

THE CITY OF TORONTO

City Clerk's Office

Minutes of the Planning and Transportation Committee

Meeting 5

Tuesday, July 4, 2006

The Planning and Transportation Committee met on Tuesday, July 4, 2006, in Committee Room No. 1, City Hall, Toronto, commencing at 9:35 a.m.

Attendance:

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

	9:35 a.m. to 12:35 p.m.	2:05 p.m. to 6:00 p.m.
Councillor John Filion, Chair	X	X
Councillor Karen Stintz, Vice- Chair	X	R
Councillor Cliff Jenkins	X	X
Councillor Peter Milczyn	X	X
Councillor Denzil Minnan-Wong	X	X
Councillor Howard Moscoe	X	X
Councillor Case Ootes	X	X
Councillor Michael Thompson	X	X

Confirmation of Minutes

On motion by Councillor Moscoe, the Planning and Transportation Committee confirmed the Minutes of its meeting held on June 1 and 14, 2006.

5.1 Temporary Rental and Sales Offices in former City of North York (Public Meeting under the *Planning Act*)

The Planning and Transportation Committee considered a report (June 16, 2006) from the Chief Planner and Executive Director, City Planning, responding to a Motion adopted by City Council on December 5-7, 2005, that directs the Chief Planner to review the provisions in the former City of North York Zoning By-law regarding temporary rental and sales offices incidental to construction and report to the Planning and Transportation Committee with any recommended changes.

Recommendations:

It is recommended that City Council adopt the following changes to the former City of North York Zoning By-law 7625, as amended:

- (1) remove the permission for temporary rental and temporary sales offices incidental to construction from Rural Residential (R-R), Suburban Residential (R-A) and all One Family Detached Dwelling Zones (R1 to R7, inclusive) except for lands abutting major roads in the North York Centre Area (i.e., having a right-of-way width of 27m or greater);
- (2) remove the permission for temporary rental and temporary sales offices incidental to construction from all medium density residential zones (RM1 to RM6, inclusive) except for lands abutting major roads;
- (3) require that temporary rental and temporary sales offices incidental to construction comply with the development standards of the zones where they are permitted; and
- (4) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.

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

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 16, 2006) from the Chief Planner and Executive Director, City Planning; and
- (2) requested the Chief Planner and Executive Director to report directly to City Council on options for establishing a timeframe for having temporary sales offices removed.

(Report 5, Clause 1)

5.2 Toronto Heritage Grant Program – 2006 Grant Awards

The Planning and Transportation Committee considered a report (June 15, 2006) from the Chief Planner and Executive Director, City Planning, requesting Council approval of the recommended grant awards for the 2006 Toronto Heritage Grant Program as set out in this report.

Recommendations:

It is recommended that:

- (1) Council approve awards for the 2006 Toronto Heritage Grant Program for the 29 heritage properties in the City of Toronto as set out below, to assist in funding the scope of restoration work generally described in Attachment No.1 of this report, in accordance with the Terms and Conditions of the Toronto Heritage Grant Program previously approved by City Council:

25 Augusta Avenue (Edward Leadlay House) - \$10,000.00;
40 Bin-Scarth Road - \$5,000.00;
31 Bishop Street - \$5,000.00;
33 Bishop Street - \$5,000.00;
35 Bishop Street - \$5,000.00;
37 Bishop Street - \$5,000.00;
39 Bishop Street - \$5,000.00;
41 Bishop Street - \$5,000.00;
525 Bloor Street East (St. Simon's Church) – \$10,000.00;
141 Blythwood Road - \$1,600.00;
90 Burndale Avenue (Joseph Shepard House) - \$2,400.00;
286 Carlton Street (Frederick Nicholls House) – \$4,650.00;
15 Dale Avenue - \$8,000.00;
133 Davenport Road – \$10,000.00;
2 Elm Avenue (Glenhurst) - \$8,000.00;
20 Gerrard Street East (Willard Hall) – \$11,000.00;
417 King Street East (Little Trinity Church Rectory) - \$4,500.00;
25 King Street West (Canadian Bank of Commerce) - \$19,000.00;
3750 Kingston Road (Jeremiah Annis House) - \$10,000.00;
1204 Queen Street West (Gladstone Hotel) - \$25,000.00;
51 Rosedale Road - \$10,000.00;
46 Salisbury Avenue - \$6,000.00;
75 Simcoe Street (St. Andrew's Presbyterian Church) - \$25,000.00;
33 Tranby Avenue - \$3,100.00;
106 Trinity Street (Enoch Turner Schoolhouse) – \$15,000.00;
17 Wellesley Avenue - \$2,500.00;
340 Wellesley Street East - \$5,000.00;
342 Wellesley Street East - \$5,000.00; and
391 Wellesley Street East - \$3,250.00;

- (2) that use of the grant awards outlined in Recommendation (1) of this report, be limited to only the proposed restoration work approved by the Chief Planner and Executive Director, City Planning Division, and that issuing of the grant award be subject to the grant recipient satisfying all conditions as set out in the Letter of Understanding between the City and the grant recipient;
- (3) that the condition of the Toronto Heritage Grant Program requiring recipients of grants of \$20,000 or more to enter into a Heritage Easement Agreement be waived; and
- (4) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, and that leave be granted for the introduction of any necessary bills in Council to give effect thereto.

On motion by Councillor Thompson, the Planning and Transportation Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 15, 2006) from the Chief Planner and Executive Director, City Planning.

(Report 5, Clause 2)

**5.3 Toronto Waterfront Revitalization Initiative
TTC-TWRC Waterfront Transit Environmental Assessments
Terms of Reference
(Ward 28 – Toronto Centre-Rosedale and Ward 30 – Toronto-Danforth)**

The Planning and Transportation Committee considered a report (June 12, 2006) from the Chief Planner and Executive Director, City Planning, to endorse submission of the Terms of Reference (ToR) for the Waterfront Transit Environmental Assessments to the Ministry of the Environment consistent with the report and attachments that will be dealt with by the Toronto Transit Commission at their meeting of June 21, 2006.

Recommendation:

It is recommended that City Council endorse submission of the Terms of Reference for the Waterfront Transit Environmental Assessments to the Ministry of the Environment for approval as part of the individual Environmental Assessment process, in accordance with the requirements of the Ontario Environmental Assessment Act.

The Planning and Transportation Committee also considered a report (June 21, 2006) from the Toronto Transit Commission forwarding the TTC-TWRC Waterfront Transit Environmental Assessments Terms of Reference.

Recommendations:

It is recommended that the Commission:

- (1) authorize the submittal of the Terms of Reference (ToR) for Waterfront Transit Environmental Assessments (EA) to the Ministry of Environment (MOE); and
- (2) forward this report to the Planning and Transportation Committee of the City of Toronto for their consideration.

Margaret Samuel, Secretary and VP Communications, Central Waterfront Neighbourhood Association, addressed the Planning and Transportation Committee, and filed a copy of her submission.

- A. Councillor Moscoe moved that City Council adopt the staff recommendations in the Recommendations Section of the report (June 12, 2006) from the Chief Planner and Executive Director, City Planning and in doing so adopt the Terms of Reference for the TTC-TWRC Waterfront Transit Environmental Assessments as outlined in the report (June 21, 2006) from the Toronto Transit Commission, subject to including a specific review of Hydrogen Fuel Cell bus technology.

(Carried)

- B. Councillor Milczyn moved that Councillor Moscoe's Motion A. be amended by adding "and including an explicit reference to transit improvements related to the EXPO 2015 site in the Portlands".

(Carried)

- C. Councillor Thompson moved that:

- (1) Heather Zordel, Director, 1 York Quay Condominium Corporation, be added to the Community Liaison Committee for the TTC-TWRC Waterfront Transit EAS; and
- (2) the communication (July 4, 2006) from Helen Riley, be received.

(Carried)

(Report 5, Clause 3)

5.4 Short-Term Delegation of Authority to Deal with Applications under Parts IV and V of the Ontario Heritage Act During and After the Municipal Election

The Planning and Transportation Committee considered a report (June 9, 2006) from the Chief Planner and Executive Director, City Planning, to delegate authority to the Chief Planner and Executive Director, City Planning, to respond to applications to alter or demolish designated or listed buildings or to erect, demolish or alter the exteriors of buildings located in heritage conservation districts under Parts IV and V of the Ontario Heritage Act, until the resumption of regular Council meetings following the November 2006 municipal election.

Recommendations

It is recommended that:

- (1) except for permits that must be or are deemed to be issued under Article IV of the Municipal Code, Chapter 103, Heritage, the Chief Planner and Executive Director, City Planning Division, or his designate be directed to refuse applications made under Parts IV or V of the *Ontario Heritage Act* that have not been considered by Council at or prior to its last regularly scheduled meeting before the November 2006 municipal election and for which the ninety-day period in which Council must respond will expire before Council will be in a position to give notice of the decisions made at its first regularly scheduled meetings in 2007, unless the applicant or owner agrees to extend this period to allow Council to consider the application at its first regularly scheduled meeting in 2007 and to give notice of its decision;
- (2) the Chief Planner and Executive Director, City Planning Division, or his designate be directed to express Council's intent to designate a property under Part IV of the *Ontario Heritage Act* that is listed in the City's Inventory of Heritage Properties when a demolition application is submitted for that property;
- (3) the Chief Planner and Executive Director, City Planning Division, report back to Council, through the appropriate Community Council at the first available meeting in 2007, with a list of the applications received and the decisions made in relation thereto: and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 9, 2006) from the Chief Planner and Executive Director, City Planning.

(Report 5, Clause 4)

5.5 Tall Building Design Guidelines

The Planning and Transportation Committee considered a report (June 6, 2006) from the Chief Planner and Executive Director, City Planning, releasing the findings of the attached report entitled “Design Criteria for Review of Tall Building Proposals”, prepared by HOK Canada + Urbana Architects Corporation (June, 2006).

Recommendations:

It is recommended that:

- (1) the design guidelines contained in the attached report entitled “Design Criteria for Review of Tall Building Proposals” be applied to future tall building development applications in conjunction with the application of the Built Form policies of Section 3.1.3 of the City’s Official Plan; and
- (2) the effectiveness of the tall building design guidelines referred to in Recommendation (1) above, be tested over a period of one year and any necessary modifications identified during that review period be reported back to the Planning and Transportation Committee.

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

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 6, 2006) from the Chief Planner and Executive Director, City Planning;
- (2) referred the following motions to the Chief Planner and Executive Director, City Planning for review, and requested that he report directly to City Council if any of the motions can be incorporated into the Tall Building Design Guidelines:

- (a) Public Transit
 - (i) where adjacent to a subway station, wherever possible, provide direct pedestrian below grade access to that station;
 - (ii) where adjacent to a SRT or LRT station, wherever possible, provide direct pedestrian access to that station;
 - (iii) if within 500 metres of a subway, SRT or LRT station, organize pedestrian entrances and activity to facilitate interaction with that station;
 - (iv) where adjacent to or in the path of a proposed public transit right-of-way, give design consideration to the proposed format and location of the transit facility; all plans at the conceptual phase shall be submitted to the TTC for comment;
- (b) the Sustainable Design Appendix being incorporated into the main body of the report;
- (c) staff developing, with the Works Department, a section on recycling with a view to incorporating design criteria that will fulfill the objectives of the City with regards to reducing waste and promoting recycling; such report to be presented to the Works Committee prior to their consideration by City Council for incorporation into the Design Guidelines for Tall Buildings; and
- (d) there be a separate set of design criteria for public art and a new public art section be incorporated into the design guidelines for approval by the Planning and Transportation Committee.

- (3) received the following communications:
- (a) (July 3, 2006) from Pearl Quong, on behalf of the Grange Park Preservation Group; and
 - (b) (July 1, 2006) from Henry Baldwin.

(Report 5, Clause 5)

**5.6. Results of Consultation on Proposal Implementation
Guidelines for Section 37 of the Planning Act**

The Planning and Transportation Committee considered a report (June 15, 2006) from the Chief Planner and Executive Director, City Planning, to discuss the comments received in response to consultation on the Proposed Implementation Guidelines for Section 37 of the Planning Act, and to recommend revised Guidelines for adoption.

Recommendations:

It is recommended that:

- (1) the revised S.37 Implementation Guidelines attached as Appendix A to this report be adopted for use by City Council, City staff, the development industry and the general public in the implementation of S.37 of the *Planning Act*; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The following persons addressed the Planning and Transportation Committee:

- Paula J. Tenuta, Director, Municipal Government Relations, Greater Toronto Home Builders' Association;
- David Peters, Ontario Non-Profit Housing Association; and
- Cliff Curtis, Advent Health Care Corporation.

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

- (1) deferred consideration of the recommendations in the Recommendations Section of the report (June 15, 2006) from the Chief Planner and Executive Director, City Planning, until its meeting of September 5, 2006 to permit negotiations on the settlement of the Section 37 Appeals;
- (2) requested the City Solicitor to report at that time on the settlements attained; and
- (3) received the following communications:
 - (a) (June 28, 2006) from Paula J. Tenuta, Director, Municipal Government Relations, Greater Toronto Home Builders' Association;
 - (b) (June 30, 2006) from James L. Robinson, Executive Director and Devin Glowinski, Operations Coordinator, Downtown Yonge Business Improvement Area;
 - (c) (July 3, 2006) from Pearl Quong, on behalf of the Grange Park Preservation Group; and
 - (d) (July 3, 2006) from George Belza.

(Report 5, Clause 15(a))

5.7. Regulating the Maximum Occupancy of Rooming Houses Located in Residential Zones

The Planning and Transportation Committee considered a report (June 12, 2006) from the Chief Planner and Executive Director, City Planning, describing the regulations pertaining to the maximum occupancy of rooming houses that are located in residential zones.

Recommendations:

It is recommended that:

- (1) this report be received for information, and
- (2) if further investigation of controlling maximum occupancy in rooming houses is requested by Council, Legal staff review both the statutory framework available as well as any potential constitutional limitations.

Councillor Fletcher, Ward 30 Toronto-Danforth, addressed the Planning and Transportation Committee.

A. Councillor Moscoe moved that:

- (1) the recommendations in the Recommendations Section of the report from the Chief Planner and Executive Director, City Planning, be adopted; and
- (2) the Executive Director, Municipal Licensing and Standards be requested to report on the feasibility of extending the licensing by-law under the new City of Toronto Act.

(Lost)

B. Councillor Thompson moved that:

- (1) Councillor Moscoe's motion A.(2) be amended by adding the words, "where it is permitted in the Zoning By-law"; and
- (2) the report be forwarded to the Affordable Housing Committee for comment.

(Lost)

The staff recommendations in the Recommendations Section of the report (June 12, 2006) from the Chief Planner and Executive Director, City Planning, were forwarded to City Council without recommendation.

Recorded Vote to request the Executive Director, Municipal Licensing and Standards to report on the feasibility of extending the licensing by-law under the new City of Toronto Act:

FOR: Councillors Minnan-Wong and Moscoe – 2

AGAINST: Councillors Filion, Jenkins, Milczyn, Ootes, Thompson – 5

ABSENT: Councillor Stintz

Recorded Vote to adopt the staff recommendations and forward copy of the report to the Affordable Housing Committee for comment:

FOR: Councillors Jenkins, Moscoe and Thompson – 3

AGAINST: Councillors Filion, Milczyn, Minnan-Wong and Ootes – 4

ABSENT: Councillors Stintz

(Affordable Housing Committee – July 4, 2006)

(Report 5, Clause 6)

5.8 Percent for Public Art Policy

The Planning and Transportation Committee considered a report (June 16, 2006) from the Chief Planner and Executive Director, City Planning, providing the Planning and Transportation Committee with background on public art policies that can be used in development approval.

Recommendations:

It is recommended that the Planning and Transportation Committee receive this staff report for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee received the report (June 16, 2006) from the Chief Planner and Executive Director, City Planning.

(Report 5, Clause 15(b))

5.9 Review of New Applications to be Included in the City's List of Approved Professional Holistic Associations (Public Meeting under the *Municipal Act*)

The Planning and Transportation Committee considered a report (June 5, 2006) from the Executive Director, Municipal Licensing and Standards, recommending to the Planning and Transportation Committee 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 four 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. Canadian Hand Reflexology and Holistic Association;
 2. Health and Healing Holistic Association;
 3. The Japanese Shiatsu & Holistic Medicine Society of Canada; and
 4. Shiatsu Therapists Alliance (Toronto);
- (2) the City Solicitor be directed to prepare the necessary bill to give effect to the recommendations in this report, effective immediately; and
- (3) all other appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

On motion by Councillor Ootes, the Planning and Transportation Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 5, 2006) from the Executive Director, Municipal Licensing and Standards.

(Report 5, Clause 7)

5.10 Taxicab Driver Protective Shield Program

The Planning and Transportation Committee considered a report (June 19, 2006) from the Executive Director, Municipal Licensing and Standards, reporting on a methodology to determine the feasibility of mandatory taxicab driver protective shield programme, including consulting with taxicab drivers, the possibility of conducting a poll and possible models for the financing of the installation of protective shields through a taxicab fare surcharge or other viable financing options without direct costs to the City of Toronto.

Recommendations:

It is recommended that:

- (1) the Executive Director of Municipal Licensing and Standards Division conduct a feasibility study regarding a mandatory taxi shield program and report to Planning and Transportation Committee by March 2007; and
- (2) the Executive Director of Municipal Licensing and Standards Division to undertake an independent, statistically valid survey of Toronto citizens who are taxicab users to determine their views on the implementation of a mandatory taxi cab shield program.

The following persons addressed the Planning and Transportation Committee:

- George Barisiocas;
- Fred Dominelli;
- Steve Okopny, OKAN Industries Ltd. and filed a copy of his submission;
- Aldo Marchese, President, Independent Cab Owners' Co-operative Incorporated;
- Louis M. Sets, Taxicab Benefits Association;
- Hubert Owen Leach, Coalition of Concerned Taxi Drivers;
- Jamshid Bagherzadeh, Canada Taxi Driver Association;
- Ahmet Galkan;
- Stephen Hozack;
- Catherine Monserie;
- Wilma Walsh;
- Mike Tranquada;
- John McIntyre;
- Mohammed Hakimzadah and filed a copy of his submission;
- Bashir M. Husen;
- Councillor Carroll, Ward 33 Don Valley East;
- Councillor Davis, Ward 31 Beaches-East York; and
- Councillor Pitfield, Ward 26 Don Valley West.

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

- (1) deferred consideration of the issue of mandatory shields until such time shield/shields have been approved by the Canadian Standards Association or a similar regulatory body: and
- (2) received the following communications:
 - (a) (July 4, 2006) from Gerry H. Manley; and
 - (b) (July 3, 2006) from Ian Allaby.

(Report 5, Clause 15(c))

5.11 A Proposal to License Builders
(Deferred from June 1, 2006 meeting)

The Planning and Transportation Committee considered a report (May 10, 2006) from the Executive Director, Municipal Licensing and Standards, reviewing the feasibility of licensing builders within the City of Toronto.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Jenkins:

- (1) recommended that the Planning and Transportation Committee receive the report (May 10, 2006) from the Executive Director, Municipal Licensing and Standards; and
- (2) that the Executive Director, Municipal Licensing and Standards be requested to report to the Planning and Transportation Committee in the first quarter of 2007 on regulations under the new *City of Toronto Act* and their applicability for licensing builders.

(Lost)

The report (May 10, 2006) from the Executive Director, Municipal Licensing and Standards was forwarded to City Council without recommendation.

Recorded Vote to receive the report for information:

FOR: Councillors Milczyn, Minnan-Wong, Ootes and Stintz – 4

AGAINST: Councillors Filion, Jenkins, Moscoe and Thompson – 4

Recorded Vote to request the Executive Director, Municipal Licensing and Standards, to report to Planning and Transportation Committee in the first quarter of 2007 on regulations under the new *City of Toronto Act* and their applicability for licensing builders:

FOR: Councillors Filion, Jenkins, Moscoe and Thompson - 4

AGAINST: Councillors Milczyn, Minnan-Wong, Ootes and Stintz – 4

(Report 5, Clause 8)

5.12 Jones Auto Wreckers – 1 and 2 Thora Avenue

The Planning and Transportation Committee considered a report (June 18, 2006) from the Executive Director, Municipal Licensing and Standards, presenting options on the removal of the auto wreckers from this area.

Recommendation:

It is recommended that this report be received for information purposes only.

On motion by Councillor Moscoe, the Planning and Transportation Committee received the report (June 18, 2006) from the Executive Director, Municipal Licensing and Standards.

(Report 5, Clause 15(d))

5.13 Use of Section 433 of the *Municipal Act, 2001* to Eliminate Public Nuisances or Activities and Circumstances that Cause or Contribute to a Public Nuisance

The Planning and Transportation Committee considered a report (June 16, 2006) from the City Solicitor reviewing the use of Section 433 of the *Municipal Act, 2001* as an enforcement option, as background for the three reports which are to be considered by Committee; Section 433 permits municipalities to apply to the Courts to close down problem properties as 'public nuisances' for up to two years.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Ootes, the Planning and Transportation Committee recommended that City Council receive the report (June 16, 2006) from the City Solicitor.

(Report 5, Clause 9)

**5.14 Options to use Section 433 of the *Municipal Act, 2001*
(In camera – subject matter relates to litigation or potential litigation)**

The Planning and Transportation Committee considered a confidential report (June 16, 2006) from the City Solicitor.

A. Councillor Jenkins moved that City Council:

- (1) adopt the staff recommendations in the Recommendations Section of the confidential report (June 16, 2006) from the City Solicitor; and

- (2) adopt Recommendations (2) and (3) contained in the confidential communication (July 5, 2006) from the Planning and Transportation Committee;

and further that in accordance with the Municipal Act, discussions pertaining to Recommendations (1) and (2) be held in-camera as the subject matter relates to litigation or potential litigation under the Municipal Act 2001.

(Carried)

B. Councillor Moscoe moved that City Council:

- (1) direct appropriate staff to develop a problem property protocol, such protocol to include:
 - (a) a multi-department team approach which includes assigning a team for the purposes of securing a Section 433 solution, such team to include a solicitor;
 - (b) provisions for the relocation of tenants, if necessary; and
- (2) upon approval of a problem property protocol:
 - (a) staff be requested to report to the Planning and Transportation Committee on the criteria that would be used to trigger the assembly of a Section 433 team, the composition of such a team and the protocol that would be used; and
 - (b) the City Solicitor be requested to prepare a paper for distribution to the public on what conditions would be necessary to secure an order under Section 433.

(Carried)

(City Council – In-Camera - July 5, 2006)

(Report 5, Clause 10)

**5.15 Options to use Section 433 of the *Municipal Act, 2001*
(In camera – subject matter relates to litigation or potential litigation)**

The Planning and Transportation Committee considered a confidential report (June 16, 2006) from the City Solicitor.

On motion by Councillor Minnan-Wong, the Planning and Transportation Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (June 16, 2006) from the City Solicitor; and further such matter to be considered in-camera as it relates to litigation or potential litigation under the Municipal Act 2001.

(Report 5, Clause 11)

**5.16 City of Toronto Court Applications
(In camera – subject matter relates to litigation or potential litigation)**

The Planning and Transportation Committee considered a confidential report (June 19, 2006) from the City Solicitor.

The confidential report (June 19, 2006) from the City Solicitor was forwarded to City Council without recommendation.

Recorded Vote to request the City Solicitor to report to City Council summarizing court decisions on this matter:

FOR: Councillors Milczyn, Minnan-Wong and Ootes - 3

AGAINST: Councillors Filion, Jenkins, Moscoe - 3

ABSENT: Councillors Stintz, Thompson

Recorded Vote to adopt the staff recommendations:

FOR: Councillors Filion, Jenkins and Moscoe - 3

AGAINST: Councillors Milczyn, Minnan-Wong and Ootes - 3

ABSENT: Councillors Stintz, Thompson

(Report 5, Clause 12)

5.17 1998, 2001 & 2004 APTA Rail Safety Audits – Updates

The Planning and Transportation Committee considered a communication (May 18, 2006) from the General Secretary, Toronto Transit Commission, forwarding the report entitled, “1998, 2001 & 2004 APTA Rail Safety Audits – Updates” to City of Toronto Council, through the City Planning and Transportation Committee for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that City Council receive the report from the Toronto Transit Commission, entitled “1998, 2001 & 2004 APTA Rail Safety Audits – Updates”

(Report 5, Clause 13)

**5.18 Toronto Waterfront Revitalization Initiative
Community Improvement Project Area By-law
East Bayfront, West Don Lands, Port Lands and South of Eastern Avenue
File No. 2005 104354**

The Planning and Transportation Committee considered a report (June 20, 2006) from Fareed M. Amin, Deputy City Manager, recommending the passing of a Community Improvement Project Area By-law for the East Bayfront, West Don Lands, Port Lands, and South of Eastern Avenue; and seeking Council authorization for community consultation on draft Community Improvement Plans within the four areas.

Recommendations:

It is recommended that Council:

- (1) adopt the draft Community Improvement Project Area By-law for East Bayfront, West Don Lands, Port Lands and South of Eastern Avenue, included as Attachment No. 2 to this report, and authorize the City Solicitor to make such stylistic and technical changes to the draft By-law as may be required;
- (2) receive for information the menu of possible financial incentives identified in this report to be considered during the preparation of the Community Improvement Plans;

- (3) endorse the following principles for the use of incentives in the Community Improvement Plans:
 - (a) Effective city building;
 - (b) Generate jobs/employment;
 - (c) Encourage new commercial investment;
 - (d) Fair and equitable access to incentives;
 - (e) Transparent distribution of incentives;
 - (f) Cost-efficient achievement of objectives;
 - (g) Limited government risk and liability; and
 - (h) Efficient and timely administration;
- (4) request the Province to match the City's incentives by contributing the education tax portion of the property tax within the Community Improvement Project Area;
- (5) direct staff to continue to explore the introduction of Provincial and Federal incentives within the Community Improvement Project Area with the other orders of government;
- (6) direct City and TEDCO staff, in consultation with TWRC, to prepare Community Improvement Plans and schedule community consultation meetings together with the Ward Councillors when appropriate; and
- (7) authorize and direct the appropriate City officials to give effect thereto.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 20, 2006) from Fareed M. Amin, Deputy City Manager.

(Report 5, Clause 14)

**5.19 Improving Internet Safety for Children and Youth
at Privately Operated "Internet Cafes"**

The Planning and Transportation Committee considered the following communication (June 23, 2006) from Councillor Davis.

"Parents in my community have raised concerns about internet cafes, the activities of young people in the cafes, and the lack of regulation or oversight of these establishments. I am writing to request your support for a staff report to examine the feasibility of introducing

measures that could help protect children from internet exploitation in internet cafes.

Recently a young person from my community was lured by an internet predator to an apartment miles from her home. The ongoing communication leading to this event took place regularly through an internet terminal at a privately operated internet café. That young person went missing for nearly two days, causing the entire community to fear for her safety.

Despite major national and city-wide public education efforts to improve internet safety for children, there is no legislative or regulatory framework in Toronto to ensure that the best practices to protect children are in place in private businesses offering internet service.

Other jurisdictions have taken steps to put in place by-laws, or licensing regimes. I would like us to consider how we could utilize our new powers under the new City of Toronto Act or our existing licensing powers to improve safety for young people at Internet Cafes.

I am seeking your support for the following motion:

The Executive Director of Municipal Licensing and Standards report to the September meeting of the Planning and Transportation Committee on internet cafes, such report to include:

- (a) current licensing activity with respect to privately-operated internet cafes in the City of Toronto;
- (b) any concerns and actions being undertaken by law enforcement agencies such as the Toronto Police Service, the OPP, and the RCMP and other non-governmental organizations with respect to this matter;
- (c) any licensing or regulatory regimes for internet cafes in other jurisdictions; and options for improving internet safety for young people at private internet cafes through the licensing process or other means available to the City.

Thank you very much for your consideration.”

On motion by Councillor Ootes, the Planning and Transportation Committee deferred consideration of the communication (June 23, 2006) from Councillor Davis sine die.

(Report 5, Clause 15(e))

5.20 City of Toronto Licensing Offices

The Planning and Transportation Committee considered the following motion by Councillor Ootes.

“WHEREAS the City of Toronto has a Licensing offices located at 112 Elizabeth Street; and 850 Coxwell Avenue,

WHEREAS a recent media report highlighted some negative service issues at the 112 Elizabeth Street office; and,

WHEREAS first hand accounts of people who have visited the office support the problems that were highlighted in the media report; and,

WHEREAS some of the issues include: extremely long wait times for service, no numbering system for the high volume of people waiting for service, and no washroom facilities; and,

WHEREAS if service deficiencies and problems exist, the City of Toronto should seek to rectify them;

THEREFORE BE IT RESOLVED THAT the Executive Director, Municipal Licensing and Standards submit a report to the Planning and Transportation Committee, outlining statistics on service wait times, and recommendations on how the wait times can be improved upon, including some type of first-come, first-serve number system, and any other recommendations that would be beneficial to people who attend these offices.”

On motion by Councillor Ootes, the Planning and Transportation Committee referred the motion to the Executive Director, Municipal Licensing and Standards, for report thereon to the September 5, 2006 Planning and Transportation Committee.

(Report 5, Clause 15(f))

Planning and Transportation Committee Minutes
Tuesday, July 4, 2006

The Committee adjourned its meeting at 6 p.m.

Chair