal setback; and

Whereas such limited space creates a problem with respect to pedestrian density and thus represents both a safety concern and has a negative impact on the general streetscape;

Therefore Be It Resolved that the current restrictions on the aforementioned areas be maintained; **(Motion by Councillor Moscoe on behalf of Councillor Rae which carried unanimously on the following recorded vote:**

**Yeas: Altobello, Filion, Jenkins Moscoe,  
Palacio and Saundercook.**

**Nays: ) and**

Councillor Altobello appointed Councillor Moscoe Acting Chair and vacated the Chair.

- (VII) Council adopt the following resolution by Councillor Gerry Altobello:

Whereas a licensing fee shall be established for all sign installers; and

Whereas all portable signs shall require a permit and shall be subject to a fee thereof; and

Whereas the enforcement of the proposed A-Frame and Portable Sign By-law shall require a concentrated enforcement strategy;

Therefore Be It Resolved that all the revenues arising from the licensing of sign installers and the issuance of permits for portable signs be dedicated to the enforcement resources required for adequate enforcement; **(Motion by Councillor Altobello)**

Councillor Altobello resumed the Chair.

- (VIII) the Commissioner of Urban Development Services be requested to report to the Planning and Transportation Committee on the option to restrict the number of A-Frame signs permitted upon a City block due to congestion and impact on streetscapes; **(Motion by Councillor Moscoe on behalf of Councillor Rae)**

- (IX) where an application for a Portable or Mobile Sign is received for a location within a registered BIA District, that the BIA Board of

Management be notified and requested to comment on the issuance of such permit and if they object, according to their approved criteria, Municipal Licensing and Standards staff shall refuse the application, which refusal may be appealed to Community Council; **(Motion by Councillor Saundercook)**

- (X) the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee eight (8) months after the passing of the by-law on the success of enforcement of the new by-law and that the matter of additional resources also be addressed in the 2006 Operating Budget, if applicable. **(Motion by Councillor Moscoe on behalf of Councillor Nunziata)**
  
- (B) requested the Commissioner of Urban Development Services to submit a report directly to Council for its meeting to be held on April 12, 2005, on:
  - (i) an appendix that would regulate the erection of a “property for lease” sign;
  - (ii) the definition of A-Frame signs being expanded to include signs that are erected on steel or wooden posts, driven into the ground or alternatively an appendix be written to cover these signs; and
  - (iii) the concerns expressed by the Real Estate Industry regarding more flexibility on the number of signs; **(Motion by Councillor Moscoe)** and
  
- (C) requested the City Solicitor to report directly to Council for its meeting to be held on April 12, 2005, on the feasibility of prohibiting all portable signs including mobile and A-Frame signs. **(Motion by Councillor Moscoe)**

Councillor Altobello requested that it be noted in the Minutes of the Planning and Transportation Committee that it was the request of the Committee to vote on the motions in the order that they were dealt with.

The following motions were voted on and **lost**:

Councillor Moscoe moved that:

- (i) the Planning and Transportation Committee recommended to Council that mobile signs include permission to use one line of colour, excluding dayglow and fluorescent colour.
- (ii) Councillor Filion moved that:
  - (i) the Planning and Transportation Committee recommended to Council that in the event that City Council does not prohibit A-Frame and Mobile signs that in order to provide an attractive streetscape and pedestrian friendly environment, that mobile signs be prohibited on Sheppard Avenue between Bathurst Street and Bayview Avenue, on the west side of Yonge Street between Highway 401 and Steeles Avenue, on the east side of Yonge Street between Highway 401 and Finch Avenue and on Finch Avenue between Bathurst Street and Willowdale Avenue.

The following motions were declared **redundant**:

Councillor Palacio on behalf of Councillor Shiner moved that the Planning and Transportation Committee recommend to Council that A-Frame and mobile signs not be permitted anywhere.

Councillor Moscoe that Council:

- (1) prohibit all portable signs, including A-Frame signs; and
- (2) prohibit all mobile signs.

**(Report 3, Clause 1)**



**3.3 Harmonization of the Sign By-law Concerning Posters on Utility Poles**

The Planning and Transportation Committee considered the following communications:

- (i) (February 9, 2005) from the City Clerk advising that City Council on February 1, 2 and 3, 2005, referred Clause 1, Report 2 of the Planning and Transportation Committee, entitled “Harmonization of the Sign By-law Concerning Posters on Utility Poles”, back to the Planning and Transportation Committee for a public hearing under the *Municipal Act, 200.*;
- (ii) (March 1, 2005) from Guillermo Verdecchia forwarding comments and questions regarding this matter;
- (iii) (February 25, 2005) from Gee Chung, President, The Greater Yorkville Residents Association, forwarding comments and questions regarding this matter;
- (iv) (March 2, 2005) from Teresa Perna, Lou Perna, Lucy Perna, John Perna and Luciano Perna forwarding comments and questions regarding this matter;
- (v) (March 2, 2005) from Shawn Sage forwarding comments and questions regarding this matter;
- (vi) (March 2, 2005) from Shannon LaBelle and Kevin Forbes forwarding comments and questions regarding this matter;
- (vii) (March 2, 2005) from Jakob Thiesen forwarding comments and questions regarding this matter;
- (viii) (March 3, 2005) from Dave Meslin, Toronto Public Space Committee, forwarding comments regarding this matter;
- (ix) (March 3, 2005) from Katie Scaife, forwarding comments regarding this matter;
- (x) (March 3, 2005) from Derek Chadwick, forwarding comments regarding this matter;
- (xi) (March 7, 2005) from Janet Langdon, forwarding comments regarding this matter;

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- (xii) (March 3, 2005) from Valerie Clark, forwarding comments regarding this matter;
- (xiii) (March 4, 2005) from Eric Abugov, Vice-Chair, Bloor-Yorkville Business Improvement Area, forwarding comments regarding this matter;
- (xiv) e-mail communication (March 4, 2005) from Julie Chamberlain, forwarding comments regarding this matter;
- (xv) e-mail communication (March 7, 2005) from Sarah Innis, forwarding comments regarding this matter;
- (xvi) e-mail communication (March 7, 2005) from Richard Boehnke, forwarding comments regarding this matter;
- (xvii) e-mail communication (March 4, 2005) from Julie Chamberlain, forwarding comments regarding this matter; and
- (xviii) (March 7, 2005) from Doug Jure, Vice-President, Yonge-Bloor Bay Business Association, submitted by Briar de Lange, forwarding comments on this matter;
- (xix) (March 7, 2005) from Derrick Branco;
- (xx) (March 4, 2005) from Laurel Zwissler;
- (xxi) (March 5, 2005) from Anne Smokorowski;
- (xxii) (March 6, 2005) from Dale Duncan;
- (xxiii) (March 6, 2005) from Janice Murray;
- (xxiv) (March 5, 2005) from Carol Borden;
- (xxv) (March 7, 2005) from Don Barber;
- (xxvi) (March 7, 2005) from Celeste Toogood;
- (xxvii) (March 4, 2005) from Tera Mallette; and
- (xxviii) (March 7, 2005) from Grant Orchard.

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The Planning and Transportation Committee held a public meeting on March 7, 2005, in accordance with the *Municipal Act, 2001*, and notice of the proposed enactment of the draft by-law was posted on the City's web site for a minimum of four days.

The following persons appeared before the Planning and Transportation Committee in connection with the foregoing matter:

- Andrea Winkler;
- Jim Allan and filed a written submission regarding this matter;
- Dave Meslin, on behalf of the Toronto Public Space Committee;
- Dorothy MacIntosh and filed a written submission regarding this matter;
- Max Allen and filed a CD (compact disk) version of his presentation and a filed a written submission regarding this matter;
- Erella Ganon;
- Barbara Sternberg;
- Grant Orchard, on behalf of the David Orchard Campaign for Canada, and filed a written submission regarding this matter;
- James Robinson, Executive Director, Downtown Yonge BIA;
- Michael Shelley;
- Warren Brubacher;
- Kevin Peck and filed a written submission regarding this matter;
- Judy Rebick;
- Briar de Lange, Bloor-Yorkville BIA and filed a written submission regarding this matter;
- Valerie Klassen;
- Daibhid James;

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- Dylan Penner, on behalf of the Toronto Coalition to Stop the War;
- Chai Kalevar;
- Alison Gorbel;
- Helen Riley;
- John Fischer;
- Grace Ma;
- Josh Paterson, and filed a written submission regarding this matter;
- Don Brinsmead;
- Michael Comeau;
- Colm Geddes;
- John Kiru, Executive Director, TABIA;
- Carol Medhurst;
- Elliott Bayer;
- Ken Dunsmore, Past President, Don Mills Residents Inc., and filed a written submission regarding this matter;
- Terry West, President, Don Mills Residents Inc.;
- Ken McCracken and filed a written submission regarding this matter; and
- Irving Charny.

The following Members of Council also appeared before the Planning and Transportation Committee:

- Councillor Adam Giambrone, Davenport; and
- Councillor Frances Nunziata, York South-Weston.

The Planning and Transportation Committee:

- (A) recommended that City Council adopt the following, to be included in the Sign By-law to regulate the placement of posters:
- (1) posters not be permitted on any privately-owned poles located on boulevards; **(Motion by Councillor Jenkins)**
  - (2) no person shall affix, place or display or cause to be affixed, placed or displayed any poster on any tree, bench, recycling or litter bin, planter, bicycle rack, traffic control device, public signage, or other street furniture located within a road allowance unless otherwise authorized by the provisions of this by-law; **(Motion by Councillor Moscoe)**
  - (3) notwithstanding any other provision of this by-law, any City employee may remove posters in the course of periodic cleaning or maintenance operations; **(Motion by Councillor Moscoe)**
  - (4) the Commissioner of Urban Development Services or authorized agent, may remove any poster or sign that has been displayed contrary to the provisions of this by-law; **(Motion by Councillor Moscoe)**
  - (5) where a poster has been removed in accordance with the foregoing Recommendation (3) or (4), it may be destroyed or otherwise disposed of without any notice or compensation to the person responsible for affixing the poster; **(Motion by Councillor Moscoe)**
  - (6) posters be permitted only on utility poles located on a boulevard if:
    - (i) the poster is at least 100 metres from any other poster that conveys essentially identical information;
    - (ii) the poster is dated, showing the date of posting; and

- (iii) the poster is displayed for not more than 30 days or five days after the end of the advertised event, if any, whichever is earlier;  
**(Motions by Councillor Jenkins)**
  
- (7) that posters be permitted on kiosks, appropriately dimensioned, where such kiosks are sponsored by BIA's and other community groups, and placed in an area which does not negatively affect pedestrian or vehicle traffic; and further that BIAs be responsible for removing the posters; **(Motion by Councillor Jenkins on behalf of Councillor Nunziata)**
  
- (8) poster be confined to specific areas of poles that have been identified for that purpose; **(Motion by Councillor Moscoe)**
  
- (9) poster kiosks specifically be erected for the purpose of poster only; **(Motion by Councillor Moscoe)**
  
- (10) the City of Toronto advise and warn all for-profit poster companies and event promoters, of this new by-law, and bill them for the removal of their material if they are found in violation on a cost-recovery basis; **(Motion by Councillor Palacio)**
  
- (11) this by-law explicitly does not apply to posters exclusively for missing persons, missing pets or yard sales; **(Motion by Councillor Palacio, amended by Councillor Filion)**
  
- (12) the Commissioner of Urban Development Services be requested to:
  - (i) launch some sort of public campaign respecting this matter; **(Motion by Councillor Jenkins)** and
  
  - (ii) investigate the coating utilized by New York City on poles and street furniture in the Times Square area that inhibits the attachment of

posters and where possible, this coating be utilized on those parts of the utility poles where postering is not permitted; **(Motion by Councillor Moscoe)**

- (13) until such time as a new postering by-law is adopted by Council, that staff enforce existing by-laws on a complaint basis; **(Motion by Councillor Jenkins)**
- (14) that the following be referred to the Commissioner of Urban Development Services for a report to be submitted to the Planning and Transportation Committee after the by-law has been in operation for one year:
- (i) posters erected shall have affixed to them a coloured, bar coded stamp issued by the City;
  - (ii) stamps shall be sold in sheets through postal outlets, libraries and other retail outlets as determined by the City;
  - (iii) in order to be eligible to purchase postering stamps the purchaser must complete an application card and show ID and the first bar coded stamp on a sheet shall be affixed to the application card;
  - (iv) all posters erected shall have an official City bar code stamp affixed to the bottom right hand corner, the bar code will enable an enforcement officer to quickly identify the persons responsible for the erection of a particular poster;
  - (v) hand written posters will not require a stamp;
  - (vi) the colour of the stamp will be changed periodically by the City so as to identify the date that the poster will be permitted to remain; and

- (vii) the City will remove all posters not bearing an up to date poster stamp; (**Motions by Councillor Moscoe**) and
  
- (B) requested the Commissioner of Urban Development Services, in consultation with local councillors, to identify a minimum of 4,000 locations where posters can be placed and report thereon directly to Council for its meeting to be held on April 12, 2005. (**Motion by Councillor Filion**)

The following motions were voted on and **lost**:

Councillor Altobello moved that, the Planning and Transportation Committee recommend to Council that this matter be received. (**which lost on the following recorded vote**:

**Yeas: Altobello; and**

**Nays: Filion, Jenkins, Moscoe, Palacio and Saundercook)**

Councillor Moscoe moved that the Planning and Transportation Committee recommend to Council that:

- (1) posters only be permitted on utility poles located within the road allowance adjacent to the curb lane and kiosks erected by the City specifically for that purpose provided that:
  - (a) the poster is no larger than 22 centimetres by 28 centimetres and is printed on lightweight cardboard or paper only;
  - (b) the poster is at least 50 metres from any other poster that conveys essentially identical information;
  - (c) the poster is placed within a defined area on specific poles;
  - (d) the poster is securely attached flush to the pole or kiosk using either one-centimetre staples, removable tape or water-soluble paste;
  - (e) the poster does not cover any public signage; and
  - (f) the poster is displayed for not more than 30 days; and



- (2) postering on utility poles be restricted to two (2) poles per block.

Councillor Jenkins moved that, the Planning and Transportation Committee again recommend to Council that posters be permitted only on utility poles located on a boulevard if the utility pole is fitted with an approved collar.

The following motion by Councillor Jenkins was declared **redundant**:

That the Planning and Transportation Committee again recommend to Council that:

- “(2) posters be permitted only on utility poles located on a boulevard if:
- (b) the poster is no larger than 22 centimetres by 28 centimetres and consist of lightweight cardboard or paper only;
  - (d) the poster is securely attached flush to the surface of the collar using staples or removable tape;
- (3) that purchase and installation of 4,000 collars be approved in principle, as a start; and
- (4) the location and placement of all collars be determined by the Commissioner of Works and Emergency Services in consultation with the local Councillor.

**(Report 3, Clause 2)**

### **3.4 Comprehensive By-law Compliance Programme**

The Planning and Transportation Committee considered the following report and communications:

- (i) (February 14, 2005) from the Commissioner of Urban Development Services reporting back on the recommendations from Community Councils endorsed by City Council with respect to the Comprehensive By-law Compliance Programme.

Recommendations:

It is recommended that:

- (1) the recommendations from the September 3, 2004 report be adopted;
  - (2) Schedule A of the September 3, 2004 report be replaced with Schedule A of this report; and
  - (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
- (ii) (February 9, 2005) from the City Clerk advising that City Council on February 1, 2 and 3, 2005, referred Clause 3a, Report 7 of the Planning and Transportation Committee, entitled "Comprehensive By-law Compliance Program", back to the Planning and Transportation Committee for further consideration; such communication including a report (September 3, 2005) from the Commissioner of Urban Development Services summarizing the progress of the Comprehensive By-law Compliance Program, and to seek approval for the next stage of work.

Recommendations:

It is recommended that:

- (1) the Comprehensive By-law Compliance Programme, as outlined in Schedule A, be adopted in principle;
- (2) the development of an implementation model, as outlined in Schedule B and subject to final approval by Council, be approved, subject to Recommendation (3);
- (3) funds totalling \$80,000 in both 2005 and 2006 for basic and advanced training, respectively, for all investigative staff be considered through the 2005 budget process, and that this report be forwarded to the Budget Advisory Committee budget meetings;
- (4) the Commissioner, Urban Development Services, report to the Planning and Transportation Committee, after the first phase of full-scale implementation, on the effectiveness of the programme; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

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- (iii) (January 24, 2005) from the Toronto and East York Community Council advising that at its meeting held on January 18, 2005, the Toronto and East York Community Council recommended to the Planning and Transportation that City Council adopt the report (September 3, 2004) from the Commissioner of Urban Development Services;
- (iv) (January 19, 2005) from the Scarborough Community Council advising that at its meeting held on January 18, 2005, the Scarborough Community Council:
  - (1) concurred, in principle, with the Planning and Transportation Committee Recommendation that the staff recommendations in the Recommendation Section of the report (September 3, 2004) from the Commissioner of Urban Development Services be adopted; and
  - (2) requested the Commissioner of Urban Development Services to report to the Planning and Transportation Committee for its meeting of March 7, 2005 on:
    - (a) clarification of the purpose of the compliance by-law program such that it clarifies the intent of the usage of the program;
    - (b) the preamble clearly stating that compliance to all City by-laws is the ultimate intent; and
    - (c) the revised policy include flow charts defining the clear steps along the way in by-law enforcement;
- (v) (January 21, 2005) from the Etobicoke York Community Council advising that at its meeting held on January 18, 2005 the Etobicoke York Community Council recommended that the Planning and Transportation Committee:
  - (1) be advised that:
    - (a) the Etobicoke York Community Council endorses Recommendations (1) and (2) in its Consolidated Clause 3, Report 7, which was considered by City Council on October 26, 27 and 28, 2004, i.e., that:
      - “(1) City Council adopt the staff recommendations in the Recommendations Section of the report (September 3, 2004) from the Commissioner, Urban Development Services; and

- (2) in the event a complaint originates from a Councillor's office or proceeds through a Councillor's office, the respective Councillor shall be consulted prior to Phase 2 or Phase 4 of the programme.”
- (b) with respect to Recommendation (2) above, that consideration be given to further consultation with the respective Councillor on actions taken prior and subsequent to Phase 1 and Phase 3 of the programme;
- (2) be requested to recommend to City Council that the Provincial Government amend the relevant legislation that would give the City of Toronto's Municipal Licensing and Standards Officers the same enforcement rights that other municipal officers may have, such as Health Inspectors and inspectors in Fire Services;
- (3) request the Commissioner, Urban Development Services, to report on:
  - (a) amending the City's protocol by implementing a new step in the process that would advise the Ward Councillor, through a monthly report, of every case of complaint, investigation and subsequent action taken by the City at every level;
  - (b) giving the Ward Councillor more autonomy regarding enforcement decisions; and
  - (c) introducing a fee that would be charged to chronic by-law offenders, in cases where additional inspections are required to be carried out by Municipal Licensing and Standards Officers, in order to ensure compliance;
- (vi) (January 25, 2005) from the North York Community Council advising that at its meeting on January 18, 2005, the North York Community Council recommended to the Planning and Transportation Committee that the following recommendations of the Planning and Transportation Committee contained in Clause 3 of Report 7 of the Planning and Transportation Committee, be endorsed:
  - “(1) City Council adopt the staff recommendations in the Recommendations Section of the report (September 3, 2004) from the Commissioner of Urban Development Services; and

- (2) in the event a complaint originates from a Councillor's office or proceeds through a Councillor's office, the respective Councillor shall be consulted prior to Phase 2 or Phase 4 of the programme."

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that Council adopt the staff recommendations in the Recommendations Section of the Report (February 14, 2005) from the Commissioner of Urban Development Services.

**(Report 3, Clause 3)**

**3.5 Proposed Partial Settlements of Appeals  
to the New Official Plan – 003011**

The Planning and Transportation Committee considered a confidential report (February 3, 2005) from the Commissioner of Urban Development Services and the City Solicitor regarding proposed settlements of appeals to the new Official Plan such report to be considered in-camera as the subject matter relates to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

The Planning and Transportation Committee recommended that Council adopt the staff recommendations in the Recommendations Section of the confidential report (February 3, 2005) from the Commissioner of Urban Development Services and the City Solicitor; and further, that in accordance with the Municipal Act, discussions pertaining thereto be held in-camera as the subject relates to litigation or potential litigation matters.

**(Report 3, Clause 4)**

**3.6 Public Art Commission – New Appointments (All Wards)**

The Planning and Transportation Committee considered a report (February 9, 2005) from the Commissioner of Urban Development Services seeking City Council's approval for new citizen appointments to the Public Art Commission, thereby increasing representation on a city-wide basis.

Recommendation:

It is recommended that City Council approve the appointments of five new citizen volunteers to the Public Art Commission. The nominations are: Karin Eaton; David Leinster; Maureen Lynett; Scott Sorli; and William J. Withrow.

On motion by Councillor Saundercook, the Planning and Transportation Committee recommended that Council adopt the staff recommendation in the Recommendation Section of the report (February 9, 2005) from the Commissioner of Urban Development Services.

**(Report 3, Clause 5)**

**3.7 Amendment to Toronto Municipal Code, Chapter 548, Litter and Dumping of Refuse, to Authorize the Enforcement of Littering and Dumping on Private Property by other than City Employees**

The Planning and Transportation Committee considered the following report and communication:

- (1) (February 7, 2005) from the Commissioner of Urban Development Services to amend the definition of “Officer” in Toronto Municipal Code, Chapter 548, Litter and Dumping of Refuse, to authorize Municipal Law Enforcement staff of agencies, boards and commissions to enforce illegal litter and dumping of refuse on private property.

Recommendations:

It is recommended that:

- (1) the definition of “Officer” within Toronto Municipal Code, Chapter 548, Litter and Dumping of Refuse be amended as follows:

“Officer – A City employee or other such law enforcement officer as designated in Schedule D of this chapter whose duties include the enforcement of this chapter, including the exercising of a power of entry upon land or into structures.”;

- (2) the necessary applications be submitted to the Ministry of Community Safety and Correctional Services for class designations for employees of the Toronto Parking Authority and the Toronto Zoo for the purposes of enforcing City of Toronto by-laws;
  - (3) upon Ministry authorization of class designation, the Toronto Parking Authority and the Toronto Zoo be added to Schedule D of Toronto Municipal Code, Chapter 548; and
  - (4) the City Solicitor be authorized to prepare the necessary amendment and introduce in Council the necessary Bill to give effect thereto; and
- (2) (March 7, 2005) from Ann Dembinski, President, Canadian Union of Public Employees, Local 79, forwarding comments regarding this matter.

On motion by Councillor Saundercook, the Planning and Transportation Committee recommended that Council adopt the recommendations in the Recommendations Section of the report (February 7, 2005) from the Commissioner of Urban Development Services, and further that, the appropriate City Officials be requested to include a strategy for consultation with City Councillors.

**(Report 3, Clause 6)**

**3.8 Sustainable Design Principles and Standards – Green Development Standards**

The Planning and Transportation Committee considered the following report and communication:

- (i) (February 9, 2005) from the Commissioner of Urban Development Services responding to the request of Planning and Transportation, as contained in the communication from the Roundtable on a Beautiful City, to report on the development and adoption of sustainable design principles and standards.

Recommendation:

It is recommended that:

- (1) this report be received and forwarded to the Roundtable on a Beautiful City for information; and

- (ii) (March 3, 2005) from Deputy Mayor Pantalone requesting that in addition to the staff recommendation to forward the report to the Roundtable on a Beautiful City; that this report be also forwarded to the Roundtable on the Environment.

On motion by Councillor Moscoe, the Planning and Transportation Committee received, for information, the report (February 9, 2005) from the Commissioner of Urban Development Services; and directed that a copy thereof be forwarded to the Roundtable on a Beautiful City and the Roundtable on the Environment.

**(Report 3, Clause 18(b))**

**3.9 Status Report – Birchcliff Quarry Lands Study  
File 03 180350 ESC 36 TM - Birchcliff Community  
(Ward 35 and 36 Scarborough Southwest)  
(Ward 32 Beaches-East York)**

The Planning and Transportation Committee considered a report (February 18, 2005) from the Commissioner of Urban Development Services reporting on the approach for undertaking the land use study for the lands east of Victoria Park Avenue, south of the CN rail line, north of Gerrard Street and west of Clonmore Drive (the Birchcliff Quarry Lands). Also, to update Council on the Gerrard/Clonmore multi-unit residential development on lands that are within the Birchcliff Quarry Lands study area.

Recommendations:

It is recommended that City Council:

- (1) endorse the Study Approach for the Birchcliff Quarry Lands as outlined in Attachment 2;
- (2) direct staff to report back to the April 2005 meeting of the Planning and Transportation Committee with the Phase 1 report on the Community Profile of the Birchcliff Quarry Lands study area; and
- (3) direct the Commissioner of Urban Development Services in consultation with the Commissioners of Works and Emergency Services, Corporate Services and Economic Development Culture and Tourism, to report to the May 2005, meeting of the Planning and Transportation Committee on a process for undertaking an environmental review of the City owned lands



within the larger Birchcliff Quarry Lands area, that includes a review of the existing Provincial legislation and regulations that apply to the lands, the extent of environmental investigations that are needed on the lands, the expertise required to undertake these investigations and the associated costs, and explores opportunities to involve other landowners of the Quarry Lands in an environmental review on their lands in concert with the City, and in cost-sharing for undertaking such a review.

On motion by Councillor Saundercook, the Planning and Transportation Committee recommended that Council adopt the recommendations in the Recommendations Section of the report (February 18, 2005) from the Commissioner of Urban Development Services.

**(Report 3, Clause 7)**

**3.10 Installation of Telecommunication Towers**

The Planning and Transportation Committee considered the following report and communication:

- (1) (February 21, 2005) from the Commissioner of Urban Development Services reporting on notice of motion J(5) adopted by City Council on November 30, December 1 and 2, 2004, requesting a report outlining the possible ways that the construction and installation of telecommunication towers could be regulated to require community consultation and the approval of the local municipality. It was also requested that the report include possible recommendations to the federal and provincial governments requesting municipal and community input on the installation of these towers. A subsequent notice of motion J(1), adopted by City Council at its meeting of February 1, 2 and 3, 2005, requested a staff report to the March Planning and Transportation Committee on designating communication towers as structures subject to site plan control.

Recommendations:

It is recommended that:

- (1) the Commissioner of Urban Development Services submit a report to the June 2005, meeting of the Planning and Transportation Committee, with recommendations on a draft protocol that includes

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guidelines and criteria for the siting of federally-regulated and licensed telecommunication facilities within the City of Toronto;

- (2) a copy of this report be forwarded to Industry Canada for their information and that they be advised of the current City of Toronto practices for the installation of telecommunication towers; and
  - (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
- (2) (March 2, 2005) from Mitch St. Jacques, Director, Toronto District Office, Industry Canada Spectrum Management, forwarding comments and questions regarding this matter; and
  - (3) a document entitled “Report on the National Antenna Tower Policy Review” submitted by Councillor Howard Moscoe.

The Planning and Transportation Committee:

(A) recommended that:

- (1) Council adopt the staff recommendations in the Recommendations Section of the report (February 21, 2005) from the Commissioner of Urban Development Services;
- (2) the installation of Telecommunication Towers be subject to site Plan control; (**Motions by Councillor Moscoe**)
- (3) the Commissioner of Urban Development Services be requested to report to the Planning and Transportation Committee on the location of existing telecommunication towers within the City of Toronto;
- (4) this proposed protocol strongly encourage new telecommunication towers to be located on top of existing buildings wherever possible so as to minimize their height, and express that the City of Toronto does not consider the placement of these towers in residential neighbours acceptable at all; and

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- (5) the Commissioner of Urban Development Services be requested to report to the May 25, 2005 meeting of the Planning and Transportation Committee, in view of the proliferation of stand along towers from the industry; and **(Motions by Councillor Palacio)**
  
- (B) requested the City Solicitor to bring forward a by-law respecting this matter to the meeting of Council to be held on April 12, 2005; and
  
- (C) referred the study between Industry Canada and the University of New Brunswick, entitled "Report on: The national Antenna Tower Policy Review" to the Commissioner of Urban Development Services for report to the Planning and Transportation Committee. **(Motions by Councillor Moscoe)**

The following motion by Councillor Moscoe was not put:

WHEREAS the City currently does not have a harmonized practice regarding federally-regulated and licensed telecommunication facilities;

AND WHEREAS Planning and Transportation Committee has before it a report recommending a harmonized protocol that will include guidelines and criteria for the siting of federally-regulated and licensed telecommunications facilities within the City, be developed and submitted to the June 2005 meeting of Planning and Transportation Committee;

AND WHEREAS applicants for radio authorizations involving significant antenna structures are required by Industry Canada to submit confirmation that they have consulted with the municipality for antenna structures;

IT IS HEREBY RESOLVED THAT Industry Canada be advised that all proposals for telecommunications facilities shall be subject to the following interim City-wide practice until there is a harmonized protocol in place:

- (1) all applications to Industry Canada for telecommunications facilities within the City shall be submitted by the respective telecommunication applicants to City Planning;
- (2) City Planning shall circulate each application to the local Ward Councillor to allow the local Ward Councillor an opportunity to consult with his/her constituents and to provide comments on the application;
- (3) the local Ward Councillor will forward their comments to City Planning, who will prepare a letter to Industry Canada and the telecommunication applicant; and
- (4) this letter shall constitute the City's response to Industry Canada with respect to the application and the Municipal/Land-Use consultation process.

**(Report 3, Clause 8)**

**3.11 Bill 136 (Proposed *Places to Grow Act*) and Greater Golden Horseshoe Growth Planning**

The Planning and Transportation Committee considered a report (February 7, 2005) from the Commissioner of Urban Development Services providing City Council with information on Bill 136 (the proposed *Places to Grow Act*) in anticipation of a provincial growth plan for the Greater Golden Horseshoe (GGH), and to recommend a position for City Council to adopt with respect to the legislation as it effects the City of Toronto within the GGH region. Copies of Bill 136 are attached.

Recommendations:

It is recommended that the Mayor write to the Minister of Public Infrastructure Renewal (MPIR) to:

- (1) reiterate Council's support for the development of a draft growth plan for the Greater Golden Horseshoe, as articulated in the autumn 2004 reports to Planning and Transportation Committee, and to express support for the introduction of the enabling legislation, Bill 136, the proposed *Places to Grow Act*;

- (2) request that Official Plan Amendments required by Bill 136 to bring municipal plans into conformity with a provincial growth plan not be subject to the right of appeal to the Ontario Municipal Board; and
- (3) note the concerns with respect to conformity, definition of a growth plan, implementation and consultation described in the Comments section of this report.

On motion by Councillor Jenkins, the Planning and Transportation Committee recommended that Council adopt the staff recommendations in the Recommendations Section of the report (February 7, 2005) from the Commissioner of Urban Development Services, subject to amending Recommendation (1) to read as follows:

“It is recommended that the Mayor write to the Minister of Public Infrastructure Renewal (MPIR) to:

- (1) reiterate Council’s support for the development of a draft growth plan for the Greater Golden Horseshoe, contingent upon the provision of adequate sources of funding for infrastructure priorities being identified in the promised 10 year Strategic Infrastructure Investment Plan for the GGH, as articulated in the autumn 2004 reports to Planning and Transportation Committee, and to express support for the introduction of the enabling legislation, Bill 136, the proposed Places to Grow Act;”.

**(Report 3, Clause 9)**

**3.12 Status Report – Warden Corridor and Victoria Park Station Land Use Planning Studies – File Numbers 03 035238 ESC 35 TM and 03 035239 ESC 35 TM (Ward 35 – Scarborough Southwest) (Ward 31 – Beaches-East York)**

The Planning and Transportation Committee considered a report (February 21, 2005) from the Commissioner of Urban Development Services recommending that Phase 3 Implementation Reports be prepared for the two studies, based on the findings contained in the Phase 2 Consultants' Report, and the emerging Planning Framework outlined in this report; to recommend a community consultation strategy for Phase 3 of the studies; and to seek the Committee's directions on notice for Public Meetings under the Planning Act as required to implement the recommendations of the studies.

Recommendations:

It is recommended that:

- (1) staff be directed to prepare a Warden Corridor Study Phase 3 Implementation Report for consideration by the Planning and Transportation Committee at a Public Meeting under the Planning Act in the second half of 2005; said report to include amongst other matters, a Planning Framework for the Warden Corridor addressing community services and facilities needs and a range of implementation tools and strategies including Section 37 and the alternative parkland provisions of the Planning Act as outlined in this report;
- (2) staff be directed to schedule community consultation meetings together with the Ward Councillor for public input during Phase 3 of the Warden Corridor Study;
- (3) notice for the Public Meeting under the Planning Act to consider the Warden Corridor Study Phase 3 Implementation Report be given by newspaper advertisement according to the regulations under the Planning Act; by postal walk in the area bounded by Eglinton Avenue East, Danforth Avenue, Birchmount Road and Victoria Park Avenue; and by direct mail to the interested parties on the Warden Corridor Study mailing list;
- (4) staff be directed to prepare a Victoria Park Station Study Phase 3 Implementation Report for consideration by the Planning and Transportation Committee at a Public Meeting under the Planning Act in the first quarter of 2006; said report to include amongst other matters, the redesignation and rezoning of the Victoria Park Station site, a by-law to designate the property as a Site Plan Control area, and a conceptual plan addressing improvements to parks, streetscapes and paths in the study area, as outlined in this report;
- (5) staff be directed to schedule community consultation meetings together with the Ward Councillors for public input during Phase 3 of the Victoria Park Station Study; and
- (6) notice for a Public Meeting under the Planning Act to consider the Victoria Park Station Study Phase 3 Implementation Report, be given by newspaper advertisement according to the regulations under the Planning Act; by postal walk to the study area bounded by Donora Drive/Conroy Avenue, Danforth Avenue, Pharmacy Avenue, and Dawes Road; and by direct mail to the interested parties on the Victoria Park Station Study mailing list.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that City Council adopt the recommendations in the Recommendations Section of the report (February 21, 2005) from the Commissioner of Urban Development Services.

**(Report 3, Clause 10)**

**3.13 Bike Week 2005**

The Planning and Transportation Committee considered a communication (February 16, 2005) from the Toronto Cycling Committee advising that at its meeting held on February 14, 2005, the Toronto Cycling Committee recommended to the Planning and Transportation Committee that:

- (1) Dundas Street East be added as an official starting point for the Bike Week 2005 Annual Group Commute and that Toronto Cycling Committee Support staff be directed to consult with Councillor Fletcher to determine the exact location on Dundas Street East to commence the Annual Group Commute, in order to arrive at Toronto City Hall by 8:30 a.m.;
- (2) the following three recommendations, as contained in the Promotions Subcommittee minutes (December 1, 2004) and as approved by the Toronto Cycling Committee on January 17, 2005, regarding Bike Week 2005, be adopted:
  - (a) on May 30, 2005, the Toronto Cycling Committee Group Commute will continue as it has in the past with 3 start points converging at Yonge Street and Bloor Street. The start points will be Bloor Street and High Park, Yonge Street and Lawrence Avenue, and Danforth Avenue and Woodbine Avenue. Once the rides converge at Yonge Street and Bloor Street, the whole group will ride together to the free breakfast at Nathan Philips Square;
  - (b) the Toronto Cycling Committee request BUGS and community groups to organize 'feeder routes' with additional start points to those organized by the Toronto Cycling Committee. These 'feeder routes' are encouraged to time their rides so as to link up with the Toronto Cycling Committee rides (likely along Yonge Street, south of Bloor Street). 'Feeder Routes' will be a new component of the Bike Week calendar of events; and

- (c) the Toronto Cycling Committee request any group organizing a 'feeder route' to evaluate how their ride went and present the information to the Toronto Cycling Committee. We are asking for this information so that we can explore the idea of the Toronto Cycling Committee including more start points as part of the City of Toronto annual Group Commute; and
- (3) the report (February 2, 2005) from the Director, Transportation Planning, Urban Development Services, and the communication (February 2, 2005) from Councillor Fletcher, Toronto-Danforth, Ward 30, be received.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that:

- (1) Council adopt the Recommendations of the Toronto Cycling Committee in the communication (February 16, 2005) from the Committee; and
- (2) that Bike Week 2005 be designated a community event.

**(Report 3, Clause 11)**

### **3.14 Chair and Vice-Chair Appointments, Toronto Licensing Tribunal**

The Planning and Transportation Committee considered a confidential communication (February 9, 2005) from the Toronto Licensing Tribunal respecting appointment of Chairs and Vice-Chairs to the Tribunal, such communication to be considered in-camera as the subject matter relates to identifiable individuals.

On motion by Councillor Moscoe, the Planning and Transportation Committee:

- (1) deferred consideration of the communication (February 9, 2005) from the Toronto Licensing Tribunal, until its meeting scheduled to be held on May 25, 2005; and
- (2) directed that the Chair of the Toronto Licensing Tribunal be requested to attend the May 25, 2005, meeting of the Planning and Transportation Committee with respect thereto.



(Chair, Toronto Licensing Tribunal; c. Administrator, Toronto Licensing Tribunal - March 7, 2005)

**(Report 3, Clause 18(c))**

**3.15 Procedures for Hiring Consultants for Streetscaping and Public Art Projects**

The Planning and Transportation Committee considered a communication (February 2, 2005) from the Toronto Centre for the Arts Advisory Committee advising that at its meeting held on January 27, 2005 the Toronto Centre for the Arts Advisory Committee:

- (1) received the communication (January 4, 2005) from the Planning and Transportation Committee; and
- (2) directed that the Planning and Transportation Committee be advised that the Toronto Centre for the Arts Advisory Committee has no comments at this time, in response to the request for comments on ways to improve the current process respecting procedures for hiring consultants for streetscaping and public art projects.

On motion by Councillor Saundercook, the Planning and Transportation Committee received the communication (February 2, 2005) from the Toronto Centre for the Arts Advisory Committee.

**(Report 3, Clause 18(d))**

**3.16 Legalizing Full Patio Enclosures Year-round**

The Planning and Transportation Committee considered the following Motion by Councillor Palacio (February 2005):

“Whereas licensed café operators who have an agreement with the City to operate a full enclosure are permitted to operate the enclosure only between April 1 and May 30 as well as September 15 to November 1 of any given year; and

Whereas many Toronto businesses with full enclosures would like to given the option of operating them year-round, to offer customers an “outdoor” dining experience even in winter; and

Whereas without a full enclosure, the patio space often goes unmaintained and neglected; and

Whereas dozens of businesses have been operating year-round enclosures, without incident or complaint from anyone, for years without the bylaw being stringently enforced by Municipal Licensing and Standards until recently;

Now Therefore be it Resolved That, the Commissioner Urban Development Services be requested to report to the next meeting of the Planning and Transportation Committee on a draft bylaw to permit year-round full patio enclosures for properly licensed establishments;

And be it Further Resolved That such report consider making only smoke-free establishments eligible for a year-round full enclosure, grandfather provisions for establishments who can prove that they operated a year-round full enclosure without complaint or incident for 5+ years, and that any requests for such enclosures be circulated to Works and Emergency Services prior to approval to ensure that snow clearing would not be adversely affected.

On motion by Councillor Moscoe, the Planning and Transportation Committee received the resolution (February, 2005) by Councillor Palacio respecting legalizing full patio enclosures year round. **(Councillor Moscoe requested that it be noted that he voted in the negative)**

**(Report 3, Clause 18(e))**

**3.17 Spadina Subway Extension Environmental Assessment Study-  
Communications Plan**

The Planning and Transportation Committee considered a communication (January 14, 2005) from the General Secretary, Toronto Transit Commission advising that at its meeting January 12, 2005, the Commission considered the attached report entitled, "Spadina Subway Extension Environmental Assessment Study – Communications Plan."

The Commission adopted the recommendation contained in the report, as listed below:

“It is recommended that the Commission:

- (1) Receive this report for information; and
- (2) Forward this report to the City of Toronto, the Regional Municipality of York and the City of Vaughan for information.”

The Commission also adopted the following ancillary motions:

- (1) That the Environmental Assessment include:
  - (a) Consideration of the route as it pertains to use of the hydro corridor to enhance local and feeder services particularly to the west.
  - (b) Possible effects of the route on the development of the industrial lands east of Keele Street.
  - (c) Changes resulting from a decision by York University to develop the south of the campus with low density housing rather than the high rise development outlined in the Secondary Plan;
- (2) that staff be requested to ensure the Environmental Study takes into consideration the proposed stadium at York University i.e., linkages and accessibility to public transit;
- (3) that staff be requested to ensure the Environmental Assessment Study takes into consideration the proposed residential land use between Jane Street and Keele Street in the City of Vaughan; and

directed the foregoing be forwarded to City of Toronto Council through the City Planning and Transportation Committee for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that Council receive the following communication (January 14, 2005) from the General Secretary, Toronto Transit Commission.

**(Report 3, Clause 12)**

**3.18 Proposed Graffiti Abatement Strategy - Summer "Clean Team"**

The Planning and Transportation Committee considered a report (February 17, 2005) from the Commissioner of Urban Development Services reporting on the establishment of a staff team responsible for the removal of graffiti and posters from utility poles and street furniture as well as being able to provide this service to property owners on a cost recovery basis.

Recommendations:

It is recommended that:

- (1) City Council adopt the establishment of a proposed summer "Clean Team" made up of eight staff and related equipment and materials for 2005;
- (2) staff report on the continued operation of this programme into 2006 and beyond within 2006 Operating Budget submissions;
- (3) this report be forwarded to the Works Committee, Economic Development Committee, Administration Committee and the Mayor's Roundtable on Clean and Beautiful City for their information; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Planning and Transportation Committee:

- (I) recommended that Council adopt Recommendations (1), (2) and (4) in the Recommendations Section of the report (February 17, 2005) from the Commissioner of Urban Development Services; and
- (II) concurred with the following Recommendation (3) in the aforementioned report:
  - "(3) this report be forwarded to the Works Committee, Economic Development Committee, Administration Committee and the Mayor's Roundtable on Clean and Beautiful City for their information;."

(Works Committee; Economic Development and Parks Committee; Administration Committee; Mayor's Roundtable on a Clean and Beautiful City; c., Commissioner of Urban Development Services - March 7, 2005)

**(Report 3, Clause 13)**

**3.19 Draft Growth Plan for the Greater Golden Horseshoe**

The Planning and Transportation Committee considered the following report (February 24, 2005) from the Commissioner of Urban Development Services providing City Council with a high level summary overview of the draft provincial Growth Plan for the Greater Golden Horseshoe (GGH), which was released on February 16, 2005, and request that staff report directly to Council with comments for Council's consideration at its meeting of April 12, 13 and 14, 2005. Copies of the Draft Plan are attached.

Recommendation:

It is recommended that the Commissioner of UDS, in consultation with other departments, report directly to Council at its meeting of April 12, 13, 14 on the Draft Growth Plan for the Greater Golden Horseshoe.

On motion by Councillor Jenkins, the Planning and Transportation Committee:

- (1) concurred with the Recommendation in the Recommendation Section of the report (February 24, 2005) from the Commissioner of Urban Development Services; and
- (2) requested the Chief Financial Officer and Treasurer to report directly to Council on the financial implications of the infrastructure required, to the extent possible.

**(Report 3, Clause 14)**

### **3.20 Development Infrastructure Policy and Standards Review**

The Planning and Transportation Committee considered the following report and communication:

- (1) (March 1, 2005) from the Acting Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services to:
  - (i) inform Council of the progress of the inter-departmental Development Infrastructure Policy and Standards Review (DIPS) process;
  - (ii) address issues resulting from the creation of new local residential streets in private ownership; and
  - (iii) advise of the consultative process being undertaken for finalizing standards for new development infrastructure.

Recommendations:

It is recommended that:

- (1) in accordance with the Official Plan policy that all new streets should be public streets, the Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services be requested to:
  - (a) continue to develop a range of new standards for local public streets for application throughout the City;
  - (b) develop criteria to identify where a private street may be considered as an appropriate exception to the Official Plan policy; and
  - (c) analyze the cost implications, including options for cost recovery, of local public streets serving residential areas being built at the new standards;
- (2) staff be directed to consult with stakeholders, including the development industry; residents in existing infill developments; the Toronto Public Utilities Coordinating Committee, and the Roundtable on a Beautiful City on the

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- work to be undertaken in Recommendation (1) above and report back to the Planning and Transportation Committee and the Works Committee, preferably at a joint meeting;
- (3) the work to date of the Development Infrastructure Policy and Standards (DIPS) staff working group, appended to this report, be used as the basis for the tasks described in Recommendation (1) above and for consultation with stakeholders;
  - (4) staff use the information in this report to inform their review of development applications until final standards are approved; and
  - (5) staff no longer accept single point set outs for solid waste collection in grade related developments except in circumstances where the unit count is low and when staff are of the opinion that it would be appropriate to permit the development to proceed;
- (2) (February 25, 2005) from the Scarborough Community Council advising that City Council on February 16, 2005, referred Clause 17, Report 2 of the Scarborough Community Council entitled “Amendments to the Condominium Act” to the Planning and Transportation Committee for consideration with the forthcoming report from the Committee on Development, Infrastructure, Policy and Standards (DIPS).

Helen Riley appeared before the Planning and Transportation Committee.

The Planning and Transportation Committee recommended that:

- (1) City Council adopt the staff recommendations in the Recommendations Section of the report (March 1, 2005) from the Acting Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services;
- (2) the Toronto Pedestrian Committee be consulted as one of the stakeholders; and a copy of this report be forwarded to the Toronto Pedestrian Committee for information; **(Motion by Councillor Saundercook)**

- (3) staff in their further consideration of this matter give some attention to the issue of:
  - (i) pedestrian accessibility networks for best access to public transit;
  - (ii) common utility ducts for future technologies;
  - (iii) underground hydro and other utilities;
  - (iv) streetscape and tree planting; and
  - (v) bicycle lanes; **(Motion by Councillor Moscoe)** and
- (4) all streets in new townhouse developments and subdivisions be designed to permit curbside garbage collection by City vehicles. **(Motion by Councillor Fillion)**

**(Report 3, Clause 15)**

**3.21 Proposed Partial Settlement of Appeals of the New Official Plan and Full Settlement of General Appeal of the Development Charges By-law – 003011**

The Planning and Transportation Committee considered a confidential report (March 2, 2005) from the Commissioner of Urban Development Services, the City Solicitor, the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer, regarding proposed settlements of appeals to the new Official Plan and Full Settlement of General Appeal of the Development Charges By-law, such report to be considered in-camera as the subject matter relates to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

The Planning and Transportation Committee recommended that City Council adopt the recommendations of the Planning and Transportation Committee in the communication (March 7, 2005) from the City Clerk; and further that in accordance with the Municipal Act, discussions pertaining thereto be held in-camera as the subject relates to litigation or potential litigation matters.



(Policy and Finance Committee; c., Commissioner of Urban Development Services; City Solicitor; Commissioner of Economic Development, Culture and Tourism; Chief Financial Officer and Treasurer - March 7, 2005)

**(Report 3, Clause 16)**

**3.22 Proposed Partial Settlement of Appeals  
of the New Official Plan - 003011**

The Planning and Transportation Committee considered a confidential report (February 28, 2005) from the Commissioner of Urban Development Services and the City Solicitor, regarding proposed partial settlement of appeals to the new Official Plan, such report to be considered in-camera as the subject matter relates to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

The Planning and Transportation Committee recommended that Council adopt the staff recommendations in the Recommendations Section of the confidential report (February 28, 2005) from the Commissioner of Urban Development Services, the City Solicitor, the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer; and further, that in accordance with the Municipal Act, discussions pertaining thereto be held in-camera as the subject relates to litigation or potential litigation matters.

**(Report 3, Clause 17)**

**3.23 Holistic Centres and Body Rub Parlours**

The Planning and Transportation Committee considered the following Notice of Motion (March 7, 2005) from Councillor Bill Saundercook:

Whereas there was a stabbing outside of 3633 Dundas Street West on February 27, 2005; and

Whereas this business establishment is a body rub parlour; and

Whereas many neighbourhoods across the City are becoming increasingly concerned about these types of operations, in terms of

the types of activities that take place on their premises, and also the types of criminal elements that they attract; and

Whereas a Federal Sub-Committee was recently struck to study the adequacy of current Criminal Code provisions relating to prostitution;

Therefore be it Resolved that the Commissioner of Urban Development Services be requested to report back to the Planning and Transportation Committee as soon as possible on the following issues:

- (a) clarification of current definitions and classifications of holiest centres and body rub parlours;
- (b) a requirement that all employees of body rub parlours must be twenty-one years of age or older (and if this is not possible, eighteen years of age or older);
- (c) a requirement that all employees of body rub parlours must be Canadian citizens;
- (d) a requirement that body rub parlours provide proof of proper filing of GST and PST;
- (e) a requirement that an annual audit be conducted on all body rub parlours;
- (g) a requirement that body rub parlours' hours of operation be restricted to 9:00 a.m. – 5:00 p.m.;
- (h) a requirement that all employees of body rub parlours be required to have appropriate certification and training in proper hygiene practices; and
- (i) a requirement that the names of all body rub parlours be reviewed and approved by the City.

The Planning and Transportation Committee referred the foregoing resolution to the Commissioner of Urban Development Services for report, as soon as possible, to the Planning and Transportation Committee.

**(Report 3, Clause 18(f))**

**3.24 Changes to the North York Secondary Plan with Respect to the Parkland Contribution**

On motion by Councillor Filion, the Planning and Transportation Committee directed that the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee on changes to the North York Secondary Plan with respect to the Parkland contribution, such report to contain amendments consistent with the requirements of the new Official Plan.

**(Report 3, Clause 18(g))**

The Committee adjourned its meeting at 7:55 p.m.

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Chair.