

City Clerk's Office

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Ref.: 07-EX8.10**

June 13, 2007

ECONOMIC DEVELOPMENT COMMITTEE:**Subject: Executive Committee Item 8.10
New Municipal Code Chapter 19 - Business Improvement Areas**

City Council on June 11, 2007, considered this Item, and referred the following motion to the Economic Development Committee, and the General Manager, Economic Development, Culture and Tourism, was requested to report on this motion, for consideration by Committee at its July 5, 2007 meeting and submission to City Council:

Moved by Councillor Moscoe:

“That:

1. In a manner similar to the graffiti provision enacted by City Council on February 16, 2005, ‘Municipal Code Chapter 485’, Council hereby declares that repairs that are ordered by the City through work orders issued by the City to the exterior of commercial properties are or could become or cause a public nuisance.

The benefit to the City of resisting the deterioration of a strip plaza far outweighs the benefit that any property owner might derive from the execution of a work order which being a public nuisance can adversely affect property values, business opportunities and the enjoyment of life.

The deterioration of the exterior elements of commercial and industrial properties has been shown to lead to ‘urban blight’ degrading the community and often resulting in an increase in crime.

2. Consistent with Sections 329 and 331 of The City of Toronto Act, 2006, (COTA) and Regulation 594/06, if approved by the general membership of the Business Improvement Area (BIA), execution of work orders to the exterior of BIA properties that are the collective responsibility of the BIA shall be treated in the same manner as graffiti removal.

3. The General Manager, Economic Development, Culture and Tourism, in consultation with the Chief Planner and Executive Director, City Planning, and the City Solicitor, be requested to report to the Licensing and Standards Committee on the feasibility of utilizing Sections 28 and 29 of the Planning Act for the rehabilitation of strip plazas and industrial corridors.
4. Section 19-4C of the new City of Toronto Municipal Code Chapter 19, 'Business Improvement Areas', be amended by adding the words 'unless specifically authorized by Council', so that the Section now reads as follows:

 'A board shall not...

 C. borrow or lend money unless specifically authorized by Council;'.

5. Section 19-4G of the new City of Toronto Municipal Code Chapter 19, 'Business Improvement Areas' be amended by adding the words 'unless specifically authorized by Council', so that the Section now reads as follows:

 'A board shall not...

 G. make or fund improvements to private property, with the exception of graffiti and poster removal initiatives as per Section 19-3D, unless specifically authorized by Council.'
6. A copy of Item EX8.10 be forwarded to the Community Councils for information."

for City Clerk

M. Toft/sb

Attachment

Sent to: Economic Development Committee
General Manager, Economic Development, Culture and Tourism
All Interested Parties

- c. Manager, Governance Structures and Corporate Performance
Administrator, Civic Appointments Committee