



**ETOBICOKE YORK COMMUNITY COUNCIL
AGENDA
MEETING 5**

Date of Meeting: June 13, 2006
Time: 9:30 a.m.
Location: Council Chambers
Etobicoke Civic Centre
399 The West Mall
Toronto, Ontario

Enquiry: Glenda Jagai
Committee Administrator
416-394-8101
etcc@toronto.ca

If the Etobicoke York Community Council wishes to meet in-camera (privately) a motion must be made to do so, and the reason given (*Municipal Act, 2001*).

Declarations of Interest under the *Municipal Conflict of Interest Act*

Confirmation of Minutes – May 9, 2006

Speakers/Presentations – A complete list will be distributed at the meeting:

9:30 a.m.	Item 1	2:20 p.m.	Item 9
10:00 a.m.	Item 2	2:40 p.m.	Item 10
10:30 a.m.	Item 3	3:00 p.m.	Item 11
11:00 a.m.	Item 4	3:20 p.m.	Item 12
11:15 a.m.	Item 5	3:40 p.m.	Item 13
11:30 a.m.	Item 6	4:00 p.m.	Item 14
12:00 noon	Item 7	4:20 p.m.	Item 15
2:00 p.m.	Item 8	7:00 p.m.	Item 38

Communications/Reports:

- 1. Draft By-law to Close a part of the Public Highway known as Alcide Street, south of Codlin Crescent (Ward 1 – Etobicoke North)**

(Public Meeting under the *Municipal Act* – 9:30 a.m.)

Draft by-law from the City Solicitor to permanently close part of the public highway known as Alcide Street, south of Codlin Crescent, shown as Parts 1 and 2 on Plan 66R-22408.

(Ref. Consolidated Clause 7 of the Administration Committee Report 4, which was adopted, without amendment, by City Council on June 22, 23 and 24, 2004).

**2. Injury of One Privately-Owned Tree – 23 Robinhood Road
(Ward 4 – Etobicoke Centre)**

(Postponed from April 4, 2006)

(Speakers – 10:00 a.m.)

Report (March 14, 2006) from the General Manager, Parks, Forestry and Recreation regarding an application for a permit to injure one privately-owned tree located at 23 Robinhood Road, near the property line shared with 25 Robinhood Road.

Recommendations:

It is recommended that:

- (1) the request for permit to injure one (1) privately-owned 95 centimetre diameter white oak tree at 23 Robinhood Road be denied; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

2(a). Communication (January 20, 2006) from Ron and Linda Meredith-Jones;

2(b). Communication (January 19, 2006) from Janine de Rosnay and Frank Perricone;

2(c). Communication (January 19, 2006) from Mary and John Gardiner; and

2(d). Communication (January 17, 2006) from Carol Lynn Carter.

**3. Request for Approval of Variances from Chapter 215, Signs, of the former
City of Etobicoke Municipal Code – 2280 Islington Avenue
(Ward 2 – Etobicoke North)**

(Postponed from May 9, 2006)

(Speakers – 10:30 a.m.)

Report (April 24, 2006) from the Director of Building and Deputy Chief Building Official to review and make recommendation on a request by Sid Catalano, with Pattison Outdoor, for 1009222 Ontario Inc., for approval of variance from Chapter 215, Signs, of the former City of Etobicoke Municipal Code to permit a Third Party Illuminated Roof Sign having 2 sign faces at 2280 Islington Avenue.

Recommendation:

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

Communications:

- 3(a). (May 8, 2006) from Corinne Alstrom;
- 3(b). (May 8, 2006) from Albert Kwan;
- 3(c). (May 8, 2006) from Steve Mercer;
- 3(d). (May 8, 2006) from Alison Gorbould, Toronto Public Space Committee;
- 3(e). (May 8, 2006) from Erin Wood;
- 3(f). (May 8, 2006) from David Nichol;
- 3(g). (May 8, 2006) from Andrew Brett;
- 3(h). (May 8, 2006) from Emily Tu;
- 3(i). (May 8, 2006) from Katherine Mansfield;
- 3(j). (May 8, 2006) from Cynthia Gould;
- 3(k). (May 8, 2006) from Josh Paterson;
- 3(l). (May 8, 2006) from Arthur Gron;
- 3(m). (May 8, 2006) from Daya Lye;
- 3(n). (May 8, 2006) from Sara Lipson;
- 3(o). (May 8, 2006) from Stephen Philipson; and
- 3(p). (May 8, 2006) from Liam O'Doherty.

**4. Application for Outdoor Café Encroachment at 352 Royal York Road
(Ward 6 – Etobicoke-Lakeshore)**

(Postponed from May 9, 2006)

(Speakers – 11:00 a.m.)

Report (April 21, 2006) from the Manager, Municipal Licensing and Standards regarding an application to lease 35.21 square metres of the municipal boulevard for purpose of an Outdoor Café at “Colin’s Dug Out” restaurant at 352 Royal York Road.

Recommendation:

It is recommended that this application to lease 35.21 square metres (3.50 metres by 10.06 metres) of the municipal boulevard as an outdoor café patio, located at the south

side of the premises on the Newcastle Street road allowance (Attachment 1), be approved, in accordance with the former Municipality of Metropolitan Toronto By-law No. 41-93, as amended, subject to the applicant fulfilling the following conditions upon approval:

- (1) enter into an Encroachment Agreement with the City of Toronto;
- (2) pay an annual fee to the City of Toronto for use of the road allowance in the amount of \$11.00 per square metre. All fees are subject to change;
- (3) comply at all times with regulations set out in the former Municipality of Metropolitan Toronto By-law 41-93, as amended;
- (4) provide a certificate of insurance evidencing a third party bodily injury and/or property damage insurance in the amount of Two Million Dollars (\$2,000,000.00), or such other coverage and greater amount as the City of Toronto may require, and naming the City of Toronto as an additional insured party under the policy;
- (5) no music shall be played after 10:00 p.m. and the patio shall be closed no later than 11:00 p.m.;
- (6) constantly trim and maintain the hedges at Newcastle Street flankage to limit its height to no more than 800 mm (Attachment 3);
- (7) provide and maintain hard floor surface for the open patio with 150 mm thick concrete over a 150 mm thick well compacted gravel base;
- (8) protect existing window wells with suitable metal screens capable of withstanding loading caused by foot traffic (Attachment 4);
- (9) alter existing downpipe beside the existing window wells to redirect rainwater drainage to an acceptable disposal location in order not to cause nuisance or hazards to patrons and pedestrians (Attachment 4);
- (10) install and maintain a minimum 1.07 metre high metal open fence and gate along the periphery of the patio;
- (11) provide and maintain screens of suitable materials to form a barrier around the existing metal chimney and gas metres (Attachment 4);
- (12) comply with all relevant municipal by-law requirements including repairing the deteriorating exterior brick wall and removal of the A framed sign (or obtain a temporary sign permit) (Attachments 2 and 4); and

(13) obtain a construction/streets occupation permit prior to the commencement of any construction.

5. Request for Approval of Variances from Chapter 215, Signs, of the former City of Etobicoke Municipal Code – 265 Wincott Drive (Ward 4 – Etobicoke Centre)

(Speakers – 11:15 a.m.)

Report (May 25, 2006) from the Director of Building and Deputy Chief Building Official to review and make recommendation on a request by Matthew Laing, with Sherman Brown Dryer Karol, Barristers & Solicitors for Gary Fine, Company Officer of 840085 Ontario Limited, for approval of variances from Chapter 215, Signs, of the former City of Etobicoke Municipal Code to permit an Illuminated First Party Directory Ground sign and 2 Illuminated First Party Fascia Wall signs on the south elevation at 265 Wincott Drive.

Recommendations:

It is recommended that:

- (1) the request for variances be refused for the double-sided, first party illuminated business directory ground sign and that the variances be approved for the two first party illuminated fascia wall signs on the south elevation for the reasons outlined in this report; and
- (2) the applicant is to be advised, upon approval of variances, of the requirement to obtain the necessary sign permit.

6. Status Report – Rezoning Application; Plan of Subdivision Applicant: Franco Romano, Action Planning Consultants 144-156 Rowntree Mill Road (Ward 7 – York West)

(Postponed from May 9, 2006)

(Speakers – 11:30 a.m.)

Report (May 31, 2006) from the Director, Community Planning, Etobicoke York District providing a status update on the rezoning application and draft plan of subdivision application for a residential development at 144-156 Rowntree Mill Road.

Recommendation:

It is recommended that Community Council's further consideration of the revised application be deferred until:

- (1) the applicant has submitted all required information identified by City staff and appropriate agencies, including the Toronto and Region Conservation Authority, in regard to the revised proposal, within six months;
- (2) the applicant has submitted an Official Plan Amendment application to amend the new Official Plan for the City of Toronto;
- (3) City staff has completed its review of the revised proposal and supporting documentation and has reported back to Community Council; and
- (4) the applicant has withdrawn the plan of subdivision application and has confirmed in writing on the form of plan of condominium that will be sought to provide for the orderly development of the land.

6(a). Communication (May 19, 2006) from Franco Romano, Action Planning Consultants.

6(b). Report (April 25, 2006) from the Director, Community Planning, Etobicoke York District, recommending refusal of a rezoning application and a draft plan of subdivision application to facilitate the construction of a new public road and three single detached dwellings and 22 semi-detached dwelling units.

Recommendations:

It is recommended that City Council:

- (1) refuse the Rezoning application 04 203855 WET 07 OZ and Draft Plan of Subdivision application 04 203864 WET 07 SB for 144-156 Rowntree Mill Road;
- (2) request the Director of Community Planning, Etobicoke York District to report back on rezoning the City owned parcel within Rowntree Mills Park from “R3” to “G”; and
- (3) direct the City Solicitor and appropriate City staff to attend, if necessary, the Ontario Municipal Board, to support City Council’s decision to refuse the rezoning and subdivision applications, as currently proposed.

6(c). Communication (April 26, 2006) from Franco Romano, Principal, Action Planning Consultants.

6(d). Communication (May 9, 2006) from Nino and Maria Torelli.

7. Final Report – Rezoning Application; Applicant: Vince Cornacchia, Cornacchia Planning Services Inc. ; Architect KNY Architects Inc. 2 Fieldway Road (Ward 5 – Etobicoke-Lakeshore)

(12:00 Noon – Public Meeting under the *Planning Act*)

Report (May 30, 2006) from the Director, Community Planning, Etobicoke York District, recommending approval of an application to amend the Zoning By-law to permit the conversion of a 12-storey office building into a 12-storey residential building, as well as to construct 14 new townhouse units at 2 Fieldway Road.

Recommendations:

It is recommended that City Council:

- (1) amend the Zoning Code and By-law No. 1088-2002 substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 4;
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment, as may be required; and
- (3) before introducing the necessary Bills to City Council for enactment, require the applicant to:
 - (a) enter into a Section 37 Agreement securing the matters as outlined in this report; and
 - (b) finalize the terms of an access easement, to be registered on title, between the Owner, the Toronto Transit Commission and Hydro One, as outlined in this report.

7(a). Communication (May 25, 2006) from Nicholas Manning and Katherine Batt.

**8. Removal of Three (3) Privately-Owned Trees
81 Irwin Road (Ward 2 – Etobicoke North)**

(Speakers – 2:00 p.m.)

Report (May 25, 2006) from the General Manager, Parks, Forestry and Recreation regarding an application for a permit to remove three privately-owned trees located at 81 Irwin Road and fronting Islington Avenue.

Recommendations:

It is recommended that:

- (1) the request for permit to remove three (3) privately-owned trees at 81 Irwin Road be denied; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

**9. Removal of One (1) Privately-Owned Tree
36 Mattice Road (Ward 5 – Etobicoke-Lakeshore)**

(Speakers – 2:20 p.m.)

Report (May 25, 2006) from the General Manager, Parks, Forestry and Recreation regarding an application for a permit to remove one privately-owned tree located at the rear of 36 Mattice Road.

Recommendations:

It is recommended that:

- (1) the request for permit to remove one (1) privately-owned tree at 36 Mattice Road be denied; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

**10. Application for an Exemption to Toronto Municipal Code, Chapter 447, Fences
2553 Lakeshore Boulevard West (Ward 6 – Etobicoke-Lakeshore)**

(Speakers – 2:40 p.m.)

Report (May 16, 2006) from the Manager, Municipal Licensing and Standards, regarding an application submitted by Tom Giancos, representing Dunpar Developments Inc., requesting an exemption to the Toronto Municipal Code, Chapter 447, Fences, to maintain a close board wooden fence to the height of 2.44 metres (8 feet) on the north, east and a portion of south boundary of the property at 2553 Lakeshore Boulevard West.

Recommendation:

It is recommended that the request for the exemption be refused based on non-compliance with the requirements set out in this Chapter.

**11. Application for an Exemption to Toronto Municipal Code, Chapter 447, Fences
12 Glamis Avenue (Ward 11 – York South-Weston)**

(Speakers – 3:00 p.m.)

Report (May 16, 2006) from the Manager, Municipal Licensing and Standards, regarding an application by the owner of 12 Glamis Avenue, requesting an exemption to the Toronto Municipal Code, Chapter 447, Fences, to permit an existing 1.83 metres high fence along the south boundary at the front yard, and a 2.36 metres privacy screen on top of a deck at the rear yard to remain on the property.

Recommendation:

It is recommended that the application be refused based on non-compliance with the requirements of this Chapter, despite his removal of the sight line obstruction by lowering the fence at the front yard.

**12. Front Yard Parking – Request for an Exemption to the former City of Toronto
Municipal Code – 133 Mavety Street (Ward 13 – Parkdale-High Park)**

(Speakers – 3:20 p.m.)

Report (May 10, 2006) from the Director, Transportation Services, Etobicoke York District regarding an application for front yard parking at 133 Mavety Street.

Recommendation:

It is recommended that Etobicoke York Community Council refuse this application.

**13. Front Yard Parking – Request for an Exemption to the former City of Toronto
Municipal Code – 134 Medland Street (Ward 13 – Parkdale-High Park)**

(Speakers – 3:40 p.m.)

Report (May 10, 2006) from the Director, Transportation Services, Etobicoke York District regarding an application for front yard parking at 34 Medland Street.

Recommendation:

It is recommended that Etobicoke York Community Council refuse this application.

14. Front Yard Parking – Request for an Exemption to the former City of Toronto Municipal Code – 329 Durie Street (Ward 13 – Parkdale-High Park)

(Speakers – 4:00 p.m.)

Report (May 10, 2006) from the Director, Transportation Services, Etobicoke York District regarding an application for front yard parking at 329 Durie Street.

Recommendation:

It is recommended that Etobicoke York Community Council refuse this application.

15. Disabled Front Yard Parking – Request for an Exemption to the former City of Toronto Municipal Code – 67 Somerset Avenue (Ward 17 - Davenport)

(Speakers – 4:20 p.m.)

Report (May 12, 2006) from the Director, Transportation Services, Etobicoke York District regarding an application for disabled front yard parking at 67 Somerset Avenue.

Recommendation:

It is recommended that Etobicoke York Community Council refuse this application.

16. Sale of a Portion of Alcide Street Road Allowance abutting 2095 Codlin Crescent (Ward 1 - Etobicoke North)

Report (May 17, 2006) from the Chief Corporate Officer to authorize the sale of a portion of Alcide Street abutting 2095 Codlin Crescent.

Recommendations:

It is recommended that:

- (1) the Offer to Purchase from Fredrick Henderson and Audrey Muriel Henderson (the “Purchaser”) to purchase part of Alcide Street, Plan 28, North of Pauline Street, Toronto (formerly Etobicoke) designated as Part 1 on Reference Plan 66R-22408 (the “Property”), in the amount of \$51,350.00, be accepted substantially on the terms and conditions outlined in Appendix “A” to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds of closing to pay the City’s expenses related to the Property and the completion of the sale transaction;

- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and 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.

**17. Sale of Surplus Property Adjacent to 2107 and 2117 Codlin Crescent
(Ward 1 – Etobicoke North)**

Report (May 26, 2006) from the Chief Corporate Officer to authorize the sale of the surplus property adjacent to 2107 and 2117 Codlin Crescent.

Recommendations:

It is recommended that:

- (1) the Offer to Purchase from Maria Figliomeni to purchase the City-owned property adjacent to 2107 and 2117 Codlin Crescent, described as parts of Pauline Street, Plan 28, closed by Instrument No. TB166819, designated as Part 5 on Plan 64R-9278 and Part 7 on Plan 64R-9279, Toronto (formerly Etobicoke) and shown as Part 6 and Part 7 on the attached Sketch No. PS-2004-061 (the “Property”), in the amount of \$90,730.00, be accepted substantially on the terms and conditions outlined in Appendix “A” to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds on closing to pay the City’s expenses related to the Property and the completion of the sale transaction;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and 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.

**18. Sale of Surplus Property at the rear of 360 Evans Avenue
(Ward 6 – Etobicoke-Lakeshore)**

Report (May 17, 2006) from the Chief Corporate Officer to authorize the sale of the City-owned property at the rear of 360 Evans Avenue.

Recommendations:

It is recommended that:

- (1) the Offer to Purchase from R. J. McCarthy Holdings Inc. (the “Purchaser”) to purchase the City-owned property at the rear of 360 Evans Avenue, being Part of Lot 58 Plan 339 or 389 designated as Part 2 on Reference Plan 66R-19324 PIN 07602-0103 (LT) subject to the reservation of an easement for sewer and watermain services (the “Property”), in the amount of \$27,000.00, be accepted substantially on the terms and conditions outlined in Appendix “A” to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds of closing to pay the City’s expenses related to the Property and the completion of the sale transaction;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and 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.

**19. Payment-in-Lieu of Parking – 750 Oakdale Road
(Ward 7 – York West)**

(Postponed from April 4, 2006 and May 9, 2006)

Report (March 10, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) Council exempt the applicant at 750 Oakdale Road from the North York Zoning By-law parking requirement of three parking stalls, subject to a \$7,500.00 payment-in-lieu of parking;
- (2) the applicant enter into a payment-in-lieu of parking agreement with the municipality, to the satisfaction of the City Solicitor; and

- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

**20. Front Yard Parking Survey Results – 449 Annette Street
(Ward 13 – Parkdale-High Park)**

(Postponed from April 4, 2006 and May 9, 2006)

Report (March 10, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendation:

It is recommended that Etobicoke York Community Council approve the application for front yard parking at 449 Annette Street, subject to:

- (1) the front yard parking pad providing a minimum width of 2.6 metres and a minimum length of 5.5 metres;
- (2) the applicant paving the front yard parking area with semi-permeable materials, such as ecostone pavers, interlocking pavers, or an equivalent paving treatment that is acceptable to the General Manager, Transportation Services Division;
- (3) the applicant paying all applicable fees and complying with all other criteria described in Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code;
- (4) cancelling the existing on-street parking permit issued to this property following construction of the front yard parking pad; and
- (5) the applicant satisfies these conditions at no expense to the municipality.

**21. Outdoor Café Encroachment – 2994 Bloor Street West
(Ward 5 – Etobicoke-Lakeshore)**

Report (May 24, 2006) from the Manager, Municipal Licensing and Standards, regarding an application to lease 11.96 square metres of the municipal boulevard for the purpose of an outdoor patio for the “Merlot Restaurant” at 2994 Bloor Street West.

Recommendation:

It is recommended that the application to lease 11.96 square metres (2.44 metres x 4.90 metres) of municipal boulevard as an outdoor café patio, located on the north side,

in front of the property municipally known as 2994 Bloor Street West (Attachments 1, 2 and 3), be approved, as this application was found to be in accordance with the former Municipality of Metropolitan Toronto By-law 41-93, as amended, subject to the applicant fulfilling the following conditions upon approval:

- (1) enter into an Encroachment agreement with the City of Toronto;
- (2) pay an annual fee to the City of Toronto for use of the road allowance in the amount of \$11.00 per square metre, plus GST. Fees are subject to change;
- (3) provide an annual certificate of insurance evidencing a third party bodily injury and property damage insurance in an amount of Two Million Dollars (\$2,000,000.00), or such other coverage and greater amount as the City may require, and naming the City of Toronto as an additional insured party under the policy;
- (4) applicant must conduct business in compliance with the requirements of all City of Toronto Works and Emergency By-laws;
- (5) the patio is for temporary seasonal use only during the period between May 1 to October 31; and
- (6) remove the fence and all furniture from the public right-a-way at the end of each season.

**22. Outdoor Café Encroachment - 1755 Keele Street
(Ward 12 – York South-Weston)**

Report (May 15, 2006) from the Manager, Municipal Licensing and Standards, regarding an application to lease 3.88 square metres of the municipal boulevard for the purpose of an outdoor patio for the “Mastro Nick Pizzeria and Restaurant” at 1755 Keele Street.

Recommendation:

It is recommended that this application to lease 3.88 square metres (2.01 metres x 1.93 metres) of the municipal boulevard as an outdoor patio, located on the west side, in front of the property municipally known as 1755 Keele Street (Attachments 1, 2, 3 and 4), be approved, as this application was found to be in accordance with the former Municipality of Metropolitan Toronto By-law 41-93, as amended, subject to the applicant fulfilling the following conditions upon approval:

- (1) enter into an Encroachment Agreement with the City of Toronto;

- (2) pay an annual fee to the City of Toronto for use of the road allowance in the amount of \$25.00 plus \$5.50 per square metre, plus GST. All fees are subject to change;
- (3) comply at all times with regulations set out in the former Municipality of Metropolitan Toronto By-law 41-93, as amended;
- (4) provide annually a certificate of insurance evidencing a third party bodily injury and/or property damage insurance in the amount of Two Million Dollars (\$2,000,000.00), or such other coverage and greater amount as the City of Toronto may require, and naming the City of Toronto as an additional insured party under the policy;
- (5) no music shall be played on the exterior and the patio shall be closed no later than 11:00 p.m., in strict accordance with Chapter 591 of the Toronto Municipal Code, Noise;
- (6) the patio is for temporary seasonal use only during the period between May 1 to October 31 ;
- (7) remove the fence and all furniture from the public right-of-way at the end of each season; and
- (8) obtain a construction/streets occupation permit prior to the commencement of any construction.

**23. Encroachment Application – 1492 St. Clair Avenue West
(Ward 17 – Davenport)**

Report (May 25, 2006) from the Manager, Municipal Licensing and Standards, regarding an application by Greg Bettencourt, of Bettencourt Designs Limited on behalf of the property owner for encroachments on the city road allowance including retaining walls, stairs and landscaping at 1492 St. Clair Avenue West.

Recommendation:

It is recommended that:

- (1) the application be approved subject to a formal agreement document being completed in conjunction with Legal Services and forwarded to the Applicant/Owners for signature;

- (2) the signed agreement is to be returned to the City along with the required Certificate of Insurance evidencing a third party bodily injury and property damage insurance in the amount of \$2,000,000.00 or such other coverage and greater amount as City may require, and naming the City of Toronto as an additional insured party under the policy;
- (3) the Certificate of Insurance is to be renewed on an annual basis. The Encroachment may be subject to an annual fee in the future;
- (4) prior to any construction, the applicant shall obtain a permit, from Works and Emergency Services, for the construction work, within the road allowance;
- (5) the applicant shall, prior to construction, obtain any Building Permits for foundations, stairs, retaining walls, and guards of any effected work related to the Ontario Building Code;
- (6) the property owner agrees to maintain the subject construction and landscaping installations in a state of good repair at all times;
- (7) the applicant shall maintain at his expense, the proposed trees scheduled to be planted on the boulevard, in good condition, for a period of two years after the completion of the proposed work. At the expiry of the two year period it will become the responsibility of Parks, Forestry and Recreation; and
- (8) the applicant is responsible for all costs pertaining to the removal and/or relocation of hydro poles and posts with the road allowance.

**24. Proposed Parking Prohibitions on both sides of Norgrove Crescent
(Ward 4 – Etobicoke Centre)**

Report (May 9, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) parking be prohibited between 8:00 a.m. and 5:00 p.m., Monday to Friday on both sides of Norgrove Crescent from Summitcrest Drive (east intersection) to a point 151.0 metres north of Summitcrest Drive (east intersection); and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

**25. Boulevard Parking Agreement – 354 – 362 Olivewood Road
Scaffold-Russ Dilworth Limited (Ward 5 – Etobicoke-Lakeshore)**

Report (May 15, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) Etobicoke York Community Council allow the applicant to maintain a maximum of 19 vehicle parking stalls within the boulevard area of Olivewood Road;
- (2) Etobicoke York Community Council allow the applicant to maintain a maximum of 13 vehicle parking stalls within the boulevard area of Shawbridge Avenue;
- (3) the applicant enters into a boulevard parking agreement with the City of Toronto, to the satisfaction of the City solicitor;
- (4) the boulevard parking stalls are for use by the applicant's employees and customers, and cannot be loaned, leased, rented or transferred;
- (5) the applicant, at their expense, registers the boulevard parking agreement on-title, to the satisfaction of the City Solicitor;
- (6) the applicant at their expense, shall individually sign each boulevard parking stall to the satisfaction of the Director, Transportation Services, Etobicoke York District, and
- (7) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

**26. Boulevard Parking Agreement – 363 Olivewood Road
Donato and Nicola Cacciaccaro (Ward 5 – Etobicoke-Lakeshore)**

Report (May 15, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) Etobicoke York Community Council allow the applicant to maintain a maximum of six vehicle parking stalls within the boulevard area of Judge Road;

- (2) the applicant enters into a boulevard parking agreement with the City of Toronto, to the satisfaction of the City solicitor;
- (3) the boulevard parking stalls are for use by the applicant's employees and customers, and cannot be loaned, leased, rented or transferred;
- (4) the applicant, at their expense, registers the boulevard parking agreement on-title, to the satisfaction of the City Solicitor;
- (5) the applicant at their expense, shall individually sign each boulevard parking stall to the satisfaction of the Director, Transportation Services, Etobicoke York District, and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

**27. Boulevard Parking Agreement – Trutiak Holdings Limited
345 Munster Avenue (Ward 5 – Etobicoke-Lakeshore)**

Report (May 12, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) Etobicoke York Community Council allow the applicant to maintain a maximum of eight vehicle parking stalls within the boulevard area of Munster Avenue;
- (2) the applicant enters into a boulevard parking agreement with the City of Toronto, to the satisfaction of the City Solicitor;
- (3) the boulevard parking stalls are for use by the applicant's employees and customers, and cannot be loaned, leased, rented or transferred;
- (4) the applicant, at their expense, registers the boulevard parking agreement on-title, to the satisfaction of the City Solicitor;
- (5) the applicant at their expense, shall individually sign each boulevard parking stall to the satisfaction of the Director, Transportation Services, Etobicoke York District, and

- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

28. Reduction of Speed Limit from 50 km/h to 40 km/h on Roads in the Community north and east of the intersection of The Queensway and Royal York Road (Ward 5 – Etobicoke-Lakeshore)

Report (May 16, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) the by-law associated with the 40 km/h speed limit on Delroy Drive between Holbrooke Avenue and the east limit of the street be rescinded;
- (2) the speed limit on Rosemeade Avenue, Holbrooke Avenue, Moynes Avenue, Berl Avenue, McIntosh Avenue, Burma Drive, Woodford Park Road, Daniels Street, Tenby Street and Delroy Drive, be reduced from 50 km/h to 40 km/h.; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

29. Proposed Relocation of a Pedestrian Crossover – Park Lawn Road, south of Hill Heights Road (Ward 5 – Etobicoke-Lakeshore)

Report (May 24, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) the pedestrian crossover (PXO) located on Park Lawn Road at a point 23.0 metres south of Hill Heights Road be removed;
- (2) a pedestrian crossover be installed on Park Lawn Road at the south approach of the intersection of Park Lawn Road and Hill Heights Road; and

- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

30. Proposed Left Turn Prohibitions – Weston Road at the Driveway to 3514 Weston Road (Ward 7 – York West)

Report (May 29, 2006) from the Director, Transportation Services, Etobicoke York District.

Recommendations:

It is recommended that:

- (1) eastbound left turns be prohibited at all times at the intersection of Weston Road and the driveway to 3514 Weston Road, 55.0 metres north of Finch Avenue West;
- (2) northbound left turns be prohibited at all times at the intersection of Weston Road and the driveway to 3514 Weston Road, 55.0 metres north of Finch Avenue West; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

**31. Front Yard Parking – Survey Results
2035 Davenport Road (Ward 17 – Davenport)**

Report (May 10, 2006) from the Director, Transportation Services, Etobicoke York District, on the results of a survey conducted in connection with an application for front yard parking at 2035 Davenport Road.

Recommendation:

It is recommended that Etobicoke York Community Council approve the application for front yard parking at 2035 Davenport Road, subject to:

- (1) the front yard parking pad provides a minimum width of 2.6 metres and a minimum length of 5.5 metres;
- (2) the applicant paves the front yard parking area with semi-permeable materials, such as ecostone pavers, interlocking pavers, or an equivalent paving treatment that is acceptable to the General Manager, Transportation Services;

- (3) the applicant pays all applicable fees and complies with all other criteria described in Chapter 400, "Traffic and Parking", of the former City of Toronto Municipal Code;
- (4) the applicant plants a tree in their front yard, or funds the planting of a tree in the neighbourhood, to the satisfaction of the Parks, Forestry and Recreation; and
- (5) the applicant satisfies these conditions at no expense to the municipality.

**32. Front Yard Parking – Survey Results
41 Auburn Avenue (Ward 17 – Davenport)**

Report (May 10, 2006) from the Director, Transportation Services, Etobicoke York District, on the results of a survey conducted in connection with an application for front yard parking at 41 Auburn Avenue.

Recommendation:

It is recommended that Etobicoke York Community Council approve the application for front yard parking at 41 Auburn Avenue, subject to the following conditions:

- (1) the front yard parking pad provides a minimum width of 2.6 metres and a maximum length of 5.9 metres;
- (2) the applicant paves the front yard parking area with semi-permeable materials, such as ecostone pavers, interlocking pavers, or an equivalent paving treatment that is acceptable to the General Manager, Transportation Services;
- (3) the applicant pays all applicable fees and complies with all other criteria described in Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code;
- (4) the applicant plants a tree in their front yard, or funds the planting of a tree in the neighbourhood, to the satisfaction of the Parks, Forestry and Recreation; and
- (5) the applicant satisfies these conditions at no expense to the municipality.

33. Request for Approval of Variances from Chapter 215, Signs, of the former City of Etobicoke Municipal Code – 248 Rexdale Boulevard (Ward 2 – Etobicoke North)

Report (May 25, 2006) from the Director of Building and Deputy Chief Building Official to review and make recommendation on a request by Dominic Rotundo with Westway Signs and Permits for Ron Stewart, Manager with Par Hyundai Motors, for approval of variances from Chapter 215, Signs, of the former City of Etobicoke Municipal Code to permit 2 First Party Illuminated Fascia Signs back to back on a parapet/tower (Roof Sign) and one First Party Illuminated ground sign at 248 Rexdale Boulevard.

Recommendations:

It is recommended that:

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

34. Request for Approval of Variances from Chapter 215, Signs, of the former City of Etobicoke Municipal Code – 250 The East Mall (Ward 5 – Etobicoke-Lakeshore)

Report (April 25, 2006) from the Director of Building and Deputy Chief Building Official to review and make recommendation on a request by George Gregorian, of Sunset Neon Ltd., for Bentall Properties, for approval of variances from Chapter 215, Signs, of the former City of Etobicoke Municipal Code to permit 2 Illuminated Graphic Fascia Signs on the east and south elevation at 250 The East Mall.

Recommendations:

It is recommended that:

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

35. Preliminary Report - Zoning Code Amendment Application
Applicant: Ted Cymbaly, Weston Consulting Group Inc.
Architect: RN Design – 315 and 325 Dalesford Road
(Ward 5 – Etobicoke-Lakeshore)

Report (May 29, 2006) from the Director, Etobicoke York District, providing preliminary information on the above-noted application, and to seek Community Council's directions on further processing of the application and on the community consultation process.

Recommendations:

It is recommended that:

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

36. Request for Approval of Variances from Chapter 215, Signs, of the former City of Toronto Municipal Code – 3275 Dundas Street West
(Ward 13 – Parkdale-High Park)

Report (May 31, 2006) from the Director, Community Planning, Etobicoke York District, to consider an application for a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit, for identification purposes, replacement of an existing illuminated ground sign with a newly designed illuminated ground sign at 3275 Dundas Street West.

Recommendations:

It is recommended that:

- (1) the requested variances to permit, for identification purposes, replacement of an existing ground sign located at the northeast corner of the property with a newly designed illuminated ground sign to represent Nissan Auto Dealership at 3275 Dundas Street West be approved; and
- (2) the applicant be advised, upon approval of a variance, of the requirement to obtain the necessary sign permits from the Chief Building Official.

**37. Removal of City-Owned Tree – 24 Cordella Avenue
(Ward 11 – York South-Weston)**

Communication (May 24, 2006) from Councillor Frances Nunziata (Ward 11 – York South-Weston) regarding a request by a resident at 24 Cordella Avenue to remove a city-owned tree and requesting that this matter be referred to staff for a report to the July 11, 2006 meeting.

38. Compensation Review: Elected Officials

(Speakers: 7:00 p.m.)

Communication (May 10, 2006) from the Employee and Labour Relations Committee, advising that the Employee and Labour Relations Committee at its meeting on May 10, 2006:

- (1) referred the report (April 24, 2006) from the City Manager respecting the “Compensation Review: Elected Officials” to the Mayor’s Office for a report to the June meetings of the Policy and Finance Committee and City Council, if possible; and
- (2) forwarded this issue, including the following motions tabled by Councillor Soknacki and Deputy Mayor Bussin, to the Community Councils for consideration as a deputation item at their June 13, 2006, meetings for comment to the Mayor’s Office to be forwarded to the Blue Ribbon Panel established by the Mayor:

Moved by Councillor Soknacki:

That the Employee and Labour Relations Committee recommend to the Policy and Finance Committee that City Council receive the recommendations in the report (April 24, 2006) from the City Manager and adopt instead the following:

“It is recommended that:

- (1) a study be done prior to the beginning of each term to determine the average cash compensation of City Councillors and Mayors in an appropriate comparator group defined by a specialist consultant;
- (2) the salary level of Councillors and the Mayor be set at the greater of their current compensation or at the 50 percent percentile of the comparator group as at January 1, 2007, at the beginning of the new term; and

- (3) during the term of office compensation be adjusted annually to the Statistics Canada cost of living index for the City of Toronto.”

Moved by Deputy Mayor Bussin:

“That Recommendation (2) of the motion by Councillor Soknacki be amended by deleting ‘50 percent’ and inserting instead ‘75 percent’.”