

THE CITY OF TORONTO

City Clerk's Office

Minutes of the Toronto and East York Community Council

Meeting 8

Thursday, September 21, 2006

The Toronto and East York Community Council met on Thursday, September 21, 2006, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:30 a.m.

8.1 Final Report - King Spadina Secondary Plan Review (Ward 20 - Trinity-Spadina)

The Toronto and East York Community Council had before it a report (August 24, 2006) from the Director, Community Planning, Toronto and East York District respecting Final Report - King Spadina Secondary Plan Review (Ward 20 - Trinity-Spadina), and recommending that City Council:

- (1) amend the Official Plan substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 1;
- (2) amend Zoning By-law 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 2;
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan and Zoning By-law Amendments as may be required;
- (4) adopt the King-Spadina Urban Design Guidelines, dated August 2006, attached as Attachment No. 4; and
- (5) adopt the King-Spadina Community Improvement Plan, dated August 2006, attached as Attachment No. 3 once the *City of Toronto Act* is passed.

The Toronto and East York Community Council also had before it the following communications:

- Communication (September 19, 2006) from Wellington Place Neighbourhood Association, Draper Street Residents Association;

- Communication (September 20, 2006) from Kim M. Kovar, Aird and Berlis LLP;
- Communication (September 20, 2006) from Adam Brown, Sherman Brown Dryer Karol Gold Lebow, LLP;

- Communication (September 20, 2006) from Christopher Tanzola, McCarthy Tetrault; and

- Communication (September 21, 2006) from G. L. Booth, Percival Group Inc.

The following appeared before the Toronto and East York Community Council:

- Calvin Lantz, McCarthy Tetrault, Toronto-Dominion Bank Tower;
- Chris Tanzola, McCarthy Tetrault;
- Matthew Laing, Sherman Brown Dryer Karol, Planner;
- Kim Kovar, Aird and Berlis LLP;
- Eric Percival, G.L. Booth Holdings Inc.;
- Nikolaus Jaeger;
- Scott James, Wellington Place Neighbourhood Assn.; and
- Henry D'Auchapt, Wellington Place Neighbourhood Association.

The Toronto and East York Community Council held a statutory public meeting on September 21, 2006 and notice was given in accordance with the *Planning Act*.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 24, 2006) from the Director, Community Planning, Toronto and East York District subject to:

- (1) amending Recommendation (4) by adding the following words:

“subject to amending the fourth paragraph of Section 5.4.2. titled ‘Shadow Impacts’ of the Guidelines, by deleting the words ‘11:00 a.m. to 3:00 p.m. on March 31st’ and replacing them with the words ‘10:00 a.m. to 4:00 p.m. on March 31st and September 21st’, so that this Section now reads:

‘Any development that proposes additional height in King-Spadina must demonstrate, as a minimum condition, that it creates no new additional shadow on the designated park spaces from the period 10:00am to 4:00 pm on March 21st and September 21st other than that which is created by existing and or approved buildings and the existing built form permissions in the vicinity of parks’;

- (2) with respect to the Zoning By-law Amendment application for the property municipally known in the year 2006 as 46-62 Spadina Avenue (City File No. 05 109350 STE 20 OZ):

- (a) authorize the City Solicitor to amend the draft Zoning By-law Amendment adopted by City Council at its meeting of May 23, 24, and 25, 2006, prior to the enactment of the Bill by Council, to amend the introductory paragraph of Section 1 to include exemptions from Section 7(3) PART II 8 ii and Section 7(3) PART III 2 of Zoning By-law No. 438-86, as amended, as contained in the draft Zoning By-law Amendment attached as Attachment 2 to the staff report; and
 - (b) determine that no further notice for such amendment is required, in accordance with Section 34(17) of the Planning Act;
- (3) with respect to the Zoning By-law Amendment application for the property municipally known in the year 2006 as 430 King Street West which was the subject of settlement reports adopted by City Council at its meeting of June 14, 15 and 16, 2005 and September 28, 29 and 30, 2005 (City File No. 04 115402 STE 20 OZ; Ontario Municipal Board Case No. PL041111), authorize the City Solicitor to revise the final form of the proposed Zoning By-law Amendment such that it include exemptions from Section 7(3) PART II 8 and Section 7(3) PART III 2 of Zoning By-law No. 438-86, as contained in the draft Zoning By-law Amendment and attached as Attachment 2 to the staff report, and advise the Ontario Municipal Board of such changes to the final form of the proposed Zoning By-law Amendment;
- (4) with respect to the minor variance application for the property municipally known in the year 2006 as 126 Simcoe Street and 11-15 Nelson Street (Committee of Adjustment decisions dated April 4, 2003 (File No. A0108/03TEY) and dated December 14, 2005 (File No. A0863/05TEY)):
 - (a) authorize the City Solicitor to amend the draft Zoning By-law before it respecting the King Spadina Area to further amend Zoning By-law No. 438-86, as amended, by the addition of a new Section 12(1) ____, to read as follows:
 - “ _____. to prevent the erection or use of a building or structure, which complies with the Committee of Adjustment decisions dated April 4, 2003 (File No. A0108/03TEY) and dated December 14, 2005 (File No. A0863/05TEY), on the land municipally know in the year 2006 as 126 Simcoe Street and 11-15 Nelson Street shown on the map at the end of and forming part of this section, and which does not comply with the provisions of Section 7(3) PART II 8 and Section 7(3) PART III 2, provided:

- (i) no part of any such building or structure is located outside of the buildings envelopes shown on the map following this exception; and
 - (ii) no part of any such building or structure erected or used on the above lot, including the structures described in Section 4(2)(a), is located above the height limits above grade shown on the map following this exception.”;
- (b) determine that no further notice for such amendment is required, in accordance with Section 34(17) of the Planning Act; and
 - (c) authorize the City Solicitor to make any necessary changes to the wording of exception 12(1) ____. set out in Item (3)(a) above and/or the maps referred to therein, prior to the enactment of the Bill by Council, as may be required to give effect to this recommendation.

(Report 8, Clause 1)

8.A1 Request for Approval of Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1171 Queen Street West (Ward 18 – Davenport)

The Toronto and East York Community Council had before it a report (August 1, 2006) from the Director, Community Planning, Toronto and East York District respecting Request for Approval of Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1171 Queen Street West (Ward 18 – Davenport), and recommending that the requested variances to maintain, for identification purposes, four non-illuminated fascia signs at 1171 Queen Street West be refused.

On motion by Councillor Fletcher, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 1, 2006) from the Director, Community Planning, Toronto and East York District to refuse the application.

(Report 8, Clause 2)

8.2. Request for Approval of Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code – 834 College Street (Ward 19 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (August 11, 2006) from the Director, Community Planning, Toronto and East York District respecting Request for Approval of Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code – 834 College Street (Ward 19 – Trinity-Spadina), and recommending that the request for variances to permit, for identification purposes, two

illuminated projecting signs at the second floor level, on the south and east elevations of the building at 834 College Street be refused.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 11, 2006) from the Director, Community Planning, Toronto and East York District to refuse the application.

(Report 8, Clause 3)

8.3 Request for Approval of a Variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 548 Yonge Street (Ward 27 – Toronto Centre-Rosedale)

The Toronto and East York Community Council had before it a report (July 27, 2006) from the Director, Community Planning, Toronto and East York District respecting Request for Approval of a Variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 548 Yonge Street (Ward 27 – Toronto Centre-Rosedale), and recommending that the requested variance to maintain, for identification purposes, a non-illuminated projecting sign at the second floor level on the front elevation of a listed historic building at 548 Yonge Street be refused.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (July 27, 2006) from the Director, Community Planning, Toronto and East York District to refuse the application.

(Report 8, Clause 4)

8.4 Request for Approval of Variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1A Atlantic Avenue (Ward 19 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (September 7, 2006) from the Director, Community Planning, Toronto and East York District respecting Request for Approval of Variance from Chapter 297, Signs, of the former City of Toronto Municipal Code – 1A Atlantic Avenue (Ward 19 – Trinity-Spadina), and recommending that the requests for variances be refused to permit five third-party advertising signs on the property known as 1A Atlantic Avenue.

The Toronto and East York Community Council also had before it the following communication:

- Communication (September 9, 2006) from Paul C. Seaman;

- Communication (September 18, 2006) from the President, One Atlantic Avenue Limited;
- Communication (undated) from David Winer and Paul DeMelo, KaganShastri. LLP; and
- Communication (undated) from Bruce Maschmeyer, Moneta Media & Marketing.

The following appeared before the Toronto and East York Community Council:

- Bruce Maschmeyer, CEO, Moneta Media and Marketing Inc.
- David Winer, Kagan Shastri, Barristers and Solicitors

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 7, 2006) from the Director, Community Planning, Toronto and East York District to refuse the application.

(Report 8, Clause 5)

8.5 Residential Demolition Application – 339 Queen Street West (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (August 23, 2006) from the Acting Director, Plan Review, Toronto and East York District respecting Residential Demolition Application – 339 Queen Street West (Ward 20 – Trinity-Spadina), and recommending that Toronto and East York Community Council recommend that City Council **either**:

- (1) refuse the application to demolish the subject multiple-use residential building because there is no permit for a replacement building, on the site; **or**
- (2) approve the application to demolish the subject multiple-use residential building without condition; **or**
- (3) approve the application to demolish the subject multiple-use residential building with any reasonable conditions which have regard to the nature of the residential property, including the preservation of significant natural features and requiring the erection and maintenance of structures and enclosures.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that City Council approve the application to demolish the multiple-use residential building at 339 Queen Street West with any reasonable conditions which have

regard to the nature of the residential property, including the preservation of significant natural features and requiring the erection and maintenance of structures and enclosures.

(Report 8, Clause 6)

8.6 Residential Demolition Application – 10 Foxbar Road (Ward 22 – St. Paul’s)

The Toronto and East York Community Council had before it a report (August 23, 2006) from the Acting Director, Plan Review, Toronto and East York District respecting Residential Demolition Application – 10 Foxbar Road (Ward 22 – St. Paul’s), and recommending that Toronto and East York Community Council recommend that City Council **either**:

- (1) refuse the application to demolish the subject residential building; **or**,
- (2) approve the application to demolish the subject residential buildings without conditions; **or**,
- (3) approve the application to demolish the subject residential buildings with the following conditions:
 - (a) that a Tree Security Deposit of \$ 424.00 be received by Urban Forestry Services – Public Trees, prior to the issuance of these demolition permits, a copy of the e-mail from Urban Forestry Services is attached;
 - (b) any reasonable conditions which have regard to the nature of the residential property, including the preservation of significant natural features and requiring the erection and maintenance of structures and enclosures.

The Toronto and East York Community Council also had before it a communication (September 5, 2006) from John Taylor, President Foxbar Neighbourhood Association.

The following appeared before the Toronto and East York Community Council:

- Eric Irwin 10 Foxbar Road; and
- John Taylor, President, Foxbar Neighbourhood Association.

On motion by Councillor Walker, the Toronto and East York Community Council deferred consideration of the report (August 23, 2006) from the Acting Director, Plan Review, Toronto and East York District until the judicial review is complete.

(Letter sent to: Acting Director, Plan Review, Toronto and East York District c.: Wade Tam, P. Eng., MBA, Acting Manager, Plan Review, Toronto and East York District, Interested Persons - September 22, 2006)

(Report 8, Other Items Clause 43)

8.7 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 730 Briar Hill Avenue (Ward 21 - St. Paul's)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 730 Briar Hill Avenue (Ward 21 - St. Paul's), and recommending that City Council deny the application for driveway widening at 730 Briar Hill Avenue.

On motion by Councillor Mihevc, the Toronto and East York Community Council recommended that City Council approve the application for driveway widening at 730 Briar Hill Avenue, as shown on Appendix 'A' of the report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District, notwithstanding that the property has access to a single car garage, the private driveway exceeds the width permitted by the Code and the existing asphalt paving does not meet the City's paving specifications, and subject to:

- (a) the parking area not exceeding 2.6 m by 5.9 m in dimension; and
- (b) the applicant paying all applicable fees and complying with all other criteria set out in the former City of Toronto Municipal Code Chapter 248, Parking Licences.

(Report 8, Clause 7)

8.8 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 58 Elm Ridge Drive (Ward 21 - St. Paul's)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 58 Elm Ridge Drive (Ward 21 - St. Paul's), and recommending that City Council deny the application for driveway widening at 58 Elm Ridge Drive.

On motion by Councillor Mihevc, the Toronto and East York Community Council recommended that City Council approve the application for driveway widening at 58 Elm Ridge Drive, as shown on Appendix 'A' of the report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York

District, notwithstanding that the property is serviced by a private driveway, and subject to:

- (a) the parking area not exceeding 2.6 m by 5.9 m in dimension;
- (b) the parking area, adjacent to the private drive, being paved with semi-permeable paving materials, such as ecostone pavers or approved equivalent permeable paving treatment acceptable to the General Manager of Transportation Services;
- (c) the applicant providing the landscape features substantially in accordance with the plan as shown on Appendix 'D' of the staff report, to the satisfaction of the General Manager of Transportation Services;
- (d) the applicant disconnecting the existing downspouts in accordance with the requirements of the Downspout Disconnection program, at the owner's expense; and
- (e) the applicant paying all applicable fees and complying with all other criteria set out in the former City of Toronto Municipal Code Chapter 248, Parking Licences.

(Report 8, Clause 8)

8.9 Request for an Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit Front Yard Parking for a Second Vehicle at 243 Lonsdale Road (Ward 22 - St. Paul's)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Request for an Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit Front Yard Parking for a Second Vehicle at 243 Lonsdale Road (Ward 22 - St. Paul's), and recommending that City Council deny the application for front yard parking for a second vehicle at 243 Lonsdale Road and the owner be required to remove excess paving and restore the area to soft landscaping.

On motion by Councillor Walker, the Toronto and East York Community Council recommended that City Council approve the application for front yard parking for a second vehicle at 243 Lonsdale Road, as shown on Appendix 'A' of the report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District, notwithstanding that the application is for more than one vehicle, and subject to:

- (a) the area for each vehicle not exceeding 2.5 m by 5.7 m in dimension; and

- (b) the applicant paying all applicable fees and complying with all other criteria set out in the former City of Toronto Municipal Code Chapter 400, Traffic and Parking.

(Report 8, Clause 9)

8.10 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening for a Second Vehicle at 552 Merton Street (Ward 22 - St. Paul's)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening for a Second Vehicle at 552 Merton Street (Ward 22 - St. Paul's), and recommending that City Council deny the application for driveway widening for a second vehicle at 552 Merton Street and the grade be restored within 2.4 metres of the tree's base and a tree security deposit in the amount of \$1,036.00 be submitted to Urban Forestry.

Sylvia Guenther appeared before the Toronto and East York Community Council.

On motion by Councillor Walker, the Toronto and East York Community Council recommended that City Council approve the application for driveway widening for a second vehicle at 552 Merton Street, as shown on Appendix 'A' of the staff report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District, notwithstanding that the proposal is for more than one vehicle and the proposed parking space will be situated partially on the mutual drive, and subject to:

- (a) the grade being restored to the satisfaction of the General Manager, Parks, Forestry and Recreation:
- (b) the applicant providing the landscape features substantially in accordance with the plan as shown on Appendix 'D' of the staff report, to the satisfaction of the General Manager of Transportation Services; and
- (c) the applicant paying all applicable fees and complying with all other criteria set out in the former City of Toronto Municipal Code Chapter 248, Parking Licences.

(Report 8, Clause 10)

8.11 Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 182 Milverton Boulevard (Ward 29 - Toronto-Danforth)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Request for an Exemption from Chapter 248 of the Former City of Toronto Municipal Code to Permit Driveway Widening at 182 Milverton Boulevard (Ward 29 - Toronto-Danforth), and recommends that City Council deny the application for driveway widening at 182 Milverton Boulevard.

Chris Angelou appeared before the Toronto and East York Community Council.

On motion by Councillor Ootes, the Toronto and East York Community Council deferred consideration of the report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District to a future meeting in 2007, and requested the Manager, Right of Way Management, to conduct a poll, under the current criteria, and report to the Toronto and East York Community Council on the outcome of the poll.

(Letter sent to: Manager, Right of Way Management, Transportation Services, Toronto and East York District c.: Nino Pellegrini, Acting Supervisor, Right of Way Management Interested Persons - September 18, 2006)

(Report 8, Other Items Clause 43)

8.12 Request for an Exemption from Chapter 400 of the Former City of Toronto Municipal Code to Permit Front Yard Parking at 74 Eaton Avenue (Ward 29 - Toronto-Danforth)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Request for an Exemption from Chapter 400 of the Former City of Toronto Municipal Code to Permit Front Yard Parking at 74 Eaton Avenue (Ward 29 - Toronto-Danforth), and recommending that City Council deny the application for front yard parking at 74 Eaton Avenue.

The Toronto and East York Community Council also had before it the following communications:

- Communications from the following submitted to the September 21, 2006 meeting:

Lelia MacDonald (September 18, 2006)

Christopher Harris/Karen Lawrie (September 19, 2006)
Chris Cullen (September 18, 2006)
Sophie Stamatopoulos (September 18, 2006)
Marc Rumball and Karen Geraci (September 18, 2006)
Paul Ritter (September 18, 2006)
John Hykel (September 18, 2006)
John Vrakking (September 18, 2006)
Christine Carson (September 18, 2006)
Liz MacKenzie and Bob Wasson (September 18, 2006);

- Communication (September 12, 2006) from Rob Cruickshank and Sarah Peebles;
and
- Communication (September 21, 2006) from William Campbell.

On motion by Councillor Ootes, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 28, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District to deny the application.

(Report 8, Clause 11)

8.13 Revocation of the Permit to Operate a Boulevard Café – Buddha Bar - 612 College Street (Ward 19 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Licensing Services respecting Revocation of the Permit to Operate a Boulevard Café – Buddha Bar - 612 College Street (Ward 19 – Trinity-Spadina), and recommending that:

- (1) the boulevard café permit be rescinded; and
- (2) the business operator be refunded the pro-rated amount of the annual fee upon cancellation of \$73.27.

On motion by Councillor Rae, the Toronto and East York Community Council recommended to City Council that the boulevard café permit for the Buddha Bar, 612 College Street not be rescinded at this time, and that the Toronto Parking Authority be requested to find a new location for the recently installed parking pay and display station located in front this facility in order to enable the operator to continue to operate the boulevard café in compliance with the provisions of Municipal Code 313 of the (former) City of Toronto.

(Report 8, Clause 12)

8.14 Operation of a Boulevard Café – Brant House – 522 King Street West, on the Brant Street flankage (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (August 24, 2006) from the Manager, Municipal Licensing and Standards respecting Operation of a Boulevard Café – Brant House – 522 King Street West, on the Brant Street flankage (Ward 20 – Trinity-Spadina), and recommending that:

- (1) the boulevard café be permitted to operate and the permit be amended to include the following conditions:
 - (a) all service of food and beverages is discontinued by 10:00 pm seven days a week;
 - (b) all patrons to vacate the café area by no later than 11:00 pm seven days a week;
 - (c) the café area be cleaned, cleared and all furnishings stacked by no later than 11:00 pm seven days a week; and
 - (d) no amplified music or sound to emanate from within the premises or be produced on the café at any time;
- (2) Municipal Licensing and Standards, Toronto and East York District, conduct regular inspections of Brant House and monitor this location to ensure compliance with all by-laws, notably any noise violations;
- (3) the results of these investigations be reported back to Toronto and East York Community Council at its meeting to be held in March of 2007;
- (4) the boulevard café be permitted to operate during the 2007 season only if the results of the monitoring have shown that the business is operating in compliance with all by-laws and regulations; and
- (5) the boulevard café operation be monitored for continued compliance with all by-laws over the 2007 café season and the results of these investigations be reported back to the Toronto and East York Community Council at the end of that season.

The Toronto and East York Community Council also had before it the following communications:

- Communication (September 17, 2006) from John Rocca; and
- Communication (September 19, 2006) from Mark and Joanne Benerowski.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 24, 2006) from the Manager, Municipal Licensing and Standards.

(Report 8, Clause 13)

8.15 Operation of the Boulevard Café – Philthy McNasty’s – 130 Eglinton Avenue East (Ward 22 – St. Paul’s)

The Toronto and East York had before it a report (August 25, 2006) from the Manager, Municipal Licensing and Standards Operation of the Boulevard Café – Philthy McNasty’s – 130 Eglinton Avenue East (Ward 22 – St. Paul’s), and recommending that the boulevard café permit be issued subject to:

- (1) serving of alcohol and food ceasing at 10:30 p.m.;
- (2) patrons vacating the café area by 11:00 p.m.;
- (3) there be no exterior noise generated by the establishment, including no noise emanating from the interior to the exterior;
- (4) operation of the boulevard café be regularly monitored by Municipal Licensing and Standards for one year to ensure compliance; and
- (5) the details of the operation of the boulevard café be reported back to Toronto and East York Community Council at the end of the 2007 season.

The Toronto and East York Community Council also had before it a communication (August 25, 2006) from Councillor Walker recommending that this boulevard café license be renewed for a probationary one (1) year period to Philthy McNasty’s, conditional on the following:

- (1) serving of alcohol and food ceases at 10:30 p.m. on the boulevard café;
- (2) all patrons vacate boulevard café by 11:00 p.m.;
- (3) there is to be no exterior noise generated by this establishment, including no noise emanating from interior to exterior;

- (4) operation of boulevard café be regularly monitored by Municipal Licensing and Standards (Urban Development Services) for one (1) year to ensure compliance; and
- (5) this boulevard café license be reviewed after one (1) year at Toronto and East York Community Council.

Eddy Espinola appeared before the Toronto and East York Community Council.

On motion by Councillor Walker, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 25, 2006) from the Manager, Municipal Licensing and Standards.

(Report 8, Clause 14)

8.16 Revocation of the Permit to Operate a Boulevard Café – Montreal Bread Company, Rear of and Opposite – 100 Bloor Street West, Critchley Lane (Ward 27 – Toronto Centre-Rosedale)

The Toronto and East York Community Council had before it a report (August 25, 2006) from the Manager, Municipal Licensing and Standards respecting Revocation of the Permit to Operate a Boulevard Café – Montreal Bread Company, Rear of and Opposite – 100 Bloor Street West, Critchley Lane (Ward 27 – Toronto Centre-Rosedale), and recommending that:

- (1) the boulevard café permit issued erroneously by Municipal Licensing and Standards be revoked;
- (2) Parks, Forestry and Recreation allow the existing café to operate under a temporary permit until October 31, 2006;
- (3) there will be no further use of the park space other than for parks authorized uses in future years; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Toronto and East York Community Council also had before it the following reports/communications:

- Revised Report (August 25, 2006) from the Manager, Municipal Licensing and Standards; and

- 870 signatures submitted by Ida Li Preti, MBCO Yorkville.

Ida Li Preti appeared before the Toronto and East York Community Council.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 25, 2006) from the Manager, Licensing Services, Municipal Licensing and Standards.

(Report 8, Clause 15)

8.17 Revocation of Two Vending Permits – Melinda Street, south side 44.5m west of Yonge Street and Melinda Street, south side 60m west of Yonge Street (Ward 28 – Toronto Centre-Rosedale)

The Toronto and East York Community Council had before it a report (August 28, 2006) from the Manager, Municipal Licensing and Standards respecting Revocation of Two Vending Permits – Melinda Street, south side 44.5m west of Yonge Street and Melinda Street, south side 60m west of Yonge Street (Ward 28 – Toronto Centre-Rosedale), and recommending that:

- (1) the vending permits be cancelled only subject to the approval of the report from Transportation Services to implement two-way traffic on Melinda Street;
- (2) the vendor be permitted to submit two applications for new locations, free of charge for each permit being cancelled;
- (3) the vendor be exempt from the existing vending permit moratorium in Wards 20, 27 and 28;
- (4) the vendor be exempt from the existing provisions of former City of Toronto Municipal Code Chapter 315, Section 315-7, which requires vendors to relinquish permits prior to approval of new locations and restricts the number of permits to be held to any one individual to one; and
- (5) if the proposal to implement two-way traffic on Melinda Street is not approved, the vendors permits will remain as originally issued.

The Toronto and East York Community Council also had before it a report (September 11, 2006) from the Director, Transportation Services Toronto and East York District respecting Conversion from one-way operation to two-way operation on Jordon Street, between King Street West and Melinda Street, and on Melinda Street, between Jordon Street and Yonge Street (Ward 28 – Toronto Centre-Rosedale), and recommending that:

- (1) the existing one-way southbound regulation on Jordan Street, between King Street West and Melinda Street, be rescinded;
- (2) the existing one-way eastbound regulation on Melinda Street, between Jordan Street and Yonge Street, be rescinded;
- (3) eastbound to northbound left turns be prohibited at all times, to Yonge Street from Melinda Street;
- (4) northbound to westbound left turns be prohibited at all times, to King Street West from Jordan Street;
- (5) the “No Parking Anytime” regulation on the south side of Melinda Street, from Jordan Street to Yonge Street, be rescinded;
- (6) stopping be prohibited at all times on the south side of Melinda Street, from Jordan Street to Yonge Street; and
- (7) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council:

- (1) adopt the report (September 11, 2006) from the Director, Transportation Services, Toronto and East York District, subject to deleting Recommendations (5) and (6) and replacing with the following revised Recommendations (5) and (6), adding additional Recommendations (7) and (8), and renumbering Recommendation (7) accordingly, so that the Recommendations now read:

“It is recommended that:

- (1) the existing one-way southbound regulation on Jordan Street, between King Street West and Melinda Street, be rescinded;
- (2) the existing one-way eastbound regulation on Melinda Street, between Jordan Street and Yonge Street, be rescinded;
- (3) eastbound to northbound left turns be prohibited at all times, to Yonge Street from Melinda Street;
- (4) northbound to westbound left turns be prohibited at all times, to King Street West from Jordan Street;

- (5) the “No Parking Anytime” regulation on the south side of Melinda Street, from Jordan Street to Yonge Street, be amended to operate on the south side of Melinda Street, from a point 44.5 metres west of Yonge Street to Jordan Street;
 - (6) stopping be prohibited at all times on the south side of Melinda Street, from Yonge Street to a point 44.5 metres west of Yonge Street;
 - (7) the “No Parking Anytime” regulation on the north side of Melinda Street, from Jordan Street to Yonge Street, be amended to operate on the north side of Melinda Street, from Yonge Street to a point 35.0 metres west of Yonge Street;
 - (8) stopping be prohibited at all times on the north side of Melinda Street from a point 35.0 metres west of Yonge Street to Jordan Street; and
 - (9) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required”; and
- (2) receive the report (August 28, 2006) from the Manager, Licensing Services, Municipal Licensing and Standards.

(Report 8, Clause 16)

8.18 Exemption to Toronto Municipal Code, Chapter 447 – Fences – 194 Floyd Avenue (Ward 29 – Toronto-Danforth)

The Toronto and East York Community Council had before it a report (August 29, 2006) from the South District Manager, Investigations Unit, Municipal Licensing and Standards Division respecting Exemption to Toronto Municipal Code, Chapter 447 – Fences – 194 Floyd Avenue (Ward 29 – Toronto-Danforth), and recommending that the application be refused as the height of the fence exceeds the height provision of the City of Toronto Municipal Code, Chapter 447 – Fences.

On motion by Councillor Ootes, the Toronto and East York Community Council recommended that City Council approve the application for variance from the City of Toronto Municipal Code, Chapter 447 – Fences for 194 Floyd Avenue.

(Report 8, Clause 17)

8.19 Exemption to Toronto Municipal Code, Chapter 447 – Fences – 166 Balsam Avenue (Ward 32 – Beaches-East York)

The Toronto and East York Community Council had before it a report (August 29, 2006) from the South District Manager, Investigations Unit, Municipal Licensing and Standards Division respecting Exemption to Toronto Municipal Code, Chapter 447 – Fences – 166 Balsam Avenue (Ward 32 – Beaches-East York), and recommending that an exemption not be granted to allow the existing board fence measuring approximately 2.0 m high on the private property portion of the front yard, adjacent to the north property line between 166 and 168 Balsam Avenue.

The Toronto and East York Community Council also had before it the following communications:

- Communication (September 18, 2006) from Patricia Rosebush and Michael Mazurek;
- Communications from the following submitted to the September 21, 2006 meeting:
 - Jean Kurelek (September 18, 2006)
 - Bruce Aitken (September 18, 2006)
 - Calvin Brown (September 18, 2006)
 - Michael and Lorie Johnson (undated);
- Communication (September 20, 2006) from Attenborough Landscaping Ltd.;
- Communication (September 20, 2006) from Valerie Lewis and Vic Miklausic;
- Communication (undated) from Joan Sule; and
- Communication (September 21, 2006) from John Lewis.

The following appeared before the Toronto and East York Community Council:

- Michael Mazurek;
- Michael Lewis; and
- Valerie Lewis.

On motion by Councillor Bussin, the Toronto and East York Community Council recommended that City Council grant an exemption to allow the existing board fence measuring approximately 2.0 m high on the private property portion of the front yard adjacent to the north property line between 166 and 168 Balsam Avenue.

(Report 8, Clause 18)

8.20 Installation of a Fence with a Cantilever Gate Operator – 1½ Beaumont Road (Ward 27 – Toronto Centre-Rosedale)

The Toronto and East York Community Council had before it a report (August 25, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Installation of a Fence with a Cantilever Gate Operator – 1½ Beaumont Road (Ward 27 – Toronto Centre-Rosedale), and recommending that:

- (1) City Council approve the installation of a fence together with a cantilever gate operator with intercom within the public right of way fronting 1½ Beaumont Road, subject to the property owner entering into an encroachment agreement within the City of Toronto, agreeing to but not limited to the following:
 - (a) indemnify the City from and against all actions, suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted;
 - (b) maintain the fence together with a cantilever gate operator with intercom at his/her own expense in good repair and a condition satisfactory to the General Manager of Transportation Services and will not make any additions or modifications to the encroachment beyond what is allowed under the terms of the Agreement;
 - (c) arrange for an inspection by the Electrical Safety Authority upon completion of the installation of the cantilever gate operator with intercom and provide a copy of the approval to the General Manager of Transportation Services;
 - (d) remove the decorative fence together with a cantilever gate operator with intercom upon receiving 90 days written notice so to do;
 - (e) accept such additional conditions as the City Solicitor or the General Manager of Transportation Services may deem necessary in the interest of the City; and
 - (f) obtain a heritage permit under the *Ontario Heritage Act* for the proposed fence from Heritage Preservation Services;
- (2) in the event of sale or transfer of the property abutting the encroachment, Legal Services and/or the General Manager of Transportation Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the General Manager of Transportation Services; and

- (3) Legal Services be requested to prepare, execute and arrange to register the Encroachment Agreement on title of the property.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 25, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District.

(Report 8, Clause 19)

8.21 Lease of a Portion of a Public Right of Way for Canopy Enclosure – Fenwick Avenue Flank of 521 Danforth Avenue (The Lucky Spot) (Ward 30 – Toronto-Danforth)

The Toronto and East York Community Council had before it a report (August 23, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District respecting Lease of a Portion of a Public Right of Way for Canopy Enclosure – Fenwick Avenue Flank of 521 Danforth Avenue (The Lucky Spot) (Ward 30 – Toronto-Danforth), and recommending that:

- (1) authority be granted to enter into a lease agreement (the “Lease”) with the owner of 521 Danforth Avenue (the “Tenant”), with respect to a portion of the public right of way on the Fenwick Avenue flank of 521 Danforth Avenue (having an area of approximately 52.9 square metres) and shown on sketch attached as Appendix ‘B’ (the “Leased Lands”) to permit the ongoing maintenance of a canopy enclosure; substantially on the terms and conditions outlined in Appendix ‘A’ to this report, and such further terms and conditions required by or acceptable to the General Manager of Transportation Services, and in a form acceptable to the City Solicitor; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Fletcher, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 23, 2006) from the Manager, Right of Way Management, Transportation Services, Toronto and East York District.

(Report 8, Clause 20)

8.22 Proposed Reduction in Speed Limit - Oxtan Avenue and Oriole Parkway – Proposed “Stop” Sign Control for Eastbound Motorists on Oxtan Avenue for a Six Month Trial Period; and Avenue Road/Oxtan Avenue, between Chaplin Crescent and Oxtan Avenue (Ward 22 - St. Paul’s)

The Toronto and East York Community Council had before it a report (September 28, 2005) from the Director, Transportation Services, Toronto and East York District, requesting from Councillor Michael Walker to install a “Stop” sign for eastbound motorists on Oxtan Avenue at Oriole Parkway, for a trial period of six months, beginning in April 2006 and to reduce the speed limit on Oxtan Avenue and on Avenue Road, between Chaplin Crescent and Oxtan Avenue, to 40 km/h, and recommending that this report be received for information.

The Toronto and East York Community Council also had before it a communication (undated) from Mark Rees.

On motion by Councillor Walker, the Toronto and East York Community Council recommended that City Council authorize the installation of a “Stop” sign for eastbound motorists on Oxtan Avenue at Oriole Parkway and request the Director, Transportation Services, Toronto and East York District to submit a status report to Toronto and East York Community Council in one year’s time.

(Report 8, Clause 21)

8.23 Hilltop Road, east and west sides - Implementation of a “No Standing Anytime” prohibition (Ward 21 – St. Paul’s)

The Toronto and East York Community Council had before it a report (September 1, 2006) from the Director, Transportation Services, Toronto and East York District respecting Hilltop Road, east and west sides - Implementation of a “No Standing Anytime” prohibition (Ward 21 – St. Paul’s), and recommending that:

- (1) the existing “No Parking at Anytime” prohibition on the west side of Hilltop Road, between Eglinton Avenue West and Wembley Road, be rescinded;
- (2) the existing “No Parking at Anytime” prohibition on the east side of Hilltop Road, between Eglinton Avenue West and Old Forest Hill Road, be amended to operate between Wembley Road and Old Forest Hill Road;
- (3) the existing “No Standing, from 7:00 a.m. to 5:00 p.m., Monday to Friday”, prohibition on the west side of Hilltop Road, from Eglinton Avenue West and the first laneway north of Eglinton Avenue West be rescinded;

- (4) a “No Standing Anytime” prohibition be enacted on the east and west sides of Hilltop Road, between Eglinton Avenue West and Wembley Road; and
- (5) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Mihevc, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 1, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 22)

8.24 Installation of On-Street Parking Spaces for Persons with Disabilities (Ward 18 – Davenport)

The Toronto and East York Community Council had before it a report (September 1, 2006) from the Director, Transportation Services, Toronto and East York District respecting Installation of On-Street Parking Spaces for Persons with Disabilities (Ward 18 – Davenport), and recommending that:

- (1) the installation of on-street disabled parking spaces as noted in Table “A” of this report be approved; and
- (2) the appropriate City officials be requested to take any action necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Giambrone, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 1, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 23)

8.25 Davenport Road and Dupont Street, northwest corner - Turn prohibitions respecting 150 Dupont Street (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (September 5, 2006) from the Director, Transportation Services, Toronto and East York District respecting Davenport Road and Dupont Street, northwest corner - Turn

prohibitions respecting 150 Dupont Street (Ward 20 – Trinity-Spadina), and recommending that:

- (1) eastbound left turns be prohibited at all times at the easterly driveway located on Dupont Street, at a point 15 metres west of Davenport Road giving vehicular access to Premises No. 150 Dupont Street;
- (2) eastbound left turns be prohibited at all times at the driveway located on Davenport Road, at a point 11 metres north of Dupont Street giving vehicular egress from Premises No. 150 Dupont Street; and
- (3) northbound left turns be prohibited at all times at the driveway located on Davenport Road, at a point 11 metres north of Dupont Street giving vehicular access to Premises No. 150 Dupont Street; and
- (4) the appropriate City officials be authorised and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 5, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 24)

8.26 Adelaide Street West in the vicinity of 455 - Temporary road occupation to accommodate a construction staging area (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (September 5, 2006) from the Director, Transportation Services, Toronto and East York District respecting Adelaide Street West in the vicinity of 455 - Temporary road occupation to accommodate a construction staging area (Ward 20 – Trinity-Spadina), and recommending that:

- (1) in order to facilitate construction of a 10-storey residential condominium building on Adelaide Street West, the request for the establishment of a construction staging area at Premises No. 455 Adelaide Street West within the south curb lane of Adelaide Street West, from a point 28 metres west of Morrison Street to a point 18.6 metres further west, as shown on the attached print of Drawing No. 421F-8554, dated September 2006, for a period from October 2006 to June 2007, be approved;

- (2) in conjunction with Recommendation No. 1 above, stopping be prohibited at any time on the south side of Adelaide Street West from a point 15 metres west of Morrison Street to a point 31.6 metres further west;
- (3) the stopping prohibition on the south side of Adelaide Street West in effect from 7:00 a.m. to 9:00 a.m. except Saturdays, Sundays and Public Holidays, be rescinded between the limits noted in Recommendation No. 2 above;
- (4) the parking and traffic regulations presently in effect on the subject section of Adelaide Street West be reinstated upon the completion of this project; and
- (5) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 5, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 25)

8.27 Status Report – 609 Avenue Road (Ward 22 – St. Paul’s)

The Toronto and East York Community Council had before it a report (August 31, 2006) from the Director, Community Planning, Toronto and East York District respecting Status Report – 609 Avenue Road (Ward 22 – St. Paul’s), and recommending that the Chief Planner and Executive Director, City Planning Division, be requested to report directly to Council at its meeting of September 25, 26 and 27, 2006 on a position with respect to an Ontario Municipal Board appeal for 609 Avenue Road.

The Toronto and East York Community Council submitted this matter to City Council without recommendation.

On motion by Councillor Walker, the Toronto and East York Community Council requested the Chief Planner and Executive Director, City Planning Division, to report directly to City Council at its meeting of September 25, 26 and 27, 2006 on a position with respect to an Ontario Municipal Board appeal for 609 Avenue Road.

(Report 8, Clause 26)

8.28 Special Street Name Sign – “Moses Znaimer Way”

The Toronto and East York Community Council had before it a communication (September 5, 2006) from Councillor Silva requesting that City staff designate Queen Street West between Duncan and John Street “Moses Znaimer Way”.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that the General Manager of Transportation Services be authorized to post special honorary name signs, to read “Moses Znaimer Way” on Queen Street West between Duncan Street and John Street.

(Report 8, Clause 27)

8.29 Preliminary Report – Rezoning Application - 630 Queen Street East (Ward 30 – Toronto-Danforth)

The Toronto and East York Community Council had before it a report (August 8, 2006) from the Director, Community Planning, Toronto and East York District respecting Preliminary Report – Rezoning Application - 630 Queen Street East (Ward 30 – Toronto-Danforth), and recommending 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.

On motion by Councillor Fletcher, the Toronto and East York Community Council:

- (1) adopted the staff recommendations in the Recommendations Section of the report (August 8, 2006) from the Director, Community Planning, Toronto and East York District; and
- (2) requested staff from the Heritage Preservation Services and Community Planning, City Planning Division to meet with the applicant to discuss the proposed development and its relation to the existing buildings.

(Letter sent to: Manager, Heritage Preservation Services, Director, Community Planning, Toronto and East York District c.: Jeffrey Cantos, Assistant Planner, East Section, Interested Persons - September 18, 2006)

(Report 8, Other Items Clause 43)

8.30 Speed Hump Poll Results - Plains Road, between Donlands Avenue and Woodbine Avenue (Ward 29 – Toronto-Danforth, Ward 31 – Beaches - East York)

The Toronto and East York Community Council had before it a report (September 7, 2006) from the Director, Transportation Services Toronto and East York District respecting Speed Hump Poll Results - Plains Road, between Donlands Avenue and Woodbine Avenue (Ward 29 – Toronto-Danforth, Ward 31 – Beaches - East York), and recommending that:

- (1) the installation of speed humps be authorized on Plains Road, between Coxwell Avenue and Woodbine Avenue;
- (2)
 - (i) a by-law be prepared for the alteration of sections of the roadway on Plains Road, between Coxwell Avenue and Woodbine Avenue for traffic calming purposes by the installation of speed humps, generally as shown on the attached copy of Drawing No. 421F-7889, dated May 2005;
 - (ii) pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued;
 - (iii) the speed limit be reduced from forty kilometres per hour to thirty kilometres per hour on Plains Road, between Coxwell Avenue and Woodbine Avenue, coincident with the implementation of speed humps; and
- (3) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Davis, with Councillor Fletcher in the Chair, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 7, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 28)

8.31 Residential Demolition Application – 522 St. Clair Avenue West (Ward 31 – St. Paul's)

The Toronto and East York Community Council had before it a report (September 14, 2006) from the Acting Director, Toronto and East York District

respecting Residential Demolition Application – 522 St. Clair Avenue West (Ward 31 – St. Paul’s), and recommending that Toronto and East York Community Council adopt and recommend that City Council either:

- (1) refuse the application to demolish the subject multiple-use residential building because there is no permit for a replacement building, on the site; or
- (2) approve the application to demolish the subject multiple-use residential building without condition.

The Toronto and East York Community Council also had before it a Revised Page 1.

On motion by Councillor Mihevc, the Toronto and East York Community Council recommended that City Council approve the application to demolish the multiple-use residential building at 522 St. Clair Avenue West without conditions.

(Report 8, Clause 29)

8.32 Request to install all-way “Stop” control – Queens Quay West and Little Norway Crescent (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a report (September 13, 2006) from the Director, Transportation Services Toronto and East York District respecting Request to install all-way “Stop” control – Queens Quay West and Little Norway Crescent (Ward 20 – Trinity-Spadina), and recommending that:

- (1) “Stop” control be approved for eastbound and westbound traffic on Queens Quay West at its intersection with Little Norway Crescent; and
- (2) the appropriate City Officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 13, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 30)

8.33 Proposed Amendments to Parking Regulations – Frankish Avenue, between Sheridan Avenue and Brock Avenue (Ward 18 - Davenport)

The Toronto and East York Community Council had before it a report (September 18, 2006) from the Director, Transportation Services Toronto and East York District respecting Proposed Amendments to Parking Regulations – Frankish Avenue, between Sheridan Avenue and Brock Avenue (Ward 18-Davenport), and recommending that:

- (1) the existing two hour maximum parking regulation in effect, from 8:00 a.m. to 11:00 p.m. daily, on the north side of Frankish Avenue, between Sheridan Avenue and Brock Avenue be rescinded;
- (2) parking be allowed for a maximum period of one hour, from 3:00 p.m. to 11:00 p.m. daily, on the north side of Frankish Avenue, between Sheridan Avenue and Brock Avenue;
- (3) the existing overnight on-street permit parking hours of operation, currently from 12:01 a.m. to 7:00 a.m., daily, on Frankish Avenue, between Sheridan Avenue and Brock Avenue, be amended to operate from 12:00 midnight to 7:00 a.m., daily; and
- (4) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Giambrone, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 18, 2006) from the Director, Transportation Services, Toronto and East York District.

(Report 8, Clause 31)

8.34 Parking and Permit Parking Regulation Amendments - Hillingdon Avenue (Ward 32-Beaches, East York)

The Toronto and East York Community Council had before it a motion (undated) from Councillor Bussin respecting Parking and Permit Parking Regulation Amendments - Hillingdon Avenue (Ward 32-Beaches, East York), and recommending that:

- (1) parking be allowed for a maximum period of one hour from 8:00 a.m. to 6:00 p.m., daily on the west side of Hillingdon Avenue, between Danforth Avenue and Woodrow Avenue;

- (2) the “No Parking Except by Permit, 12:01 a.m. to 7:00 a.m.” regulation on the west side of Hillingdon Avenue, from Danforth Avenue to Woodrow Avenue, be amended to operate from 12:01 a.m. to 10:00 a.m.;
- (3) part “P” of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate Hillingdon Avenue, between Danforth Avenue and Woodrow Avenue; and
- (4) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

The Toronto and East York Community Council recommends to City Council that:

- (1) parking be allowed for a maximum period of one hour from 8:00 a.m. to 6:00 p.m., daily on the west side of Hillingdon Avenue, between Danforth Avenue and Woodrow Avenue;
- (2) the “No Parking Except by Permit, 12:01 a.m. to 7:00 a.m.” regulation on the west side of Hillingdon Avenue, from Danforth Avenue to Woodrow Avenue, be amended to operate from 12:01 a.m. to 10:00 a.m.;
- (3) part “P” of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate Hillingdon Avenue, between Danforth Avenue and Woodrow Avenue; and
- (4) the appropriate City officials be authorized and directed to take whatever action is bills in Council.

(Report 8, Clause 32)

8.35 Authority to Amend Section 37 Agreement and Heritage Easement Agreement – 106 King Street East (Ward 28 – Toronto Centre-Rosedale)

The Toronto and East York Community Council had before it a report (September 19, 2006) from the Director, Policy and Research, City Planning Division respecting Authority to Amend Section 37 Agreement and Heritage Easement Agreement – 106 King Street East (Ward 28 – Toronto Centre-Rosedale), and recommending that:

- (1) Council authorize the amendment of the Heritage Easement Agreement and the Section 37 Agreement for the subject property, both dated September 22, 2003, to

extend the date for commencement of the work on the Parish House and Diocesan Centre from September 13, 2006 to September 13, 2007; and

- (2) direct and authorize the appropriate City officials to take such action as necessary to give effect to the above.

On motion by Councillor Rae, the Toronto and East York Community Council recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (September 19, 2006) from the Director, Policy and Research, City Planning Division.

(Report 8, Clause 33)

8.36 Committee of Adjustment Decision – 69-81 Portland Street (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a communication (September 20, 2006) from Councillor Silva respecting Committee of Adjustment Decision – 69-81 Portland Street (Ward 20 – Trinity-Spadina), and recommending that the City Solicitor's authority to appeal the Committee of Adjustment decision is hereby confirmed and the City Solicitor and planning staff are hereby authorized to attend the Ontario Municipal Board hearing seeking refusal of variances No. 1 related to upper level setback, No. 2 related to building setbacks, No. 3 related to indoor residential amenity space, No. 4 related to depth of building, and No. 6 related to building height.

On motion by Councillor Silva, the Toronto and East York Community Council recommended that City Council confirm the City Solicitor's authority to appeal the Committee of Adjustment decision relating to 69-81 Portland Street, and authorize the City Solicitor and the Chief Planner and Executive Director, City Planning Division to attend the Ontario Municipal Board hearing seeking refusal of variances No. 1 related to upper level setback, No. 2 related to building setbacks, No. 3 related to indoor residential amenity space, No. 4 related to depth of building, and No. 6 related to building height.

(Report 8, Clause 34)

8.37 Wales Avenue – Change to Permit Parking (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a communication (September 20, 2006) from Councillor Silva respecting Wales Avenue – Change to Permit Parking (Ward 20 – Trinity-Spadina), and recommending that the following Motion be adopted:

WHEREAS, the residents of Wales Avenue have been experiencing repeated difficulty finding parking on their street due to the use of their parking spaces during the day by staff from the nearby hospital.

WHEREAS, the residents of Wales Avenue have signed a petition expressing their desire to change the parking regulations on their street from permit parking only from Midnight to 7:00 a.m., 7 days a week, to permit parking only 24 hours a day, 7 days a week.

WHEREAS, on recommendation from City of Toronto Right of Way Management, they have revised their petition to instead request permit parking only 12:01 a.m. to 6:00 p.m., 7 days a week.

NOW THEREFORE BE IT RESOLVED, overnight on-street permit parking hours of operation on Wales Ave, between Augusta Avenue and Denison Avenue, be extended from Midnight to 7:00 a.m., 7 days a week, to 12:01 a.m. to 6:00 p.m., 7 days a week;

BE IT FURTHER RESOLVED part "F" of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate Wales Ave, between Augusta Avenue and Denison Avenue;

BE IT FURTHER RESOLVED, the existing one hour maximum parking limit in operation from 8:00 a.m. to 6:00 p.m., daily, on the south side of the Wales Avenue, between Augusta Avenue and Denison Avenue, be rescinded.

On motion by Councillor Silva, the Toronto and East York Community Council recommended to City Council that:

- (1) overnight on-street permit parking hours of operation on Wales Ave, between Augusta Avenue and Denison Avenue, be extended from Midnight to 7:00 a.m., 7 days a week, to 12:01 a.m. to 6:00 p.m., 7 days a week;
- (2) part "F" of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate Wales Ave, between Augusta Avenue and Denison Avenue;
- (3) the existing one hour maximum parking limit in operation from 8:00 a.m. to 6:00 p.m., daily, on the south side of the Wales Avenue, between Augusta Avenue and Denison Avenue, be rescinded; and
- (4) appropriate City officials be authorized and directed to take all necessary action to give effect to these Recommendations.

(Report 8, Clause 35)

8.38 Ontario Municipal Board Hearing- 19 – 29 Maughan Crescent (Ward 32 - Beaches-East York)

The Toronto and East York Community Council had before it a motion (undated) by Deputy Mayor Bussin respecting Ontario Municipal Board Hearing- 19 – 29 Maughan Crescent (Ward 32 - Beaches-East York):

WHEREAS on August 10, 2005 the owner of the lands municipally known as 19 to 29 Maughan Crescent (the “Subject Property”) applied to the City for an Official Plan Amendment and Rezoning of the Subject Property to permit an infill townhouse development, and applied for Site Plan Approval;

AND WHEREAS community consultation meetings were held on February 27, 2006 and May 29, 2006, at which time, the local community expressed concerns with the proposed development;

AND WHEREAS revised drawings, which may resolve some of the local communities concerns were submitted to the City on June 27, 2006 and have been circulated to City divisions for comment;

AND WHEREAS the owner has appealed the Rezoning application and the Site Plan Approval application to the Ontario Municipal Board based on the City’s failure to deal with the application within the respective 120 day and 30 day time periods imposed for review of each application by the *Planning Act*;

AND WHEREAS an Ontario Municipal Board hearing date has not yet been set;

AND WHEREAS staff have met with representatives of the owner and are requesting additional information in respect of outstanding issues;

NOW THEREFORE BE IT RESOLVED THAT City Council authorize the City Solicitor and City Planning division to continue to meet with the local residents and the developer with the goal of resolving any outstanding issues prior to the Ontario Municipal Board hearing.

On motion by Councillor Bussin, the Toronto and East York Community Council recommended that City Council authorize the City Solicitor and the Director, Community Planning, City Planning Division to continue to meet with the local residents and the developer with respect to the Official Plan Amendment and Rezoning Application for 19-29 Maughan Crescent with the goal of resolving any outstanding issues prior to the Ontario Municipal Board hearing.

(Report 8, Clause 36)

8.39 Community Vehicular Reclamation Project

The Toronto and East York Community Council had before it a communication (September 21, 2006) from Councillor Silva respecting Community Vehicular Reclamation Project.

On motion by Councillor Silva, the Toronto and East York Community Council submitted this matter to City Council without recommendation.

The Toronto and East York Community Council requested the General Manager of Transportation Services to report to City Council on September 25, 2006 on the request made by Councillor Silva in his communication (September 21, 2006).

(Report 8, Clause 37)

8.40 Amendment to Agreement for Use of City Property – San Lorenzo Latin American Community Centre – 375 Unwin Avenue (Ward 30 – Toronto-Danforth)

The Toronto and East York Community Council had before it a motion (undated) from Councillor Joe Mihevc respecting Amendment to Agreement for Use of City Property – San Lorenzo Latin American Community Centre – 375 Unwin Avenue (Ward 30 – Toronto-Danforth).

On motion by Councillor Mihevc, the Toronto and East York Community Council recommended that City Council permit the installation of a radio tower having a height of no more than 85 feet subject to the conditions already approved by City Council in its adoption of Motion J(5) at its meeting on January 31, February 1 and February 2, 2006.

(Report 8, Clause 38)

8.41 Amendment to the Section 37 Agreement - Development of the Festival Centre and Tower – 42-storey mixed-use (Ward 20 – Trinity-Spadina)

The Toronto and East York Community Council had before it a Motion (undated) from Councillor Silva respecting Amendment to the Section 37 Agreement - Development of the Festival Centre and Tower – 42-storey mixed-use (Ward 20 – Trinity-Spadina).

On motion by Councillor Mihevc, the Toronto and East York Community Council recommended that City Council:

- (1) in the event that the Committee of Adjustment approves a variance from the provisions of By-law 454-2004 to permit the earlier operation of the underground parking facility of the development of the Festival Centre and Tower on the

northwest corner of King Street West and John Street so as to permit the commercial component of the garage (and in any event no more than 203 parking spaces), and the visitor component of the garage (and in any event no more than 23 parking spaces), to be operated and maintained on completion and first occupancy of the Toronto International Film Festival (the TIFF Component) of the development, the City Solicitor be instructed to take all steps necessary to amend the Section 37 Agreement for this site to allow for the operation of the commercial and visitor component only of the underground parking facility upon completion and first occupancy of the TIFF Component, and prior to the first occupancy of the residential component of the development where permitted by the Ontario Building Code and its regulations; and

- (2) direct that the property owner be permitted to operate an additional 159 parking spaces.

(Report 8, Clause 39)

8.42 Designation of 48 Abell Street (Ward 18 – Davenport)

The Toronto and East York Community Council had before it a communication (September 21, 2006) from Councillor Giambrone respecting Designation of 48 Abell Street (Ward 18 – Davenport).

On motion by Councillor Giambrone, the Toronto and East York Community Council submitted this matter to City Council without recommendation.

(Report 8, Clause 40)

8.43 Proposed Installation of Speed Humps – Northern Dancer Boulevard, between Lake Shore Boulevard East and Queen Street East (Ward 32-Beaches-East York)

The Toronto and East York Community Council had before it a motion (undated) by Councillor Bussin respecting Proposed Installation of Speed Humps – Northern Dancer Boulevard, between Lake Shore Boulevard East and Queen Street East (Ward 32 - Beaches-East York).

On motion by Councillor Bussin, the Toronto and East York Community Council recommended to City Council that:

- (1) appropriate staff be authorized to develop a speed hump plan in consultation with the Ward Councillor and conduct a poll of eligible householders on Northern Dancer Boulevard, between Lake Shore Boulevard East and Queen Street East, to determine resident support, in accordance with the City of Toronto Traffic Calming Policy; and public notice be given pursuant to the Municipal Class

Environmental Assessment Act, including Notice of Study Commencement to the Ministry of Environment, Fire Service, Emergency Medical Service and Toronto Police Service;

- (2) subject to favourable results of the poll;
 - (a) a by-law be prepared for the alteration of the roadway on Northern Dancer Boulevard, between Lake Shore Boulevard East and Queen Street East, for traffic calming purposes generally as shown on the speed hump plan circulated to residents through the polling process;
 - (i) Pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued; and
- (3) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

(Report 8, Clause 41)

8.44 25 York Street (Ward 28 – Toronto Centre-Rosedale)

The Toronto and East York Community Council had before it a Motion (undated) by Councillor McConnell respecting 25 York Street (Ward 28 – Toronto Centre-Rosedale) respecting 25 York Street (Ward 28 – Toronto Centre-Rosedale).

The Toronto and East York Community Council submitted this matter to City Council without recommendation.

On motion by Councillor McConnell, the Toronto and East York Community Council requested the City Solicitor, in consultation with the Chief Planner and Executive Director, City Planning Division, to report to City Council September 15, 2006 on the status of the necessary amendments to the Revised Precinct B Precinct Agreement for the Railway Lands East and any further direction from Council as may be necessary.

(Report 8, Clause 42)

The Community Council adjourned its meeting at 12:35 p.m.

Attendance:

	9:40 a.m. – 12:35 p.m.
Councillor Davis (Chair)	x
Councillor Fletcher (Vice-Chair)	x
Councillor Bussin	x
Councillor Giambrone	x
Councillor McConnell	x
Councillor Mihevc	x
Councillor Ootes	x
Councillor Pantalone	R
Councillor Rae	x
Councillor Walker	x
Councillor Watson	x
Councillor Silva	x
Mayor Miller	

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