

Authority: Parks and Environment Committee Item PE8.5, adopted as amended, by City of Toronto Council on December 9 and 10, 2015

**CITY OF TORONTO**

**BY-LAW No. 99-2016**

**To amend City of Toronto Municipal Code Chapter 658, Ravine and Natural Feature Protection to make technical amendments, improve customer service, add clarity and enhance enforcement.**

Whereas Council has approved certain amendments to City of Toronto Municipal Code Chapter 658, Ravine and Natural Feature Protection;

The Council of the City of Toronto enacts:

1. Chapter 658, Ravine and Natural Feature Protection, is amended as follows:
  - A. By adding the following definitions in § 658-3 in alphabetical sequence:

BOUNDARY TREE - a tree, any part of whose trunk is growing across one or more property lines.

NEIGHBOUR TREE - a tree whose trunk is growing wholly on one property and that is the subject of an application to injure or destroy by an adjacent property owner.

TRUNK - the entire trunk of a tree from its point of growth away from the roots up to its top where it branches out to limbs and foliage.
  - B. By amending the definition of "Officer" in § 658-1, by adding "students and City contractors working for urban forestry" to the list of persons whose duties include enforcement of Chapter 658.
  - C. By deleting § 658-4A(10).
  - D. By amending § 658-6C by adding the words "and applications" to the heading and at the end of the section so that it reads:

Expiry of permits and applications.

The General Manager is authorized to establish expiry dates for permits and applications.
  - E. By adding the words "or application" after the word "permit" in § 658-6E(1)(a).
  - F. By adding the following as § 658-6F and G respectively:
    - F. Posting of permits.

Permits to injure or destroy shall be posted in a conspicuous location visible from the street, for a period of one day prior to the commencement of the approved tree injury or, dumping of fill or refuse, or alteration of

grade and until such time as the approved tree injury or destruction, dumping of fill or refuse, or alteration of grade has been completed in accordance with the permit.

G. Boundary and neighbour trees; notice.

Upon receipt of an application to injure or destroy a boundary tree or neighbour tree, the General Manager shall:

- (1) Provide notice of the application in writing to all boundary tree co-owners.
- (2) Provide notice of the application in writing to the neighbour tree owner.
- (3) Advise the applicant that all arborist reports, tree protection plans, landscaping and replanting plans, surveys and other supporting documentation submitted as part of the application will be provided to the boundary tree co-owners or neighbour tree owner.

G. By adding the following as subsection § 658-9B(5):

- (5) Impose contravention inspection fees in accordance with Chapter 441, Fees and Charges, Appendix "E", Schedule 1, where an inspection is undertaken in order to determine compliance with this chapter or the conditions of a permit.

H. By replacing the word "or" with "and" at the end of § 658-10A(1).

I. By adding the word "not" after the second "is" on line 1 of § 658-10C.

Enacted and passed on February 4, 2016.

Frances Nunziata,  
Speaker

Ulli S. Watkiss,  
City Clerk

(Seal of the City)