

# THE CITY OF TORONTO

## City Clerk's Office

### Minutes of the Planning and Transportation Committee

#### Meeting No. 1

Friday, January 20, 2006

The Planning and Transportation Committee met on Friday, January 20, 2006, in Committee Room No. 2, City Hall, Toronto, commencing at 10:00 a.m.

#### Attendance:

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

	10:00 a.m. to 11:20 a.m.
Councillor John Filion, Chair	X
Councillor Karen Stintz, Vice- Chair	X
Councillor Cliff Jenkins	X
Councillor Peter Milczyn	X
Councillor Denzil Minnan-Wong	X
Councillor Howard Moscoe	X
Councillor Case Ootes	X
Councillor Michael Thompson	X

#### **1.1 2006 Operating Budget**

The Planning and Transportation Committee continued its consideration of the following the 2006 Operating Budget under the purview of the Committee

- (a) Building;
- (b) Business Support Services;
- (c) City Planning;
- (d) Municipal Licensing and Standards;
- (e) Clean and Beautiful City Secretariat;
- (f) Community Partnership and Investment Program; and
- (g) Waterfront Secretariat.

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Councillor Filion appointed Councillor Stintz Acting Chair and vacated the Chair.

A. Councillor Filion moved:

(1) that the Planning and Transportation Committee recommend to the Budget Advisory Committee:

(A) Building Services:

the adoption of the following Operating Budget recommendations contained in the Analyst Briefing Notes for Building Services:

(1) the Building Services' 2006 Proposed Operating Budget of \$39.447 million gross and (\$11.376) million net, comprised of the following service be approved:

<u>Service:</u>	<u>Gross</u> <u>(\$000's)</u>	<u>Net</u> <u>(\$000's)</u>
Building	39,447.0	(11,375.7)
Total Program Budget	<u>39,447.0</u>	<u>(11,375.7)</u>

(2) the Chief Building Official and Executive Director of Building Services submit a Briefing Note to the Planning and Transportation Committee in June 2006 addressing 2005 vacant positions and impact to 2005 and 2006 Performance;

(3) the Chief Building Official and Executive Director of Building Services assess the workloads and needs of the Division and report back prior to the 2007 budget process on a long-term strategy for processing Building Permit applications within the legislated timeframes under Bill 124 and the new application review requirements under the Brownfield's Statute Law Amendment Act; and

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- (4) the Chief Building Official and Executive Director of Building Services monitor the building permit fees collected during 2006 and report back to the Budget Advisory Committee as part of the 2007 budget process addressing whether the 4.6 percent Building Permit Fee increase was sufficient to achieve cost recovery as authorized under the Building Code Act.

(B) Business Support Services:

the adoption of the following Operating Budget recommendation contained in the Analyst Briefing Notes for Business Support Services:

the Business Support Services' 2006 Proposed Operating Budget of \$10.619 million gross and \$9.283 million net, comprised of the following service be approved:

<u>Service:</u>	<u>Gross (\$000's)</u>	<u>Net (\$000's)</u>
Business Support Services	<u>10,618.9</u>	<u>9,282.8</u>
Total Program Budget	<u>10,618.9</u>	<u>9,282.8</u>

(C) City Planning:

the adoption of the following Operating Budget recommendations contained in the Analyst Briefing Notes for City Planning:

- (1) the City Planning's 2006 Proposed Operating Budget of \$32.164 million gross and \$13.460 million net, comprised of the following service, be approved:

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<u>Service:</u>	Gross <u>(\$000's)</u>	Net <u>(\$000's)</u>
City Planning	<u>32,163.9</u>	<u>13,460.4</u>
Total Program Budget	<u><u>32,163.9</u></u>	<u><u>13,460.4</u></u>

(2) the Deputy City Manager responsible for City Planning report to the Planning and Transportation Committee and the Works Committee prior to the 2007 Budget Process on a phased approach to increasing Community Planning and other Development Application Process Fees in the future that will allow for full cost recovery for all city-wide costs related to the processing of community planning and development applications; and

(3) the Deputy City Manager responsible for City Planning report to the Planning and Transportation Committee and the Works Committee prior to the 2007 Budget Process on the achievements of the one-window approach to the collection of fees under the Development Application Review Project 2006 work plan.

(D) Municipal Licensing and Standards:

the adoption of the following Operating Budget recommendations contained in the Analyst Briefing Notes for Municipal Licensing and Standards:

(1) the Municipal Licensing and Standards' 2006 Proposed Operating Budget of \$29.190 million gross and \$4.909 million net, comprised of the following service, be approved:

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<u>Service:</u>	Gross <u>(\$000's)</u>	Net <u>(\$000's)</u>
Municipal Licensing and Standards	<u>29,189.5</u>	<u>4,908.7</u>
Total Program Budget	<u><u>29,189.5</u></u>	<u><u>4,908.7</u></u>

- (2) the Deputy City Manager responsible for Municipal Licensing and Standards report to the Budget Advisory Committee in January 2006 on the potential for the recovery of sign permits and variance enforcement costs in accordance with the Sign By-law;
- (3) the Executive Director of Municipal Licensing and Standards report back to the Budget Advisory Committee in February 2006 addressing the potential service efficiencies arising from the consolidation of Municipal Licensing and Standards services at East York Civic Center;
- (4) the funding for the 2 new requests for the by-law enforcement component of "Multi-Unit Residential Waste Reduction Levy" and "Mandatory Waste Diversion By-Law of Single Family Residences" be deferred for consideration with the 2007 Operating Budget process, and that the Deputy City Manager responsible for Solid Waste Management Services report back to the Works Committee by June 2006, on the coordination, implementation, and timing for the introduction of by-law enforcement of waste collection activities in the most effective and efficient way possible given existing available resources;

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- (5) the 2006 Operating Budget for the Solid Waste Management Services by-law enforcement component, once approved, be transferred to the Municipal Licensing & Standards Division;
  - (6) the Deputy City Manager responsible for Solid Waste Management Services and the Municipal Licensing & Standards Division report back to the Works Committee and the Planning & Transportation Committee prior to the start of the 2007 budget process with a proposal for the transfer of the total integrated by-law enforcement component from Solid Waste Management Services to the Municipal Licensing & Standards Division;
  - (7) the Deputy City Manager responsible for Municipal Licensing and Standards, continue to review functions within Municipal Licensing and Standards, Building Services, and City Planning to find ways to integrate initiatives and report back prior to the 2007 budget process on any resultant savings and service improvements realized; and
  - (8) the Executive Director of Municipal Licensing and Standards monitor enforcement costs of licenses and report back to the Budget Advisory Committee prior to the 2007 budget addressing whether the licensing fee increase was sufficient to address 100 percent cost recovery for enforcement, as authorized under the Municipal Act.
- (E) Clean and Beautiful City Secretariat:
- the adoption of the following Operating Budget recommendations contained in the Analyst Briefing Notes for Clean and Beautiful City Secretariat:
- (1) the Clean and Beautiful City Secretariat 2006

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Proposed Operating Budget of \$0.197 million gross and net, comprised of the following service, be approved:

<u>Service:</u>	<u>Gross (\$000's)</u>	<u>Net (\$000's)</u>
Clean and Beautiful City Secretariat	<u>197.0</u>	<u>197.0</u>
Total Program Budget	<u><u>197.0</u></u>	<u><u>197.0</u></u>

(2) the Deputy City Manager responsible for the Clean and Beautiful City Secretariat:

(a) report to the Budget Advisory Committee during the 2006 Operating Budget Process on how the request for the continuation of the Neighbourhood Beautification Project in 2006 can be accommodated within the overall Clean and Beautiful City Initiative resources being proposed for 2006; and

(b) report to the Budget Advisory Committee prior to the 2007 Operating Budget Process on the status and budget implications of the Clean and Beautiful City Secretariat for 2007.

(F) Community Partnership and Investment Program:

the adoption of the following Operating Budget recommendation contained in the Analyst Briefing Notes for the Community Partnership and Investment Program, Urban Development Service Envelope:

the 2006 Proposed Operating Budget of \$0.559 million gross, \$0.309 million net, for the Community Partnership and Investment Program, Urban

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Development Service Envelope, comprised of the following services, be approved:

Grant Program	Gross (\$000's)	Net (\$000's)
<u>Urban Development</u>		
Graffiti Transformation	309.3	309.3
Heritage Grant	250.0	0.0
	<hr/>	<hr/>
Total Urban Development Grants	<u>559.3</u>	<u>309.3</u>

(G) Waterfront Secretariat:

the adoption of the following Operating Budget recommendations contained in the Analyst Briefing Notes for Waterfront Secretariat:

- (1) the Waterfront Secretariat's 2006 Proposed Operating Budget of \$0.996 million gross and \$0.829 million net for the following service, be approved.

<u>Service:</u>	Gross (\$000's)	Net (\$000's)
Waterfront Secretariat	995.5	828.8
	<hr/>	<hr/>
Total Program Budget	<u>995.5</u>	<u>828.8</u>

- (2) the required 2006 funding of \$0.047 million included in the 2006 Proposed Operating Budget for Waterfront Secretariat for the temporary Technical Co-ordinator position, be funded from within the 2006 Approved cash flow for the Waterfront Revitalization Initiative Capital Budget; and that the 2007 incremental impact of \$0.033 million be funded from within the projected cash flow

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for the Waterfront Revitalization Capital  
Budget in 2007.

- (2) received the following communications:
- (a) (December 16, 2005) from Toronto Cycling Committee, regarding the issue of Cycling on Sidewalks;
  - (b) (September 20, 2005) from the Policy and Finance Committee, referring the communication (August 3, 2005) from the City Clerk respecting request for additional Municipal Licensing and Standards Officer(s);
  - (c) (December 20, 2005) from the Toronto Pedestrian Committee, forwarding recommendations for the Planning and Transportation Committee to consider during the 2006 Operating Budget deliberations;
  - (d) (January 6, 2006) from May Chow, Chair, Bay Corridor Community Association, in support of the continuation of the Neighbourhood Beautification Program;
  - (e) (January 5, 2006) from Russell Scott, Coordinator Children and Youth Services, Julie Troung, Co-ordinator, Human Resources and Administration, in support of the continuation of the Neighbourhood Beautification Program;
  - (f) (January 5, 2006) from Rafael Gomez, Executive Director, ThinkTankToronto, in support of the continuation of the Neighbourhood Beautification Program;
  - (g) (January 5, 2006) from Elaine Lapraire and Susan McKillen, in support of the continuation of the Neighbourhood Beautification Program; and
  - (h) (January 9, 2006) from Russ Armstrong, Acting President, Canadian Union of Public Employees, Local 79;

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- (i) (January 6, 2006) from Ed Clements, Director of Resident Services. Christie Gardens, encouraging Members to support the continuation of the Neighbourhood Beautification Program at Christie Gardens; and
- (j) (undated) from Deputy Mayor Sandra Bussin, Chair, Roundtable on a Beautiful City, requesting funding in 2006 for the continuation of the Neighbourhood Beautification Program.

**(Carried)**

Councillor Filion resumed the Chair.

B. Councillor Moscoe moved that:

- (1) Councillor Filion's motion A.1 be amended by adding \$100,000.00 for the proposed Education Awareness Program (cycling), subject to servicing at least 50 percent from external sources, including but not limited to, assistance from other order of government and private sector sponsorship;
- (2) appropriate staff be requested to review the feasibility of licensing bicycle couriers and make bicycle safety as part of the proposed initiative for the Bicycle Safety Program;
- (3) the Executive Director, Municipal Licensing and Standards, be requested to report to the Planning and Transportation Committee:
  - (a) providing a review on a possible reduction in the training unit in order to de-emphasize the training for standard taxi licenses in order to free up staff resources for additional inspection capability; and
  - (b) on the feasibility of increasing the fee for initial applications for standard taxi licences in order to decrease the renewal fees for long-standing taxi drivers;

- (4) appropriate staff be requested to work co-operatively with the Toronto Catholic School Board and the Toronto District School Board in the matter of Sidewalk Bicycle Safety.

**(Carried)**

- C. Councillor Stintz moved that the motion B.(1) by Councillor Moscoe be deferred until 2007 and that the Cycling Committee be requested to submit to all Members of City Council literature pertaining to same and Members of Council be requested to include such information in their newsletters.

**(Carried)**

- D. Councillor Minnan-Wong moved that the City Solicitor be requested to report to the Planning and Transportation Committee, providing a breakdown of the number of appeals, including but not limited to, Ontario Municipal Board Hearings that are represented by City staff and outside legal and the associated costs.

**(Carried)**

- E. Councillor Milczyn moved that the Budget Advisory Committee:

- (1) consider funding the non-staffing costs of \$146,700 for the continuation of the Neighbourhood Beautification Program in 2006; and
- (2) not approve the staffing costs of \$237,100 for two positions for this program;

**(Carried)**

- F. Councillor Jenkins moved that the Chief Planner and Executive Director, City Planning, be requested to report to the Planning and Transportation Committee for its meeting of

March 6, 2006, on the status of the Harmonized Zoning By-law project.

(Carried)

(Budget Advisory Committee, c: Deputy City Manager Fareed Amin, Chief Planner and Executive Director; Toronto Cycling Committee – January 23, 2006)

**(Report 1, Clause 13(a))**

**1.4 Authorization for City Planning Staff to Consult with the Development Industry, Community Organizations Interest Groups and the Public on Proposed Section 37 Implementation Guidelines**

The Planning and Transportation Committee considered a report (December 19, 2005) from the Chief Planner and Executive Director, City Planning, seeking authority to consult with the development industry, community organizations, interest groups and the public on Proposed Guidelines for Implementation of Section 37 of the Planning Act, to assist in the implementation of the Height and/or Density Incentive policies contained in Section 5.1.1 of the new Official Plan.

Recommendations:

It is recommended that:

- (1) City Planning staff be authorized to consult with the Greater Toronto Home Builders' Association, the Urban Development Institute, community organizations, interest groups and the general public on Proposed Guidelines for Implementation of Section 37 of the Planning Act, contained in Appendix A to this report; and
- (2) the Chief Planner and Executive Director, City Planning Division, be directed to report to Planning and Transportation Committee on the results of the consultation and revised Guidelines for adoption.

The Planning and Transportation Committee also considered a report (December 22, 2005) from the Chief Planner and Executive Director, City Planning, to include City Council's recent directions regarding the involvement of Ward Councillors and City Planning staff in the negotiating of Section 37 agreements in the Proposed Section 37 Implementation Guidelines.

Recommendations:

It is recommended that:

- (1) City Council's directions, adopted at its meeting of December 14 and 16, 2005, regarding the involvement of Ward Councillors and City Planning staff in the negotiating of Section 37 agreements, be included in the Proposed Section 37 Implementation Guidelines; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Jenkins, the Planning and Transportation Committee recommended that City Council:

- (1) adopt the staff recommendations in the Recommendations Section of the report (December 19, 2005) from the Chief Planner and Executive Director, City Planning;
- (2) adopt the staff recommendations in the Recommendation Section of the supplementary report (December 22, 2005) from the Chief Planner and Executive Director, City Planning; and
- (3) direct staff to seek a settlement with the developer and ratepayer appellants with respect to their appeals to the Ontario Municipal Board in connection with policies of the Official Plan regarding Section 37 of the *Planning Act*.

**(Report 1, Clause 3)**

## **1.5 Proposed Growth Plan for the Greater Golden Horseshoe**

The Planning and Transportation Committee considered a report (December 16, 2005) from the Chief Planner and Executive Director, City Planning, summarizing the proposed Growth Plan and advise Council of its implications for the City and the region.

Recommendations:

It is recommended that:

- (1) the Mayor write to the Minister of Public Infrastructure Renewal to:
  - (a) commend the Minister for continuing to develop the Growth Plan as a starting point for curbing urban sprawl and as a basis for integrating land use planning, provision of infrastructure and protection of valuable natural and

cultural heritage in the GGH;

- (b) indicate Council's support for the proposed Growth Plan, contingent on the Plan being modified as recommended in this report, and on the Province developing a satisfactory phasing and funding strategy for the transit and other infrastructure improvements necessary to support the Plan's implementation;
- (c) urge the Minister to develop a comprehensive infrastructure strategy as soon as possible to support the effective implementation of the Growth Plan;
- (d) request that the Minister modify the proposed Growth Plan to:
  - (i) provide for the review and refinement of the employment forecasts in Schedule 3 as part of the proposed sub-area regional economic assessment;
  - (ii) revise Policy 2.2.6.2 to indicate that downtown Toronto's role as the prime office centre for Canada will be supported and strengthened through investments in transit and other services, and that the Financial District will be identified as a provincially significant designated employment area;
  - (iii) revise the definition of 'major office' to 'freestanding office buildings of 25,000 square feet or greater,' consistent with regulations under the Assessment Act;
  - (iv) revise the definition of 'municipal comprehensive review' to specifically include consideration of population and growth projections, alternative directions for growth, and how best to accommodate this growth, consistent with the definition in the Provincial Policy Statement;
  - (v) provide more explicitly that provincial investment will be linked to municipal policies and strategies for intensification and contingent on progress in achieving intensification;
  - (vi) revise Policy 2.2.5.1 to provide greater flexibility for intensification around major transit stations, particularly if they are located in intensification corridors such as the Avenues in the City of Toronto's new Official Plan, or if they are located in Employment Districts

where residential development may not be desired;

- (vii) provide for the assessment of development potential in urban growth centres and an increase in their density target if warranted;
- (viii) revise Policy 2.2.8.2 to provide that the review of the need for and amount of additional designated Greenfield area should be done at the sub-area level;
- (ix) modify Policy 3.2.2.5 to include Provincial support for the implementation of Transportation Demand Management (TDM) policies by the upper- and single tier municipalities;
- (x) revise Policy 4.2.1.4 to require planning authorities to identify locally significant natural areas that link and augment the natural system and develop policies for its protection;
- (xi) expand the policies in Section 4.2.4. (Culture of Conservation) to acknowledge a role for the Province and to include urban design standards that encourage and support water conservation and integrated waste management;
- (xii) expand the scope of the sub-area assessments to:
  - (a) consider together the distribution of growth and the provision of infrastructure;
  - (b) facilitate a collaborative approach among municipal governments, the Province and the private sector to manage waste in the GGH, focusing on reduction, diversion and disposal;
  - (c) provide for the modification of the distribution of growth shown in the forecasts in Schedule 3 to reflect 'best solutions' for infrastructure provision; and
  - (d) provide for a comprehensive strategy, including setting investment priorities, for the funding and phasing of transit and other infrastructure; and
- (xiii) indicate that the Province will monitor and evaluate the impacts of growth and urban development in the GGH on the environment, the economy and quality of life, as input to the 10-year review of the Plan required by the Places to Grow Act;

- (2) request the Province to assist municipalities by developing guidelines for implementing the Plan, some of which may involve more specific targets; for example, guidelines and/or targets for waste diversion, air quality, modal share splits based on the Plan's intensification and density targets, and community design;
- (3) re-iterate previous requests that the Minister co-ordinate with other ministries to facilitate the Plan's effective implementation, including:
  - (a) revisions to the *Development Charges Act* to enable municipalities to recover the full cost of growth related infrastructure, to base charges for transit on an approved transit plan rather than average service costs over the past ten years, and to charge for all municipal services required to support complete communities;
  - (b) revisions to the *Planning Act*, and other appropriate tools to give municipalities greater authority to protect and enhance the natural heritage system;
  - (c) fiscal policies and tools to direct market demand to achieve the objectives of the GGH Growth Plan;
  - (d) eliminating the differential in the education portion of the property;
  - (e) revisions to the *Environmental Assessment Act* to significantly streamline approval for transit projects and other infrastructure projects that have been identified in Official Plans or in the Growth Plan and which implement the growth objectives of the proposed Growth Plan; and
  - (f) inclusionary zoning powers to ensure that affordable housing may be included in residential or mixed-use developments;
- (4) this report be sent to the Province to support the Mayor's letter;
- (5) the Mayor's letter and this report be shared with other Mayors and Chairs in the GGH; and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Milczyn, the Planning and Transportation Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (December 16, 2005) from the Chief Planner and Executive Director, City Planning, subject to amending

Recommendation (1)(d)(vii) to read:

“(1)(d)(vii) provide for the assessment of development potential in urban growth centres and along inter-regional transit corridors an increase in their density target if warranted;”.

**(Report 1, Clause 4)**

**1.15 Ontario Restaurant Hotel & Motel Association v. City of Toronto and Board of Health for the City of Toronto Health Unit – Decision of the Ontario Court of Appeal**

The Planning and Transportation Committee considered a communication (December 14, 2005) from the City Clerk, Board of Health, forwarding the report (November 22, 2005) from the City Solicitor, advising of the decision of the Ontario Court of Appeal regarding the Ontario Restaurant Hotel & Motel Association’s application to quash s.545-5(3) of Toronto Municipal Code Chapter 545, Licensing, for information.

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

- (1) received the communication (December 14, 2005) from the Board of Health; and
- (2) requested the City Solicitor to report to City Council, through the Policy and Finance Committee, on the extent to which this decision, together with the appeal decision on the sale of taxi plates, may impact on the ability of the City to act in the best interests of its citizens and how it might now adjust its approach to the way it legislates.

**(Report 1, Clause 13(f))**

**1.21 Toronto Taxi Alliance v. City of Toronto  
Decision of the Ontario Court of Appeal**

The Planning and Transportation Committee considered a report (January 5, 2006) from the

City Solicitor, advising of the decision of the Ontario Court of Appeal regarding the Toronto Taxi Alliance's application to quash By-law 906-2003 respecting transfers of standard taxicab owner's licences.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee received the report (January 5, 2006) from the City Solicitor.

**(Report 1, Clause 13(i))**

**1.22 Regularly Recurring Garage Sales**

The Planning and Transportation Committee considered a communication (January 5, 2006) from Councillor Mike Del Grande, requesting the Planning and Transportation Committee to direct staff to access the options used by other jurisdictions and to recommend the most suitable way for Toronto to move forward with respect to regularly recurring garage sales.

On motion by Councillor Stintz, the Planning and Transportation Committee referred the communication (January 5, 2006) from Councillor Mike Del Grande, Ward 39 Scarborough-Agincourt, to the Executive Director, Municipal Licensing and Standards, for report thereon to the Planning and Transportation Committee for its meeting of May 1, 2006.

**(Report 1, Clause 13(j))**

**1.23 Termites**

The Planning and Transportation Committee considered a communication (November 1, 2005) from Councillor Case Ootes, Ward 29 Toronto-Danforth, requesting staff to prepare a report for a future Planning and Transportation Committee meeting regarding the issue of termites, including specific areas of the City that are currently affected and comment on all the specific points made in Dr. Myles' e-mail.

On motion by Councillor Stintz, the Planning and Transportation Committee referred the communication (November 1, 2005) from Councillor Case Ootes, Ward 29 Toronto-Danforth, to the Chief Building Official, for report thereon to the Planning and Transportation Committee.

**(Report 1, Clause 13(k))**

The Committee adjourned its meeting at 11:20 a.m.

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Chair