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**PLANNING AND TRANSPORTATION COMMITTEE  
AGENDA  
MEETING 2**

**Date of Meeting:** Monday, March 6, 2006  
**Time:** 9:30 a.m.  
**Location:** Committee Room 1  
City Hall  
100 Queen Street West  
Toronto, Ontario

**Enquiry:** Betty Henderson  
Committee Administrator  
416-392-8088  
bhender1@toronto.ca

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If the Planning and Transportation Committee wishes to meet in camera (privately), a motion must be made to do so, and the reason given (*Municipal Act, 2001*).

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

Confirmation of Minutes -- January 9 and 20, 2006

Speakers/Presentations - A complete list will be distributed at the meeting.

10:00 a.m.	-	Item 1	2:00 p.m.	-	Item 12
10:30 a.m.	-	Item 2	3:30 p.m.	-	Item 14
12:15 a.m.	-	Item 15	4:30 p.m.	-	Item 16

**CITY PLANNING**

- 1. Bill 51 - Planning and Conservation Land Statute Law Amendment Act, 2005 and the Land Use Provisions of Bill 53 Stronger City of Toronto for a Stronger Ontario Act, 2005** **10:00 a.m.**

Report (February 13, 2006) from the Chief Planner and Executive Director, City Planning, advising Council of the contents and implications of Bills 51 and 53 as they pertain to land use planning matters.

Recommendations:

It is recommended that:

- (1) the Minister of Municipal Affairs and Housing be requested to consult with City staff in his preparation of the regulations accompanying Bills 51 and 53;
- (2) the suggestions made in this report regarding Bill 53, as outlined in Appendix 1, be referred to the City Manager and City Solicitor for consideration in their ongoing analysis of Bill 53 and the preparation of a submission to the Standing Committee of the Legislature that will be considering this Bill;
- (3) the Minister of Municipal Affairs and Housing be advised that Bill 51 should be amended to include the changes noted in Appendix 2; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**2. Improving the Planning Process**

**10:30 a.m.**

Report (November 2, 2005) from the Chief Planner and Executive Director, City Planning Division, recommending operational changes to planning processes in order to achieve improved public participation, collaboration, communication, accessibility, transparency and greater accountability.

Recommendations:

It is recommended that:

- (1) City Council adopt current and proposed business practice changes to the City Planning Division, which can be absorbed by the Division's budget for 2006, as follows:
  - (a) the planning process be changed for complex planning applications (rezoning, official plan amendments, sub-division, and related site plan control applications) so that community consultation meetings are held earlier in the process, before the preparation of staff reports;
  - (b) City Planning review and improve application information and the process for public access to information, including the use of email to notify interested groups;

- (c) City Planning use clear language to describe relevant planning issues, policies, guidelines and the response to public concerns in all reports;
  - (d) City Planning, in consultation with the City Clerk, the City Solicitor and other appropriate civic officials, work with the Committee of Adjustment to improve communication material, the content of public notices and decisions, on-site signage, notification procedures, and to develop comprehensive protocols for the various responsibilities of the Committee;
  - (e) City Planning ensure that City guidelines (as contained in a draft document entitled “Community Engagement Handbook”) for community engagement, including equity and human rights, are adhered to when conducting community consultation meetings, and that the relevant guidelines be made available to the public and are announced before the meeting;
  - (f) City Planning continue existing public outreach programs, such as attending community association meetings and provide staff training on consultation skills and outreach services, including effective facilitation methodology, within existing budget limits;
  - (g) City Planning improve public education within existing budget limits; and
  - (h) City Planning develop criteria for determining when professional facilitators for community meetings should be used;
- (2) the following proposed business practice changes to the City Planning Division, recommended by the Planning and Transportation Sub-Committee, as amended by the Planning and Transportation Committee, not be adopted because of funding requirements, which are not part of the Division’s proposed budget for 2006 or for technical reasons, as follows:
- (a) expansion of notification for planning applications to residential tenants and condominium unit owners;
  - (b) development of web page enhancements;
  - (c) increased public involvement and outreach by City Planning over and above existing levels would require additional staff resources;
  - (d) the hiring of professional facilitators; and
  - (e) the scheduling of additional community consultation meetings above existing levels;

- (3) staff continue the pre-application consultation process, as set out in the Building Toronto Together development guide and that Appendix 2 in the Sub-committee's report be amended to indicate pre-application consultation as the first step for all complex applications;
  - (4) City Council consider enforcement mechanisms for the works and amenities approved and secured under site plan control applications at the time it considers the report from the Chief Planner on the passing of the new harmonized site plan control by-law; and
  - (5) the Chief Planner and Executive Director, City Planning, report to the Planning and Transportation Committee, no later than September 2006, on the progress of implementing the changes outlined in this report and the identification of additional implementation costs.
- 2(a).** report (August 10, 2005) from the Chief Planner and Executive Director, City Planning, responding to Ms. Marnie Affleck's deputation to the Planning and Transportation Committee at its December 7, 2004 meeting;
  - 2(b).** communication (October 13, 2005) from Affordable Housing Committee;
  - 2(c).** communication (November 4, 2005) from the City Clerk; and
  - 2(d).** communication (November 4, 2005) from William H. Roberts.

### **3. Parking Space Dimensions Zoning Review – Supplementary Report No. 1**

Report (February 10, 2006) from the Chief Planner and Executive Director, City Planning, responding to Council's direction and recommending the adoption of harmonized zoning regulations for parking space dimensions.

#### Recommendations:

It is recommended that:

- (1) the Chief Planner and Executive Director, City Planning bring forward zoning by-law amendments dealing with parking space dimensions to the next meeting of Planning and Transportation Committee;
- (2) a Public Meeting under the Planning Act be scheduled for the next meeting of Planning and Transportation Committee; and

- (3) the Bills not be introduced at City Council until its meeting of September 25, 26, and 27, 2006.

#### **4. Avenue Studies for 2006**

Report (February 3, 2006) from the Chief Planner and Executive Director, City Planning, identifying Avenues for study in 2006.

##### Recommendation:

It is recommended that this report be forwarded to Scarborough and North York Community Councils for consideration at their April 4, 2006 meeting to endorse Avenue studies for Avenue Road from Wilson Avenue to Lawrence Avenue West and Lawrence Avenue from Victoria Park Avenue to Birchmount Avenue.

#### **5. Harmonized Site Plan Control By-law Request for Further Direction**

Report (February 16, 2006) from the Chief Planner and Executive Director, City Planning, obtaining Council's approval of a harmonized Site Plan Control By-law.

##### Recommendations:

It is recommended that:

- (1) a copy of this report and the attached Site Plan Approval Exemption Table and Draft Harmonized Site Plan Control By-law be circulated to all Community Councils for review and comment;
- (2) staff be directed to report to the Planning and Transportation Committee evaluating the responses received from all Community Councils on the draft Site Plan Control By-law and with recommendations on a finalized Site Plan Control By-law; and
- (3) City Council defer consideration on whether telecommunications equipment should be subject to Site Plan Control pending consideration by City Council of a further report regarding the Installation of Telecommunication Towers tentatively scheduled to be considered by City Council in the first quarter of 2006.

#### **6. Status Report on the Zoning by-law Project**

Report (February 15, 2006) from the Chief Planner and Executive Director, City Planning, providing an update on the status of the Zoning Bylaw Project.

Recommendations:

It is recommended that this report be received for information.

**7. Toronto and Region Conservation Authority: Regulation of Development, Interference with Wetlands and Alterations to Shorelines and Watercourses (Ontario Regulation 97/04)**

Report (February 20, 2006) from the Chief Planner and Executive Director, City Planning, advising Council of the Toronto and Region Conservation Authority's proposed Regulation of Development, Interference with Wetlands and Alterations to Shorelines and Watercourses which is scheduled to come into effect by May 1, 2006 in compliance with Ontario Regulation 97/04.

Recommendations:

It is recommended that:

- (1) the Toronto and Region Conservation Authority be requested to amend the proposed Regulation of Development, Interference with Wetlands and Alterations to Shorelines and Watercourses to eliminate the proposed 15 meter buffer in the City of Toronto, and if required, request the Province to amend the Generic Regulation to reflect the same;
- (2) the Toronto and Region Conservation Authority be requested to give notice to area municipalities of any future change or amendments to the maps attached to the Regulation setting out the Regulation Limit;
- (3) the Province of Ontario be requested to delay the enforcement of the Toronto and Region Conservation Authority's Regulation of Development, Interference with Wetlands and Alterations to Shorelines and Watercourses until a transition protocol for projects in the pipeline has been established; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**8. Partial Settlement of the Appeal of the New Official Plan**

**(In camera – subject matter relates to matters of litigation, or potential litigation)**

Confidential joint report (February 6, 2006) from the Chief Planner and Executive Director, City Planning and City Solicitor.

**8(a).** Communication (February 1, 2006) from William H. Roberts

**9. Proposed Settlement of an Appeal to the new Official Plan**

**(In camera – subject matter relates to matters of litigation, or potential litigation)**

Confidential joint report (February 16, 2006) from the Chief Planner and Executive Director, City Planning and City Solicitor.

**10. Proposed Settlement of an Appeal to the new Official Plan**

**(In camera – subject matter relates to matters of litigation, or potential litigation)**

Confidential joint report (February 17, 2006) from the Chief Planner and Executive Director, City Planning and City Solicitor.

**11. Council's Request to Introduce Separation Distances Between Holistic Centres, Adult Entertainment Parlours, Body-rub Parlours and Residential Zones in the Zoning Bylaws**

Report (February 10, 2006) from the Chief Planner and Executive Director, City Planning, seeking clarification of Council's request to introduce separation distance standards between holistic centres, adult entertainment parlours, body-rub parlours and residential zones in the City's zoning bylaws and recommends that staff examine and report to Council on appropriate separation distances.

Recommendations:

It is recommended that:

- (1) the Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, report on zoning bylaw amendments that would introduce a definition of holistic centres as well as appropriate separation distances, similar to those being proposed for the Licensing Bylaw, between holistic centres and adult entertainment parlours, and to residential zones that would effectively mitigate the impacts of the clustering of such uses in or near residential areas; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

## MUNICIPAL LICENSING AND STANDARDS

**12. Review of New Applications and Re-applications 2:00 p.m.  
to be included in the City's List of  
Approved Professional Holistic Associations**

**(Public Meeting under the *Municipal Act*)**

Report (February 10, 2006) from the Executive Director, Municipal Licensing and Standards, providing an additional list of Professional Holistic Associations that meet the City of Toronto's criteria with respect to the licensing of holistic practitioners.

Recommendations:

It is recommended that:

- (1) the following three holistic associations be included in Toronto Municipal Code Chapter 545, Licensing, Appendix L, and that these associations be recognized as Professional Holistic Associations for the purposes of licensing holistic practitioners and owners:
  - (1) Feldenkrais Guild of North America;
  - (2) The Iridologists Association of Canada; and
  - (3) International Organization of Nutritional Consultants;
- (2) the following three holistic associations, as well as its Board of Directors, which did not qualify to be recognized as Professional Holistic Associations, not be able to re-apply for inclusion in Toronto Municipal Code Chapter 545, Licensing, Appendix L, as a Professional Holistic Association, for a period of at least one year from the date of adoption of this report by Council:
  - (1) Canadian Examining Board of Health Care Practitioners Inc;
  - (2) Shiatsu Society of Ontario; and
  - (3) World Peace and Natural Health Association;
- (3) the City Solicitor be directed to prepare the necessary bill to give effect to the recommendations in this report, effective immediately; and
- (4) other appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.



**13. Review of the Recommendations Presented by the Holistic Stakeholders Including the Effectiveness of the Markham Registry By-law and its Applicability to the City of Toronto.**

Report (February 23, 2006) from the Executive Director, Municipal Licensing and Standards, on the recommendations presented by the Holistic Stakeholders, including the effectiveness of the Markham Registry By-law and its applicability to the City of Toronto.

Recommendation:

It is recommended that this report be received for information.

**14. Harmonization of the Sign By-law Concerning Posters on Public Property** **3:30 p.m.**

**(Public Meeting under the *Municipal Act*)**

Report (February 13, 2006) from the Executive Director, Municipal Licensing and Standards, reporting on a draft Sign By-law concerning posters on public property, including signs on utility poles and kiosks.

Recommendations:

It is recommended that:

- (1) City Council adopt the regulations contained in the draft by-law appended to the Notice of Motion, Clause J(17), adopted by Council, at its meeting of January 31, February 1 and February 2, 2006, which referred to the draft Postering By-law to this meeting of the Planning and Transportation Committee together with the following amendment:

“Amend the definition of OWNER by deleting the definition contained in the draft by-law and inserting the following in its place: OWNER - includes a person in the business of manufacturing and displaying posters, a person who installed a poster, a person who is in lawful control of a poster or otherwise directly benefits from the message of a poster”;

- (2) the City Solicitor be directed, once the kiosks have been installed, to prepare the necessary bill substantially in the form of the draft Postering By-law, attached to the Notice of Motion referred to in recommendation (1) of this report, in order to give effect to any of the recommendations adopted by Council; and

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

**14(a).** Communication (February 10, 2006) from the City Clerk, advising that City Council on January 31, February 1 and 2, 2006, adopted, without amendment, the following Motion moved by Mayor Miller, seconded by Councillor Filion, respecting Draft Postering By-law::

“**WHEREAS** City Council on May 17, 18 and 19, 2005, referred Planning and Transportation Committee Report 3, Clause 2a, headed ‘Harmonization of Sign By-law Concerning Posters on Utility Poles’, to the Mayor’s Office to propose a postering by-law that will place limits on postering consistent with the objectives of the ‘Clean and Beautiful City Initiative’ and the principle of ‘freedom of expression’, as outlined in the confidential report (April 4, 2005) from the City Solicitor, and requested the Mayor to report directly to Council; and

**WHEREAS** this is to report on the progress made in developing a postering by-law pursuant to the Council directive; and

**WHEREAS** the Mayor’s Office has met with some members of the Planning and Transportation Committee, as well as Municipal Licensing and Standards and legal staff, to create principles of a draft by-law;

**NOW THEREFORE BE IT RESOLVED THAT** the attached draft by-law be referred to the next meeting of Planning and Transportation Committee for deputations;

**AND BE IT FURTHER RESOLVED THAT** the Executive Director of Municipal Licensing and Standards, in consultation with the City Solicitor, report to the next meeting of the Planning and Transportation Committee on the proposed by-law.”

**15. Making a Case for the GTTA**

**12:15 p.m.**

Presentation by the Toronto Board of Trade on the establishment of a Greater Toronto Transportation Authority to help reduce the gridlock and enhance the quality of life in the region.

**16. Leaf Blower Use Restriction in the City of Toronto**

**4:30 p.m.**

Communication (February 9, 2006) from the City Clerk, advising that City Council on January 31, February 1 and 2, 2006, referred Item (c), entitled “Leaf Blower Use Restriction in the City of Toronto”, contained in Planning and Transportation Committee Report 1, Clause 13, back to the Planning and Transportation Committee for further consideration.

“**WHEREAS**, at the present time, the Noise By-law for the City of Toronto prohibits the creation of noise by the use of leaf blowers, known as ‘powered property service tool’, between the hours of 9:00 p.m. and 7:30 a.m., or 9:00 a.m. in the case of Sundays or holidays; and

**WHEREAS** gas powered leaf blowers produce sound with a strong tonality, which is particularly objectionable, and levels generally measure in the range of 80-90 dBA; and

**WHEREAS** as of January 1, 1992, leaf blowers which produce sound levels in excess of 70 dBA at 15 metres are considered to be in violation of the Noise By-law and are, therefore, essentially banned in the City; and

**WHEREAS** the number of noise complaints resulting from the use of leaf blowers increases steadily each year, as outlined in the Committee Report (January 10, 1996) submitted from the Acting Commissioner of Public Works and the Environment for the City of Toronto; and

**WHEREAS** the Noise By-law is authorized by section 9(1) of the *City of Toronto Act*, 1971, which reads, ‘...The Council of the Corporation may pass by-laws for prohibiting or regulating the making, causing or permitting of noises or any class or classes of noises within the municipality or any defined area or areas thereof which disturbs or may disturb the quiet, peace, rest, enjoyment, comfort or convenience of the inhabitants, or which, in the opinion of the Council, are objectionable or liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the inhabitants.’; and

**WHEREAS** the pollution caused by leaf blowers extends beyond noise to dust, debris, mould, hydrocarbons, carbon monoxide, and ground level ozone, all of which increase the levels of pollution and/or smog in the City, resulting in a loss of quality of life for all residents; and

**WHEREAS** the City of Vancouver, B.C., has already taken the initiative to support a City-wide ban of leaf blowers (Noise Control By-law No. 6555 – November 18, 2003);

**NOW THEREFORE BE IT RESOLVED THAT** City Council amend the Noise By-law (adopted by Council on June 18-20, 2002) to include the following staff Recommendation (2)(a) contained in the Recommendations Section of the report (November 5, 2001) from the Commissioner of Urban Development Services, as amended by the Planning and Transportation Committee:

‘(2)(a) Section 4 be amended to reflect the prohibited period of time for the operation of a power device that blows or vacuums leaves, grass cuttings, debris or other similar material as follows:

- (i) at all times in Quiet Zones;

- (ii) at all times on residential properties except during the months of October and November for leaf removal;
- (iii) between 6:00 p.m. and 8:00 a.m. Monday to Saturday and at all times on Sunday on non-residential properties; and
- (iv) on Smog Alert days;

**AND BE IT FURTHER RESOLVED THAT** the appropriate City staff, by mechanism of the Noise and Pollution by-laws, investigate unconditionally banning the operation of any powered leaf blower, electric or gas, in the City of Toronto;

**AND BE IT FURTHER RESOLVED THAT** the appropriate City staff take the necessary actions to give effect to the foregoing.”

**17. Request to Transport Canada to Require Side Guards on Large Vehicles to Protect Cyclists**

Communication (February 10, 2006) from the City Clerk, advising that City Council on January 31, February 1 and 2, 2006, referred the following Motion J(28) moved by Councillor Mihevc, seconded by Councillor De Baeremaeker, respecting Request to Transport Canada to Require Side Guards on Large Vehicles to Protect Cyclists, to the Planning and Transportation Committee:

**“WHEREAS** the City of Toronto Official Plan (2002) promotes development that supports cycling in Toronto as an alternative to car-based transportation and as a key to environmental sustainability and an accessible and efficient transportation system; and

**WHEREAS** the Regional Coroner for Toronto’s report on Cycling Fatalities in Toronto (1998) found that the large vehicles (Classes A, B, C, D and M) were involved in 37 percent of the collisions resulting in cyclist fatalities; and

**WHEREAS** the same report found that a cyclist’s collision with a large vehicle is approximately four times more likely to result in cyclist fatality than a cyclist’s collision with a Class G vehicle; and

**WHEREAS** a key recommendation of the Regional Coroner for Toronto’s Report on Cycling Fatalities in Toronto (1998) was: ‘That Transport Canada investigates the feasibility of requiring “side guards” for large trucks, trailers and buses operated in urban areas to prevent pedestrians and cyclists being run over by the rear wheels in collisions with these large vehicles.’; and

**WHEREAS** in 2001, Transport Canada indicated that they were in the process of reviewing the possibility of requiring side guards for large trucks;

**NOW THEREFORE BE IT RESOLVED THAT** the Mayor and Council make an official request to Transport Canada to expedite and complete the review of side guards;

**AND BE IT FURTHER RESOLVED THAT** the Mayor and Council support a regulation requiring the addition of side guards for large trucks operating within urban areas and request that Transport Canada produce and implement such a regulation as soon as possible.”

**18. Annual Report of Outstanding Staff Report Requests**

Report (February 20, 2006) from the City Clerk, providing the Planning and Transportation Committee with an annual update of outstanding items as required by Section 123 of Chapter 27 of the City of Toronto Municipal Code, Council Procedures.

Recommendations:

It is recommended that this report be received for information.



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**PLANNING AND TRANSPORTATION COMMITTEE**  
**SUPPLEMENTARY AGENDA**  
**MEETING 1**

**Date of Meeting:** Monday, March 6, 2006  
**Time:** 9:30 a.m.  
**Location:** Committee Room 1  
City Hall  
100 Queen Street West  
Toronto, Ontario

**Enquiry:** Betty Henderson  
Committee Administrator  
416-392-8088  
bhender1@toronto.ca

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**If the Planning and Transportation Committee wishes to meet in camera (privately), a motion must be made to do so, and the reason given (*Municipal Act, 2001*).**

**1(a). Results of Technical Briefing regarding Bill 51 - *Planning and Conservation Land Statute Law Amendment Act, 2005* and the Land Use Planning Provisions of Bill 53 - *Stronger City of Toronto for a Stronger Ontario Act, 2005***

Report (February 20, 2006) from the Chief Planner and Executive Director, City Planning Division, summarizing comments raised at a recent Councillors' briefing session regarding Bills 51 and 53.

Recommendations:

It is recommended that:

- (1) the Minister of Municipal Affairs and Housing be advised that Council of the City of Toronto reaffirms its position regarding Ontario Municipal Board reform as recommended in the March 1, 2004 report from the Commissioner of Urban Development Services entitled "City of Toronto Position Regarding Ontario Municipal Board Reform", adopted, as amended, by Council at its meeting on April 15 and 16, 2004 and once again reaffirmed in a further report from the Commissioner of Urban Development Services dated June 21, 2004 entitled "Provincial Planning Reform Initiatives: Consultation Papers on OMB Reform, Planning Act Reform and Implementation Tools and Provincial Policy Statement Draft Policies," adopted by Council on July 21, 21 and 22, 2004.

**2(e). Supplementary Report - Implications of Bill 51 on Proposals for Pre-Application Consultation**

Report (March 1, 2006) from the Chief Planner and Executive Director, City Planning Division, reporting on the implications of Bill 51 on pre-application consultation.

Recommendation:

It is recommended that the implementation of the “Improving the Planning Process” changes outlined in the November 3, 2005 report from the Chief Planner and Executive Director, City Planning Division include the practice of reporting on pre-application consultation in Preliminary Reports, as outlined in this report.

**16(a). Communication (March 1, 2006) from Brian Maguire, Secretary on behalf of the North Hill District Homeowners’ Association**

**ADDED ITEM:**

**19. Consultation on Energy Efficiency in the Building Code**

*(report to be distributed when available)*