
North York Community Council

Meeting No.	4	Contact	Francine Adamo, Committee Administrator
Meeting Date	Tuesday, March 27, 2007	Phone	416-395-7348
Start Time	9:30 AM	E-mail	nycc@toronto.ca
Location	Council Chamber, North York Civic Centre		

Attendance

Members of the North York Community Council were present for some or all of the time periods indicated under the section headed "Meeting Sessions", which appears at the end of the Minutes.

Councillor Maria Augimeri	X
Councillor Shelley Carroll	X
Councillor Mike Feldman	X
Councillor John Filion	X
Councillor Cliff Jenkins	X
Councillor Denzil Minnan-Wong	X
Councillor Howard Moscoe	X
Councillor John Parker	X
Councillor Anthony Perruzza	X
Councillor David Shiner	X
Councillor Karen Stintz	X

Councillor Augimeri in the Chair

Confirmation of minutes

On motion by Councillor Moscoe, Ward 15- Eglinton - Lawrence, the minutes of the North York Community Council meeting held on January 16, 2007 were confirmed.

NY4.1	Presentation	Received	Transactional	
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Presentation on Delegation to Community Councils

Summary

Presentation by the City Manager's Office on delegation to Community Councils.

Decision Advice and Other Information

The North York Community Council received the presentation on delegation to Community Councils provided by Fiona Murray, Senior Corporate Management & Policy Consultant, City Manager's Office.

NY4.2	ACTION	Adopted	Transactional	Ward: 23
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Permanent Closure of the Public Lane Lying East of Yonge Street and South of Byng Avenue

Statutory - City of Toronto Act, 2006

(March 13, 2007) report from Draft By-law from City Solicitor

Recommendations

That the Draft By-law from the City Solicitor be enacted by City Council

Summary

To enact By-law to permanently close the public lane lying east of yonge Street and south of Byng Avenue.

Committee Recommendations

On a motion by Councillor Moscoe, the North York Community Council recommended that City Council:

1. enact the draft by-law from the City Solicitor to permanently close the public lane lying east of Yonge Street and south of Byng Avenue.

Decision Advice and Other Information

The North York Community Council held a public meeting in accordance with the City of Toronto Act, 2006, and notice of the proposed enactment of the draft by-law was posted on the Public Notices Page of the City's website in accordance with the requirements of the City of

Toronto Municipal Code, Chapter 162. No one appeared to address the North York Community Council on March 27, 2007.

Links to Background Information

Draft By-law Permanent Lane Closure

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2094.pdf>)

NY4.3	ACTION	Adopted	Transactional	Ward: 23
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Intention to Designate under Part IV, of the Ontario Heritage Act - 172 Finch Avenue West

(February 1, 2007) report from Director, Policy and Research, City Planning Division

Recommendations

The City Planning Division recommends that

1. City Council state its intention to designate the property at 172 Finch Avenue West (Arthur Edward Waine House) under Part IV of the *Ontario Heritage Act*;
2. If there are no objections to the designation in accordance with Section 26(6) of the *Ontario Heritage Act*, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the *Ontario Heritage Act*;
3. If there are objections in accordance with Section 29(7) of the *Ontario Heritage Act*, the Clerk be directed to refer the proposed designation to the Conservation Review Board; and
4. The appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

Financial Impact

There are no financial implications resulting from the adoption of this report. The cost of publishing the notice of intention to designate in the daily newspaper is included in the 2007 Policy and Research budget.

Summary

This report recommends that City Council state its intention to designate the property under Part IV of the Ontario Heritage Act. The owner is requesting the designation of the site, which contains a house form building that has been occupied by his family since its construction in the early 1920s.

Speakers

Ron Waine

Edith Geduld, North York Community Preservation Panel

Committee Recommendations

On a motion by Councillor Feldman, the North York Community Council recommended that City Council:

1. state its intention to designate the property at 172 Finch Avenue West (Arthur Edward Waine House) under Part IV of the *Ontario Heritage Act*;
2. if there are no objections to the designation in accordance with Section 26(6) of the *Ontario Heritage Act*, authorize the solicitor to introduce the Bills in Council designating the property under Part IV of the *Ontario Heritage Act*;
3. if there are objections in accordance with Section 29(7) of the *Ontario Heritage Act*, direct the Clerk to refer the proposed designation to the Conservation Review Board; and
4. authorize and direct the appropriate City Officials to take necessary action to give effect thereto.

Links to Background Information

172 Finch Avenue West - Intention to Designate, Part IV, Ontario Heritage Act

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1800.pdf>)

172- Finch Avenue West - Intention to Designate - Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1801.pdf>)

172 Finch Avenue West - Intention to Designate - Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1802.pdf>)

172 Finch Avenue West- Intention to Designate - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1803.pdf>)

3a Intention to Designate, Part IV, Ontario Heritage Act - 172 Finch Avenue West

(March 1, 2007) letter from Toronto Preservation Board

Recommendations

The Toronto Preservation Board:

- A. recommended to the North York Community Council that:
 1. City Council state its intention to designate the property at 172 Finch Avenue West (Arthur Edward Waine House) under Part IV of the Ontario Heritage Act.
 2. If there are no objections to the designation in accordance with Section 26(6) of the Ontario Heritage Act, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the Ontario Heritage Act.
 3. If there are objections in accordance with Section 29(7) of the Ontario Heritage

Act, the Clerk be directed to refer the proposed designation to the Conservation Review Board.

4. The appropriate City Officials be authorized and directed to take necessary action to give effect thereto.
- B. requested that Heritage Toronto be advised of the designation of the building and requested to consider the possibility of placing a plaque on the house to commemorate the history of the family and property.

Links to Background Information

Intention to Designate - 172 Finch Avenue West

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1992.pdf>)

Intention to Designate - 172 Finch Avenue West - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1993.pdf>)

Intention to Designate - 172 Finch Avenue West - Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1994.pdf>)

Intention to Designate - 172 Finch Avenue West - Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1995.pdf>)

NY4.4	Information	Adopted	Delegated	Ward: 8
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Fence Exemption Request - 1 Forge Drive

(February 23, 2007) report from District Manager, Municipal Licensing and Standards, North York District

Recommendations

Municipal Licensing and Standards recommends that:

1. The request to permit the existing board on board fence to remain berefused based upon on-compliance with the requirements set out in Chapter 447, of The Toronto Municipal Code dealing with fences.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 1 Forge Drive for an exemption from the City of Toronto Municipal Code, Chapter 447-Fences, section 2B. (1). The Municipal Code permits a maximum height of 800 millimetres for an opaque fence within 2.4

meters of a driveway, whereas the exemption request is seeking an exemption to allow a fence to remain at a height of 1.83 meters along the north side property line which abuts a neighbouring driveway, and 1.52 meters along the west and south sides.

Committee Decision

On a motion by Councillor Perruzza, the North York Community Council:

1. refused the request by the owner of 1 Forge Drive to permit the existing board on board fence to remain based upon non-compliance with the requirements set out in Chapter 447, of the Toronto Municipal Code dealing with fences.

Links to Background Information

Request for Fence Exemption - 1 Forge Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1858.pdf>)

NY4.5	Information	Amended	Delegated	Ward: 24
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Fence Exemption Request - 42 Bunty Lane

(March 6, 2007) report from Manager, Municipal Licensing and Standards, North York District

Recommendations

1. Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 42 Bunty Lane to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the side yard can be 2 metres.

The subject of this exemption request is an existing fence made of wood that is located in the side yard on the north side of the property. The bottom part of the fence is board on board and is 1.9 metres high. A section of framed lattice that is 2.7 metres in length has been affixed to the top of the fence, making it 3.1 metres high in that section.

Speakers

Lisa Callahan, applicant

Committee Decision

On a motion by Councillor Shiner, the North York Community Council:

1. approved the request by the owner of 42 Bunty Lane for an exemption from Chapter 447- Fences, Section 447-2(B).

Links to Background Information

Request for a Fence Exemption - 42 Bunty Lane

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2024.pdf>)

NY4.6	Information	Deferred	Delegated	Ward: 24
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Fence Exemption Request - 45 Citation Drive

(March 6, 2007) report from Manager, Municipal Licensing and Standards, North York District

Recommendations

1. Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 45 Citation Drive to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the rear yard can be 2 metres.

The subject of this exemption request is an existing board on board fence with lattice extension that forms part of the pool enclosure in the rear yard of the property. The maximum fence height varies from 2.36 metres to 2.41 metres including post and caps. The section of fence in question extends west from the southwest side of the house, along the west, south and east property lines up to the east side of the house connecting to a legal fence for a distance of 81.6 metres.

Committee Decision

Decision Advice and Other Information

On motion by Councillor Shiner, the North York Community Council:

1. deferred consideration of the report (March 6, 2007) from the Manager, Municipal

Licensing and Standards, North York District, to its next meeting on May 1, 2007; and

- requested the City Clerk to notify the owner of 45 Citation Drive and the two adjacent property owners, to advise them that this matter will be considered by the North York Community Council at its meeting on May 1, 2007, to allow them an opportunity to address the North York Community Council at that time.

Links to Background Information

Request for a Fence Exemption - 45 Citation Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2025.pdf>)

NY4.7	Information	Amended	Delegated	Ward: 24
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Fence Exemption Request - 41 Tollerton Avenue

(March 6, 2007) report from Manager, Municipal Licensing and Standards, North York District

Recommendations

- Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 41 Tollerton Avenue to be exempted from three different requirements of Chapter 447 - Fences, section 447-2(B). The first is that the maximum height of a fence in the front yard is 1.2 metres, except for a fence which restricts sight lines in which case the maximum is 1 metre. The second is that the maximum height for a fence in the side or rear yard is 2 metres. The third is that the maximum height for a fence that restricts sight lines within 2.4 metres of the side lot line and 2.4 metres of any driveways is 800 millimetres.

The subject of this exemption request is an existing board on board/lattice top wood fence in the front, side and rear yards of this corner lot. The fence is 2.3 metres in height and is 63 metres in length. This fence encloses all of the property from the west side of the driveway in the front yard to the southeast corner of the house. The fence is within 2.4 metres of the driveway and the front lot line where the maximum height can be 1 metre. The maximum height for the rest of the fence in the front yard is 1.2 metres. The fence in the rear yard is approximately 2 metres from the driveway for 37 Tollerton Avenue where the maximum height can be 800 millimetres within 2.4 metres of the driveway. The maximum height for the rest of

this fence is 2 metres.

Speakers

Elton Lu, applicant

Committee Decision

On motion by Councillor Shiner, the North York Community Council:

1. approved the request by the owner of 41 Tollerton Avenue for an exemption from Chapter 447- Fences, Section 447-2(B), save and except for that portion of the fence which extends beyond the front face of the dwelling into the front yard.

Links to Background Information

Request for a Fence Exemption -41 Tollerton Avenue

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2067.pdf>

NY4.8	Information	Deferred	Delegated	Ward: 25
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Fence Exemption Request - 31 Upper Canada Drive

(March 6, 2007) report from Manager, Municipal Licensing and Standards, North York District

Recommendations

1. Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 31 Upper Canada Drive to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the front yard not within 2.4 metres of the front lot line can be 1.2 metres.

The subject of this exemption request is an existing lattice frame wood fence that runs parallel to the apartment building wall in the front yard. The fence is 1.53 to 1.63 metres in height and is 44.25 metres in length.

Committee Decision

Decision Advice and Other Information

On a motion by Councillor Jenkins, the North York Community Council deferred consideration of the report (March 6, 2007) from the Manager, Municipal Licensing and Standards, North York District, to its next meeting on May 1, 2007, to allow the applicant an opportunity to speak to the Community Council on the fence exemption request.

Links to Background Information

Request for Fence Exemption - 31 Upper Canada Drive
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2023.pdf>

Other Motions:

- A. Councillor Jenkins moved that the exemption request not be granted. (Carried)
- B. Councillor Jenkins, with the permission of Community Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Community Council reconsider this item, which carried two-thirds of members present having voted in the affirmative.

NY4.9	Information	Deferred	Delegated	Ward: 25
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Fence Exemption Request - 29 Upper Canada Drive

(March 6, 2007) report from Manager, Municipal Licensing and Standards, North York District

Recommendations

- 1. Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 29 Upper Canada Drive to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the front yard not within 2.4 metres of the front lot line can be 1.2 metres.

The subject of this exemption request is an existing lattice frame wood fence that runs parallel to the apartment building wall in the front yard. The fence is 1.53 to 1.68 metres in height and

is 46.2 metres in length.

Decision Advice and Other Information

On a motion by Councillor Jenkins, the North York Community Council deferred consideration of the report (March 6, 2007) from the Manager, Municipal Licensing and Standards, North York District, to its next meeting on May 1, 2007, to allow the applicant an opportunity to speak to the Community Council on the fence exemption request.

Links to Background Information

Request for a Fence Exemption - 29 Upper Canada Drive
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2027.pdf>

Other Motions:

- A. Councillor Jenkins moved that the exemption request not be granted (Carried)
- B. Councillor Jenkins, with the permission of Community Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Community Council reconsider this item, which carried two-thirds of members present having voted in the affirmative.

NY4.10	Information	Amended	Delegated	Ward: 26
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Fence Exemption Request - 288 Laird Drive

(March 6, 2007) report from Manager, Municipal Licensing and Standards, North York District

Recommendations

1. Municipal Licensing and Standards recommends that the provisions of Chapter 447 be supported by not granting the exemption request.

Financial Impact

There is no financial impact anticipated in this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 288 Laird Drive to be exempted from Chapter 447 - Fences, section 447-2(B). This section states that the maximum height of a fence in the rear yard can be 2 metres.

The subject of this exemption request is two sections of existing wood fence in the rear yard on

the northwest and southwest corners of the property. The northwest section is 2.1 metres in height; it extends 2.4 metres along the north property line and 1.8 metres along the west property line. The southwest section is 2.1 metres in height; it extends 2.4 metres along the south property line and 1.8 metres along the west property line.

Speakers

Peter Eberhardt, applicant

Committee Decision

On motion by Councillor Parker, the North York Community Council:

1. approved the request by the owner of 288 Laird Drive for an exemption from Chapter 447- Fences, Section 447-2(B), on the condition that when the fence is replaced, it be constructed in compliance with Chapter 447 or its successor by-law.

Links to Background Information

Request for a Fence Exemption - 288 Laird Drive

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2026.pdf>

NY4.11	Information	Adopted	Delegated	Ward: 25
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Encroachment Agreement Request - 189 The Bridle Path

(January 26, 2007) report from District Manager, Municipal Licensing and Standards, North York District

Recommendations

Municipal Licensing and Standards recommends that the Encroachment application be approved, subject to the following conditions:

1. that the owner(s) enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
2. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
3. that no claims will be made against the City by the owner(s) for damages occurring to the area of the encroachment or its elements during snow removal;
4. that the life of the Agreement be limited to 10 years from the date of registration on title or to the date of removal of the encroachment, at which time the City may consider the Agreement for further extension, if requested by the applicant;
5. the indemnification to the City by the owner(s) of the encroachment for all liability

relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;

6. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards;
7. the owner(s) pay the following fees:
 - a. Application Fee of \$447.81 (paid).
 - b. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.
 - c. One-time fee of \$430.49 plus G.S.T., totalling \$456.32.

Financial Impact

There is no financial impact anticipated resulting from the adoption of this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws. The purpose of this report is to consider a request by the owner(s) of 189 The Bridle Path, for an encroachment agreement. The existing encroachment consists of a wrought iron fence, four brick pillars with lights, decorative boulder, and a light located on the City road allowance.

Committee Decision

On motion by Councillor Jenkins, the North York Community Council:

1. approved the encroachment application, subject to the following conditions:
 - a. that the owner enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
 - b. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
 - c. that no claims will be made against the City by the owner for damages occurring to the area of the encroachment or its elements during snow removal;
 - d. that the life of the Agreement be limited to 10 years from the date of registration on title or to the date of removal of the encroachment, at which time the City may consider the Agreement for further extension, if requested by the applicant;
 - e. the indemnification to the City by the owner of the encroachment for all liability

relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;

- f. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards; and
- g. the owner pay the following fees:
 - i. Application Fee of \$447.81 (paid);
 - ii. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.; and
 - iii. One-time fee of \$430.49 plus G.S.T., totaling \$456.32.

Links to Background Information

Request for an Encroachment Agreement - 189 Bridle Path

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1987.pdf>

NY4.12	Information	Adopted	Delegated	Ward: 15
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Encroachment Agreement Request - 155 Glen Park Avenue

(February 12, 2007) report from District Manager, Municipal Licensing and Standards

Recommendations

Municipal Licensing and Standards recommends that the Encroachment application be approved, subject to the following conditions:

1. that the owner(s) enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
2. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
3. that no claims will be made against the City by the owner(s) for damages occurring to the area of the encroachment or its elements during snow removal;
4. that the life of the Agreement be limited to 10 years from the date of registration on title or to the date of removal of the encroachment at which time, the City may consider the

Agreement for further extension, if requested by the applicant;

5. the indemnification to the City by the owner(s) of the encroachment for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
6. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards;
7. the owner(s) pay the following fees:
 - a. Application Fee of \$452.03 (paid).
 - b. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.
 - c. One-time fee of \$430.49 plus G.S.T., totalling \$456.32.

Financial Impact

There is no financial impact anticipated resulting from the adoption of this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws. The purpose of this report is to consider a request by the owner(s) of 155 Glen Park Avenue, for an encroachment agreement. The existing encroachment consists of a cedar board fence, interlocking walkway and sprinkler system located on the City road allowance.

Committee Decision

On motion by Councillor Moscoe, the North York Community Council:

1. approved the encroachment application, subject to the following conditions:
 - a. that the owner enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
 - b. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
 - c. that no claims will be made against the City by the owner for damages occurring to the area of the encroachment or its elements during snow removal;
 - d. that the life of the Agreement be limited to 10 years from the date of on title or to the date of removal of the encroachment at which time, the City may consider

- the Agreement for further extension, if requested by the applicant;
- e. the indemnification to the City by the owner of the encroachment for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
 - f. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards; and
 - g. the owner pay the following fees:
 - i. Application Fee of \$452.03 (paid);
 - ii. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.; and
 - iii. One-time fee of \$430.49 plus G.S.T., totalling \$456.32.

Links to Background Information

Request for an Encroachment Agreement - 155 Glen Park Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1859.pdf>

Other Motions:

- A. Councillor Moscoe moved that the North York Community Council defer consideration of the report (February 12, 2007) from the District Manager, Municipal Licensing and Standards, North York District, to its next meeting on May 1, 2007 (Carried).
- B. Councillor Moscoe, with the permission of Community Council, moved that in accordance with the provisions of Chapter 29, Council Procedures, Community Council reconsider this item, which carried, two-thirds of members present having voted in the affirmative.

NY4.13	Information	Adopted	Delegated	Ward: 25
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Encroachment Agreement Request - 7 Cedarwood Avenue

(February 6, 2007) report from District Manager, Municipal Licensing and Standards, North York District

Recommendations

Municipal Licensing and Standards recommends that the Encroachment application be approved, subject to the following conditions:

1. that the owner(s) remove the drain pipe from the City road allowance to the satisfaction of Transportation Services, North York District;
2. that the owner(s) alter the sprinkler heads to be level with the grade to the satisfaction of Transportation Services, North York District;
3. that the owner(s) enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
4. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
5. that no claims will be made against the City by the owner(s) for damages occurring to the area of the encroachment or its elements during snow removal;
6. that the life of the Agreement be limited to 10 years from the date of registration on title or to the date of removal of the encroachment at which time, the City may consider the Agreement for further extension, if requested by the applicant;
7. the indemnification to the City by the owner(s) of the encroachment for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
8. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards;
9. the owner(s) pay the following fees:
 - a. Application Fee of \$447.81 (paid).
 - b. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.
 - c. One-time fee of \$430.49 plus G.S.T., totalling \$456.32.

Financial Impact

There is no financial impact anticipated resulting from the adoption of this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to consider a request by the owner(s) of 7 Cedarwood Avenue, for an encroachment agreement. The existing encroachment consists of four planters, a bench, precast curb, two pear trees, hedge, several lights, electrical receptacles/pull box, precast sign pillar, architectural bollards, drain pipe and sprinkler heads located on the City road allowance.

Committee Decision

On motion by Councillor Jenkins, the North York Community Council:

1. approved the encroachment agreement, subject to the following conditions:
 - a. that the owner remove the drain pipe from the City road allowance to the satisfaction of Transportation Services, North York District;
 - b. that the owner alter the sprinkler heads to be level with the grade to the satisfaction of Transportation Services, North York District;
 - c. that the owner enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
 - d. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
 - e. that no claims will be made against the City by the owner for damages occurring to the area of the encroachment or its elements during snow removal;
 - f. that the life of the Agreement be limited to 10 years from the date of registration on title or to the date of removal of the encroachment at which time, the City may consider the Agreement for further extension, if requested by the applicant;
 - g. the indemnification to the City by the owner of the encroachment for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
 - h. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards; and
 - i. the owner pay the following fees:
 - a. Application Fee of \$447.81 (paid);
 - b. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.; and

- c. One-time fee of \$430.49 plus G.S.T., totaling \$456.32.

Links to Background Information

Request for an Encroachment Agreement - 7 Ceadarwood Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1861.pdf>

NY4.14	Information	Adopted	Delegated	Ward: 16
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Encroachment Agreement Request - 414 Bedford Park Avenue

(January 29, 2007) report from District Manager , Municipal Licensing and Standards, North York District

Recommendations

Municipal Licensing and Standards recommends that the Encroachment application be approved, subject to the following conditions:

1. that the owner(s) remove or relocate the existing stone retaining wall to a minimum of 0.46 metre from the City sidewalk to the satisfaction of Transportation Services, North York District;
2. that the owner(s) trim the hedge to a minimum of 1.0 metre from the edge of the City sidewalk, to the satisfaction of Transportation Services, North York District;
3. that the owner(s) enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
4. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
5. that no claims will be made against the City by the owner(s) for damages occurring to the area of the encroachment or its elements during snow removal;
6. that the life of the Agreement be limited to 10 years from the date of registration on title or to the date of removal of the encroachment at which time, the City may consider the Agreement for further extension, if requested by the applicant;
7. the indemnification to the City by the owner(s) of the encroachment for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
8. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner,

subject to the approval of the Executive Director of Municipal Licensing and Standards;

9. the owner(s) pay the following fees:
 - a. Application Fee of \$447.81 (paid).
 - b. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.
 - c. One-time fee of \$430.49 plus G.S.T., totalling \$456.32.

Financial Impact

There is no financial impact anticipated resulting from the adoption of this report.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws. The purpose of this report is to consider a request by the owner(s) of 414 Bedford Park Avenue, for an encroachment agreement. The existing encroachment consists of an interlocking walkway, stone retaining wall, hedge and steps located on the City road allowance.

Speakers

Bill Ross, on behalf of applicant

Committee Decision

The North York Community Council:

1. approved the encroachment agreement, subject to the following conditions:
 - a. that the owner remove or relocate the existing stone retaining wall to a minimum of 0.46 metre from the City sidewalk to the satisfaction of Transportation Services, North York District;
 - b. that the owner trim the hedge to a minimum of 1.0 metre from the edge of the City sidewalk, to the satisfaction of Transportation Services, North York District;
 - c. that the owner enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Executive Director of Municipal Licensing and Standards;
 - d. that the appropriate City Officials be authorized to take the necessary action to give effect thereto;
 - e. that no claims will be made against the City by the owner for damages occurring to the area of the encroachment or its elements during snow removal;
 - f. that the life of the Agreement be limited to 10 years from the date of registration

on title or to the date of removal of the encroachment at which time, the City may consider the Agreement for further extension, if requested by the applicant;

- g. the indemnification to the City by the owner of the encroachment for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor, in an amount no less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
- h. in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards; and
- i. the owner pay the following fees:
 - a. Application Fee of \$447.81 (paid);
 - b. Legal Administration Cost and Registration on Title, plus disbursements, including G.S.T.; and
 - c. One-time fee of \$430.49 plus G.S.T., totaling \$456.32.

Links to Background Information

Request for an Encroachment Agreement - 414 Bedford Park Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1863.pdf>

Deferred from February 13, 2007 meeting

NY4.15	Information	Adopted	Delegated	Ward: 34
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Sign Variance Request - 67 Parkwoods Village Drive

(January 25, 2007) report from Director of Building and Deputy Chief Building Official

Recommendations

Toronto Building North York Division recommends that:

- 1. the request for variance be refused.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a

final decision provided that it is not amended so that it varies with City policy or by-laws.

To review and make recommendations on a request by Dominic Rotundo of the Pattison Sign Group, on behalf of the property owner Morgis Properties Ltd., for approval of a variance from the former City of North York by-law No. 30788, as amended, to permit the erection of an illuminated ground sign at the above noted location.

The proposed ground sign will measure 3.05m high X 2.86m wide (10'-0" by 9'- 4 5/8") and will extend 3.05m (10 feet) above ground level. The proposed sign will display the name of the property owner and will include an electronic message display to advertise the apartment vacancies for rental. The intensity of illumination will be maintained at a constant level.

Communications

(February 12, 2007) e-mail from Gary Hadfield, Pattison Sign Group, on behalf of applicant - NY4.15.1

(March 26, 2007) letter from Gary Hadfield, Pattison Sign Group - NY4.15.2

Speakers

Gary Hadfield, Pattison Sign Group, on behalf of Morgis Properties

Committee Decision

On motion by Councillor Stintz, the North York Community Council:

1. refused the request for a variance

Links to Background Information

Sign Variance Request - 67 Parkwoods Village Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1796.pdf>)

Deferred from February 13, 2007 meeting

NY4.16	Information	Adopted	Delegated	Ward: 34
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Sign Variance Request - 70 Parkwoods Village Drive

(January 25, 2007) report from Director of Building and Deputy Chief Building Officer

Recommendations

Toronto Building North York Division recommends that:

1. the request for variance be refused.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

To review and make recommendations on a request by Dominic Rotundo of the Pattison Sign Group, on behalf of the property owner Morgis Properties Ltd., for approval of a variance from the former City of North York by-law No. 30788, as amended, to permit the erection of an illuminated ground sign at the above noted location.

The proposed ground sign will measure 3.05m high X 2.86m wide (10'-0" by 9'- 4 5/8") and will extend 3.05m (10 feet) above ground level. The proposed sign will display the name of the property owner and will include an electronic message display to advertise the apartment vacancies for rental. The intensity of illumination will be maintained at a constant level.

Communications

(February 12, 2007) e-mail from Gary Hadfield, Pattison Sign Group, on behalf of applicant – NY4.16.1

(March 26, 2007) letter from Gary Hadfield, Pattison Sign Group - NY4.16.2

Speakers

Gary Hadfield, Pattison Sign Group, on behalf of Morgis Properties

Committee Decision

On motion by Councillor Stintz, the North York Community Council:

1. refused the request for a variance.

Links to Background Information

Sign Variance Request - 70 Parkwoods Village Drive
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1797.pdf>

NY4.17	Information	Adopted	Delegated	Ward: 15
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Sign Variance Request - 184 Marlee Avenue

(March 13, 2007) report from Director of Building and Deputy Chief Building Official

Recommendations

Toronto Building North York Division recommends that:

1. request for variances be refused.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to review and make recommendations on a request by Sid Catalano of Pattison Outdoor Advertising, on behalf of the property owner Zito Angelo, for an approval of variances from former City of York Sign By-law No. 3369-79, as amended to permit installation of one off-premise double faced roof sign on a residential building.

This off premise roof sign exceeds the maximum number allowable by the City of York Sign By-law No. 3369-79 and no signs are allowed in residential zones.

Communications

(March 23, 2007) e-mail from Alison Gorbould - NY4.17.1

(March 24, 2007) e-mail from Sara Lipson - NY4.17.2

(March 25, 2007) e-mail from Corinne Alstrom - NY4.17.3

(March 25, 2007) e-mail from Albert Kwan - NY4.17.4

(March 25, 2007) e-mail from Stewart C. Russell - NY4.17.5

(March 26, 2007) e-mail from Amy Stewart - NY4.17.6

(March 26, 2007) e-mail from Raj Bharati - NY4.17.7

Committee Decision

On motion by Councillor Moscoe, the North York Community Council:

1. refused the request for variances.

Links to Background Information

Sign Variance Request - 184 Marlee Avenue

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2087.pdf>)

NY4.18	Information	Deferred	Delegated	Ward: 34
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Sign Variance Request - 135 Fenelon Drive

(March 13, 2007) report from Director of Building and Deputy Chief Building Official

Recommendations

Toronto Building North York Division recommends that:

1. the request for variance be refused.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

The purpose of this report is to review and make recommendations on a request by Daniel Pitoscia of Strategic Media, on behalf of the property owner Beaux Properties, for approval of a variance from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a non-illuminated wall sign at the above noted location. The proposed wall sign, which has been erected without the benefit of a sign permit, measures 18.3 m high x 12.2 m wide (60'-0" by 40'- 0") and spans the top 7 storeys of the existing 19 storey apartment building. The sign is an off premise sign, for advertising purposes, located on the north wall of the building.

This off premise sign is prohibited under the former City of North York Sign By-law No. 30788, as amended.

Communications

(March 16, 2007) letter from Stanley Makuch, Cassels Brock, Solicitor, on behalf of the applicant - NY4.18.1

(March 23, 2007) e-mail from Alison Gorbould - NY4.18.2

(March 23, 2007) e-mail from Peter de Konig - NY4.18.3

(March 24, 2007) e-mail from Roxanne Ignatius - NY4.18.4

(March 25, 2007) e-mail from Corinne Alstrom - NY4.18.5

(March 25, 2007) e-mail from Stewart C. Russell - NY4.18.6

(March 27, 2007) e-mail from Raj Bharati - NY4.18.7

(March 26, 2007) e-mail from Amy Stewart - NY4.18.8

(March 25, 2007) e-mail from Albert Kwan - NY4.18.9

Committee Decision

Decision Advice and Other Information

On motion by Councillor Stintz, the North York Community Council deferred consideration of the report (March 13, 2007) from the Director of Building and Deputy Chief Building Official, to its next meeting on May 1, 2007.

Links to Background Information

Sign Variance Request - 135 Fenelon Drive

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2088.pdf>

NY4.19	Information	Amended	Delegated	Ward: 16
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Request for an Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit a Second Residential Boulevard Parking Pad - 622 Duplex Avenue

(March 1, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the application for a second residential parking pad be denied as the proposal does not comply with the requirements of the Municipal Code.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision. To report on a request for an exemption from the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit a second residential boulevard parking pad at 622 Duplex Avenue which does not meet the requirements of the Code. As this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item.

Speakers

James Musgrove, applicant

Committee Decision

On motion by Councillor Stintz, the North York Community Council:

1. approved the application for a second residential boulevard parking pad at 622 Duplex Avenue, as shown on the attachment to the report (March 1, 2007) from the Director, Transportation Services, North York District, notwithstanding that the property has an existing residential boulevard parking pad and doesn't qualify for a second residential boulevard parking pad, subject to the following conditions:
 - a. the parking area for the second parking pad not exceeding 2.6 m by 5.9 m in dimensions;
 - b. the City sidewalk not being encumbered at any time by vehicles overhanging the sidewalk and a minimum setback of 0.3 m from the parking pad to the rear edge of the City sidewalk being maintained at all times;
 - c. the property owner paying for the installation of ramping facilities for the second residential boulevard parking pad;
 - d. the property owner entering into an encroachment agreement for maintenance of existing retaining walls within the public right of way paying all fees associated

with same and providing evidence of public liability insurance for two million dollars naming the City as an additional insured;

- e. the property owner constructing both parking pads to provide a minimum 2% rising slope from the rear edge of the City sidewalk to the property line; and
- f. the property owner paying all applicable fees and complying with other criteria set out in the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

Links to Background Information

Request for an Exemption - Second Residential Boulevard - 622 Duplex Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1951.pdf>

NY4.20	Information	Amended	Delegated	Ward: 16
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Request for an Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit a Second Driveway Widening Parking Pad - 48 Heddington Avenue

(March 1, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

- 1. the application for a second driveway widening parking pad be denied as this proposal does not comply with the requirements of the Municipal Code.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision. To report on a request for an exemption from the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit a second driveway widening parking pad at 48 Heddington Avenue which does not meet the requirements of the Code. As this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item.

Speakers

Peter McNelly, applicant

Committee Decision

On motion by Councillor Stintz, the North York Community Council:

1. approved the application for a second driveway widening parking pad at 48 Heddington Avenue, as shown on the attachment to the report (March 1, 2007) from the Director, Transportation Services, North York District, notwithstanding that the property has an existing driveway widening parking pad and a 2.4 m wide private driveway leading to a garage at the rear of the property, subject to the following conditions:
 - a. the parking area for the second parking pad not exceeding 2.5 m by 6.2 m in dimensions;
 - b. the City sidewalk not being encumbered at any time by vehicles overhanging the sidewalk and pedestrian traffic being maintained at all times;
 - c. the property owner paying for the installation of ramping facilities for the second driveway widening parking pad;
 - d. the property owner modifying the existing condition to create a maximum 6.2 m length for both driveway widening parking pads removing all excess paving;
 - e. the property owner modifying the existing retaining wall to provide a 0.46 m setback from the City sidewalk and then entering into an encroachment agreement for the existing retaining wall providing evidence of public liability insurance for \$2,000,000 naming the City as an additional insured; and
 - f. the property owner paying all applicable fees and complying with other criteria set out in the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

Links to Background Information

Request for an Exemption - Second Driveway Widening - 48 Heddington Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1955.pdf>

NY4.21	Information	Amended	Delegated	Ward: 16
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Request for an Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit a Second Driveway Widening Parking Pad - 50 Heddington Avenue

(March 1, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the application for a second driveway widening parking pad be denied as the proposal does not comply with the requirements of the Municipal Code.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision. To report on a request for an exemption from the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit a second driveway widening parking pad at 50 Heddington Avenue which does not meet the requirements of the Code. As this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item.

Speakers

Howard Lim, applicant

Committee Decision

On motion by Councillor Stintz, the North York Community Council:

1. approved the application for a second driveway widening parking pad at 50 Heddington Avenue, notwithstanding that the property has an existing driveway widening parking pad and a 2.4 m wide private driveway leading to a garage at the rear of the property, subject to the following conditions:
 - a. the parking area for the second parking pad not exceeding 2.3 m by 6.2 m in dimensions;
 - b. the City sidewalk not being encumbered at any time by vehicles overhanging the sidewalk and pedestrian traffic being maintained at all times;
 - c. the property owner paying for the installation of ramping facilities for the second driveway widening parking pad;
 - d. the property owner modifying the existing condition to create a maximum 6.2 m length for both driveway widening parking pads removing all excess paving;
 - e. the property owner paying annual fees for the maintenance of the two driveway widening parking pads for nine of the eighteen years he assumed ownership of this property having use of the driveway widening parking facilities; and
 - f. the property owner paying all applicable fees and complying with other criteria set out in the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

Links to Background Information

Request for an Exemption - Second Driveway Widening - 50 Heddington Avenue
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2203.pdf>)

NY4.22	Information	Amended	Delegated	Ward: 25
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Request for an Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit a Second Driveway Widening Parking Pad - 176 Broadway Avenue

(March 1, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the application for a second driveway widening parking pad be denied as the proposal does not comply with the requirements of the Municipal Code whereby only one driveway widening parking pad is permitted.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision. To report on a request for an exemption from the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit a second driveway widening parking pad at 176 Broadway Avenue which does not meet the requirements of the Code. As this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item.

Speakers

Les Shuman, applicant

Committee Decision

On motion by Councillor Jenkins, the North York Community Council:

1. approved the application for a second driveway widening parking pad at 176 Broadway Avenue, as shown on the attachment to the report (March 1, 2007) from the Director, Transportation Services, North York District, notwithstanding that the property has a 2.95 m wide mutual driveway and an existing driveway widening parking pad, subject to the following conditions:
 - a. the parking area for each space not exceeding 2.25 m by 5.8 m in dimensions;
 - b. the City sidewalk not being encumbered at any time by vehicles overhanging the sidewalk and pedestrian traffic being maintained at all times;
 - c. the property owner paying all costs associated with the relocation of a utility pole that obstructs clear access to the proposed second driveway widening

parking pad;

- d. the property owner paying for the installation of ramping facilities for the second driveway widening parking pad;
- e. the property owner paying the annual fees for the maintenance of the second driveway widening parking pad from 2003 to 2006; and
- f. the property owner paying all applicable fees and complying with other criteria set out in the Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

Opposed: Councillor Moscoe

Links to Background Information

Request for an Exemption - second driveway widening - 176 Broadway Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1961.pdf>

Deferred from February 13, 2007 meeting

NY4.23	Information	Amended	Delegated	Ward: 16
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Removal of On-Street Parking Space for Persons With Disabilities - Cheritan Avenue

(January 19, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the existing on-street parking space for persons with disabilities on the south side of Cheritan Avenue, between a point 3.5 metres east of the easterly limit of Cortland Avenue and a point 5.5 metres further east, be removed; and
2. the appropriate City officials be authorized and directed to take any action necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

Financial Impact

All costs associated with the removal of the on-street disabled person's parking space at 27 Cheritan Avenue are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

Summary

This staff report is about a matter that the Community Council has delegated authority to make

a final decision provided that it is not amended so that it varies with City policy or by-laws.

To obtain approval to remove the existing on-street disabled persons' parking space adjacent to 27 Cheritan Avenue, that was being utilized by the resident at 1 Cheritan Avenue.

The removal of the on-street disabled parking space for persons with disabilities will not result in any negative impact, as the parking space is no longer being used.

Communications

(January 16, 2007) e-mail from Jackie Kennedy – NY4.23.1

Speakers

Jacqueline Kennedy

Committee Decision

On motion by Councillor Stintz, The North York Community Council:

1. approved the relocation of the on-street parking space for persons with disabilities on the south side of Cheritan Avenue, as much as possible to its original location, and in consultation with the Ward Councillor.

Links to Background Information

Removal of On-Street Parking Space for Persons with Disabilities: Cheritan Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1799.pdf>

NY4.24	ACTION	Amended	Transactional	Ward: 23
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Payment In-Lieu of Parking- Owner Parham Rezaie - 89 Sheppard Avenue West

(March 1, 2007) report from Director, Transportation Services, North York Division

Recommendations

It is recommended that:

1. Council exempt the applicant from the former City of North York Zoning By-law 7625 parking requirements of eight (8) parking spaces, subject to payment-in-lieu for a two (2) parking space deficiency:
2. the applicant enter into an agreement with the City of Toronto for the payment-in-lieu of two (2) parking spaces, based upon the additional area of the proposed building expansion, which in this case amounts to \$26,500.00; and
3. the appropriate City Officials be requested to take whatever action is necessary to give

effect thereto, including the introduction to Council of any bills that may be required.

Financial Impact

Council's approval of this application will provide the City of Toronto with a \$26,500.00 payment-in-lieu of parking, and a \$300.00 plus GST application processing fee.

The Deputy City Manager and Chief Financial Officer have reviewed this report and agrees with the financial impact information.

Summary

To seek Council's approval to exempt the applicant from the former City of North York Zoning By-law 7625 requirement of eight (8) parking spaces for a new commercial building whereby only six (6) parking spaces can be provided on-site, conditional upon a payment-in-lieu of parking for the two (2) parking space deficiency.

Speakers

Bill Ross, on behalf of the applicant

Committee Recommendations

On motion by Councillor Moscoe, as amended by Councillor Shiner, the North York Community Council recommended that City Council:

1. exempt the applicant from the former City of North York Zoning By-law 7625 parking requirements of eight (8) parking spaces, subject to payment-in-lieu for a two (2) parking space deficiency;
2. require the applicant to enter into an agreement with the City of Toronto for the payment-in-lieu of two (2) parking spaces in the amount of \$18,250.00; and
3. request the appropriate City Officials to take whatever action is necessary to give effect thereto, including the introduction to Council of any bills that may be required.

Links to Background Information

Payment In-Lieu of Parking - 89 Sheppard Avenue West

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1978.pdf>

NY4.25	ACTION	Adopted	Transactional	Ward: 16
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Payment In-Lieu of Parking- Owner 1667333 Ontario Ltd. - 480 Eglinton Avenue West

(March 1, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. Council exempt the applicant from the former City of Toronto Zoning By-law 438-86 parking requirement of two (2) parking spaces, subject to payment-in-lieu for the two (2) parking space deficiency;
2. the applicant enter into an agreement with the City of Toronto for the payment-in-lieu of two (2) parking spaces, based upon the additional area and internal alteration of the existing area, which in this case amounts to \$10,000.00; and
3. the appropriate City Officials be requested to take whatever action is necessary to give effect thereto, including the introduction in Council of any bills that may be required.

Financial Impact

Council's approval of this application will provide the City of Toronto with a \$10,000.00 payment-in-lieu of parking, and a \$300.00 plus GST application processing fee.

The Deputy City Manager and Chief Financial Officer have reviewed this report and agrees with the financial impact information.

Summary

To seek Council's approval to exempt the applicant from the former City of Toronto Zoning By-law 438-86 requirement of two (2) parking spaces for a new commercial building, whereby zero (0) parking spaces are provided on-site, conditional upon a payment-in-lieu of parking for the two (2) parking space deficiency.

Committee Recommendations

On motion by Councillor Stintz, the North York Community Council recommended that City Council:

1. exempt the applicant from the former City of Toronto Zoning By-law 438-86 parking requirement of two (2) parking spaces, subject to payment-in-lieu for the two (2) parking space deficiency;
2. require the applicant to enter into an agreement with the City of Toronto for the payment-in-lieu of two (2) parking spaces, based upon the additional area and internal alteration of the existing area, which in this case amounts to \$10,000.00; and
3. request the appropriate City Officials to take whatever action is necessary to give effect thereto, including the introduction in Council of any bills that may be required.

Links to Background Information

Payment In-Lieu of Parking - 480 Eglinton Avenue West

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1976.pdf>

NY4.26	ACTION	Amended	Transactional	Ward: 15
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Traffic Control Signal Installation - Bathurst Street at Caribou Road/ Dell Park Avenue

(February 28, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. traffic control signals be installed at Bathurst Street and Caribou Road/Dell Park Avenue
2. 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.

Financial Impact

All costs associated with the installation of traffic control signals at Bathurst Street and Caribou Road/Dell Park Avenue, estimated at \$140,000.00, will be included for consideration as part of Transportation Services 2007 Capital Works Program.

Summary

To obtain approval for the installation of traffic control signals at the intersection of Bathurst Street and Caribou Road/Dell Park Avenue.

Based upon the results of the traffic studies, the installation of traffic control signals at the intersection of Bathurst Street and Caribou Road/Dell Park Avenue is justified and will provide safe pedestrian crossing protection and safe egress of minor street traffic entering onto Bathurst Street.

Committee Recommendations

On motion by Councillor Moscoe, the North York Community Council recommended that City Council:

1. approve the installation of traffic control signals at Bathurst Street and Caribou Road/Dell Park Avenue;
2. direct that the traffic control signals be modified to run automatically from sundown on Friday evening to sundown on Saturday night; and
3. authorize and direct the appropriate City officials to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

Links to Background Information

Traffic Control Signal Installation - Bathurst Street

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1964.pdf>)

NY4.27	ACTION	Amended	Transactional	Ward: 10
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All-Way Stop Control - Delahaye Street at Touraine Avenue

(February 26, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the installation of an all-way stop control at the intersection of Delahaye Street and Touraine Avenue not be implemented.

Financial Impact

There is no financial impact associated with the adoption of this report.

Summary

To deny the request to install an all-way stop control at the intersection of Delahaye Street and Touraine Avenue.

The existing traffic and roadway conditions do not warrant the introduction of an all-way stop control at the above-noted intersection.

Committee Recommendations

On motion by Councillor Feldman, the North York Community Council recommended that City Council:

1. approve the installation of an all-way stop control at the intersection of Delahaye Street and Touraine Avenue.

Links to Background Information

All-Way Stop Control: Delahaye Street at Touraine

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2031.pdf>)

NY4.28	ACTION	Adopted	Transactional	Ward: 25
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All-Way Stop Control - Donino Avenue and Donwoods Drive (north leg)

(February 26, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to delete the through street designation on Donino Avenue between the southerly limit of Donino Avenue and the northerly limit of Donino Avenue;
2. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Donino Avenue as a through street between the southerly limit of Donino Avenue and the southerly limit of Donwoods Drive (north leg);
3. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Donino Avenue as a through street between the northerly limit of Donino Avenue and the northerly limit of Donwoods Drive (north leg);
4. Schedule XIX of By-law No. 31001, of the former City of North York, be amended to delete the requirement for vehicles to stop on Donino Avenue, north and south of Donino Court;
5. Schedule XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on Donino Court, east of Donino Avenue
6. Schedule XIX of By-law No. 31001, of the former City of North York, be amended to require vehicles to stop on Donino Avenue, north and south of Donwoods Drive (north leg);
7. Schedule XIX of By-law No. 31001, of the former City of North York, be amended to require vehicles to stop on Donwoods Drive, west of Donino Avenue; and
8. the appropriate City officials be authorized to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Financial Impact

All costs associated with the removal of the all-way stop control at Donino Avenue at Donino Court and installation of the all-way stop controls at Donino Avenue and Donwoods Drive (north leg) are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

Summary

To obtain approval to install an all-way stop control at the intersection of Donino Avenue and

Donwoods Drive (north leg) and to remove the existing northbound and southbound stop control on Donino Avenue at Donino Court.

The relocation of the all-way stop controlled intersection on Donino Avenue from Donino Court to Donwoods Drive (north leg) will improve the efficiency of right-of-way control along Donwoods Avenue.

Committee Recommendations

The North York Community Council recommended that City Council:

1. amend Schedule XVIII of By-law No. 31001, of the former City of North York, to delete the through street designation on Donino Avenue between the southerly limit of Donino Avenue and the northerly limit of Donino Avenue;
2. amend Schedule XVIII of By-law No. 31001, of the former City of North York, to designate Donino Avenue as a through street between the southerly limit of Donino Avenue and the southerly limit of Donwoods Drive (north leg);
3. amend Schedule XVIII of By-law No. 31001, of the former City of North York, to designate Donino Avenue as a through street between the northerly limit of Donino Avenue and the northerly limit of Donwoods Drive (north leg);
4. amend Schedule XIX of By-law No. 31001, of the former City of North York, to delete the requirement for vehicles to stop on Donino Avenue, north and south of Donino Court;
5. amend Schedule XIX of By-law No. 31001, of the former City of North York, to require traffic to stop on Donino Court, east of Donino Avenue;
6. amend Schedule XIX of By-law No. 31001, of the former City of North York, to require vehicles to stop on Donino Avenue, north and south of Donwoods Drive (north leg);
7. amend Schedule XIX of By-law No. 31001, of the former City of North York, to require vehicles to stop on Donwoods Drive, west of Donino Avenue; and
8. authorize the appropriate City officials to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Links to Background Information

All-Way Stop Control - Donino Avenue and Donwoods Drive (north leg)
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2033.pdf>)

NY4.29	ACTION	Amended	Transactional	Ward: 16
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All-Way Stop Control - Esgore Drive and Saunders Street/ Apsley Road

(February 26, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the installation of an all-way stop control at the intersection of Esgore Drive and Saunders Street/Apsley Road not be implemented.

Financial Impact

There is no financial impact associated with the adoption of this report.

Summary

To deny the request to install an all-way stop control on Esgore Drive at Saunders Street/Apsley Road.

The existing traffic and roadway conditions do not warrant the introduction of an all-way stop control on Esgore Drive at Saunders Street/Apsley Road.

Committee Recommendations

On motion by Councillor Stintz, the North York Community Council recommended that City Council:

1. approve the installation of an all-way stop control at the intersection of Esgore Drive and Saunders Street/Apsley Road.

Links to Background Information

All-Way Stop Control: Esgore Drive and Saunders Street, Apsley Road
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2034.pdf>)

NY4.30	ACTION	Adopted	Transactional	Ward: 15
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All-Way Stop Control - Ranee Avenue at Khedive Avenue

(February 26, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on all approaches to the intersection of Rane Avenue and Khedive Avenue; and
2. the appropriate City officials be authorized to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Financial Impact

All costs associated with the installation of an all-way stop control are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

Summary

To obtain approval to install an all-way stop control at the intersection of Rane Avenue and Khedive Avenue.

The installation of an all-way stop control at the intersection of Rane Avenue and Khedive Avenue will address the existing right-of-way conflicts at the intersection.

Committee Recommendations

The North York Community Council recommended that City Council:

1. amend Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, to require traffic to stop on all approaches to the intersection of Rane Avenue and Khedive Avenue; and
2. authorize the appropriate City officials to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Links to Background Information

All-Way Stop Control - Rane Avenue at Khedive Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2036.pdf>

NY4.31	ACTION	Adopted	Transactional	Ward: 23
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All-Way Stop Control - Dudley Avenue at Holmes Avenue

(February 28, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. Schedule XIX of By-law 31001, of the former City of North York, be amended to require traffic to stop on Dudley Avenue, north and south of Holmes Avenue;

2. Schedule XIX of By-law 31001, of the former City of North York, be amended to require traffic to stop on Holmes Avenue, east and west of Dudley Avenue;
3. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Holmes Avenue as a through street between the easterly limit of Kenneth Avenue to the westerly limit of Dudley Avenue;
4. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Holmes Avenue as a through street between the easterly limit of Dudley Avenue to the westerly limit of Willowdale Avenue;
5. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to delete Dudley Avenue as a through street between the northerly limit of Byng Avenue to the southerly limit of Finch Avenue;
6. Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Dudley Avenue as a through street between the southerly limit of Finch Avenue to the northerly limit of Holmes Avenue; and
7. the appropriate City officials be authorized to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Financial Impact

All costs associated with the installation of an all-way stop control at Dudley Avenue and Holmes Avenue are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

Summary

To obtain approval to introduce an all-way stop control at the intersection of Dudley Avenue at Holmes Avenue.

The installation of an all-way stop control at the intersection of Dudley Avenue at Holmes Avenue will address the existing right-of-way conflicts at this intersection.

Committee Recommendations

The North York Community Council recommended that City Council:

1. amend Schedule XIX of By-law 31001, of the former City of North York, to require traffic to stop on Dudley Avenue, north and south of Holmes Avenue;
2. amend Schedule XIX of By-law 31001, of the former City of North York, to require traffic to stop on Holmes Avenue, east and west of Dudley Avenue;
3. amend Schedule XVIII of By-law No. 31001, of the former City of North York, designate Holmes Avenue as a through street between the easterly limit of Kenneth Avenue to the westerly limit of Dudley Avenue;

4. amend Schedule XVIII of By-law No. 31001, of the former City of North York, designate Holmes Avenue as a through street between the easterly limit of Dudley Avenue to the westerly limit of Willowdale Avenue;
5. amend Schedule XVIII of By-law No. 31001, of the former City of North York, to delete Dudley Avenue as a through street between the northerly limit of Byng Avenue to the southerly limit of Finch Avenue;
6. amend Schedule XVIII of By-law No. 31001, of the former City of North York, to designate Dudley Avenue as a through street between the southerly limit of Finch Avenue to the northerly limit of Holmes Avenue; and
7. authorize the appropriate City officials to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Links to Background Information

All-Way Stop Control - Dudley Avenue at Holmes Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2037.pdf>

NY4.32	Information	Amended	Delegated	Ward: 15
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One-Way Street Designations - Tommy Douglas Gardens, Beograd Gardens

(February 28, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. By-law Nos. 196-84 and 2958-94, of the former City of York, be amended to designate Tommy Douglas Gardens as a one-way street from the southerly limit of Roselawn Avenue (west leg) to the southerly limit of Roselawn Avenue (east leg), any time in a counter-clockwise direction;
2. By-law Nos. 196-84 and 2958-94, of the former City of York, be amended to designate Beograd Gardens as a one-way street from the southerly limit of Roselawn Avenue (west leg) to the southerly limit of Roselawn Avenue (east leg), any time in a counter-clockwise direction;
3. By-law Nos. 196-84 and 2958-94, of the former City of York, be amended to prohibit entry to Tommy Douglas Gardens (east leg) from the southerly limit of Roselawn Avenue;

4. By-law Nos. 196-84 and 2958-94, of the former City of York, be amended to prohibit entry to Beograd Gardens (east leg) from the southerly limit of Roselawn Avenue; and,
5. the appropriate City officials be authorized to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Financial Impact

All costs associated with the implementation of the one-way street operation on Tommy Douglas Gardens and Beograd Gardens are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

To obtain approval to introduce a one-way traffic flow operation on Tommy Douglas Gardens and Beograd Gardens.

Speakers

Cristina Capatina, KPMG, on behalf of the applicant

Committee Decision

On motion by Councillor Moscoe, the North York Community Council:

1. amended By-law Nos. 196-84 and 2958-94, of the former City of York, to designate Tommy Douglas Gardens as a one-way street from the southerly limit of Roselawn Avenue(west leg) to the southerly limit of Roselawn Avenue(east leg), any time in a counter-clockwise direction;
2. amended By-law Nos. 196-84 and 2958-94, of the former City of York, to designate Beograd Gardens as a one-way street from the southerly limit of Roselawn Avenue(west leg) to the southerly limit of Roselawn Avenue(east leg), any time in a counter-clockwise direction;
3. amended By-law Nos. 196-84 and 2958-94, of the former City of York, to prohibit entry to Tommy Douglas Gardens(east leg) from the southerly limit of Roselawn Avenue;
4. amended By-law Nos. 196-84 and 2958-94, of the former City of York, to prohibit entry to Beograd Gardens(east leg) from the southerly limit of Roselawn Avenue;
5. authorized and directed the appropriate City officials to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required;

6. directed that the developer of these two streets be required to remove the sidewalks on the south side of these two streets and restore the lawns and driveways in a manner acceptable to the Director, Transportation Services, North York District, at no cost to the City of Toronto; and
7. directed that the letters of credit and deposits held by the City on these subdivisions be retained until such time as the matter has been completed to the satisfaction of the Director, Community Planning, North York District.

Links to Background Information

One-Way Street Designations - Tommy Douglas Gardens, Beograd Gardens
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2038.pdf>

NY4.33	Information	Adopted	Delegated	Ward: 10
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Parking Prohibition - Findlay Boulevard, east of Banting Avenue

(February 27, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking from 8:00 a.m. to 6:00 p.m. Monday to Friday on the north side of Findlay Boulevard from a point 29 metres east of the easterly limit of Banting Avenue to a point 92 metres east thereof; and,
2. the appropriate City Officials be authorized and directed to take whatever action deemed necessary to implement the foregoing including the introduction in Council on any bills that are required.

Financial Impact

All costs associated with the amendment of the parking regulations are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

To obtain approval to prohibit parking from 8:00 a.m. to 6:00 p.m. Monday to Friday on the north side of Findlay Boulevard from a point 29 metres east of the easterly limit of Banting Avenue to a point 92 metres east thereof.

The implementation of the parking prohibition will address the residents concern pertaining to

motorists parking daily on the north side of Findlay Boulevard.

Committee Decision

The North York Community Council:

1. amended Schedule VIII of By-law No. 31001, of the former City of North York, to prohibit parking from 8:00 a.m. to 6:00 p.m. Monday to Friday on the north side of Findlay Boulevard from a point 29 metres east of the easterly limit of Banting Avenue to a point 92 metres east thereof; and,
2. authorized and directed the appropriate City Officials take whatever action deemed necessary to implement the foregoing including the introduction of any bills that are required.

Links to Background Information

Parking Prohibition: Findlay Boulevard, east of Banting Avenue
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1957.pdf>

NY4.34	Information	Adopted	Delegated	Ward: 16
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Traffic Calming Measures - Fairlawn Avenue, Avenue Road and Grey Road

(February 27, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends that:

1. the City Clerk be directed to undertake a poll of the residents of Fairlawn Avenue, from Avenue Road to Grey Road regarding the installation of traffic calming measures (speed humps) as per plan NY-1674 to determine resident support, in accordance with the City of Toronto Traffic Calming Policy;
2. subject to a favourable poll;
 - (i) a road alteration by-law be prepared for Fairlawn Avenue, from Avenue Road to Grey Road for traffic calming purposes generally as shown on the speed hump plan circulated to the residents;
 - (ii) the speed limit be reduced from 40 km/h to 30 km/h on Fairlawn Avenue, between Avenue Road and Grey Road, coincident with the implementation of the speed humps; and
3. the appropriate City officials be authorized to take whatever action is necessary to give

effect to the foregoing, including the introduction in Council of any Bills that are required.

Financial Impact

All costs associated with the installation of traffic calming measures (speed humps) are included within the Transportation Services' 2007 Capital Budget estimates for the installation of traffic calming measures in the City of Toronto. The installation of speed humps are subject to competing priorities and budget availability.

Summary

This staff report is about a matter that the Community Council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

This report requests authority to continue the process for the installation of traffic calming measures, authorizing the City Clerk to poll the residents of Fairlawn Avenue from Avenue Road to Grey Road regarding this installation (speed humps) as per plan NY-1674.

Committee Decision

The North York Community Council:

1. directed the City Clerk to undertake a poll of the residents of Fairlawn Avenue, from Avenue Road to Grey Road regarding the installation of traffic calming measures (speed humps) as per plan NY-1674 to determine resident support, in accordance with the City of Toronto Traffic Calming Policy;
2. authorized that, subject to a favourable poll;
 - (i) a road alteration by-law be prepared for Fairlawn Avenue, from Avenue Road to Grey Road for traffic calming purposes generally as shown on the speed hump plan circulated to the residents;
 - (ii) the speed limit be reduced from 40 km/h to 30 km/h on Fairlawn Avenue, between Avenue Road and Grey Road, coincident with the implementation of the speed humps; and
3. authorized the appropriate City Officials to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

Links to Background Information

Traffic Calming Measures - Fairlawn Avenue, Avenue Road to Grey Road
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1963.pdf>)

NY4.35	Information	Adopted	Delegated	Ward: 16
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Winter Maintenance By-Law Exemption - Brookdale Avenue, Avenue Road to the Former City of North York/City of Toronto Boundary.

(March 7, 2007) report from Director, Transportation Services, North York District

Recommendations

Transportation Services, North York District recommends:

1. that the north side of Brookdale Avenue, from Avenue Road to the former City of North York/City of Toronto boundary not be exempted from the By-law 30662 (Winter Maintenance).

Financial Impact

There is no financial impact associated with the adoption of this report.

Summary

This staff report is about a matter that the community council has delegated authority to make a final decision provided that it is not amended so that it varies with City policy or by-laws.

To deny the request for an exemption from By-law 30662 Winter Maintenance on Brookdale Avenue, from Avenue Road to the former City of North York/City of Toronto boundary.

Due to the off-street parking supply and the impact on winter maintenance activities, an exemption to the Winter Maintenance By-law is not justified on the subject section of Brookdale Avenue.

Committee Decision

The North York Community Council:

1. denied the request to exempt the north side of Brookdale Avenue, from Avenue Road to the former City of North York/City of Toronto boundary, from By-law 30662 (Winter Maintenance).

Links to Background Information

Winter Maintenance By-Law Exemption: Brookdale Avenue, Avenue Road
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1956.pdf>

Other motions:

- A. Councillor Stintz, moved that the north side of Brookdale Avenue from Avenue Road to the former City of North York / City of Toronto boundary be exempted from the By-law 30662 (Winter Maintenance).

(Lost)

NY4.36	ACTION	Adopted	Transactional	Ward: 8, 24, 25, 34
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Designation of Fire Routes and amendment to Chapter 880 – Fire Routes

(March 8, 2007) report from Toronto Fire Services

Recommendations

Toronto Fire Services recommends that:

1. part or those parts of the private road or roads shown on the site plan filed with the Fire Chief in respect of the municipal addresses set out below be designated as fire routes pursuant to Municipal Code Chapter 880- Fire Routes - 3999 – 4211 Keele Street, 365 Murray Ross Parkway & 375 Cook Road, 946 Lawrence Avenue East, 45 – 53 York Mills Road, 18 Valley Woods Road
2. City Council authorize the Fire Chief and City Solicitor to take the appropriate action to make a designated Fire Route.

Financial Impact

There are no financial implications associated with this report.

Summary

To obtain Council approval for the amendment of the Fire Route By-law to designate certain locations as fire routes within the meaning of City of Toronto Municipal Code Chapter 880, as amended.

Fire Services uses designated fire routes as a key mechanism in regulating fire prevention, including the spread of fires and the delivery of fire protection services.

Committee Recommendations

The North York Community Council recommended that City Council:

1. designate part or those parts of the private road or roads shown on the site plan filed with the Fire Chief in respect of the municipal addresses set out below, as fire routes pursuant to Municipal Code Chapter 880- Fire Routes - 3999 – 4211 Keele Street, 365 Murray Ross Parkway & 375 Cook Road, 946 Lawrence Avenue East, 45 – 53 York Mills Road, 18 Valley Woods Road; and
2. authorize the Fire Chief and City Solicitor to take the appropriate action to make a designated Fire Route.

Links to Background Information

Designation of Fire Routes and Amendment to Chapter 880 - Fire Routes
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2200.pdf>

NY4.37	ACTION	Adopted	Transactional	Ward: 8
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Naming of Proposed Streets at York University

(March 13, 2007) report from City Surveyor

Recommendations

The City Surveyor recommends that, subject to City Council granting an exception to its policy of avoiding the naming of streets after living persons:

- (1) the names Hackett Avenue, Jack Evelyn Wiggins Drive and Saywell Avenue, be approved for use in the York University subdivision; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This report recommends that, subject to City Council approval, the names Hackett Avenue, Jack Evelyn Wiggins Drive and Saywell Avenue be approved for three proposed streets at the York University subdivision.

Committee Recommendations

The North York Community Council recommended that subject to City Council granting an exception to its policy of avoiding the naming of streets after living persons:

1. approve the names Hackett Avenue, Jack Evelyn Wiggins Drive and Saywell Avenue, for use in the York University subdivision; and
2. authorize and direct the appropriate City Officials take the necessary action to give effect thereto

Links to Background Information

Naming of Proposed Streets at York University
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2095.pdf>

NY4.38	ACTION	Adopted	Transactional	Ward: 25
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To Permanently Close and Declare Surplus a Portion of Overland Drive, adjoining 3 Tottenham Road

(March 7, 2007) report from General Manager, Transportation Services & Chief Corporate Officer

Recommendations

The General Manager of Transportation Services and the Chief Corporate Officer recommends that:

1. Subject to compliance with the requirements of Chapter 162 of the City of Toronto Municipal Code, and subject to Council approving the sale of the portion of Overland Drive adjoining 3 Tottenham Road, being a portion of Overland Drive on Plan 4761 and shown as Part 1 on Sketch No. PS-2005-040 (“the Highway”), the Highway be permanently closed as a public highway.
2. Subject to Council approving the sale of the Highway, notice be given to the public of a proposed by-law to permanently close the Highway, in accordance with the requirements of Chapter 162 of the City of Toronto Municipal Code and the North York Community Council hear any member of the public who wishes to speak to the matter during consideration of the proposed by-law.
3. The Highway be declared surplus to the City’s requirements, and the Chief Corporate Officer be authorized to list the Highway for sale on the open market.
4. All steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken.

Financial Impact

Revenue will be generated from the eventual sale.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

Summary

The purpose of this report is to permanently close and declare a portion of Overland Drive adjoining 3 Tottenham Road surplus to municipal requirements, and to authorize the Chief Corporate Officer to list the property for sale on the open market.

Committee Recommendations

The North York Community Council recommended that City Council:

1. direct that, subject to compliance with the requirements of Chapter 162 of the City of Toronto Municipal Code, and subject to approving the sale of the portion of Overland Drive adjoining 3 Tottenham Road, being a portion of Overland Drive on Plan 4761 and

shown as Part 1 on Sketch No. PS-2005-040 (“the Highway”), the Highway be permanently closed as a public highway.

2. direct that, subject to approving the sale of the Highway, notice be given to the public of a proposed by-law to permanently close the Highway, in accordance with the requirements of Chapter 162 of the City of Toronto Municipal Code and the North York Community Council hear any member of the public who wishes to speak to the matter during consideration of the proposed by-law.
3. direct that the Highway be declared surplus to the City’s requirements, and the Chief Corporate Officer be authorized to list the Highway for sale on the open market; and
4. direct that all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken.

Links to Background Information

Overland Drive, adjoining 3 Tottenham Road

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2096.pdf>

NY4.39	ACTION	Adopted	Transactional	Ward: 10
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Sale of Vacant Land Adjoining 280 Searle Avenue

(March 6, 2007) report from Chief Corporate Officer

Recommendations

The Chief Corporate Officer recommends that:

1. The Offer to Purchase from Luxor Homes Corporation to purchase the vacant parcel of land adjoining 280 Searle Avenue, more particularly described as being Part of PIN 10176-0169(LT) being Part of Lot 10 Plan 1899 Twp of York, City of Toronto, shown as Part 3 on Sketch No. PS-2006-028 (the “Property”), in the amount of \$128,000.00 be accepted substantially on the terms and conditions outlined in Appendix “A” to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer to Purchase on behalf of the City.
2. Authority be granted to direct the net proceeds to the Land Acquisition Reserve Fund – Parks, Forestry and Recreation.
3. Authority be granted to direct a portion of the proceeds of closing to fund the outstanding expenses related to the Property and the completion of the sale transaction.
4. The City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the -closing and

other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

Financial Impact

We anticipate that revenue in the amount of \$128,000.00, (exclusive of GST), less closing costs and the usual adjustments will be generated by this sale.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

Summary

The purpose of this report is to authorize the sale of a parcel of City-owned vacant land adjoining 280 Searle Avenue, more particularly described in the Recommendations below, and shown as Part 3 in the Sketch attached as Appendix “B”.

Having completed negotiations with the adjoining land owner, Luxor Homes Corporation, we are recommending acceptance of the Offer to Purchase substantially on the terms and conditions outlined in the attached Appendix “A”.

The terms for completing the transaction, as set out herein, are considered to be fair, reasonable and reflective of market value.

Committee Recommendations

The North York Community Council recommended that City Council:

1. accept the Offer to Purchase from Luxor Homes Corporation to purchase the vacant parcel of land adjoining 280 Searle Avenue, more particularly described as being Part of PIN 10176-0169(LT) being Part of Lot 10 Plan 1899 Twp of York, City of Toronto, shown as Part 3 on Sketch No. PS-2006-028 (the “Property”), in the amount of \$128,000.00 substantially on the terms and conditions outlined in Appendix “A” to the report (March 6, 2007) from the Chief Corporate Officer, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer to Purchase on behalf of the City;
2. grant authority to direct the net proceeds to the Land Acquisition Reserve Fund – Parks, Forestry and Recreation;
3. grant authority to direct a portion of the proceeds of closing to fund the outstanding expenses related to the Property and the completion of the sale transaction; and
4. authorize the City Solicitor to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

Links to Background Information

Sale of Vacant Land Adjoining 280 Searle Avenue

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2064.pdf>

Sale of Vacant Land Adjoining 280 Searle Avenue - Appendix A

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2065.pdf>

Sale of Vacant Land Adjoining 280 Searle Avenue - Appendix B

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2066.pdf>

NY4.40	ACTION	Adopted	Transactional	Ward: All
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Nomination of Two Citizen Representatives from the North York Community Council area to the Heritage Toronto Board of Directors

Confidential - Personal matters about an identifiable individual, including municipal or local board employees

(March 9, 2007) report from Nomination Selections Committee, Heritage Toronto

Recommendations

The Nominations Selection Committee for the Heritage Toronto Board recommends:

1. That the North York Community Council recommend to Council the appointment of the selected individuals listed in confidential Attachment No. 1, to the Heritage Toronto Board of Directors for a term commencing upon approval for the current term of Council, or until a successor is appointed; and
2. That the names become public once Council appoints them.

Financial Impact

There are no financial implications to this report.

Summary

The Heritage Toronto Nominations Selection Committee recommends two citizen representatives from the North York Community Council area to be approved as members of the Heritage Toronto Board of Directors for the 2006 - 2010 term of Council.

Committee Recommendations

The North York Community Council recommended that City Council:

1. appoint the selected individuals listed in confidential Attachment No.1 to the report (March 9, 2007) from the Nominations Selection Committee, Heritage Toronto, to the Heritage Toronto Board of Directors for a term commencing upon approval for the current term of Council, or until a successor is appointed; and
2. direct that the names become public once appointed.

Links to Background Information

Nomination to the Toronto Heritage Toronto Board of Directors
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2039.pdf>

NY4.41	Information	Adopted	Delegated	Ward: 15
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The York-Eglinton Business Improvement Area - Board of Management Additions and Deletions

(March 8, 2007) report from General Manager, Economic Development, Culture & Tourism

Recommendations

The General Manager of Economic Development, Culture and Tourism recommends that:

1. North York Community Council approve the deletions to the Board of Management of the York-Eglinton BIA set out in Attachment No. 1; and
2. Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, be amended to reflect the changes to this BIA Board.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

The staff report is about a matter over which the North York Community Council has the delegated authority to make a final decision. The purpose of this report is to make changes to the Board of Management (the “Board”) of the York-Eglinton Business Improvement Area (the “BIA”).

Committee Decision

The North York Community Council:

1. approved the deletions to the Board of Management of the York-Eglinton BIA set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture & Tourism; and
2. directed that Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, be amended to reflect the changes to this BIA Board.

Links to Background Information

York-Eglinton BIA - Board of Management Additions and Deletions
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2272.pdf>

NY4.42	ACTION	Adopted	Transactional	Ward: 15, 16
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Fairbank Village and The Eglinton Way Business Improvement Areas - Board of Management Appointments, Additions and Deletions

(March 8, 2007) report from General Manager, Economic Development, Culture & Tourism

Recommendations

The General Manager of Economic Development, Culture and Tourism recommends that:

1. Council approve the deletion and appointment to The Eglinton Way BIA Board of Management as set out in Attachment No. 1;
2. Council approve the establishment of a Board of Management for the Fairbank Village BIA and the appointment of the nominees set out in Attachment No. 1 to the new Board; and
3. Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, be amended to reflect the addition of and changes to these BIA Boards.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

The purpose of this report is to make changes to the Board of Management (the “Board”) of The Eglinton Way BIA Business Improvement Area (the “BIA”), and to establish a Fairbank Village BIA Board and to appoint nominees to the new BIA Board. As both these BIAs are governed by the North York Community Council and the Toronto and East York Community Council, City Council has to approve the recommendations.

Committee Recommendations

The North York Community Council recommended that City Council:

1. approve the deletion and appointment to The Eglinton Way BIA Board of Management as set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture and Tourism;
2. approve the establishment of a Board of Management for the Fairbank Village BIA and the appointment of the nominees set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture and Tourism to the new Board; and
3. amend Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the addition of and changes to these BIA Boards.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Links to Background Information

Fairbank Village, Old Queen Street and The Eglinton Way BIAs
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2275.pdf>

NY4.43	Information	Adopted	Delegated	Ward: 16
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Nominees for the City Board for North Toronto Memorial Arena

(March 12, 2007) letter from Senior Management Consultant, Governance Liaison for Board operated Arenas

Recommendations

The Senior Management Consultant recommends that the North York Community Council:

1. Appoint the nominees listed in the letter from the Senior Management Consultant Governance Liaison for Board operated Arenas to the City Board for North Toronto Memorial Arena for a term expiring at the end of this term of Council.

Summary

In accordance with the Civic Appointments Policy, the City Board for North Toronto Arena has put forward a list of residents of the City of Toronto for appointment to the City Board for North Toronto Arena for a term expiring at the end of this term of council.

Committee Decision

The North York Community Council:

1. appointed the following nominees to the City Board for North Toronto Memorial Arena for a term expiring at the end of this term of Council:

Tim Aikenhead
 Gillian Jagasia
 Nancy Smith
 Richard Parker
 Nora Versteeg
 Crawford Spratt; and
 Gordon Thompson

Links to Background Information

Nominees for the City Board for North Toronto Memorial Arenas
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2061.pdf>

NY4.44	Information	Adopted	Delegated	Ward: 26
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Nominees for the City Board for Leaside Memorial Community Gardens Arena

(March 12, 2007) letter from Senior Management Consultant, Governance Liaison for Board operated Arenas

Recommendations

The Senior Management Consultant recommends that the North York Community Council:

1. Appoint the nominees listed in the letter from the Senior Management Consultant Governance Liaison for Board operated Arenas to the Leaside Memorial Community Gardens Arena for a term expiring at the end of this term of Council.

Summary

In accordance with the Civic Appointments Policy, the City Board for Leaside Memorial Community Gardens Arena has put forward a list of residents of the City of Toronto for appointment to the City Board for Leaside Memorial Community Gardens Arena for a term expiring at the end of this term of Council.

Committee Decision

The North York Community Council:

1. appointed the following nominees to the Leaside Memorial Community Gardens Arena for a term expiring at the end of this term of Council:

Paul Mercer
Bruce Thornton
Vahram Sedef
Ray White
Brooks Biscoe
Janet Herez
Paul Burns
Barry Samuel; and
Charlotte Gibson

Links to Background Information

Nominees for the City Board of Leaside Memorial Community Gardens Arena
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2060.pdf>)

NY4.45	Information	Adopted	Delegated	Ward: 16
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Nominees for the City Board for Larry Grossman Forest Hill Memorial Arena

(March 12, 2007) letter from Senior Management Consultant, Governance Liaison for Board Operated Arenas

Recommendations

The Senior Management Consultant recommends that the North York Community Council:

1. Appoint the nominees listed in the letter from the Senior Management Consultant Governance Liaison for Board operated Arenas to the City Board for Larry Grossman Forest Hill Memorial Arena for a term expiring at the end of this term of Council.

Summary

In accordance with the Civic Appointments Policy, the City Board for Forest Hill Arena has put forward a list of residents for City of Toronto appointments to the City Board for Larry Grossman Forest Hill Memorial Arena for a term expiring at the end of this term of Council.

Committee Decision

On motion by Councillor Stintz. the North York Community Council:

1. appointed the following nominees to the City Board for Larry Grossman Forest Hill Memorial Arena for a term expiring at the end of this term of Council:

Leonard Freed
Lola Solnik
Raymond Stancer
Phyllis Spivak; and
Donald Greenbaum

Links to Background Information

Nominees for the City Board for Larry Grossman Forest Hill Memorial Arena
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2057.pdf>)

NY4.46	ACTION	Adopted	Transactional	Ward: 33
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Request for Extension of Existing Liquor Licence for Community Event - Armenian Community Centre Annual Summer Festival

(February 22, 2007) letter from Ani Tuysusian, Manager, Armenian Community Centre

Summary

Request by the Manager, Armenian Community Centre for an extension of the existing Liquor License for the annual Armenian Community Centre Summer Festival being held on Friday July 6, 2007 from 5:00 p.m. to 2:00 a.m.; Saturday July 7, 2007 from 4:00 p.m. to 2:00 a.m.; and Sunday July 8, 2007 from 5:00 p.m. to 1:00 a.m.

Committee Recommendations

The North York Community Council recommended that City Council, for liquor licensing purposes, declare the following to be an event of municipal and/or community significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to it taking place:

1. Armenian Community Centre Summer Fest 2007, taking place at the Armenian Community Centre on Friday, July 6, 2007, from 5:00 p.m. to 2:00 a.m., on Saturday, July 7, 2007 from 4:00 p.m. to 2:00 a.m. and Sunday, July 8, 2007 from 5:00 p.m. to 1:00 a.m.

NY4.47	Information	Amended	Transactional	Ward: 26
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Preliminary Report - Zoning Application - 211 Laird Drive

(February 27, 2007) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends that:

1. notice for the public meeting under the Planning Act be given according to the regulations under the Planning Act.

Financial Impact

The recommendations in this report have no financial impact.

Summary

An application has been submitted to permit a 839 m² (8,395 ft²) single storey commercial building at 211 Laird Drive.

This report provides preliminary information on the above-noted application and seeks Community Council's directions on further processing of the application and on the community consultation process.

Assuming the applicant provides all required information in a timely manner, a final staff report should be presented and a Public Meeting held in the summer of 2007.

Committee Recommendations

Decision Advice and Other Information

On motion by Councillor Parker, the North York Community Council directed that:

1. City Clerk's staff give notice for the Public Meeting under the Planning Act according to the regulations under the Planning Act;
2. Community Planning staff hold a meeting with the Local Business Park Association; and
3. Preservation Services staff report to the next North York Community Council meeting on May 1, 2007 as to whether the existing building is worthy of recognition or preservation on the grounds of historical or architectural significance.

Links to Background Information

Preliminary Report - Zoning Application - 211 Laird Drive

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1981.pdf>

NY4.48	Information	Adopted	Transactional	Ward: 34
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Preliminary Report - Official Plan & Zoning Amendment Applications - 0 Graydon Hall Drive

(March 2, 2007) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends 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.

Financial Impact

The recommendations in this report have no financial impact.

Summary

An application has been submitted by Hillside Properties to permit an 8-storey, 41-unit condominium apartment building on a vacant site located at the northeast corner of Don Mills Road and Graydon Hall Drive. The building comprises 36 units on six floors above a 2-storey

high podium containing five grade-related townhouses facing Graydon Hall Drive.

This report provides preliminary information on the above-noted applications and seeks Community Council's directions on further processing of the applications and on the community consultation process.

The report recommends that a community consultation meeting be scheduled by City Planning staff, in consultation with the Ward Councillor. A Final Report and a Public Meeting under the Planning Act will be scheduled when appropriate, provided that any required information is submitted in a timely manner.

Committee Recommendations

Decision Advice and Other Information

The North York Community Council directed that:

1. City Planning staff schedule a community consultation meeting together with the Ward Councillor;
2. City Planning staff give notice for the community consultation meeting to landowners and residents within 120 metres of the site;
3. City Clerk's staff give notice for the Public Meeting under the Planning Act according to the regulations under the Planning Act.

Links to Background Information

Official Plan & Zoning Amendment Applications - 0 Graydon Hall Drive
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1864.pdf>

NY4.49	Information	Amended	Transactional	Ward: 23
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Preliminary Report - Zoning By-law Amendment and Site Plan Control Applications - 218, 220, 222 and 224 Finch Avenue West

(March 6, 2007) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends 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.

Financial Impact

The recommendations in this report have no financial impact.

Summary

An application has been submitted to permit a 4-storey building for mixed commercial/office and residential use on the lands known as 218, 220, 222 and 224 Finch Avenue West.

This report provides preliminary information on the above-noted applications and seeks Community Council's directions on further processing of the applications and on the community consultation process.

Staff will schedule a community consultation meeting together with the local Councillor and a subsequent Public Meeting. It is expected that a Final report can be completed in the third quarter of 2007 provided that any required information is provided by the applicant in a timely manner.

Committee Recommendations

Decision Advice and Other Information

On motion by Councillor Jenkins, the North York Community Council directed that:

1. City Planning staff schedule a community consultation meeting together with the Ward Councillor;
2. City Planning staff give notice for the community consultation meeting to landowners and residents within 120 metres of the site;
3. City Planning staff give notice for the community consultation meeting to landowners and residents beyond the required 120 metres, such notification area to be expanded to include the area bounded by the west side of Melton Grove Street on the west, the north side of Devondale Avenue to the north, the east side of Glenborough Park Crescent to the east and the north side of Bevdale Road to the south, and that the applicant pay the City for the costs associated with extending the notice area; and
4. City Clerk's staff give notice for the Public Meeting under the Planning Act according to the regulations under the Planning Act.

Links to Background Information

Preliminary Report 218, 220, 222, 224 Finch Avenue West, Zoning By-law
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1873.pdf>)

NY4.50	Information	Amended	Transactional	Ward: 16
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Preliminary Report- Official Plan and Zoning By-Law Amendment Applications - 1066 Avenue Road

(March 12, 2007) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends that:

1. the applicant be directed to revise the proposal to a development more in keeping with the existing neighbourhood context.
2. a Community Consultation meeting be arranged in conjunction with the Ward Councillor for a revised proposal that addresses Recommendation 1 above;
3. notice for the Community Consultation meeting be given to landowners and residents within 120 metres of the site; and
4. notice for the Public Meeting under the *Planning Act* be given according to the regulations under the *Planning Act*.

Financial Impact

The recommendations in this report have no financial impact.

Summary

This report reviews an application to amend the Official Plan and the Zoning By-law for an 8-storey, 120-unit retirement residence at 1066 Avenue Road. The proposed building would have a height of 23.5 metres and a density of 4.0 times the lot area. This report recommends the applicant revise the proposal to create a development which more closely respects the existing neighbourhood context.

Committee Recommendations

Decision Advice and Other Information

On motion by Councillor Stintz, the North York Community Council directed that:

1. the applicant revise the proposal to a development more in keeping with the existing neighborhood context;
2. City Planning staff arrange a community consultation meeting in conjunction with the Ward Councillor for a revised proposal that addresses Recommendation 1. above;
3. City Planning staff give notice for the community consultation meeting to landowners and residents within 120 metres of the site;

4. City Planning staff give notice for the community consultation meeting to landowners and residents beyond the required 120 metres, such notification area to be expanded to include all properties bounded by Eglinton Avenue West to Roselawn Avenue and Oriole Parkway to Heddington Avenue, and that the applicant pay the City for the costs associated with extending the notice area; and
5. City Clerk's staff give notice for the Public Meeting under the Planning Act according to the regulations under the Planning Act.

Links to Background Information

Preliminary Report - 1066 Avenue Road

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2267.pdf>

Deferred from January 16, 2007 meeting

NY4.51	ACTION	Amended	Transactional	Ward: 8
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Final Report - Zoning Amendment and Draft Plan of Subdivision Applications - 1100 Sheppard Ave West

(August 25, 2006) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends that City Council:

- (1) amend the former City of North York Zoning By-law 7625 substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 9.
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law as may be required.
- (3) approve the Draft Plan of Subdivision subject to the conditions set out in Attachment 11 to this report.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

This report reviews and recommends approval of applications to amend the Zoning By-law and approve a Draft Plan of Subdivision to permit a mixed commercial residential development and to establish a public road and a centrally-located park on lands at the northwest corner of Sheppard Avenue West and Allan Road.

Communications

(August 31, 2006) e-mail from Bo Chen, Toronto Hydro - NY4.51.1

(September 12, 2006) letter from Howard J. Kirshenbaum, representing Markirsh Holdings - NY4.51.2

(September 18, 2006) letter from Andrew L. Jeanrie, Fraser Milner Casgrain, Solicitor, on behalf of Tectrol Inc. - NY4.51.3

(January 15, 2007) letter from Andrew L. Jeanrie, Fraser Milner Casgrain, on behalf of Tectrol Inc. - NY4.51.4

(January 16, 2007) letter from Stephen J. D'Agostino, Thomson Rogers, on behalf of Kodiak Crescent Bus. Assoc. - NY4.51.5

(January 18, 2007) letter from John P. Stephenson - NY4.51.6

(January 22, 2007) letter from Adam Brown, Sherman Brown Dryer Karol LLP, representing the applicant - NY4.51.7

(March 23, 2007) letter from Adam Brown, Sherman Brown Dryer Karol, on behalf of the applicant - NY4.51.8

(March 26, 2007) letter from Stephen J. D'Agostino, Thomson Rogers, Solicitors for Kodiak Crescent Business A - NY4.51.9

Speakers

Adam Brown, Sherman Brown Dryer Karol, on behalf of the applicant, Urban Strategies Inc., on January 16, 2007

Allan Heisey, Kerzner Papazian, on behalf of Gerritt DeBoer, 584952 Ontario Limited, on January 16, 2007

Stephen D'Agostino, Thomson Rogers, on behalf of Kodiak Crescent Business Assoc., on January 16, 2007

Adam Brown, Sherman Brown Dryer Karol, on behalf of the applicant, Urban Strategies Inc., on March 27, 2007

Allan Heisey, Papazian Heisey Myers, Solicitor on behalf of Igerhan Limited and Gerritt DeBoer, 584952 Ontario Ltd., on March 27, 2007

Committee Recommendations

On motion by Councillor Feldman, as amended by Councillor Moscoe, and as amended by Councillor Peruzza, the North York Community Council recommended that City Council:

1. amend the former City of North York Zoning By-law 7625 substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 2 to the report (March 9, 2007) from the Director, Community Planning, North York District;
2. authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment, as may be required;
3. recommend to the Chief Planner that the draft Plan of Subdivision be generally approved, subject to the conditions set out in Attachment 3 to the report (March 9, 2007) from the Director, Community Planning, North York District;
4. require the applicant:
 - a. to provide, in view of the reduced parking standard, a six-month transit pass to each purchaser; and should the applicant elect to apply for the additional density provided by the Official Plan, the transit pass requirement be increased to a full

year pass for each unit;

- b. to fund a study commissioned by Transportation Services to determine what measures will be necessary to implement the intentions of the Downsview Secondary Plan and the Allen Sheppard Urban Design and Development Framework Study with respect to changes to the Allen Road at this location to accommodate adjacent development;
5. require the applicant to construct an above or below-grade connection to the Downsview subway station as a condition of development in conformity with the Ontario Municipal Board Order, in the event the applicant seeks permission to expand the density of the northern portion of the site above that approved by the Ontario Municipal Board (i.e. the remaining 2.3 F.S.I identified by Planning staff) and replaces any of the commercial office and retail density with residential.
 6. permit the applicant to apply the public art contribution toward the artistic enhancement of a possible pedestrian overpass or underground subway connection if so desired; and
 7. authorize the City Solicitor to retain such external expert witnesses as may be required, and to support Council's position at the Ontario Municipal Board hearing respecting this matter.

Decision Advice and Other Information

The North York Community Council held a statutory public meeting on January 16, 2007, and notice was given in accordance with the *Planning Act*.

Other Motions and Recorded Votes:

Councillor Perruzza, with the permission of Community Council, withdrew the following part from his motion:

“That the public art contribution for the proposed development consist of one (1) percent of the gross construction cost of the development for Public Art as per the Percent for Public Art Program Guidelines, except that the public art contribution shall be paid in full at the time the building permit issued for the development and shall be allocated, in the discretion of staff in consultation with the ward councilor, towards public art in relation to a potential above-grade pedestrian overpass or an underground tunnel to link the development to the subway station or towards public art elsewhere in the ward.”

A recorded vote on Part 1 of the motion moved by Councillor Perruzza, Ward 8 – York West, that the Zoning By-law for the proposed development require minimum residential parking standard for the lands zoned RM6(165) and C4(7) of 1.25 spaces per unit, of which 0.2 parking spaces per unit shall be visitor parking spaces, was as follows:

FOR: Councillors Perruzza, Augimeri

AGAINST: Councillors Moscoe, Stintz, Feldman, Minnan-Wong, Jenkins, Carroll, Shiner, Parker

ABSENT: Councillor Filion

Lost

A recorded vote on Part 2 of the Motion moved by Councillor Perruzza, Ward 8 – York West, that the setback of the Zoning By-law from the public road be enlarged such that Building B may not be extended to the south, was as follows:

FOR: Councillors Perruzza, Moscoe, Augimeri, Jenkins

AGAINST: Councillors Stintz, Feldman, Minnan-Wong, Carroll, Shiner, Parker

ABSENT: Councillor Filion

Lost

Links to Background Information

Final Report - 1100 Sheppard Ave West

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1988.pdf>)

Final Report - 1100 Sheppard Avenue West Attachment 10

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1989.pdf>)

Final Report - 1100 Sheppard Avenue West Attachment 11

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1991.pdf>)

51a Supplementary Report - Zoning By-law Amendment and Draft Plan of Subdivision Applications - 1100 Sheppard Avenue West

(December 20, 2006) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends that:

1. City Council amend the former City of North York Zoning By-law 7625 substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 1;
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law as may be required; and
3. City Council approve the Draft Plan of Subdivision subject to the conditions set out in Attachment 2 to this report.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

The purpose of this report is to present an updated draft Zoning By-law and updated Conditions of Draft Plan of Subdivision Approval from those attached to the previous Final Report on these applications dated August 25, 2006.

The proposed modifications contained in the attached draft Zoning By-law and Conditions of Draft Plan of Subdivision are appropriate and should be approved to permit mixed commercial residential development on the subject lands.

Links to Background Information

Supplementary Report - 1100 Sheppard Avenue West

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1996.pdf>)

Supplementary Report - 1100 Sheppard Avenue West Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-1997.pdf>)

Supplementary Report - 1100 Sheppard Avenue West Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2002.pdf>)

51b Supplementary Report - Zoning By-Law Amendment and Draft Plan of Subdivision Applications - 1100 Sheppard Avenue West

(March 9, 2007) report from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends that:

1. City Council amend the former City of North York Zoning By-law 7625 substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 2;
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required; and
3. City Council recommend to the Chief Planner that the draft Plan of Subdivision be generally approved, subject to the conditions set out in Attachment 3 to this report.

Financial Impact

The recommendations in this report have no financial impact.

Summary

The purpose of this report is to present additional information on these applications as directed by North York Community Council at its meeting of January 16, 2007.

The attached draft Zoning By-law and Conditions of Draft Plan of Subdivision are appropriate

and should be approved to permit mixed use commercial residential development on the subject lands.

Links to Background Information

Supplementary Report B - 1100 Sheppard Avenue West and Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2080.pdf>)

Supplementary Report B - 1100 Sheppard Avenue West, Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2081.pdf>)

Supplementary Report - 1100 Sheppard Avenue West - Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2082.pdf>)

NY4.52	ACTION	Amended	Transactional	Ward: 23
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Request for Direction Report - Zoning Amendment and Site Plan Control Applications – 23 & 33 Sheppard Avenue East and 4 Anndale Drive

(March 13, 2007) e-mail from Director, Community Planning, North York District

Recommendations

The City Planning Division recommends that:

1. City Council support a Zoning Amendment to allow a phase 2 residential tower of up to 33 storeys in height on the southern portion of the site, for an overall maximum gross floor area of 57,090.9 m² on a site of 9,539 m², which includes density incentives and density transfers permitted by the North York Centre Secondary Plan, and subject to the zoning provisions as generally outlined in Attachment 9 (draft zoning provisions).
2. City Council require that the applicant convey to the City the lands municipally known as 2 Anndale Drive, with an area of approximately 395 m², for the purpose of the City's construction of the Service Road, in exchange for the density attributed to this property under the North York Centre Secondary Plan, prior to the implementing zoning by-law coming into effect. Should the applicant be successful in purchasing the 2 Anndale Drive property for conveyance to the City, those lands should also be rezoned to recognize the density transfer to the development project.
3. As an alternative to Recommendation 2, should the applicant (Minto) have used reasonable efforts to acquire the 2 Anndale Drive property and have not been successful in acquiring those lands, that City Council authorize City staff to initiate the expropriation process including serving and publishing Notices of Application for Approval to Expropriate, forwarding to the Chief Inquiry Officer any requests for hearing received, attending at the hearing to present the City's position, and reporting the Inquiry Officer's recommendations to Council for its consideration, with all costs incurred and compensation payable as a result of any expropriation to be at the owner's (Minto's) sole expense, up to a total maximum limit of \$125,000 for these additional costs.

4. City Council support a Site Plan Control Approval application for the proposed development, subject to the zoning requirements of Recommendation (1) and subject to the Site Plan Control Approval conditions outlined in Attachment 10.
5. City Council authorize the City Solicitor and the appropriate City staff to attend at the Ontario Municipal Board to support the position outlined in this Report.
6. City Council require the Owner to have provided a written undertaking in a form satisfactory to the City Solicitor, that upon the site-specific zoning by-law coming into effect, any outstanding appeal that the Owner may have in relation to the new Toronto Official Plan respecting this site, be withdrawn.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Summary

An application has been submitted to permit a 33-storey residential building for phase 2 (southern portion) of the development at 23 and 33 Sheppard Avenue East.

The purpose of this report is to recommend approval of the proposed Zoning Amendment and Site Plan Control Approval applications, subject to modifications as outlined in this Report, and to seek Council's direction for staff to attend at the Ontario Municipal Board in support of the position described herein.

Communications

(March 23, 2007) letter from William H. Roberts, Solicitor, on behalf of "the Ratepayer Associations" -NY4.52.1

(March 26, 2007) e-mail from Bob Blazeovski, forwarding letters from R. Valbey and H. Plut - NY4.52.2

(March 26, 2007) e-mail from Bob Blazeovski, forwarding letter from Cathy Min and Avrdham Iny - Ny4.52.3

Speakers

Patrick Devine, Fraser Milner Casgrain, Solicitor, on behalf of the applicant

Richard Chong, T.S.C.C. 1645

Janice Maser

Committee Recommendations

On motion by Councillor Feldman, as amended by Councillor Filion, and as amended by Councillor Moscoe, the North York Community Council recommended that City Council:

1. support a Zoning Amendment to allow a phase 2 residential tower of up to 33 storeys in height on the southern portion of the site, for an overall maximum gross floor area of 57,090.9 m² on a site of 9,539 m², which includes density incentives and density transfers permitted by the North York Centre Secondary Plan, and subject to the zoning provisions as generally outlined in Attachment 9 (draft zoning provisions) to the report

(March 13, 2007) from the Director, Community Planning, North York District;

2. require that the applicant convey to the City the lands municipally known as 2 Anndale Drive, with an area of approximately 395 m², for the purpose of the City's construction of the Service Road, in exchange for the density attributed to this property under the North York Centre Secondary Plan, prior to the implementing zoning by-law coming into effect. Should the applicant be successful in purchasing the 2 Anndale Drive property for conveyance to the City, those lands should also be rezoned to recognize the density transfer to the development project;
3. as an alternative to Recommendation 2, should the applicant (Minto) have used reasonable efforts to acquire the 2 Anndale Drive property and have not been successful in acquiring those lands, authorize City staff to initiate the expropriation process for 2 Anndale Drive immediately following Council's consideration of the report (March 13, 2007) from the Director, Community Planning, North York District, at its meeting scheduled for April 23 and 24, 2007, including serving and publishing Notices of Application for Approval to Expropriate, forwarding to the Chief Inquiry Officer any requests for hearing received, attending at the hearing to present the City's position, and reporting the Inquiry Officer's recommendations to Council for its consideration, with all costs incurred and compensation payable as a result of any expropriation to be at the owner's (Minto's) sole expense, up to a total maximum limit of \$125,000 for these additional costs;
4. support a Site Plan Control Approval application for the proposed development, subject to:
 - a. the zoning requirements of Recommendation 1 above;
 - b. the Site Plan Control Approval conditions outlined in Attachment 10 to the report (March 13, 2007) from the Director, Community Planning, North York District, with Site Plan Control Approval Condition 2. included in Attachment 10 being deleted and replaced with the following condition instead:
 - “2. The Owner shall provide final architectural and landscape plans to the satisfaction of the Director, Community Planning, North York District, in consultation with the Ward Councillor, detailing the following matters:”;
5. require the developer, in view of the reduced parking standards and the proximity of the development to two subways, to provide the purchaser of each condominium unit with a one year Toronto Transit Commission transit pass.
6. authorize the City Solicitor and the appropriate City staff to attend at the Ontario Municipal Board to support the position outlined in the report (March 13, 2007) from the Director, Community Planning, North York District;
7. require the Owner to have provided a written undertaking in a form satisfactory to the City Solicitor, that upon the site-specific zoning by-law coming into effect, any

outstanding appeal that the Owner may have in relation to the new Toronto Official Plan respecting this site, be withdrawn;

8. revise the bicycle storage incentive to reflect City Council's position with respect to bicycle and general storage locker space within the North York Centre, as may be modified through City Council's further consideration of appeals to the general OPA 567 in advance of the June 18, 2007 Ontario Municipal Board hearing for the development.

Other Motions

On motion by Councillor Filion, the North York Community Council requested the Executive Director, Technical Services, to report to the North York Community Council for its meeting on May 1, 2007, on a construction timetable for the extension of the Anndale Drive Service Road section between approximately Bales Avenue and Tradewind Avenue/Bonnington Place, to ensure that the required extension is in place prior to the occupancy of the Phase 2 development proposed at 23 and 33 Sheppard Avenue East.

Links to Background Information

Request for Direction Report - 23 & 33 Sheppard Avenue East
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2093.pdf>

NY4.53	ACTION	Adopted	Transactional	Ward: 23
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Ontario Municipal Board Hearing - Committee of Adjustment Application - 18, 20, 22 and 26 Poyntz Avenue and 11, 15 and 19 Bogert Avenue

(March 27, 2007) Member Motion from Councillor Filion

Recommendations

1. City Council authorize the City Solicitor and City Planning Staff to attend the Ontario Municipal Board Hearing to uphold the City's By-law and the Committee of Adjustment's decision.

Summary

Premium Properties Limited, the owners of 18, 20, 22 and 26 Poyntz Avenue and 11, 15 and 19 Bogert Avenue, submitted a minor variance application to permit an extension of interim Car Rental Agency use and ancillary paid parking lot use.

In addition to permitting the interim Car Rental Agency use and ancillary paid parking lot use, variances were requested for a maximum 107 surface parking spaces, of which 73 surface parking spaces are devoted to an ancillary paid parking lot and a setback of 5m from Bogert

Avenue to the existing trailer in association with an interim car rental agency use and ancillary paid parking lot use.

The Committee of Adjustment for the City of Toronto (North York) refused minor variance application at their December 14, 2006 meeting.

Planning staff commented that the proposed development did not meet the general purpose and intent of the Official Plan, with respect to interim land uses for phased developments and the transportation objectives of the North York Centre Secondary Plan. The proposal also failed to meet the general purpose and intent of the Zoning By-law, which clearly cites the only permitted uses for the lands. The requests were not considered to be minor in nature and therefore it was recommended that no extension of the interim uses be approved.

The owner has appealed the decision of the Committee of Adjustment for the minor variance application to the Ontario Municipal Board.

The Ontario Municipal Board has set May 9, 2007 as the date for the hearing of the appeal.

The Councillor is requesting representation at the Ontario Municipal Board Hearing.

Committee Recommendations

On motion by Councillor Filion, the North York Community Council recommended that:

1. City Council authorize the City Solicitor and City Planning Staff to attend the Ontario Municipal Board Hearing to uphold the City's By-law and the Committee of Adjustment's decision.

Links to Background Information

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2589.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2590.pdf>

Attachment 3

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2591.pdf>

OMB Hearing - Committee of Adjustment Application - Poyntz Avenue

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2603.pdf>

Other motions:

On motion by Councillor Filion, and in accordance with §27-139, Late new business reports and communications, of Chapter 27, of the City of Toronto Municipal Code, the North York Community Council, by majority Vote, granted leave to introduce a motion by Councillor Filion dealing with an Ontario Municipal Board Hearing – Committee of Adjustment Application – 18, 20, 22, and 26 Poyntz Avenue and 11, 15 and 19 Bogert Avenue.

NY4.54	ACTION	Adopted	Transactional	Ward: 23
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Ontario Municipal Board Hearing - Committee of Adjustment Application - 42, 42A and 44 Churchill Avenue

(March 27, 2007) Member Motion from Councillor Filion

Recommendations

1. City Council authorize the City Solicitor to retain outside Planning Consultants and to attend the Ontario Municipal Board Hearing to uphold the City's By-law and the Committee of Adjustment's decisions.

Summary

2091467 Ontario Limited submitted three (3) Minor Variance applications to the North York District Committee of Adjustment to permit the existing dwellings to be maintained as constructed.

Variances were requested with respect to lot frontage and width, lot area, lot coverage, east and west side yard setbacks, length of dwelling, finished first floor elevation and building height.

The Committee of Adjustment for the City of Toronto North York District refused the Minor Variance applications at the March 1st, 2007 meeting.

Planning staff did not comment on these applications.

The applicant has appealed the decisions of the Committee of Adjustment to the Ontario Municipal Board.

The Ontario Municipal Board has not set a hearing date for these applications.

The Councillor is requesting representation at the Ontario Municipal Board hearing.

Committee Recommendations

On motion by Councillor Filion, the North York Community Council recommended that:

1. City Council authorize the City Solicitor to retain outside Planning Consultants and to attend the Ontario Municipal Board Hearing to uphold the City's By-law and the Committee of Adjustment's decisions.

Links to Background Information

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2592.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2593.pdf>

Attachment 4

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2594.pdf>

Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2595.pdf>)

OMB Hearing - Committee of Adjustment Application - Churchill Ave

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2604.pdf>)

Other Motions:

On motion by Councillor Filion in accordance with § 27-139, Late new business reports and communications, of Chapter 27 of the City of Toronto Municipal Code, the North York Community Council, by majority vote, granted leave to introduce a motion by Councillor Filion dealing with an Ontario Municipal Board Hearing – Committee of Adjustment Application – 42, 42A and 44 Churchill Avenue.

NY4.55	ACTION	Adopted	Transactional	Ward: 25
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Ontario Municipal Board Hearing - Committee of Adjustment Application - 23 Glengowan Road

(March 26, 2007) Member Motion from Councillor Jenkins

Recommendations

The North York Community Council recommends that City Council:

1. direct the City Solicitor to attend the Board hearing to uphold the City's By-laws and defend the Committee's decision respecting 23 Glengowan Road;
2. allocate funds to hire an outside planner to attend the hearing and defend the Committee's decision respecting 23 Glengowan Road.

Summary

On November 30, 2006, the Committee of Adjustment for the City of Toronto, North York District, refused variance application A0082/06NY by the owner of 23 Glengowan Road.

The Committee of Adjustment refused the variance on the grounds that the general intent and purpose of the Zoning By-law and Official Plan are not maintained and the variance was not minor or desirable for the appropriate development of the land.

The decision of the Committee of Adjustment has been appealed to the Ontario Municipal Board by the owner of 23 Glengowan Road.

A Board hearing has been scheduled for May 16, 2007.

Committee Recommendations

On motion by Councillor Jenkins, the North York Community Council recommended that City Council:

1. direct the City Solicitor to attend the Board hearing to uphold the City’s By-laws and defend the Committee’s decision respecting 23 Glengowan Road;
2. allocate funds to hire an outside planner to attend the hearing and defend the Committee’s decision respecting 23 Glengowan Road.

Links to Background Information

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2596.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2597.pdf>

OMB Hearing - Committee of Adjustment Application - Glengowan Road

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2605.pdf>

Other Motions:

On motion by Councillor Jenkins in accordance with § 27-139, Late new business reports and communications, of Chapter 27 of the City of Toronto Municipal Code, the North York Community Council, by majority vote, granted leave to introduce a motion by Councillor Jenkins dealing with an Ontario Municipal Board Hearing – Committee of Adjustment Application – 23 Glengowan Road

NY4.56	ACTION	Adopted	Transactional	Ward: 25
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Ontario Municipal Board Hearing - Committee of Adjustment Application - 159 & 161 Owen Boulevard

(March 26, 2007) Member Motion from Councillor Jenkins

Recommendations

The North York Community Council recommends that City Council:

1. direct the City Solicitor to attend the Board hearing to uphold the City’s By-laws and defend the Committee’s decision respecting 159 & 161 Owen Boulevard;
2. allocate funds to hire an outside planner to attend the hearing and defend the Committee’s decision respecting 159 & 161 Owen Boulevard.

Summary

On January 18, 2007, the Committee of Adjustment for the City of Toronto, North York District, refused a severance application (B0075/06NY) and variance applications A0850, A0851, A0852/06NY by the owner of 159 & 161 Owen Boulevard.

The Committee of Adjustment refused the severance application on the grounds that the proposed lots are not in keeping with the general pattern of development in the area, and having had regard for Section 51(24) of the Planning Act, the Committee was of the opinion that the application does not maintain the general intent of the Official Plan and the size of the proposed lots are not consistent with the lots in the area.

The Committee of Adjustment refused the variances based on the grounds that the variance is not minor, is not within the general intent of the Zoning By-law and is not an appropriate development of this property.

The decision of the Committee of Adjustment has been appealed to the Ontario Municipal Board by the owner of 159 & 161 Owen Boulevard, the applicant.

Committee Recommendations

On motion by Councillor Jenkins, the North York Community Council recommended that City Council:

1. direct the City Solicitor to attend the Board hearing to uphold the City's By-laws and defend the Committee's decision respecting 159 & 161 Owen Boulevard;
2. allocate funds to hire an outside planner to attend the hearing and defend the Committee's decision respecting 159 & 161 Owen Boulevard.

Links to Background Information

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2582.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2583.pdf>

Attachment 4

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2584.pdf>

Attachment 5

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2585.pdf>

Attachment 3

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2586.pdf>

Attachment 6

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2587.pdf>

OMB - Committee of Adjustment Application - Owen Boulevard

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2606.pdf>

Other Motions:

On motion by Councillor Jenkins in accordance with § 27-139, Late new business reports and communications, of Chapter 27 of the City of Toronto Municipal Code, the North York Community Council, by majority vote, granted leave to introduce a motion by Councillor Jenkins, dealing with an Ontario Municipal Board Hearing – Committee of Adjustment Application – 159 and 161 Owen Boulevard.

NY4.57	ACTION	Adopted	Transactional	Ward: 25
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Ontario Municipal Board Hearing - Committee of Adjustment Application - 51 Weybourne Crescent

(March 26, 2007) Member Motion from Councillor Jenkins

Recommendations

The North York Community Council recommends that City Council:

1. direct the City Solicitor to attend the Board hearing to uphold the City's By-laws and defend the Committee's decision respecting 51 Weybourne Crescent;
2. allocate funds to hire an outside planner to attend the hearing and defend the Committee's decision respecting 51 Weybourne Crescent.

Summary

On April 20, 2006, the Committee of Adjustment for the City of Toronto, North York District, approved a modified variance application A0042/06NY by the owner of 51 Weybourne Crescent to allow a gross floor area 0.60 gfa of lot area, whereas 0.65 gfa was requested.

The Committee of Adjustment modified this variance on the grounds that the general intent and purpose of the Zoning By-law and Official Plan are not maintained and the variance was not minor or desirable for the appropriate development of the land.

The decision of the Committee of Adjustment has been appealed to the Ontario Municipal Board by the owner of 51 Weybourne Crescent, the applicant.

A Board hearing has been scheduled for April 20, 2007.

Committee Recommendations

On motion by Councillor Jenkins, the North York Community Council recommended that City Council:

1. direct the City Solicitor to attend the Board hearing to uphold the City's By-laws and defend the Committee's decision respecting 51 Weybourne Crescent;
2. allocate funds to hire an outside planner to attend the hearing and defend the Committee's decision respecting 51 Weybourne Crescent.

Links to Background Information

Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2599.pdf>)

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2600.pdf>

OMB Hearing - Committee of Adjustment Application - 51 Weybourne Cres

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2601.pdf>

Attachment 3

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2602.pdf>

Other Motions:

On motion by Councillor Jenkins, in accordance with § 27-139, Late new business reports and communications, of Chapter 27 of the City of Toronto Municipal Code, the North York Community Council, by majority vote, granted leave to introduce a motion by Councillor Jenkins dealing with an Ontario Municipal Board Hearing – Committee of Adjustment Application – 51 Weybourne Crescent.

NY4.Bills	ACTION		Delegated	
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BILLS AND BY-LAWS

Councillor Augimeri in the Chair.

Council Moscoe, at 3:49 p.m., moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Community Council, be passed and hereby declared as By-laws, which carried:

Bill No. 272	By-law No. 282-2007	To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Beograd Gardens and Tommy Douglas Gardens.
Bill No. 273	By-law No. 283-2007	To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Beograd Gardens and Tommy Douglas Gardens.
Bill No. 274	By-law No. 284-2007	To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Beograd Gardens and Tommy Douglas Gardens.
Bill No. 275	By-law No. 285- 2007	To amend By-law No. 2958-94 of

the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Beograd Gardens and Tommy Douglas Gardens.

Bill No. 276	By-law No. 286-2007	To amend By-law No. 31001 of the former City of North York respecting the regulation of traffic on North York roads, regarding Findlay Boulevard east of Banting Avenue.
Bill No. 277	By-law No. 287-2007	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to change the size of the York-Eglinton Business Improvement Area Board of Management.

Councillor Stintz, at 3:50 p.m., moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Community Council, be passed and hereby declared as a By-law, which carried.

Bill No. 302	By-law No. 288-2007	To confirm the proceedings of the North York Community Council at its meeting held on the 27 th day of March, 2007 (this final confirming By-law confirms that actions taken by Community Council under delegated authority at this meeting, including enactment of any previous confirmatory By-laws).
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Meeting Sessions

Session Date	Session Type	Start Time	End Time	Public or Closed Session
2007-03-27	Morning	9:40 AM	12:50 AM	Public
2007-03-27	Afternoon	1:40 PM	3:50 PM	Public

Chair