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## Planning and Growth Management Committee

**Meeting No.** 5  
**Meeting Date** Thursday, May 31, 2007  
**Start Time** 9:30 AM  
**Location** Committee Room 1, City Hall

**Contact** Merle MacDonald, Committee Administrator  
**Phone** 416-392-7340  
**E-mail** pgmc@toronto.ca

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<b>Item</b>		<b>Page</b>
PG5.2	Request for Direction - Amendment to the Official Plan Regarding Complete Planning Applications (Ward: All)	1
PG5.5	Official Plan Urban Design Policy Settlement (Ward: All)	2
PG5.6	A New Class Environmental Assessment Process for Transit Projects (Ward: All)	3
PG5.9	Adverse Effects Caused by the Issuance of Building Permits on Adjacent Buildings (Ward: All)	4
PG5.10	Vibrations Caused by Construction Activity (Ward: All)	5
PG5.12	Toronto Cycling Advisory Committee - Revised Terms of Reference	6

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## Planning and Growth Management Committee

<b>Meeting No.</b>	5	<b>Contact</b>	Merle MacDonald, Committee Administrator
<b>Meeting Date</b>	Thursday, May 31, 2007	<b>Phone</b>	416-392-7340
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	<a href="mailto:pgmc@toronto.ca">pgmc@toronto.ca</a>
<b>Location</b>	Committee Room 1, City Hall		

PG5.2	NO AMENDMENT		Policy	Ward: All
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### Request for Direction - Amendment to the Official Plan Regarding Complete Planning Applications

#### City Council Decision

City Council on June 19, 20 and 22, 2007, adopted the following motions:

1. Notice for the public meeting under the Planning Act be given in accordance with the regulations under the Planning Act.
2. Staff schedule a community consultation meeting with interested representatives from the Development Community and Ratepayers to obtain their comments, and that such consultation meetings be held in each of the four Districts.
3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

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(May 10, 2007) report from Chief Planner and Executive Director, City Planning

#### Committee Recommendations

The Planning and Growth Management Committee recommends that City Council approve the following:

1. Notice for the public meeting under the Planning Act be given in accordance with the regulations under the Planning Act;
2. Staff schedule a community consultation meeting with interested representatives from the Development Community and Ratepayers to obtain their comments, and that such consultation meetings be held in each of the four Districts; and

3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Financial Impact**

The recommendations in this report have no financial impact.

### **Summary**

New provisions of the Planning Act came into effect on January 1, 2007. In order to implement the new authority found in the Act to allow Council to set requirements for 'complete applications' an amendment to the Official Plan is required. This report seeks Planning and Growth Management Committee's direction to give notice on a proposed amendment to the Official Plan to address the minimum complete application requirements for development applications.

### **Background Information**

staff report - request for direction - amendment to the official plan  
<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3913.pdf>

### **Speakers**

Eileen Denny, Teddington Park Residents' Association

PG5.5	AMENDED		Transactional	Ward: All
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### **Official Plan Urban Design Policy Settlement**

**Confidential - Attachment 1 - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board**

### **City Council Decision**

City Council on June 19, 20 and 22, 2007, adopted the following motions:

1. City Council adopt the recommendations set out in Attachment 1 of the report.
2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, subsequent to the Ontario Municipal Board issuing its Order on this matter and in the absence of any appeals or review of the Board's Decision/Order.
3. The City Manager, on behalf of City Council, write the Minister of Municipal Affairs and Housing requesting that:
  - a. the forthcoming Regulation for "Zoning with Conditions", pursuant to the City of Toronto Act, 2006, be expedited; and

- b. the Province include in that Regulation the power to require public art as a condition of development.

Confidential Attachment 1 to the report (May 10, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation. The confidential information and recommendations in Attachment 1 will be made public, subsequent to the Ontario Municipal Board issuing its Order on this matter and in the absence of any appeals or review of the Board's Decision/Order.

(May 10, 2007) report from Chief Planner and Executive Director, City Planning and the City Solicitor

### **Committee Recommendations**

The Planning and Growth Management Committee recommends that:

1. City Council adopt the recommendations set out in Attachment 1 of the report; and
2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, subsequent to the Ontario Municipal Board issuing its Order on this matter and in the absence of any appeals or review of the Board's Decision/Order.

### **Financial Impact**

The adoption of this report will eliminate the need for a hearing of the appeal.

### **Summary**

The Urban Development Institute (UDI) and the Greater Toronto Home Builders' Association (GTHBA) appealed the entire new Official Plan. Following a series of Ontario Municipal Board Pre-hearings and Settlements authorized by Council, the only remaining policy under appeal by the UDI and GTHBA is Policy 5 in Section 3.1.2 of the Plan. This report recommends a modification to Section 5.1.2 Policy 5(g) in order to settle this last outstanding matter in the UDI and GTHBA appeal of the Plan.

### **Background Information**

staff report - official plan urban design policy settlement  
<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3916.pdf>

PG5.6	AMENDED		Policy	Ward: All
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## **A New Class Environmental Assessment Process for Transit Projects**

### **City Council Decision**

City Council on June 19, 20 and 22, 2007, adopted the following motions:

1. City Council endorse the attached draft document, “New Part D – Transit Projects”, to be added to the Municipal Class Environmental Assessment (EA) document, which will establish a class EA process for municipal transit projects.
2. The Ministry of the Environment be requested to complete and make available a “Code of Practice” regarding Part II Orders as soon as possible so that all municipalities have a clear understanding of the procedures for how that element of the EA Act and its regulations are implemented.
3. City Council direct the Chief Planner and Executive Director, City Planning, in consultation with staff from Transportation Services and the Toronto Transit Commission, to report to the Planning and Growth Management Committee on the current practice of evaluating the energy source for various technologies addressed in an Environmental Assessment study and recommend the best way or process to ensure that the greenest, most efficient energy source is considered when recommending a particular transit technology.

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(May 7, 2007) report from Chief Planner and Executive Director, City Planning and General Manager, Transportation Services

### **Committee Recommendations**

The Planning and Growth Management Committee recommends that:

1. City Council endorse the attached draft document, “New Part D – Transit Projects”, to be added to the Municipal Class Environmental Assessment (EA) document, which will establish a class EA process for municipal transit projects; and
2. the Ministry of the Environment be requested to complete and make available a “Code of Practice” regarding Part II Orders as soon as possible so that all municipalities have a clear understanding of the procedures for how that element of the EA Act and its regulations are implemented.

### **Financial Impact**

The recommendations in this report have no financial impact.

### **Summary**

This report provides an overview of the development of a new Municipal Transit chapter to be incorporated into the current Municipal Class EA document and recommends that City Council endorse the process documented in the draft chapter on Municipal Transit and the associated amendments to the Municipal Class EA document, which will result in a more streamlined EA process specifically for municipal transit projects.

## Background Information

staff report - a new class environmental assessment process for transit projects

(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3930.pdf>)

ttc letter dated april 19, 2007 - (attachment 1)

(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3931.pdf>)

ttc report no. 19 dated april 18, 2007 - (attachment 2)

(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3932.pdf>)

PG5.9	NO AMENDMENT		Policy	Ward: All
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## Adverse Effects Caused by the Issuance of Building Permits on Adjacent Buildings

### City Council Decision

City Council on June 19, 20 and 22, 2007, adopted the following motions:

1. City Council authorize Toronto Building, on behalf of the City of Toronto, to propose an amendment to the Ontario Building Code regarding the issue of the separation of existing chimneys in relation to proposed adjacent residential buildings.
2. City Council request the Province to consider relevant technical requirements of other provincial and federal acts and regulations where building construction and/or maintenance is governed by those acts or regulations, and construction may impact, or be impacted by adjacent buildings and properties.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(May 16, 2007) report from Chief Building Official and Executive Director, Toronto Building

### Committee Recommendations

The Planning and Growth Management Committee recommends that:

1. City Council authorize Toronto Building, on behalf of the City of Toronto, to propose an amendment to the Ontario Building Code regarding the issue of the separation of existing chimneys in relation to proposed adjacent residential buildings;
2. City Council request the Province to consider relevant technical requirements of other provincial and federal acts and regulations where building construction and/or maintenance is governed by those acts or regulations, and construction may impact, or be impacted by adjacent buildings and properties; and
3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

## Summary

This report outlines the legislative context and actions that Toronto Building proposes to take with respect to the impacts of infill housing construction on existing adjacent residential buildings.

New construction, particularly infill housing projects, can occasionally place adjacent buildings into non-compliance with a number of health and safety requirements of the Ontario Building Code, and other federal and provincial regulations.

It has been deemed that the Ontario Building Code cannot, except where specifically mentioned, govern proposed construction based on the impacts that it may cause to an adjacent property. It is recommended that Toronto Building recommend changes to be made to the Ontario Building Code, as well as explore other alternatives to limit the impact that new construction may have on existing buildings.

## Background Information

staff report - adverse effects caused by the issuance of building permits  
<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3919.pdf>

## Decision Advice and Other Information

The Planning and Growth Management Committee requested the Chief Planner and Executive Director of City Planning and the Chief Building Official and Executive Director, Toronto Building, in consultation with the City Solicitor, to attempt to devise a mechanism by which conditions would be recommended to the Committee of Adjustment in those cases where City Planning is made aware of there being an issue.

PG5.10	NO AMENDMENT		Policy	Ward: All
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## Vibrations Caused by Construction Activity

### City Council Decision

City Council on June 19, 20 and 22, 2007, adopted the following motions:

1. The Chief Building Official and Executive Director, Toronto Building, report to the Planning and Growth Management Committee with the necessary amendments to Chapter 363 of the City of Toronto Municipal Code to require details and particulars from building permit applicants relating to the potential for construction vibrations, and where there is the potential for construction borne vibrations to require conformance with a set of vibration control criteria. These criteria will include but are not limited to precondition surveys, vibration monitoring and conformance with peak particle velocity measurements appropriate to the site.
2. Toronto Building conduct a focused consultation with the building industry and resident's representatives to establish a communications protocol in order to appropriately document all public complaints.

(May 16, 2007) report from Chief Building Official and Executive Director, Toronto Building

### **Committee Recommendations**

The Planning and Growth Management Committee recommends that:

1. the Chief Building Official and Executive Director, Toronto Building, report to the Planning and Growth Management Committee with the necessary amendments to Chapter 363 of the City of Toronto Municipal Code to require details and particulars from building permit applicants relating to the potential for construction vibrations, and where there is the potential for construction borne vibrations to require conformance with a set of vibration control criteria. These criteria will include but are not limited to precondition surveys, vibration monitoring and conformance with peak particle velocity measurements appropriate to the site; and
2. Toronto Building conduct a focused consultation with the building industry and resident's representatives to establish a communications protocol in order to appropriately document all public complaints.

### **Financial Impact**

The recommendations will have no financial impact beyond what has already been approved in the current year's budget.

### **Summary**

This report responds to Council direction for the Chief Building Official and Executive Director, Toronto Building to provide recommendations for regulating vibrations in the City of Toronto which are the result of construction activity. The recommendations are based on a technical research study recently completed for Toronto Building.

This report recommends that Toronto Building report back to the Planning and Growth Management Committee with amendments to the City of Toronto Municipal Code Chapter 363, Building Construction and Demolition following a focussed consultation. The amendments would require permit applicants to conform to a set of vibration control criteria where there is the potential for construction borne vibrations. This approach is proactive and provides measures and protections not likely available through a complaints driven approach. The report further recommends that Toronto Building develop a public communication policy in a focused consultation with the building industry and residents' representatives.

### **Background Information**

staff report - vibrations caused by construction activity

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3920.pdf>



PG5.12	AMENDED		Transactional	
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## Toronto Cycling Advisory Committee - Revised Terms of Reference

### City Council Decision

City Council on June 19, 20 and 22, 2007, adopted the following motions:

1. City Council approve the Toronto Cycling Advisory Committee's revised Terms of Reference.
2. City Council appoint Councillor Jenkins, Councillor Perruzza, Steve Crossman, outgoing member of the Toronto Cycling Committee, and Martin Koob, member, Toronto Bicycling Network, to the Toronto Cycling Advisory Committee – Nominating Committee.
3. City Council direct Toronto Cycling Advisory Committee City Program staff to appoint a fifth member to the Toronto Cycling Advisory Committee – Nominating Committee, in accordance with terms outlined in the revised Terms of Reference for the Toronto Cycling Advisory Committee.

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(May 17, 2007) letter from Councillor A.A. Heaps, Ward 25 Scarborough Southwest, Chair, Toronto Cycling Advisory Committee

### Committee Recommendations

The Planning and Growth Management Committee recommends that City Council approve the Toronto Cycling Advisory Committee's revised Terms of Reference.

### Summary

Forwarding for the Committee's endorsement the revised Terms of Reference for the Toronto Cycling Advisory Committee.

### Background Information

toronto cycling advisory committee - terms of reference

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3926.pdf>

councillor heaps letter - toronto cycling advisory committee

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3929.pdf>

### Communications

(May 25, 2007) e-mail from Geoff Wheatley (PG.Main.PG5.12.1)

(May 28, 2007) e-mail from Dylan Reid (PG.Main.PG5.12.2)

(May 30, 2007) e-mail from Ron Nurwisah (PG.Main.PG5.12.3)

(May 31, 2007) e-mail from Martin Koob (PG.Main.PG5.12.4)

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Council also considered the following communications:

- (June 4, 2007) from Dr. Judy Adler. (PG5.12.5)
- (June 4, 2007) from Charles O'Hara. (PG5.12.6)
- (June 4, 2007) from Nancy Smith Lea on behalf of the Steering Committee, Toronto Coalition for Active Transportation. (PG5.12.7)
- (June 15, 2007) from Hamish Wilson. (PG5.12.8)

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### **Speakers**

Martin Koob

Hamish Wilson

Councillor A.A. Heaps, Ward 35 Scarborough Southwest, Chair, Toronto Cycling Advisory Committee

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

The Planning and Growth Management Committee requested the Chair, Toronto Cycling Advisory Committee, to report further to City Council on the following:

1. more frequent meetings of the Advisory Committee;
2. setting up consultation meetings with the Budget Committee and representatives of the Toronto Cycling Advisory Committee; and
3. consideration of geographic and interest-based membership.

*Submitted Thursday, May 31, 2007*

*Councillor Brian Ashton, Chair, Planning and Growth Management Committee*