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## North York Community Council

<b>Meeting No.</b>	<b>2</b>	<b>Contact</b>	Francine Adamo, Committee Administrator
<b>Meeting Date</b>	Tuesday, January 16, 2007	<b>Phone</b>	416-395-7348
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	nycc@toronto.ca
<b>Location</b>	Council Chamber, North York Civic Centre		

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NY2.1	NO AMENDMENT		Transactional	Wards: 23
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### Removal of One Privately-owned Tree - 19 Church Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. deny the request for a permit to remove one privately-owned silver maple tree at 19 Church Avenue; and
2. authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

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(December 13, 2006) report from General Manager, Parks, Forestry and Recreation

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. deny the request for a permit to remove one privately-owned silver maple tree at 19 Church Avenue; and
2. authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

### **Financial Impact**

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

### **Summary**

To report on an application for a permit to remove one (1) privately-owned, twin-stemmed silver maple tree (*Acer saccharinum*) having diameters of 43 centimetres and 47 centimetres that has been filed by the the owner of 19 Church Avenue.

The reason given for the application to remove the subject tree is the health of the tree, the proposed construction of a paved parking lot at the rear of the property and a proposed second access to Church Avenue on the east side of the property.

Confirmation that the proposed paved parking lot and second access to the rear conforms to the zoning by-law and that a permit had been granted for street access on the east side of the property was requested by Urban Forestry. Confirmation has not been received by Urban Forestry and, at the time of writing this report, no application had been made to Right-of-Way Management for a second access to Church Avenue.

Urban Forestry staff advised the owner that a second protected tree located on the subject property would require the issuance of a tree injury permit should the project be implemented as planned. At the time of writing this report, no tree injury application has been received by Urban Forestry.

The intent of the Private Tree By-law is to preserve significant trees on private property and to ensure a sustainable urban forest in the City of Toronto. The silver maple tree is significant and, with proper professional maintenance, should continue to provide benefits to the community for years to come.

### **Background Information**

2007-ny2-1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-318.pdf>)

### **Speakers**

Manoucher Baradaran

NY2.2	NO AMENDMENT		Transactional	Wards: 34
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### **Removal of One Privately-owned Tree - 275 Lesmill Road**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

City Council:

1. approve the request for a permit to remove one privately owned Norway maple tree, located at 275 Lesmill Road, conditional on the planting of nine replacement trees and on the tree not being removed until the necessary building permits have been obtained for the construction of the proposed rear addition; and
2. authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

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(December 14, 2006) report from General Manager, Parks, Forestry and Recreation

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. approve the request for a permit to remove one privately owned Norway maple tree, located at 275 Lesmill Road, conditional on the planting of nine replacement trees and on the tree not being removed until the necessary building permits have been obtained for the construction of the proposed rear addition;
2. authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

### **Financial Impact**

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

### **Summary**

The purpose of this report is to request Community Council's approval authorizing the removal of one (1) Norway maple tree, located on private property, that has been filed by the owner of 275 Lesmill Road.

The request to remove the tree is in connection with a proposal to construct a one-storey addition at the rear of the subject property. The subject tree is located within the building envelope of the proposed addition and there are no viable options that would enable the construction to proceed and retain the tree on site.

The applicant has submitted a replanting plan that proposes planting nine (9) new trees. The species and size of the proposed new trees are satisfactory to Urban Forestry and we, therefore, recommend that Council approve the request for permission to remove the Norway maple tree conditional on the applicant planting nine (9) replacement trees upon completion of construction, and on the tree not being removed until the necessary building permits for the proposed addition have been obtained.

### **Background Information**

2007-ny2-2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-332.pdf>

## Speakers

Glen Timney , The Simple Alternative

NY2.3	NO AMENDMENT		Transactional	Wards: 25
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## Request to designate 179 Lord Seaton Road as a Natural Garden

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council grant the exemption, subject to the following conditions:
  - a. the natural garden being limited to private property only; and
  - b. the natural garden be kept to a maximum of one meter in height within 2.4 metres of the front property line.

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(December 19, 2006) report from Manager, Municipal Licensing and Standards, North York District

### Committee Recommendations

The North York Community Council recommends that City Council:

1. grant the exemption, subject to the following conditions:
  - a. the natural garden being limited to private property only; and,
  - b. the natural garden be kept to a maximum of one meter in height within 2.4 metres of the front property line.

### Financial Impact

There is no financial impact anticipated in this report.

### Summary

The purpose of this report is to consider a request by the owner(s) of 179 Lord Seaton Road to be exempted from Chapter 489 - Grass and Weeds, section 489-2. This section states that the maximum height of grass and weeds cannot exceed 20 centimetres. This report is to consider this exemption request in accordance with Chapter 489, Grass and Weeds, section 489-3(E)(6) and have their yard(s) designated a Natural Garden, as follows:

(6) An owner or occupant requesting a review of a notice, and any other interested person, shall be heard by the community council which may recommend that Council:

- (a) Grant the exemption, with or without conditions, and cancel the notice; or
- (b) Confirm the notice and direct that a second notice be given under this section.

### Background Information

2007-ny2-3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-333.pdf>)

### Speakers

Lorraine Cohen

NY2.4	NO AMENDMENT		Transactional	Wards: 25
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### Fence Exemption Request - 13 Legacy Court

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council approve the request by the owner of 13 Legacy Court 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.

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(December 21, 2006) report from Manager, Municipal Licensing and Standards, North York District

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. approve the request by the owner of 13 Legacy Court 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 bylaw.

#### Financial Impact

There is no financial impact anticipated in this report.

#### Summary

The purpose of this report is to consider a request by the owner(s) of 13 Legacy Court 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 can be 1.2 metres.

The existing metal picket fence that is the subject of this exemption request is part of the free standing pool fence enclosure. Part of the pool has been constructed in the front yard and three

sections of the fence on the south end of the pool that extend beyond the front building face are in contravention of the bylaw. These sections are 7.25, 6.0 and 7.25 metres respectively from west to east and all are 1.63 metres in height.

### Background Information

2007-ny2-4

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-334.pdf>

NY2.6	NO AMENDMENT	Transactional	Wards: 25
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### Fence Exemption Request - 195 Erskine Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

The North York Community Council recommends that City Council:

1. City Council approve the request by the owner of 195 Erskine Avenue 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.

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(December 20, 2006) report from Manager, Municipal Licensing and Standards, North York District

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. City Council approve the request by the owner of 195 Erskine Avenue 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.

#### Financial Impact

There is no financial impact anticipated in this report.

#### Summary

The purpose of this report is to consider a request by the owner(s) of 195 Erskine Avenue 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 sliding gate that is made of wood that is located in the rear yard at the southeast corner of the property. The gate extends from the southeast corner and runs along the west side of the property. The gate is 4.6 metres in length and is 2.25 metres in height.

## Background Information

2007-ny2-6

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-336.pdf>)

## Speakers

Andris Grinbergs

NY2.8	NO AMENDMENT		Transactional	Wards: 25
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## Fence Exemption Request - between 240 and 242 Sheldrake Boulevard

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council grant the fence exemption.

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(December 20, 2006) report from Manager, Municipal Licensing and Standards, North York District

### Committee Recommendations

The North York Community Council recommends that City Council:

1. grant the fence exemption.

### Financial Impact

There is no financial impact anticipated in this report.

### Summary

The purpose of this report is to consider a request by the owner(s) of 240 and 242 Sheldrake Boulevard 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.

This fence separates the rear yards of 240 and 242 Sheldrake Blvd. It has two continuous sections. The first section starting at the rear of the houses is 6.77metres in length and 2.65 metres high. The second section is 7.25 metres in length and 2.48 metres high.

## Background Information

2007-ny2-8

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-338.pdf>)

## Communications

(January 15, 2007) letter from Robert B. McGee – NY2.8.1

NY2.9	NO AMENDMENT		Transactional	Wards: 25
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### **Fence Exemption Request - 79 Gordon Road**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

City Council:

1. approve the request by the owner of 79 Gordon Road for an exemption from Chapter 447 - Fences, Section 447-2(B), subject to the following conditions:
  - a. that the existing lattice be removed; and
  - b. when the fence is replaced, it be constructed in compliance with Chapter 447 or its successor by-law.

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(December 21, 2006) report from Manager, Municipal Licensing and Standards, North York District

#### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. approve the request by the owner of 79 Gordon Road for an exemption from Chapter 447 - Fences, Section 447-2(B), subject to the following conditions:
  - a. that the existing lattice be removed; and
  - b. when the fence is replaced, it be constructed in compliance with Chapter 447 or its successor bylaw.

#### **Financial Impact**

There is no financial impact anticipated in this report.

#### **Summary**

The purpose of this report is to consider a request by the owner(s) of 79 Gordon Road 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 existing wood fence is in the side yard on the west side of the property. The fence separates the walkway between the houses and extends from the front to the back of the house for a



distance of 10.3 metres and it is 2.77 metres in height.

### Background Information

2007-ny2-9

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-339.pdf>)

### Speakers

George Sperou

NY2.11	NO AMENDMENT	Transactional	Wards: 26
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### Fence Exemption Request - 92 Brentcliffe Road

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council approve the request by the owner of 92 Brentcliffe Road 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.

(December 20, 2006) report from Manager, Municipal Licensing and Standards, North York District

#### Committee Recommendations

The North York Community Council recommends that:

1. City Council approve the request by the owner of 92 Brentcliffe Road 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 bylaw.

#### Financial Impact

There is no financial impact anticipated in this report.

#### Summary

The purpose of this report is to consider a request by the owner(s) of 92 Brentcliffe Road 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. This section also states that a solid fence that restricts site lines within 2.4 metres of the front lot line can be a maximum of 1 metre.

The proposed wood fence will be in the front yard on the inside of the south property line. The fence will extend from the front of the house 9.1 metres and be 2 metres in height.

## Background Information

2007-ny2-11

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-342.pdf>)

Council also considered the following:

- [Report \(January 29, 2007\) from the Chief Planner and Executive Director, City Planning \(NY2.11a\).](#)

## Speakers

Peter Solala

Liz Taylor

## Decision Advice and Other Information

The North York Community Council requested the Director, Community Planning, North York District, to submit a report directly to City Council on February 5 and 6, 2007, on:

- a. the material before the Committee of Adjustment; and
- b. the content of the decision granted in respect of the application permitting construction at 90 Brentcliffe.

NY2.12	NO AMENDMENT		Transactional	Wards: 26
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## Fence Exemption Request - 239 Hanna Road

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council refuse the fence exemption.

(December 21, 2006) report from Manager, Municipal Licensing and Standards, North York District

### Committee Recommendations

The North York Community Council recommends that City Council:

1. refuse the fence exemption.

### Financial Impact

There is no financial impact anticipated in this report.

## Summary

The purpose of this report is to consider a request by the owner(s) of 239 Hanna Road 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 existing wood fence is in the rear yard along the south side of the property. The fence separates the backyard from 237 Hanna Road. The fence extends from the back of the house for a distance of 3.05 metres at a height of 2.45 metres and continues for another 3.35 metres at a height of 3.65 metres. The total length of the exemption request is 6.4 metres.

## Background Information

2007-ny2-12

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-343.pdf>)

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Council also considered the following:

Communication (October 10, 2007) from Michael Gressmann (NY2.12.2).

## Communications

(January 16, 2007) e-mail from John and Cathy Motherwell – NY2.12.1

NY2.13	NO AMENDMENT		Transactional	Wards: 26
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## Fence Exemption Request - Between 45 Killdeer Crescent

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

City Council:

1. approve the request by the owner of 45 Killdeer Crescent 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.

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(December 20, 2006) report from Manager, Municipal Licensing and Standards, North York District

## Committee Recommendations

The North York Community Council recommends that City Council:

1. approve the request by the owner of 45 Killdeer Crescent 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 bylaw.

### Financial Impact

There is no financial impact anticipated in this report.

### Summary

The purpose of this report is to consider a request by the owner(s) of 45 Killdeer Crescent 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 can be 1.2 metres unless it is within 2.4 metres and it restricts site lines then it can be a maximum of 1 metre.

This existing wood fence is in the front yard on the south side of the property. The fence extends from the southeast corner of the house on the east side of the property 8.53 metres to within 2.4 metres of the front property line. The section along the south side extends 11.5 metres is parallel to and approximately 2 metres from the property line. The last section extends along the west property line 8.53 metres to the southwest corner of the house. The total length of fence for this exemption request is 28.56 metres. All of the fence sections are 1.8 metres in height.

### Background Information

2007-ny2-13

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-344.pdf>

### Speakers

Liz Taylor

NY2.14	NO AMENDMENT	Transactional	Wards: 15
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### Boulevard Leasing Agreement - 2178 Eglinton Avenue West

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

City Council:

1. approve the Boulevard Lease Agreement application, by the owner of Bar Spazio 3000, to lease approximately 10.0 square metres of the municipal boulevard at 2178 Eglinton Avenue West, for the purpose of a boulevard Patio Café, subject to the following conditions:
  - a. that the area be no greater than 4.1 metres in width by 2.4 metres in length with a 1.0 metre clearance to the neighbouring planter box at the westerly limit of the property;

- b. that the applicant enter into a Boulevard Lease Agreement with the City for a Patio Café license to the satisfaction of the Executive Director Municipal Licensing & Standards;
- c. that the Boulevard lease Patio Café license be renewable on an annual basis with the appropriate insurance in place and any required fee being paid;
- d. that a Street Allowance construction permit, as necessary, be acquired for any resurfacing of the area of occupancy, or attachment to or alteration thereof;
- e. that no claims will be made against the City by the owner(s) for damages occurring to the patio, equipment, enclosure or its elements during snow removal;
- f. that the occupancy permitted by the license is to be removed by the owner, at the expense of the licensee, within 30 days of receiving written notice from the Executive Director of Municipal Licensing & Standards;
- g. the licensee agrees that the City, or any gas, telephone, telegraph, electric light or other public utility company, shall have the right at all times to enter upon the permitted encroachment for the purpose of constructing, repairing, maintaining, replacing or removing any sewer, mains, culverts, drains, water pipes, pole wires or other underground services and installations. The licensee shall not be entitled to any damages or compensation by reason of the exercise of the City and utility company's rights; and the licensee, at his own expense, shall carry out such alterations or removal of the encroachment as may be directed by the City;
- h. in default of the removal not occurring as directed, the City may carry out the removal, at the expense of the licensee, and may recover the costs incurred by legal action or in a like manner as municipal taxes;
- i. the licensee under the agreement must provide the City of Toronto with a certificate of insurance evidencing a third party bodily injury and property damage insurance in an amount not less than \$2,000,000 or such other coverage and greater amount as the City may require, and naming the City of Toronto as additional insured party under the policy;
- j. the licensee will, at his expense and to the satisfaction of the Executive Director of Municipal Licensing & Standards, keep and maintain the boulevard café enclosure and all or any of its components in a good and proper state of repair and safety, and will not make any additions or modifications beyond what is allowed pursuant to the terms of the License permit;
- k. the licensee pay an annual fee to the City of Toronto in accordance with former City of York Municipal Code Chapter 1004.12, namely \$25.00 plus \$5.50 per square metre, including G.S.T. All fees are subject to change;

- l. the licensee will secure an endorsement on their business license for a patio from Municipal Licensing & Standards.
- m. the patio is for temporary seasonal use only for the period between May 1st and September 30th;
- n. remove the fence and all furniture from the public right-of-way at the end of each season, and thereafter immediately restore the boulevard at no cost to the City of Toronto;
- o. no music shall be played on the exterior and the patio shall be closed no later than 11:00 p.m. in strict accordance with Chapter 591 of the Toronto Municipal Code, Noise;
- p. the City may cancel this lease agreement at its discretion in the event that Bar Spazio is convicted of any liquor license violation by the Alcohol and Gaming Commission of Ontario; and
- q. the Alcohol and Gaming Commission of Ontario be advised of this condition and be requested to agree to note it on file and advise the City in the event of such a conviction.

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(July 26, 2006) report from Manager, Municipal Licensing and Standards

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. approve the Boulevard Lease Agreement application, by the owner of Bar Spazio 3000, to lease approximately 10.0 square metres of the municipal boulevard at 2178 Eglinton Avenue West, for the purpose of a boulevard Patio Café, subject to the following conditions:
  - a. that the area be no greater than 4.1 metres in width by 2.4 metres in length with a 1.0 metre clearance to the neighbouring planter box at the westerly limit of the property;
  - b. that the applicant enter into a Boulevard Lease Agreement with the City for a Patio Café license to the satisfaction of the Executive Director Municipal Licensing & Standards;
  - c. that the Boulevard lease Patio Café license be renewable on an annual basis with the appropriate insurance in place and any required fee being paid;
  - d. that a Street Allowance construction permit, as necessary, be acquired for any

resurfacing of the area of occupancy, or attachment to or alteration thereof;

- e. that no claims will be made against the City by the owner(s) for damages occurring to the patio, equipment, enclosure or its elements during snow removal;
- f. that the occupancy permitted by the license is to be removed by the owner, at the expense of the licensee, within 30 days of receiving written notice from the Executive Director of Municipal Licensing & Standards;
- g. the licensee agrees that the City, or any gas, telephone, telegraph, electric light or other public utility company, shall have the right at all times to enter upon the permitted encroachment for the purpose of constructing, repairing, maintaining, replacing or removing any sewer, mains, culverts, drains, water pipes, pole wires or other underground services and installations. The licensee shall not be entitled to any damages or compensation by reason of the exercise of the City and utility company's rights; and the licensee, at his own expense, shall carry out such alterations or removal of the encroachment as may be directed by the City;
- h. in default of the removal not occurring as directed, the City may carry out the removal, at the expense of the licensee, and may recover the costs incurred by legal action or in a like manner as municipal taxes;
- i. the licensee under the agreement must provide the City of Toronto with a certificate of insurance evidencing a third party bodily injury and property damage insurance in an amount not less than \$2,000,000 or such other coverage and greater amount as the City may require, and naming the City of Toronto as additional insured party under the policy;
- j. the licensee will, at his expense and to the satisfaction of the Executive Director of Municipal Licensing & Standards, keep and maintain the boulevard café enclosure and all or any of its components in a good and proper state of repair and safety, and will not make any additions or modifications beyond what is allowed pursuant to the terms of the License permit;
- k. the licensee pay an annual fee to the City of Toronto in accordance with former City of York Municipal Code Chapter 1004.12, namely \$25.00 plus \$5.50 per square metre, including G.S.T. All fees are subject to change;
- l. the licensee will secure an endorsement on their business license for a patio from Municipal Licensing & Standards.
- m. the patio is for temporary seasonal use only for the period between May 1st and September 30th;
- n. remove the fence and all furniture from the public right-of-way at the end of each season, and thereafter immediately restore the boulevard at no cost to the City of

Toronto;

- o. no music shall be played on the exterior and the patio shall be closed no later than 11:00 p.m. in strict accordance with Chapter 591 of the Toronto Municipal Code, Noise;
- p. the City may cancel this lease agreement at its discretion in the event that Bar Spazio is convicted of any liquor license violation by the Alcohol and Gaming Commission of Ontario; and
- q. the Alcohol and Gaming Commission of Ontario be advised of this condition and be requested to agree to note it on file and advise the City in the event of such a conviction.

### Financial Impact

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

### Summary

The purpose of this report is to consider a request by the owner of Bar Spazio 3000, to lease approximately 10.0 square metres of the municipal boulevard at 2178 Eglinton Avenue West, for the purpose of a boulevard Patio Café.

### Background Information

2007-ny2-14-2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-345.pdf>)

2007-ny2-14-1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-346.pdf>)

### Speakers

Gabriel Piscelli

NY2.15	NO AMENDMENT		Transactional	Wards: 15
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### Boulevard Leasing Agreement - 630 Vaughan Road

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

City Council:

1. approve the Boulevard Lease Agreement application, by the owner of Piazza Sports Bar and Café, to lease approximately 26 square metres of the municipal boulevard at 630 Vaughan Road, for the purpose of a boulevard Patio Café, subject to the following conditions:



- a. that the applicant enter into a Boulevard Lease Agreement with the City for a Patio Café license to the satisfaction of the Executive Director, Municipal Licensing and Standards;
- b. that the boulevard lease Patio Café license be renewable on an annual basis with the appropriate insurance in place and the required fee being paid;
- c. that a Street Allowance construction permit, as necessary, be acquired for any resurfacing of the area of occupancy, or attachment to or alteration thereof;
- d. that no claims will be made against the City by the owner(s) for damages occurring to the patio, equipment, enclosure or its elements during snow removal;
- e. that the occupancy permitted by the license is to be removed by the owner, at the expense of the licensee, within 30 days of receiving written notice from the Executive Director of Municipal Licensing and Standards;
- f. the licensee agrees that the City, or any gas, telephone, telegraph, electric light or other public utility company, shall have the right at all times to enter upon the permitted encroachment for the purpose of constructing, repairing, maintaining, replacing or removing any sewer, mains, culverts, drains, water pipes, pole wires or other underground services and installations. The licensee shall not be entitled to any damages or compensation by reason of the exercise of the City and utility company's rights; and the licensee, at his own expense, shall carry out such alterations or removal of the encroachment as may be directed by the City;
- g. in default of the removal not occurring as directed, the City may carry out the removal, at the expense of the licensee, and may recover the costs incurred by legal action or in a like manner as municipal taxes;
- h. the licensee under the agreement must provide the City of Toronto with a certificate of insurance evidencing a third party bodily injury and property damage insurance in an amount not less than \$2,000,000 or such other coverage and greater amount as the City may require, and naming the City of Toronto as additional; insured party under the policy;
- i. the licensee will, at his expense and to the satisfaction of the Executive Director of Municipal Licensing and Standards, keep and maintain the boulevard café enclosure and all or any of its components in a good and proper state of repair and safety, and will not make any additions or modifications beyond what is allowed pursuant to the terms of the License permit;
- j. the licensee pay an annual fee to the City of Toronto in accordance with former City of York Municipal Code Chapter 1004.12, namely \$25.00 plus \$5.50 per square metre, including G.S.T. All fees are subject to change;

- k. the licensee will secure an endorsement on their business license for a patio from Municipal Licensing & Standards;
- l. no music shall be played on the exterior and the patio shall be closed no later than 11:00 p.m. in strict accordance with Chapter 591 of the Toronto Municipal Code, Noise;
- m. the patio is for temporary seasonal use only during the period between May 1st and September 30th;
- n. remove the fence and all furniture from the public right-of-way at the end of each season, and thereafter immediately restore the boulevard, at no cost to the City of Toronto;
- o. the City may cancel this lease agreement at its discretion in the event that Piazza Sports Bar and Café is convicted of any liquor license violation by the Alcohol and Gaming Commission of Ontario; and
- p. the Alcohol and Gaming Commission of Ontario be advised of this condition and be requested to agree to note it on file and advise the City in the event of such a conviction.

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(July 26, 2006) report from Manager, Municipal Licensing and Standards

### **Committee Recommendations**

The North York Community Council recommends that City Council:

- 1. approve the Boulevard Lease Agreement application, by the owner of Piazza Sports Bar and Café, to lease approximately 26 square metres of the municipal boulevard at 630 Vaughan Road, for the purpose of a boulevard Patio Café, subject to the following conditions:
  - a. that the applicant enter into a Boulevard Lease Agreement with the City for a Patio Café license to the satisfaction of the Executive Director, Municipal Licensing and Standards;
  - b. that the boulevard lease Patio Café license be renewable on an annual basis with the appropriate insurance in place and the required fee being paid;
  - c. that a Street Allowance construction permit, as necessary, be acquired for any resurfacing of the area of occupancy, or attachment to or alteration thereof;
  - d. that no claims will be made against the City by the owner(s) for damages occurring to the patio, equipment, enclosure or its elements during snow removal;

- e. that the occupancy permitted by the license is to be removed by the owner, at the expense of the licensee, within 30 days of receiving written notice from the Executive Director of Municipal Licensing and Standards;
- f. the licensee agrees that the City, or any gas, telephone, telegraph, electric light or other public utility company, shall have the right at all times to enter upon the permitted encroachment for the purpose of constructing, repairing, maintaining, replacing or removing any sewer, mains, culverts, drains, water pipes, pole wires or other underground services and installations. The licensee shall not be entitled to any damages or compensation by reason of the exercise of the City and utility company's rights; and the licensee, at his own expense, shall carry out such alterations or removal of the encroachment as may be directed by the City;
- g. in default of the removal not occurring as directed, the City may carry out the removal, at the expense of the licensee, and may recover the costs incurred by legal action or in a like manner as municipal taxes;
- h. the licensee under the agreement must provide the City of Toronto with a certificate of insurance evidencing a third party bodily injury and property damage insurance in an amount not less than \$2,000,000 or such other coverage and greater amount as the City may require, and naming the City of Toronto as additional; insured party under the policy;
- i. the licensee will, at his expense and to the satisfaction of the Executive Director of Municipal Licensing and Standards, keep and maintain the boulevard café enclosure and all or any of its components in a good and proper state of repair and safety, and will not make any additions or modifications beyond what is allowed pursuant to the terms of the License permit;
- j. the licensee pay an annual fee to the City of Toronto in accordance with former City of York Municipal Code Chapter 1004.12, namely \$25.00 plus \$5.50 per square metre, including G.S.T. All fees are subject to change;
- k. the licensee will secure an endorsement on their business license for a patio from Municipal Licensing & Standards;
- l. no music shall be played on the exterior and the patio shall be closed no later than 11:00 p.m. in strict accordance with Chapter 591 of the Toronto Municipal Code, Noise;
- m. the patio is for temporary seasonal use only during the period between May 1st and September 30th;
- n. remove the fence and all furniture from the public right-of-way at the end of each season, and thereafter immediately restore the boulevard, at no cost to the City of Toronto;

- o. the City may cancel this lease agreement at its discretion in the event that Piazza Sports Bar and Café is convicted of any liquor license violation by the Alcohol and Gaming Commission of Ontario; and
- p. the Alcohol and Gaming Commission of Ontario be advised of this condition and be requested to agree to note it on file and advise the City in the event of such a conviction.

### Financial Impact

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

### Summary

The purpose of this report is to consider a request by the owner of Piazza Sports Bar & cafe, to lease 26 square metres of the municipal boulevard at 630 Vaughan Road, for the purpose of a boulevard Patio cafe.

### Background Information

2007-ny2-15

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-347.pdf>

NY2.16	NO AMENDMENT		Transactional	Wards: 16
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### Sign Variance Request - 2300 Yonge Street

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. approve the request to permit, for identification purposes, two (2) flood illuminated facia signs on the north and south elevations of the building at 2300 Yonge Street: and
2. advise the applicant, upon approval of variances, of the requirement to obtain the necessary sign permits from the Chief Building Official.

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(December 22, 2006) report from Director of Building and Deputy Chief Building Official

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. approve the request to permit, for identification purposes, two (2) flood illuminated facia signs on the north and south elevations of the building at 2300 Yonge Street: and

- advise the applicant, upon approval of variances, of the requirement to obtain the necessary sign permits from the Chief Building Official.

### Financial Impact

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

### Summary

To review and make recommendations on a request by Dominic Rotundo of Pattison Sign Group, on behalf of Heart and Stroke Foundation of Canada, for approval of variances from former City of Toronto By-law No. 297, as amended to permit the erection of two (2) identification fascia signs, each approximately 193.2 sq. m in area. The signs are located on the walls enclosing the top three floors of the north and south elevations of the Yonge/Eglinton Centre at 2300 Yonge street.

The proposed signs will be similar in size to other signs already erected in the area, such as "GREENWIN" sign at 20 Eglinton Ave. West.

The Heart and Stroke Foundation need the larger signs for an increased visibility from greater distances.

### Background Information

2007-ny2-16

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-348.pdf>)

NY2.17	NO AMENDMENT		Transactional	Wards: 26
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### Sign Variance Request 815-845 Eglinton Avenue East

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

- City Council approve the request by Lucy Chomolok of Lescar Signs Ltd., on behalf of Giant Carpet and Flooring, for a variance from the former Borough of East York Sign By-law No. 64-87, as amended, to permit an illuminated wall sign at 815-845 Eglinton Avenue East.

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(December 28, 2006) report from Director of Building and Deputy Chief Building Official

#### Committee Recommendations

The North York Community Council recommends that City Council:

- approve the request by Lucy Chomolok of Lescar Signs Ltd., on behalf of Giant Carpet

and Flooring, for a variance from the former Borough of East York Sign By-law No. 64-87, as amended, to permit an illuminated wall sign at 815-845 Eglinton Avenue East.

### Financial Impact

There are no financial implications resulting from this report.

### Summary

To review and make recommendations on a request by Lucy Chomolok of Lescar Signs Ltd. on behalf of Giant Carpet and Flooring for a variance from the former Borough of East York Sign By-law No. 64-87 as amended, to permit an illuminated wall sign at the above location.

The proposed illuminated facial wall sign will have a height of 3.02m, whereas the Sign By-law No. 64-87 as amended, limits the height of facial wall signs to 1.0m.

### Background Information

2007-ny2-17

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-349.pdf>)

### Speakers

Jeff Chomolok , on behalf of Giant Carpet & Flooring

NY2.18	NO AMENDMENT		Transactional	Wards: 23
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### Sign Variance Request - 9 McKee Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council deny the request for variances for three Land Development ground signs for the reasons outlined in the report (December 28, 2006) from the Director of Building and Deputy Chief Building Official.

(December 28, 2006) report from Director of Building and Deputy Chief Building Official

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. deny the request for variances for three Land Development ground signs for the reasons outlined in the report (December 28, 2006) from the Director of Building and Deputy Chief Building Official.

### Financial Impact

There are no financial implications resulting from this report.

### Summary

To review and make recommendations on a request by Brian Fettes on behalf of Baywood Homes for variances from the former City of North York Sign By-law No. 30788, as amended, to permit three non illuminated Land Development ground signs at the above location. The subject site is located east of Yonge Street and is bounded by McKee Avenue on the north side, Doris Avenue on the east and Norton Avenue on the south side.

### Background Information

2007-ny2-18

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-350.pdf>)

NY2.19	NO AMENDMENT		Transactional	Wards: 16
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### Demolition Control By-law Application - 375 Elm Road

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council approve the application to demolish the subject residential building, with the following conditions:
  - a. The Owner construct and substantially complete the new buildings authorized by building Permit file number 06 149936 BLD 00 NH on the site of the building to be demolished by not later than two (2) years from the day the demolitions are commenced;
  - b. The failure to complete the new building within the time specified, the City Clerk shall be entitled to enter on the collector's roll, to be collected in like manner as municipal taxes, the sum of twenty-thousand dollars (\$20,000.00) for each dwelling unit contained in the building in respect of which the demolition permit is issued, and that such sum shall, until payment, be a lien or charge upon the land in respect of which the permit to demolish the residential property is issued;
  - c. All debris and rubble be removed immediately after demolition; and
  - d. The site be maintained free of garbage and weeds, in accordance with the Municipal Code Chapter 623 – 5 and 629 – 10, Paragraph B.

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(December 22, 2006) report from Director of Building and Deputy Chief Building Official

### Committee Recommendations

The North York Community Council recommends that City Council:

1. approve the application to demolish the subject residential building, with the following conditions:
  - a. The Owner construct and substantially complete the new buildings authorized by building Permit file number 06 149936 BLD 00 NH on the site of the building to be demolished by not later than two (2) years from the day the demolitions are commenced;
  - b. The failure to complete the new building within the time specified, the City Clerk shall be entitled to enter on the collector's roll, to be collected in like manner as municipal taxes, the sum of twenty-thousand dollars (\$20,000.00) for each dwelling unit contained in the building in respect of which the demolition permit is issued, and that such sum shall, until payment, be a lien or charge upon the land in respect of which the permit to demolish the residential property is issued;
  - c. All debris and rubble be removed immediately after demolition; and
  - d. The site be maintained free of garbage and weeds, in accordance with the Municipal Code Chapter 623 – 5 and 629 – 10, Paragraph B.

### Financial Impact

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

### Summary

In accordance with section 33 of the Planning Act and the former City of Toronto Municipal Code Chapter 146, Article II "Demolition Control" the application for a demolition permit at 375 Elm Road is referred to North York Community Council to grant the application including any conditions, if any, to be attached to the demolition permit.

### Background Information

2007-NY2-19

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-351.pdf>)

### Speakers

Bill Ross

NY2.20	NO AMENDMENT		Transactional	Wards: 24
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**Inclusion on the City of Toronto Inventory of Heritage Properties and Intention to Designate under Part IV of the Ontario Heritage Act – 285 Cummer Avenue (St. John's Convalescent Hospital)**



**City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. include the property at 285 Cummer Avenue (St. John's Convalescent Hospital) on the City of Toronto Inventory of Heritage Properties;
2. state its intention to designate the property at 285 Cummer Avenue (St. John's Convalescent Hospital) under Part IV of the Ontario Heritage Act;
3. authorize that, if there are no objections to the designation in accordance with Section 29(6) of the Ontario Heritage Act, the City Solicitor introduce the Bills in Council designating the property under Part IV of the Ontario Heritage Act;
4. direct that, if there are any objections in accordance with Section 29(7) of the Ontario Heritage Act, the City Clerk refer the proposed designation to the Conservation Review Board; and
5. authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

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(May 23, 2006) report from Director, Policy and Research, City Planning Division

**Committee Recommendations**

The North York Community Council recommends that City Council:

1. include the property at 285 Cummer Avenue (St. John's Convalescent Hospital) on the City of Toronto Inventory of Heritage Properties;
2. state its intention to designate the property at 285 Cummer Avenue (St. John's Convalescent Hospital) under Part IV of the *Ontario Heritage Act*;
3. authorize that, if there are no objections to the designation in accordance with Section 29(6) of the *Ontario Heritage Act*, the City Solicitor introduce the Bills in Council designating the property under Part IV of the *Ontario Heritage Act*;
4. direct that, if there are any objections in accordance with Section 29(7) of the *Ontario Heritage Act*, the City Clerk refer the proposed designation to the Conservation Review Board; and
5. authorize and direct the appropriate City Officials to take the 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 2006 Policy and Research budget.

### Summary

This report recommends that City Council include the property at 285 Cummer Avenue (St. John's Convalescent Hospital) on the City of Toronto Inventory of Heritage Properties and state its intention to designate the property under Part IV of the Ontario Heritage Act.

### Background Information

2007-ny2-20a

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-356.pdf>)

2007-ny2-20-1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-353.pdf>)

2007-ny2-20-2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-352.pdf>)

2007-ny2-20-3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-355.pdf>)

2007-ny2-20-4

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-354.pdf>)

### Speakers

Sister Elizabeth Ann Eckert , St. John's Convent, Sisterhood of St. John the Divine  
 Alasdair Robertson , President, Bayview Cummer Neighbourhood Association

NY2.21	NO AMENDMENT		Transactional	Wards: 26
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**Request permission to install two banners on the Wynford Drive bridge over the Don Valley Parkway to promote Second Harvest winter fundraiser 'Lunch Money Day'.**

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. deem the Second Harvest event, known as "Lunch Money Day", a City supported event; and
2. approve the installation of the two (2) banners on the Wynford Drive bridge over the Don Valley Parkway.

### Committee Recommendations

The North York Community Council recommends that City Council:

1. deem the Second Harvest event, known as "Lunch Money Day", a City supported event; and
2. approve the installation of the two (2) banners on the Wynford Drive bridge over the Don Valley Parkway.

### Financial Impact

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

### Summary

Second Harvest is a registered non-profit charity whose mission is to help feed hungry people by picking up and preparing excess fresh food and delivering it daily to social service agencies in Toronto.

'Lunch Money Day' is their annual winter fundraiser. The organization is requesting that two banners be installed on Don Valley Parkway bridges for the period of February 11, 2007 to February 24, 2007 to promote this event.

### Background Information

2007-ny2-21

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-397.pdf>)

### Speakers

Melanie Green , Second Harvest

NY2.22	NO AMENDMENT		Transactional	Wards: 15, 16
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### Pedestrian Crossing Prohibition: Bathurst Street at Viewmount Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. prohibit pedestrian crossings on Bathurst Street, between the south curb line of Viewmount Avenue and a point 30.5 metres north of the north curb line of Viewmount Avenue; and
2. 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.

(December 20, 2006) report from Director, Transportation Services, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. prohibit pedestrian crossings on Bathurst Street, between the south curb line of Viewmount Avenue and a point 30.5 metres north of the north curb line of Viewmount Avenue; and
2. 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.

### **Financial Impact**

All costs associated with the pedestrian crossing restrictions are included within the Transportation Service, North York District's 2007 Operating Budget estimates.

### **Summary**

To obtain approval to prohibit east - west pedestrian crossings at the intersection of Bathurst Street and Viewmount Avenue.

The implementation of the pedestrian crossing prohibition will eliminate pedestrian conflicts with eastbound and westbound left-turning traffic.

### **Background Information**

2007-NY2-22

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-398.pdf>

NY2.24	NO AMENDMENT		Transactional	Wards: 10
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### **Parking Prohibition - Findlay Boulevard**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. amend Schedule VIII of By-law No. 31001, of former City of North York, to prohibit parking at anytime on the north side of Findlay Boulevard from the easterly limit of Banting Avenue to a point 29 metres easterly thereof; and
2. authorize and direct the appropriate City Officials to take whatever action deemed

necessary to implement the foregoing including the introduction in Council on any bills that are required.

(December 15, 2006) report from Director, Transportation Services, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend Schedule VIII of By-law No. 31001, of former City of North York, to prohibit parking at anytime on the north side of Findlay Boulevard from the easterly limit of Banting Avenue to a point 29 metres easterly thereof; and,
2. authorize and direct the appropriate City Officials 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**

To obtain approval to amend the existing parking regulations on the north side of Findlay Boulevard in the vicinity of 53 and 55 Findlay Boulevard.

The installation of the parking prohibition will address the residents concerns regarding the safety of their children, by improving visibility for motorists.

### **Background Information**

2007-NY2-24

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-401.pdf>

NY2.26	NO AMENDMENT		Transactional	Wards: 15
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### **Eastbound and Westbound Right Turn Lane Designation - Castlefield Avenue at Dufferin Street**

### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. designate the southerly eastbound curb lane on Castlefield Avenue at Dufferin Street, for right turning vehicles only, from the westerly limit of Dufferin Street to a point

34 metres westerly thereof;

2. designate the northerly westbound curb lane on Castlefield Avenue at Dufferin Street, for right turning vehicles only, from the easterly limit of Dufferin Street to a point 25 metres easterly thereof; and
3. 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.

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(December 15, 2006) report from Director, Transportation Services, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. designate the southerly eastbound curb lane on Castlefield Avenue at Dufferin Street, for right turning vehicles only, from the westerly limit of Dufferin Street to a point 34 metres westerly thereof;
2. designate the northerly westbound curb lane on Castlefield Avenue at Dufferin Street, for right turning vehicles only, from the easterly limit of Dufferin Street to a point 25 metres easterly thereof; and
3. 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.

### **Financial Impact**

All costs associated with the implementation of the lane designation are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

### **Summary**

Transportation Services Division, North York District staff, as part of an operational review and resurfacing program on Castlefield Avenue, identified the need to improve the lane configuration and designation of the eastbound and westbound curb lanes on Castlefield Avenue at Dufferin Street for right turns only.

The designation of the eastbound and westbound curb lanes on Castlefield Avenue for right-turns only, would reduce the potential for conflicts and improve overall traffic operations at the Castlefield Avenue and Dufferin Street intersection.

### **Background Information**

2007-ny2-26

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-421.pdf>

NY2.27	NO AMENDMENT		Transactional	Wards: 10
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## **Eastbound Right Turn Lane Designation - Wilson Avenue and Tippet Road/Wilson Heights Boulevard**

### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. designate the southerly eastbound lane on Wilson Avenue west of Tippet Road / Wilson Heights Boulevard for right-turning vehicles only, buses excepted, from the westerly limit of Tippet Road to a point 120 metres westerly thereof; 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.

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(December 15, 2006) report from Director, Transportation Services, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. designate the southerly eastbound lane on Wilson Avenue west of Tippet Road / Wilson Heights Boulevard for right-turning vehicles only, buses excepted, from the westerly limit of Tippet Road to a point 120 metres westerly thereof; 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.

### **Financial Impact**

All costs associated with the implementation of the lane designation are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

### **Summary**

To obtain approval for the designation of the eastbound curb lane on Wilson Avenue for right-turns only, buses excepted. This lane designation would prevent conflicts and improve safety at the intersection of Wilson Avenue and Tippet Road/Wilson Heights Boulevard.

### **Background Information**

2007-NY2-27

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-422.pdf>)

NY2.28	NO AMENDMENT		Transactional	Wards: 8
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## **Stopping Prohibitions and Southbound Right Turn Lane Designation - Alness Street/Champagne Drive at Finch Avenue West**

### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. amend Schedule IX of By-Law No. 31001, of the former City of North York, to delete the No Stopping 7:00 a.m. to 6:00 p.m., Monday to Friday, prohibitions on the west side of Alness Street from the northerly limit of Finch Avenue West to a point 91 metres north of the northerly limit of Finch Avenue;
2. amend Schedule IX of By-law No. 31001, of the former City of North York, to prohibit stopping at any time on the west side of Alness Street from the northerly limit of Finch Avenue West to a point 156 metres northerly thereof;
3. amend Schedule VIII of By-law No. 31001, of the former City of North York, to prohibit parking at any time on the west side of Champagne Drive from the southerly limit of Finch Avenue West to a point 97 metres southerly thereof;
4. designate the westerly southbound lane on Alness Street, north of Finch Avenue West, for right turning vehicles only, buses excepted, from the northerly limit of Finch Avenue West to a point 30.5 metres northerly thereof; and
5. direct 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.

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(December 18, 2006) report from Director, Transportation Services, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend Schedule IX of By-Law No. 31001, of the former City of North York, to delete the No Stopping 7:00 a.m. to 6:00 p.m., Monday to Friday, prohibitions on the west side of Alness Street from the northerly limit of Finch Avenue West to a point 91 metres north of the northerly limit of Finch Avenue;
2. amend Schedule IX of By-law No. 31001, of the former City of North York, to prohibit stopping at any time on the west side of Alness Street from the northerly limit of Finch



Avenue West to a point 156 metres northerly thereof;

3. amend Schedule VIII of By-law No. 31001, of the former City of North York, to prohibit parking at any time on the west side of Champagne Drive from the southerly limit of Finch Avenue West to a point 97 metres southerly thereof;
4. designate the westerly southbound lane on Alness Street, north of Finch Avenue West, for right turning vehicles only, buses excepted, from the northerly limit of Finch Avenue West to a point 30.5 metres northerly thereof; and
5. direct 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.

### Financial Impact

All costs associated with the installation of the parking and stopping prohibitions and the lane designation are included within the Transportation Services, North York District's 2007 Operating Budget estimates.

### Summary

To obtain approval to implement parking prohibitions on the west side of Champagne Drive south of Finch Avenue West; stopping prohibitions on the west side of Alness Street north of Finch Avenue West and to designate a southbound right-turn lane at Alness Street and Finch Avenue West.

The installation of parking and stopping prohibitions and the designation of a southbound right-turn lane will result in operational improvements at this location.

### Background Information

2007-NY2-28

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-424.pdf>)

NY2.29	NO AMENDMENT		Transactional	Wards: 16
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### 40 km/h Speed Zone - Shelborne Avenue – Bathurst Street to Saguenay Avenue

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

1. City Council approve the request to install a 40km/h speed zone on Shelborne Avenue, from Bathurst Street to Saguenay Avenue.

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(December 15, 2006) report from Director, Transportation Services, North York District

### Committee Recommendations

The North York Community Council recommends that City Council:

1. approve the request to install a 40km/h speed zone on Shelborne Avenue, from Bathurst Street to Saguenay Avenue.

### Financial Impact

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

### Summary

To deny the request to install a 40 km/h speed zone on Shelborne Avenue, from Bathurst Street to Saguenay Avenue.

The existing traffic and roadway conditions do not warrant the introduction of a 40 km/h speed limit on the above-noted roadway.

### Background Information

2007-NY2-29

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-425.pdf>

NY2.30	NO AMENDMENT		Transactional	Wards: 16
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### Installation of an On-Street Parking Space for Persons with Disabilities - Deloraine Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. establish an on-street parking space for persons with disabilities on the south side of Deloraine Avenue, between a point 156 metres west of the westerly limit of Yonge Street and a point 5.5 metres further west thereof; and
2. authorize and direct the appropriate City officials to take any action necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

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(December 15, 2006) report from Director, Transportation Services, North York District

### Committee Recommendations

The North York Community Council recommends that City Council:

1. establish an on-street parking space for persons with disabilities on the south side of Deloraine Avenue, between a point 156 metres west of the westerly limit of Yonge Street and a point 5.5 metres further west thereof; and
2. authorize and direct the appropriate City officials 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 installation of the on-street disabled person's parking space at 43 Deloraine Avenue are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

### **Summary**

To obtain approval to install an on-street disabled persons' parking space adjacent to 43 Deloraine Avenue.

The introduction of the disabled persons' parking space will address the distinct needs of the residents of 43 Deloraine Avenue while only reducing the available on-street parking by one space.

### **Background Information**

2007-NY2-30

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-427.pdf>

NY2.31	NO AMENDMENT		Transactional	Wards: 16
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### **All-Way Stop Control - Glengarry Avenue at Ledbury Street**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. amend Schedule XVIII and XIX of By-law 31001, of the former City of North York, to require traffic to stop on all approaches to the intersection of Glengarry Avenue and Ledbury Street; 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.

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(December 15, 2006) report from Director, Transportation Services, North York District

### Committee Recommendations

The North York Community Council recommends that City Council:

1. amend Schedule XVIII and XIX of By-law 31001, of the former City of North York, to require traffic to stop on all approaches to the intersection of Glengarry Avenue and Ledbury Street; 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.

### Financial Impact

All costs associated with the installation of an all-way stop control will be included in 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 Glengarry Avenue and Ledbury Street.

The installation of an all-way stop control at the intersection of Glengarry Avenue and Ledbury Street will address the existing right-of-way conflicts at this intersection.

### Background Information

2007-NY2-31

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-429.pdf>)

NY2.32	NO AMENDMENT		Transactional	Wards: 23
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### Prohibited U-turns - Yonge Street at Empress Avenue/Park Home Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. prohibit Southbound U-turns at anytime on Yonge Street at Empress Avenue/Park Home Avenue;
2. prohibit Northbound U-turns at anytime on Yonge Street at Empress Avenue/Park Home Avenue; and
3. authorize and direct the appropriate City Officials to take whatever action deemed necessary to implement the foregoing including the introduction in Council of any bills

that are required.

(December 15, 2006) report from Director, Transportation Services, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. prohibit Southbound U-turns at anytime on Yonge Street at Empress Avenue/Park Home Avenue;
2. prohibit Northbound U-turns at anytime on Yonge Street at Empress Avenue/Park Home Avenue; and
3. authorize and direct the appropriate City Officials to take whatever action deemed necessary to implement the foregoing including the introduction in Council of any bills that are required.

### **Financial Impact**

All costs associated with the implementation of the u-turn prohibitions are included within the Transportation Services Division, North York District's 2007 Operating Budget estimates.

### **Summary**

To obtain approval to prohibit southbound and northbound u-turns on Yonge Street at Empress Avenue/Park Home Avenue.

The implementation of the prohibited u-turns will maintain the overall level of safety for both vehicle and pedestrian traffic at this intersection.

### **Background Information**

2007-NY2-32

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-447.pdf>)

NY2.33	NO AMENDMENT		Transactional	Wards: 15, 16, 25
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### **Business Improvement Area List of Nominees for the 2007-2010 Boards of Management**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. appoint the nominees listed in Attachment No. 1 to the report (December 22, 2006)

from the General Manager, Economic Development, Culture & Tourism, to the Boards of Management for four Business Improvement Areas (BIAs) for a term expiring at the end of the term of Council or as soon thereafter as successors are appointed;

2. amend the City of Toronto Municipal Code, Chapter 19, "Business Improvement Areas" to alter the number of members on the Boards of Management, and the number of members required for quorum for various BIAs as set out in Attachment No. 2 of the report (December 22, 2006) from the General Manager, Economic Development, Culture & Tourism;
3. grant leave for the introduction of the necessary bills in Council to give effect thereto;  
and
4. authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

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(December 22, 2006) report from General Manager Economic Development, Culture & Tourism

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. appoint the nominees listed in Attachment No. 1 to the report (December 22, 2006) from the General Manager, Economic Development, Culture & Tourism, to the Boards of Management for four Business Improvement Areas (BIAs) for a term expiring at the end of the term of Council or as soon thereafter as successors are appointed;
2. amend the City of Toronto Municipal Code, Chapter 19, "Business Improvement Areas" to alter the number of members on the Boards of Management, and the number of members required for quorum for various BIAs as set out in Attachment No. 2 of the report (December 22, 2006) from the General Manager, Economic Development, Culture & Tourism;
3. grant leave for the introduction of the necessary bills in Council to give effect thereto;  
and
4. authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

### **Financial Impact**

These recommendations will have no financial impact to the City.

### **Summary**

The purpose of this report is to recommend the Board of Management appointments for four

Business Improvement Areas that fall within the North York Community Council boundaries, approve quorum and make necessary amendments to the City of Toronto Municipal Code Chapter 19, "Business Improvement Areas."

### Background Information

2007-NY2-33

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-449.pdf>

NY2.34	NO AMENDMENT		Transactional	Wards: 34
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### Assumption of Services – Subdivision owned by Don-Greenbelt Developments Inc., Plan 66M-2389, Subdivision File UDSB-1231 – 45 Green Belt Drive

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. pass an assumption by-law to assume municipal services in Subdivision Plan 66M-2389; and
2. authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

(December 18, 2006) report from Acting Director, Development Engineering

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. pass an assumption by-law to assume municipal services in Subdivision Plan 66M-2389; and
2. authorize and direct the appropriate City Officials to take the necessary action to give effect thereto.

#### Financial Impact

There are no financial implications from this assumption of services other than those considered when the subdivision was approved in 2002.

#### Summary

This report recommends that the municipal services installed under the terms of the Subdivision Agreement for Plan 66M-2389, dated October 11, 2002, between Don-Greenbelt

Developments Inc. and the City of Toronto are in the required condition to be assumed by the City.

### Background Information

2007-ny2-34

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-452.pdf>)

NY2.40	NO AMENDMENT		Transactional	Wards: 23
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### Final Report - Rezoning Application and Site Plan Control Application - 35 Hendon Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment in Attachment 5 of the report (August 28, 2006) from the Director, Community Planning, North York District, which includes the repeal of Zoning By-law No. 145-2005;
2. authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required;
3. before introducing the necessary Bills to City Council for enactment, require the owner to:
  - a. enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide or fund the following facilities, services and/or matters:
    - i. a minimum of 1.5 m<sup>2</sup> per dwelling unit of private indoor recreational area to be provided on the site;
    - ii. a monetary contribution toward the City's cost of land acquisition for the North York Centre Service Road and associated road network or buffer areas, and/or toward the cost of constructing and furnishing a public recreational centre or social facility serving the North York Centre, for the proposed 559 m<sup>2</sup> density incentive. The owner shall provide the monetary contribution in the form of an irrevocable letter of credit upon execution of the Section 37 agreement, and shall within 10 days of the site-specific zoning by-law amendment for the project coming into full force and effect replace the letter of credit with a certified cheque;
    - iii. the conveyance to the City of Part 1 and Part 9 of Plan 66R-21470 (widening and corner rounding associated with the property known



municipally as 35 Hendon Avenue), to the satisfaction of the City Solicitor, within 10 days of the site-specific zoning by-law for the project coming into full force and effect, if possible, and in any event prior to the issuance of the first above-grade building permit; and

- iv. a Construction Management Plan for the Phase 2 project, to the satisfaction of the Executive Director, Technical Services, prior to the issuance of any demolition permit in relation to the site.
4. approve in principle the Site Plan Control Application as indicated on the drawings and subject to the conditions of approval listed in Attachment 6 subject to stylistic and technical changes; and
  5. authorize the Chief Planner or his designate to give final approval to the Site Plan Control Application once the conditions to be satisfied prior to Site Plan Control Approval as set out in Attachment 6 of the report (August 28, 2006) from the Director, Community Planning, North York District, have been fulfilled.

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Statutory - Planning Act, RSO 1990

(August 28, 2006) report from Director, Community Planning, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment in Attachment 5 of the report (August 28, 2006) from the Director, Community Planning, North York District, which includes the repeal of Zoning By-law No. 145-2005.
2. authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
3. before introducing the necessary Bills to City Council for enactment, require the owner to:
  - a. enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide or fund the following facilities, services and/or matters:
    - i. a minimum of 1.5 m<sup>2</sup> per dwelling unit of private indoor recreational area to be provided on the site;
    - ii. a monetary contribution toward the City's cost of land acquisition for the North York Centre Service Road and associated road network or buffer

- areas, and/or toward the cost of constructing and furnishing a public recreational centre or social facility serving the North York Centre, for the proposed 559 m<sup>2</sup> density incentive. The owner shall provide the monetary contribution in the form of an irrevocable letter of credit upon execution of the Section 37 agreement, and shall within 10 days of the site-specific zoning by-law amendment for the project coming into full force and effect replace the letter of credit with a certified cheque;
- iii. the conveyance to the City of Part 1 and Part 9 of Plan 66R-21470 (widening and corner rounding associated with the property known municipally as 35 Hendon Avenue), to the satisfaction of the City Solicitor, within 10 days of the site-specific zoning by-law for the project coming into full force and effect, if possible, and in any event prior to the issuance of the first above-grade building permit; and
  - iv. a Construction Management Plan for the Phase 2 project, to the satisfaction of the Executive Director, Technical Services, prior to the issuance of any demolition permit in relation to the site.
4. approve in principle the Site Plan Control Application as indicated on the drawings and subject to the conditions of approval listed in Attachment 6 subject to stylistic and technical changes.
  5. authorize the Chief Planner or his designate to give final approval to the Site Plan Control Application once the conditions to be satisfied prior to Site Plan Control Approval as set out in Attachment 6 of the report (August 28, 2006) from the Director, Community Planning, North York District, have been fulfilled.

### **Financial Impact**

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

### **Summary**

This report reviews and recommends approval of an application to amend the Zoning By-law to include 35 Hendon Avenue in the development project for the Finch Avenue West, Duplex Avenue, Hendon Avenue and Greenview Avenue block, and recommends site plan approval for the northern portion of the project (Phase 2).

### **Background Information**

2007-NY2-40

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-469.pdf>

### **Speakers**

George Belza , Analogica, on behalf of the applicant

### **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*.

NY2.42	NO AMENDMENT		Transactional	Wards: 23
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### **Final Report - Rezoning Application - 1 and 3 Kenton Drive**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment in Attachment No. 6 to the report (August 18, 2006) 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. approve in principle the site plan as indicated on the drawings in Attachment 1 and Attachment 2 to the report (August 18, 2006) from the Director, Community Planning, North York District, subject to the conditions of approval as listed in Attachment 9 to the report (August 18, 2006) from the Director, Community Planning, North York District; and
4. authorize the Chief Planner or his designate to give final approval to the site plan when the conditions to be satisfied prior to site plan approval as set out in Attachment 9 to the report (August 18, 2006) from the Director, Community Planning, North York District, have been fulfilled.

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Statutory - Planning Act, RSO 1990

(August 18, 2006) report from Director, Community Planning, North York District

#### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment in Attachment No. 6 to the report (August 18, 2006) 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. approve in principle the site plan as indicated on the drawings in Attachment 1 and Attachment 2 to the report (August 18, 2006) from the Director, Community Planning, North York District, subject to the conditions of approval as listed in Attachment 9 to the report (August 18, 2006) from the Director, Community Planning, North York District;
4. authorize the Chief Planner or his designate to give final approval to the site plan when the conditions to be satisfied prior to site plan approval as set out in Attachment 9 to the report (August 18, 2006) from the Director, Community Planning, North York District, have been fulfilled.

### Financial Impact

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

### Summary

This report reviews and recommends approval of an application to amend the Zoning By-law and approve in principle the Site Plan Control Application for a 4-storey, 48-bed residential care facility located at 1 & 3 Kenton Drive.

### Background Information

2007-NY2-42

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-474.pdf>

### Communications

(January 11, 2007) letter from Casey Piekarz – NY2.42.1

(January 15, 2007) letter from Margaret Thomson – NY2.42.2

(January 12, 2007) letter from Casey Piekarz – NY2.42.3

### Speakers

Anna Korolnek , Board Member of YCC105

Benjamin Schultz , Architect, on behalf of the applicant

Pearl Gladman , Centre for Community Action

Brian Katz

### 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*.

NY2.43	NO AMENDMENT		Transactional	Wards: 23
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**Final Report - Official Plan Amendment & Rezoning Application 65 and 67 Finch Ave West**

**City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions

City Council:

1. amend the Central Finch Area Secondary Plan for the City of Toronto substantially in accordance with the draft Official Plan Amendment shown as Attachment No. 7 to the report (December 13, 2006) from the Director, Community Planning, North York District;
2. amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment shown as Attachment No. 8 to the report (December 13, 2006) from the Director, Community Planning, North York District;
3. authorize the City Solicitor, to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required;
4. approve in principle the site plan as indicated on the drawings listed in Attachment No. 1 to the report (December 13, 2006) from the Director, Community Planning, North York District, subject to the Condition of Approval listed in Attachment No. 9 to the report (December 13, 2006) from the Director, Community Planning, North York District;
5. before introducing the necessary Bills to City Council for enactment, the owner is required to:
  - (i) obtain site plan approval from the Director, Community Planning, North York District, and enter into a Site Plan Agreement under Section 41 of the Planning Act based on the conditions and plans prior to issuance of a building permit; and
  - (ii) convey to the City, for a nominal sum and free and clear of all encumbrances, a road widening measuring approximately 2.76 metres along the Finch Avenue West frontage;
6. direct that Recommendation 3, referred to above and in the report (December 13, 2006) from the Director, Community Planning, North York District, be implemented in consultation with the Ward Councillor and representatives of the applicant and the local ratepayer association;
7. direct that Recommendation 5(i), referred to above and in the report (December 13, 2006) from the Director, Community Planning, North York District, be implemented in consultation with the Ward Councillor; and
8. receive the report (August 23, 2006) from the Director, Community Planning, North York District.

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Statutory - Planning Act, RSO 1990

(August 23, 2006) report from Director, Community Planning, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend the Central Finch Area Secondary Plan for the City of Toronto substantially in accordance with the draft Official Plan Amendment shown as Attachment No. 7 to the report (December 13, 2006) from the Director, Community Planning, North York District; and
2. amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment shown as Attachment No. 8 to the report (December 13, 2006) from the Director, Community Planning, North York District; and
3. authorize the City Solicitor, to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required, and
4. approve in principle the site plan as indicated on the drawings listed in Attachment No. 1 to the report (December 13, 2006) from the Director, Community Planning, North York District, subject to the Condition of Approval listed in Attachment No. 9 to the report (December 13, 2006) from the Director, Community Planning, North York District;
5. before introducing the necessary Bills to City Council for enactment, the owner is required to:
  - (i) obtain site plan approval from the Director, Community Planning, North York District, and enter into a Site Plan Agreement under Section 41 of the *Planning Act* based on the conditions and plans prior to issuance of a building permit.
  - (ii) convey to the City, for a nominal sum and free and clear of all encumbrances, a road widening measuring approximately 2.76 metres along the Finch Avenue West frontage.
6. direct that recommendation (3), referred to above and in the report (December 13, 2006) from the Director, Community Planning, North York District, be implemented in consultation with the Ward Councillor and representatives of the applicant and the local ratepayer association; and
7. direct that recommendation (5)(i), referred to above and in the report (December 13,

2006) from the Director, Community Planning, North York District, be implemented in consultation with the Ward Councillor; and

8. receive the report (August 23, 2006) from the Director, Community Planning, North York District.

### Financial Impact

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

### Summary

This report reviews and recommends approval of an application to amend the Central Finch Area Secondary Plan and the Zoning By-law for a proposed development comprised of seven, 4-storey townhouses and two, 3-storey single detached dwellings at the south-east corner of Finch Avenue West and Madeline Road.

### Background Information

2007-NY2-43

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-483.pdf>)

2007-NY2-43a

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-497.pdf>)

### Communications

(August 29, 2006) e-mail from Victor Tossutti – NY2.43.1

(September 7, 2006) e-mail from Ryan Lepik – NY2.43.2

(September 12, 2006) letter from M. Hsu – NY2.43.3

### Speakers

George Belza , Analogica, on behalf of Edithvale-Yonge Community Association

### 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*.

NY2.44	NO AMENDMENT		Transactional	Wards: 23
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### Refusal Report - Official Plan Amendment & Rezoning Application - 169, 177 and 181 Maplehurst Ave.

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions

City Council:

1. refuse the proposed Official Plan Amendment, Zoning By-law Amendment and Site

Plan applications; and

2. authorize the City Solicitor and City Staff, to appear before the Ontario Municipal Board in support of Council's refusal, should the applications be appealed to the Ontario Municipal Board.

(August 23, 2006) report from Director, Community Planning, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. refuse the proposed Official Plan Amendment, Zoning By-law Amendment and Site Plan applications; and
2. authorize the City Solicitor and City Staff, to appear before the Ontario Municipal Board in support of Council's refusal, should the applications be appealed to the Ontario Municipal Board.

### **Financial Impact**

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

### **Summary**

This report recommends refusal of an application to develop nine 3-storey townhouses at the southwest corner of Maplehurst Avenue and Dudley Avenue and seek Council's direction for staff to attend the Ontario Municipal Board in opposition to the development should the application be appealed.

### **Background Information**

2007-NY2-44

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-502.pdf>

### **Communications**

(August 30, 2006) letter from Joe and Vi Clow – NY2.44.1

(January 8, 2007) letter from Vincent Maida, Assistant Professor, University of Toronto – NY2.44.2

### **Speakers**

Wendy Ekins , Elstons LLP, on behalf of the Applicant

Marion Lick , Willowdale Central Ratepayers Association

NY2.45	NO AMENDMENT		Transactional	Wards: 23
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## **Final Report - Rezoning Application and Site Plan Control Application - 93 Finch Avenue East**

### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions

City Council:

1. amend former City of North York Zoning By-law 7625 substantially in accordance with the draft Zoning By-law Amendment in Attachment 5 to the report (August 25, 2006) 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. authorize the City Solicitor to introduce the necessary Bills to City Council for enactment;
4. approve in principle the site plan as indicated in drawings listed in Attachment 6 to the report (August 25, 2006) from the Director, Community Planning, North York District, subject to the conditions of approval as listed in Attachment 6 to the report (August 25, 2006) from the Director, Community Planning, North York District;
5. prior to final site plan approval, require the owner to convey to the City a 4.89m widening across the entire frontage of the site at a nominal cost and free of all encumbrances for dedication as a public highway;
6. authorize the Chief Planner, or his designate, to grant final approval to the site plan when the conditions of site plan approval listed in Attachment 6 to the report (August 25, 2006) from the Director, Community Planning, North York District, are fulfilled; and
7. direct that finalization of the site plan be done in consultation with the Ward Councillor.

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Statutory - Planning Act, RSO 1990

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

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend former City of North York Zoning By-law 7625 substantially in accordance with the draft Zoning By-law Amendment in Attachment 5 to the report (August 25, 2006) 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. authorize the City Solicitor to introduce the necessary Bills to City Council for enactment;
4. approve in principle the site plan as indicated in drawings listed in Attachment 6 to the report (August 25, 2006) from the Director, Community Planning, North York District, subject to the conditions of approval as listed in Attachment 6 to the report (August 25, 2006) from the Director, Community Planning, North York District;
5. prior to final site plan approval, require the owner to convey to the City a 4.89m widening across the entire frontage of the site at a nominal cost and free of all encumbrances for dedication as a public highway;
6. authorize the Chief Planner, or his designate, to grant final approval to the site plan when the conditions of site plan approval listed in Attachment 6 to the report (August 25, 2006) from the Director, Community Planning, North York District, are fulfilled; and
7. direct that finalization of the site plan be done in consultation with the Ward Councillor.

### **Financial Impact**

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

### **Summary**

This report reviews and recommends approval of an application to amend the Zoning By-Law and approve in principle the Site Plan Control Application for the conversion of a single detached dwelling to a professional office at 93 Finch Avenue East.

### **Background Information**

2007-NY2-45

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-507.pdf>)

### **Communications**

(September 18, 2006) e-mail from Laurie Siegel – NY2.45.1

### **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*.

NY2.46	NO AMENDMENT		Transactional	Wards: 23
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**Final Report - Rezoning Application and Site Plan Application –  
 5435 Yonge Street**

**City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 2 to the report (December 20, 2006) from the Director, Community Planning, North York District;
2. authorize the City Solicitor to make such stylistic, technical and other changes to the draft Zoning By-law Amendment as may be required to give effect to the intent of the report (December 20, 2006) from the Director, Community Planning, North York District;
3. before introducing the necessary Bills to City Council for enactment, require the owner to:
  - (a) enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide or fund the following facilities, services and/or matters:
    - (i) lands with a total area of 743 m<sup>2</sup> (known municipally as 32 Byng Avenue) for the North York Centre Service Road and associated buffer area, to be conveyed to the City for a nominal sum and free and clear of structures and encumbrances, to the satisfaction of the City Solicitor, within 30 days of the site-specific Zoning By-law for the project coming into full force and effect;
    - (ii) lands with a total area of 743 m<sup>2</sup> (known municipally as 38 Byng Avenue) for the North York Centre Service Road and associated buffer area, to be conveyed to the City for a nominal sum and free and clear of structures and encumbrances, to the satisfaction of the City Solicitor, within 30 days of the site-specific Zoning By-law for the project coming into full force and effect;
    - (iii) lands with a total area of 14.5 m<sup>2</sup> (a portion of lands known municipally as 31 Olive Avenue) for the North York Centre Service Road and associated buffer area, to be conveyed to the City for a nominal sum and free and clear of structures and encumbrances, to the satisfaction of the City Solicitor, within 30 days of the site-specific Zoning By-law for the project coming into full force and effect;
    - (iv) a monetary contribution toward the cost of land acquisition for the North York Centre Service Road and associated road network or buffer areas and/or the cost of constructing and furnishing a public recreational centre or social facility serving the North York Centre, for the proposed density incentive of 18,663 m<sup>2</sup> gross floor area, in an amount satisfactory to the Director of Real Estate Services as per Attachment 4 to the report (December 20, 2006) from the Director, Community Planning, North York District; to be provided in the form of an irrevocable letter of credit or a

certified cheque upon the site-specific Zoning By-law for the project coming into full force and effect, to be held in trust, which security the owner shall replace with a certified cheque to the City within 10 days of the conveyance of the existing public lane on the property by the City to the owner;

- (v) a total of 315 m<sup>2</sup> of bicycle storage space to be provided within the buildings on the site;
- (vi) a public art contribution in the amount of \$300,000 for a public art programme to be provided on-site and/or on public lands adjacent to the site. The Owner shall submit to the City a public art plan for the site and obtain approval by the Chief Planner or designate in consultation with the Toronto Public Art Commission prior to the issuance of the first building permit for the first building, or shall in lieu thereof, deposit the entire public art obligation in respect of that building permit with the City;
- (vii) public access to be provided over the landscaped open space lands at the southwest corner of Byng Avenue and Doris Avenue, the pathway along the south side of the driveway connecting with Doris Avenue and across the driveway connecting to the landscaped open space lands, the midblock connection between Yonge Street and the interior courtyard of the development, referred to as the Breezeway, and the public access lands located along the east side of Yonge Street on the property located 2.5 metres from the main building face of the podiums along Yonge Street, all as generally shown on Attachment 4 to the report (August 29, 2006) from the Director, Community Planning, North York District;
- (viii) a financial security in the form of a certified cheque or letter of credit to fund proposed future landscape improvements at the southeast corner of Yonge Street and Byng Avenue, to be installed following the City's future realignment of the intersection in accordance with the Uptown Service Road Environmental Study Report, and the City shall provide an indemnification to the owner against all costs and liabilities associated with occupation of the City road allowance by the owner for the purpose of construction of the Yonge Byng intersection landscape improvements, that do not result from the negligence of the owner;
- (ix) a Construction Management Plan, to the satisfaction of the Executive Director, Technical Services, prior to the issuance of any demolition permit for the site;
- (x) a report assessing the affordable housing component for the entire C3(5) site based on unit size, for approval by the Chief Planner and Executive Director, prior to the issuance of any above-grade building permit for the proposed development; and

- (xi) 1.5 m<sup>2</sup> per unit of private indoor recreational amenity space; and
  - (b) have provided a written undertaking in a form satisfactory to the City Solicitor, that upon the site-specific Zoning By-law Amendment described in the report (December 20, 2006) from the Director, Community Planning, North York District, coming into effect, the applicant's appeal of the new Toronto Official Plan as it relates to a portion of this site, be withdrawn;
4. approve in principle the Site Plan Control Application as indicated on the drawings and subject to the conditions of approval listed in Attachment 3 to the report (December 20, 2006) from the Director, Community Planning, North York District, subject to stylistic and technical changes;
  5. direct that the Director, Community Planning, North York District, meet with the Ward Councillor regarding site plan control matters, prior to authorizing the Chief Planner and Executive Director or his designate to give final approval to the Site Plan Control Application once the conditions to be satisfied prior to Site Plan Control Approval set out in Attachment 3 to the report (December 20, 2006) from the Director, Community Planning, North York District, have been fulfilled;
  6. require that in view of the reduced parking standards and the proximity of the development to the subway, the developer, provide the purchaser of each condominium unit with a six-month Toronto Transit Commission transit pass; and
  7. receive the report (August 23, 2006) from the Director, Community Planning, North York District.

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Statutory - Planning Act, RSO 1990

(August 29, 2006) report from Director, Community Planning, North York District

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 2 to the report (December 20, 2006) from the Director, Community Planning, North York District;
2. authorize the City Solicitor to make such stylistic, technical and other changes to the draft Zoning By-law Amendment as may be required to give effect to the intent of the report (December 20, 2006) from the Director, Community Planning, North York District;

3. before introducing the necessary Bills to City Council for enactment, require the owner to:
- (a) enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide or fund the following facilities, services and/or matters:
    - (i) lands with a total area of 743 m<sup>2</sup> (known municipally as 32 Byng Avenue) for the North York Centre Service Road and associated buffer area, to be conveyed to the City for a nominal sum and free and clear of structures and encumbrances, to the satisfaction of the City Solicitor, within 30 days of the site-specific Zoning By-law for the project coming into full force and effect;
    - (ii) lands with a total area of 743 m<sup>2</sup> (known municipally as 38 Byng Avenue) for the North York Centre Service Road and associated buffer area, to be conveyed to the City for a nominal sum and free and clear of structures and encumbrances, to the satisfaction of the City Solicitor, within 30 days of the site-specific Zoning By-law for the project coming into full force and effect;
    - (iii) lands with a total area of 14.5 m<sup>2</sup> (a portion of lands known municipally as 31 Olive Avenue) for the North York Centre Service Road and associated buffer area, to be conveyed to the City for a nominal sum and free and clear of structures and encumbrances, to the satisfaction of the City Solicitor, within 30 days of the site-specific Zoning By-law for the project coming into full force and effect;
    - (iv) a monetary contribution toward the cost of land acquisition for the North York Centre Service Road and associated road network or buffer areas and/or the cost of constructing and furnishing a public recreational centre or social facility serving the North York Centre, for the proposed density incentive of 18,663 m<sup>2</sup> gross floor area, in an amount satisfactory to the Director of Real Estate Services as per Attachment 4 to the report (December 20, 2006) from the Director, Community Planning, North York District; to be provided in the form of an irrevocable letter of credit or a certified cheque upon the site-specific Zoning By-law for the project coming into full force and effect, to be held in trust, which security the owner shall replace with a certified cheque to the City within 10 days of the conveyance of the existing public lane on the property by the City to the owner;
    - (v) a total of 315 m<sup>2</sup> of bicycle storage space to be provided within the buildings on the site;
    - (vi) a public art contribution in the amount of \$300,000 for a public art programme to be provided on-site and/or on public lands adjacent to the site. The Owner shall submit to the City a public art plan for the site and

obtain approval by the Chief Planner or designate in consultation with the Toronto Public Art Commission prior to the issuance of the first building permit for the first building, or shall in lieu thereof, deposit the entire public art obligation in respect of that building permit with the City;

- (vii) public access to be provided over the landscaped open space lands at the southwest corner of Byng Avenue and Doris Avenue, the pathway along the south side of the driveway connecting with Doris Avenue and across the driveway connecting to the landscaped open space lands, the midblock connection between Yonge Street and the interior courtyard of the development, referred to as the Breezeway, and the public access lands located along the east side of Yonge Street on the property located 2.5 metres from the main building face of the podiums along Yonge Street, all as generally shown on Attachment 4 to the report (August 29, 2006) from the Director, Community Planning, North York District;
  - (viii) a financial security in the form of a certified cheque or letter of credit to fund proposed future landscape improvements at the southeast corner of Yonge Street and Byng Avenue, to be installed following the City's future realignment of the intersection in accordance with the Uptown Service Road Environmental Study Report, and the City shall provide an indemnification to the owner against all costs and liabilities associated with occupation of the City road allowance by the owner for the purpose of construction of the Yonge Byng intersection landscape improvements, that do not result from the negligence of the owner;
  - (ix) a Construction Management Plan, to the satisfaction of the Executive Director, Technical Services, prior to the issuance of any demolition permit for the site;
  - (x) a report assessing the affordable housing component for the entire C3(5) site based on unit size, for approval by the Chief Planner and Executive Director, prior to the issuance of any above-grade building permit for the proposed development; and
  - (xi) 1.5 m<sup>2</sup> per unit of private indoor recreational amenity space; and
- (b) have provided a written undertaking in a form satisfactory to the City Solicitor, that upon the site-specific Zoning By-law Amendment described in the report (December 20, 2006) from the Director, Community Planning, North York District, coming into effect, the applicant's appeal of the new Toronto Official Plan as it relates to a portion of this site, be withdrawn;
4. approve in principle the Site Plan Control Application as indicated on the drawings and subject to the conditions of approval listed in Attachment 3 to the report (December 20, 2006) from the Director, Community Planning, North York District, subject to stylistic

and technical changes;

5. direct that the Director, Community Planning, North York District, meet with the Ward Councillor regarding site plan control matters, prior to authorizing the Chief Planner and Executive Director or his designate to give final approval to the Site Plan Control Application once the conditions to be satisfied prior to Site Plan Control Approval set out in Attachment 3 to the report (December 20, 2006) from the Director, Community Planning, North York District, have been fulfilled;
6. require that in view of the reduced parking standards and the proximity of the development to the subway, the developer, provide the purchaser of each condominium unit with a six-month Toronto Transit Commission transit pass; and
7. receive the report (August 23, 2006) from the Director, Community Planning, North York District.

### **Financial Impact**

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

### **Summary**

This report reviews and recommends approval of an application to amend the Zoning By-law and for site plan approval for a 30-storey residential and commercial building, and an 8-storey seniors' residential and commercial building, on the east side of Yonge Street south of Byng Avenue.

### **Background Information**

2007-NY2-46

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-520.pdf>)

2007-NY2-46a

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-521.pdf>)

### **Communications**

(September 16, 2006) letter from Simon Chu – NY2.46.1

(January 15, 2007) letter from Roger Chin – NY2.46.2

(January 11, 2007) letter from Jackson Lo and Wendy Lo – NY2.46.3

(January 15, 2007) letter from Jonathan Li – NY2.46.4

(January 15, 2007) e-mail from Venetia Michaelidis – NY2.46.5

(January 14, 2007) letter from Wangden and Palden Carson – NY2.46.6

(January 5, 2007) letter from Babak Bakhtiar – NY2.46.7

(January 9, 2007) e-mail from Wade Chen – NY2.46.8

(January 9, 2007) letter from Resident at 28 Byng Ave. – NY2.46.9

(January 16, 2007) letter from Melissa Chriqui – NY2.46.10

(January 16, 2007) letter from Leily Shahandeh and Mohammad Jafarpour – NY2.46.11

### **Speakers**

Tara Piurko , McCarthy Tetrault, on behalf of the Applicant



### 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*.

NY2.49	NO AMENDMENT		Transactional	Wards: 25
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### Refusal Report - Official Plan and Zoning By-law Amendment Applications - 1121 Leslie Street north of Eglinton Avenue East

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. refuse the proposed Official Plan and Zoning By-law Amendment applications; and
2. authorize the City Solicitor and City Staff to appear before the Ontario Municipal Board in support of Council's refusal, should the Official Plan and Zoning By-law Amendment applications be appealed to the Ontario Municipal Board.

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(December 22, 2006) report from Director, Community Planning, North York District

#### Committee Recommendations

The North York Community Council recommends that City Council:

1. refuse the proposed Official Plan and Zoning By-law Amendment applications; and
2. authorize the City Solicitor and City Staff to appear before the Ontario Municipal Board in support of Council's refusal, should the Official Plan and Zoning By-law Amendment applications be appealed to the Ontario Municipal Board.

#### Financial Impact

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

#### Summary

An application has been submitted to permit the conversion of employment lands to three residential apartment buildings and two office buildings at 1121 Leslie Street.

The application for the conversion of employment lands for predominately residential use is not supported based on the Provincial Policy Statement (PPS) and the Official Plan policies. The PPS requires the City to promote economic development and competitiveness by planning for,

protecting and preserving employment areas for current and future uses. The Official Plan policies governing Employment Districts and Employment Areas state that the site should be retained for employment uses in the long term and protected from the encroachment of non-economic functions. The lands are required for employment purposes and are suitable for that use. The conversion of employment lands can only be considered in the context of a comprehensive review. This report reviews and recommends refusal of the applications to amend the Official Plan and Zoning By-law.

### Background Information

2007-NY2-49

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-574.pdf>)

### Communications

(January 15, 2007) e-mail from Margaret Miu-Ling Wong – NY2.49.1

(January 16, 2007) letter from Janet Gilles – NY2.49.2

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Council also considered the following:

Communication (January 22, 2007) from Melissa Weber (NY2.49.3).

### Speakers

Janet Gilles

NY2.50	NO AMENDMENT		Transactional	Wards: 24
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### Ontario Municipal Board Hearing - Committee of Adjustment Application - 292-294 Cummer Avenue

#### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

City Council:

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

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(January 16, 2007) Member Motion from Councillor David Shiner

## **Committee Recommendations**

The North York Community Council recommends that City Council:

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

## **Summary**

Jovi Holdings Corporation, the owner of 292-294 Cummer Avenue, Lot # 3 (proposed 6 Geranium Court), submitted an application to the North York District Committee of Adjustment to permit the construction of a new two storey dwelling on one of the lots in the proposed subdivision.

Variations were requested with a respect to a below grade garage.

The Committee of Adjustment for the City of Toronto (North District) refused the application at the November 16, 2006 meeting.

Planning staff commented on the history of the subject site and recommended conditions of approval.

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

The Ontario Municipal Board has not yet set a hearing date for this application.

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

## **Background Information**

2007-NY2-50

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-810.pdf>)

2007-NY2-50Attach1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-811.pdf>)

2007-NY2-50Attach2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-845.pdf>)

## **Decision Advice and Other Information**

Recorded Vote:

A recorded vote on the Recommendations moved by Councillor Shiner, Ward 24 - Willowdale, was as follows:

FOR: Councillors Augimeri, Carroll, Filion, Jenkins, Minnan-Wong, Moscoe, Parker, Perruzza, Shiner, Stintz

AGAINST: Nil

ABSENT: Councillor Feldman

Carried Unanimously

NY2.51	NO AMENDMENT		Transactional	Wards: 23
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## Ontario Municipal Board Hearing - Committee of Adjustment Application – 304 Churchill Avenue

### City Council Decision

City Council on February 5, 6, 7 and 8, 2007, adopted the following motion:

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 decisions.

(January 16, 2007) Member Motion from Councillor John Filion

### Committee Recommendations

The North York Community Council recommends that City Council:

1. 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 decisions.

### Summary

Tal Ha Yek, the owner of 304 Churchill Avenue, submitted a Consent application to the North York District Committee of Adjustment for the division of a parcel of residential lands fronting onto the north side of Churchill Avenue into two lots having frontages of 10.63m.

Tal Ha Yek, the owner of 304 Churchill Avenue, submitted two Minor Variance applications to the North York District Committee of Adjustment to permit the construction of a new two storey dwelling on each of the proposed lots.

Variations were requested with respect to lot frontage and width, lot area, lot coverage, east and west side yard setbacks, rear yard setback and below grade garages.

The Committee of Adjustment for the City of Toronto (North District) refused the Consent application and the two associated Minor Variance applications at the October 5th, 2006

meeting.

Planning staff commented that the resulting lots would be the smallest in terms of both lot frontage and lot area and would be contrary to the by-law requirement. There would appear to be no need for the introduction of smaller lots into this area.

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.

### **Background Information**

2007-NY2-51

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-825.pdf>)

2007-NY2-51Attach1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-856.pdf>)

### **Decision Advice and Other Information**

#### Recorded Vote:

A recorded vote on the Recommendation moved by Councillor Filion, Ward 23 – Willowdale, was as follows:

FOR: Councillors Augimeri, Carroll, Filion, Jenkins, Minnan-Wong, Moscoe, Parker, Perruzza, Stintz

AGAINST: Nil

ABSENT: Councillors Feldman, Shiner

Carried Unanimously

NY2.53	NO AMENDMENT		Transactional	Wards: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34
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### **Request for Pilot Project to Monitor Sign Installations**

#### **City Council Decision**

City Council on February 5, 6, 7 and 8, 2007, adopted the following motions:

City Council:

1. direct the Director of Building and Deputy Chief Building Official and the Director,

Community Planning, North York District, to establish and implement a protocol for notifying the North York District Building Division of development applications that may result in signs being erected on sites in the North York District;

2. direct the North York District Building Division to monitor sites where applications for sign permits have been made; and
3. establish this protocol as a pilot project for a period of approximately one year and be followed by a report back to North York District Community Council.

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(January 16, 2007) Member Motion from Councillor David Shiner

### **Committee Recommendations**

The North York Community Council recommends that City Council:

1. direct the Director of Building and Deputy Chief Building Official and the Director, Community Planning, North York District, to establish and implement a protocol for notifying the North York District Building Division of development applications that may result in signs being erected on sites in the North York District;
2. direct the North York District Building Division to monitor sites where applications for sign permits have been made; and
3. establish this protocol as a pilot project for a period of approximately one year and be followed by a report back to North York District Community Council.

### **Summary**

Motion submitted by Councillor Shiner regarding a request for a pilot project to monitor sign installations in the North York Community Council boundary area, for consideration by the North York Community Council.

### **Background Information**

2007-NY2-53

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-829.pdf>

*Submitted Tuesday, January 16, 2007  
Chair, North York Community Council*

North York Community Council Committee Report - Meeting No. 2  
Considered by City Council on February 5, 6, 7 and 8, 2007