

Authority: Planning and Transportation Committee Report No. 6, Clause No. 9,
as adopted by City of Toronto Council on May 21, 22 and 23, 2002
Enacted by Council: August 1, 2002

CITY OF TORONTO

BY-LAW No. 600-2002

**To amend former City of Toronto Municipal Code Chapter 313, Streets and Sidewalks,
to provide for the installation of trees on City boulevards approved for
boulevard café licences.**

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The former City of Toronto Municipal Code Chapter 313, Streets and Sidewalks, is amended as follows:
 - A. By inserting a new Subsection B.1 after Subsection B in §313-1 as follows:

“B.1 As used in §313-36E, the following term shall have the meaning indicated:

EDCT – Urban Forestry, Economic Development, Culture and Tourism of the City”.
 - B. By inserting a new Subsection (18) after Subsection (17) in §313-36E as follows:

“(18) For applications received on or after May 23, 2002, the owner or occupant agrees that:

 - (a) where he is notified by the City that he should do so, he shall arrange with EDCT for an inspection for one tree installation at the location;
 - (b) the decision on the feasibility of tree planting is to be made by EDCT and its decision is final;
 - (c) should the installation inspection by EDCT find that the location is suitable for tree planting, EDCT will advise the applicant;
 - (d) where EDCT has advised that the location is suitable for a tree to be planted, the applicant shall pay to the City a non-refundable fee in the amount of \$2,900.00 for the planting of a tree by the City; and
 - (e) the licence will not be granted until the fee for the tree installation has been collected by the City”.

C. By inserting a new Subsection H.1 after Subsection H in §313-36 as follows:

“H.1 A boulevard café licence issued prior to May 23, 2002 and subsequent renewals of that licence are exempt from the requirements in §313-36E(18) provided the boulevard café licence continues to be held by the original applicant”.

D. By inserting a new Subsection (3) after Subsection (2) in § 313-36I as follows:

“(3) Where an application for the transfer of an existing boulevard café licence is made on or after May 23, 2002, the applicant shall comply with §313-36E(18)”.

E. By inserting a new Subsection E after Subsection D in §313-77 as follows:

“E. Where an appeal is granted on or after May 23, 2002 regarding the issuance of a permit under §313-36, the applicant shall comply with §313-36E(18)”.

F. This by-law shall be effective as of May 23, 2002.

ENACTED AND PASSED this 1st day of August, A.D. 2002.

CASE OOTES,
Deputy Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)