

**MINUTES OF THE COUNCIL
OF THE
CITY OF TORONTO**

**MONDAY, MAY 26, 2008, AND
TUESDAY, MAY 27, 2008**

CALL TO ORDER - 9:41 a.m.

- 21.1 Speaker Bussin took the Chair and called the Members to order.

The meeting opened with *O Canada*.

21.2 **MOMENT OF SILENCE**

May 26, 2008

Members of Council observed a moment of silence and remembered the following persons who passed away:

Charles Caccia

Joyce Trimmer

Allan Sparrow

In Memory of the Lives lost in Burma (Myanmar), due to the cyclone

In Memory of the Lives lost in China, due to the earthquake

21.3 **CONFIRMATION OF MINUTES**

Councillor Del Grande moved that the Council Minutes for the regular meeting held on April 28 and 29, 2008 be confirmed in the form supplied to the Members, which carried.

21.4 **INTRODUCTION OF REPORTS BY COMMITTEE CHAIRS AND
INTRODUCTION OF NEW BUSINESS ITEMS**

Speaker Bussin advised that Council had previously directed that the following matter be deferred for consideration at this meeting:

DF21.1 - Executive Committee Item EX16.14, headed "Terms of Reference - Aboriginal Affairs Committee".

Mayor Miller presented the Report from Meeting 20 of the Executive Committee for consideration.

Councillor Holyday presented the Report from Meeting 7 of the Audit Committee for consideration.

Councillor Filion presented the Report from Meeting 14 of the Board of Health for consideration.

Councillor Davis presented the Report from Meeting 12 of the Civic Appointments Committee for consideration.

Councillor Augimeri presented the Report from Meeting 15 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 13 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 14 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 13 of the Licensing and Standards Committee for consideration.

Councillor Fletcher presented the Report from Meeting 15 of the Parks and Environment Committee for consideration.

Councillor Kelly presented the Report from Meeting 15 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 15 of the Public Works and Infrastructure Committee for consideration.

Deputy Mayor Pantalone presented the Report from Meeting 8 of the Striking Committee for consideration.

Councillor Nunziata presented the Report from Meeting 16 of the Etobicoke York Community Council for consideration.

Councillor Augimeri presented the Report from Meeting 15 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 15 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 15 of the Toronto and East York Community Council for consideration.

Councillor Carroll presented the New Business from City Officials for consideration.

Vote:

The vote on the Introduction of the Committee Reports and the New Business Items carried.

21.5 **DECLARATIONS OF INTEREST**

May 26, 2008

Deputy Speaker Lindsay Luby in the Chair.

Councillor Ashton declared an interest in Government Management Committee Item GM14.4, headed “Toronto Civic Employees’ Pension and Benefit Fund – Increase in Pensioner Benefits - Non-retroactive Adjustment for Full CPI Increases 1989-1993 (Ward All)”, in that his father-in-law is a Member of the Toronto Civic Employees’ Pension and Benefit Fund.

Speaker Bussin declared an interest in Executive Committee Item EX20.16, headed “Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings (Ward All)”, in that it relates to her legal expenses.

Councillor Moscoe declared an interest in Community Development and Recreation Committee Item CD15.3, headed “Potential Issues Related to the Expansion of Corporate, For-Profit Child Care”, in that his daughter is a part-time child care worker employed by the City of Toronto.

May 27, 2008

Speaker Bussin in the Chair.

Councillor Ashton declared an interest in Executive Committee Item EX20.16, headed “Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings (Ward All)”, as it relates to the motion by Councillor Moscoe, in that he incurred legal expenses related to a Compliance Audit.

Councillor Mammoliti declared an interest in Executive Committee Item EX20.16, headed “Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related

Campaign Finance Court Proceedings (Ward All)”, in that he has a potential interest related to election donations.

Mayor Miller declared an interest in Executive Committee Item EX20.16, headed “Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings (Ward All)”, as it relates to the motion by Councillor Moscoe, in that he was the subject of a Compliance Audit.

21.6 PETITIONS

May 27, 2008

Speaker Bussin in the Chair.

1. Councillor Palacio submitted a petition (May 24, 2008) from residents of St. Clair Gardens containing the signatures of approximately 42 individuals, regarding construction at 8 St. Clair Gardens.

The petition was received for information.

21.7 REVIEW OF THE ORDER PAPER

May 26, 2008

Speaker Bussin in the Chair.

Speaker Bussin advised Council that the Mayor has two Key Matters which would be the first two Items of business:

- Planning and Growth Management Committee Item PG15.2, “Stimulating Economic Growth: Toronto’s Imagination, Manufacturing, Innovation and Technology (IMIT) Financial Incentives Program”; and
- Executive Committee Item EX20.1 “Enhancing Streets to Homes Service to Address the Needs of People who are Street Involved, Including Those who Panhandle”.

Ruling by Speaker Bussin:

Speaker Bussin ruled on two Items from the North York Community Council which contain recommendations that TTC Metropasses be provided to condominium purchasers:

- Item NY15.41 which relates to an Official Plan Amendment, Rezoning and Draft Plan of Common Elements Condominium at 251 Rancee Avenue; and

- Item NY15.42 which relates to a request for direction on the Rezoning and Site Plan Control Application for 9 and 15 Bales Avenue and 34 and 44 Avondale Avenue.

Speaker Bussin advised the Council that, at the meeting of December 11, 12 and 13, 2007, City Council considered Item PG11.8, titled “Transit Passes—New Condominium Units”. Council directed that until a policy on transit passes for new condominium units is adopted, Council refrain from making ad hoc requests for transit passes. Such a policy has not yet been adopted. Speaker Bussin ruled that the specific recommendations concerning transit passes contained in these two Items [Recommendation 9 and Recommendation 4.b.v. respectively] were, therefore, out of order and that, to be considered, Council would need to vote to re-open its previous decision on Item PG11.8. She advised that she would entertain such a motion when Council gets to these Items in their agenda order.

Vote:

Council adopted the May 26, 2008 Order Paper, as amended, and all other Items not held on consent.

May 27, 2008

Speaker Bussin in the Chair.

Speaker Bussin proposed that Council confirm the May 27, 2008 Order Paper.

Vote:

Council adopted the May 27, 2008 Order Paper, without amendment.

21.8 **CONSIDERATION OF DEFERRED ITEM**

Under Section 27-70 of Council’s Procedures, a Committee’s recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Adopted by consent DF21.1 - Terms of Reference - Aboriginal Affairs Committee
EX16.14

CONSIDERATION OF REPORTS

21.9 **EXECUTIVE COMMITTEE MEETING 20**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.10	EX20.1	Enhancing Streets to Homes Service to Address the Needs of People who are Street Involved, Including Those who Panhandle (Ward All)
Held for consideration Minute 21.11	EX20.2	Transfer of Capital Funds to the Green Lane Capital Account and Delegated Authority for Required Acquisitions (Ward All)
Held for consideration Minute 21.12	EX20.3	Delegation of Authority to Receive and Spend Donations to the City for Community Benefits (Ward All)
Adopted by consent	EX20.4	Establishment of a Committee of Revision (Ward All)
Held for consideration Minute 21.13	EX20.5	The Live Green Toronto Community Investment Program and Capital Projects Fund (Ward All)
Adopted by consent	EX20.9	Extension of Redlea Avenue from Steeles Avenue East to McNicoll Avenue (Ward 39)
Held for consideration Minute 21.14	EX20.10	Potential Acquisition of 1075 Millwood Road (Ward 26)
Adopted by consent	EX20.11	Budget Amendment for Transportation Services Capital Program - Various Construction Projects (Fully Recoverable Funds) (Ward All)
Adopted by consent	EX20.12	Procurement Authorization Birchmount Bus Garage - Acoustical Barrier Wall - Contract E3-28
Adopted by consent	EX20.13	Development of Affordable Housing by the Toronto Christian Resource Centre at 40 Oak Street (Ward 28)
Adopted by consent	EX20.14	Support for Extension of Federal Housing and Homelessness Programs (Ward All)
Held for consideration Minute 21.15	EX20.16	Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign

Finance Court Proceedings (Ward All)

Consideration of Items - Executive Committee Meeting 20

21.10 **Enhancing Streets to Homes Service to Address the Needs of People who are Street Involved, Including Those who Panhandle**

EX20.1	ACTION	Amended		Ward: All
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May 26, 2008

Speaker Bussin in the Chair.

Motions:

1. Councillor Minnan-Wong moved that the Item be amended:
 - a. by adding the following:

That City Council adopt in principle, that no resident, tourist, or family should walk on a street, park or on public transit in the City of Toronto with the fear that they will be physically or socially coerced by another person asking them for money.
 - b.
 1. by deleting Recommendation 4 of the Executive Committee; and
 2. to provide that funding for the resources to provide additional services to enhance the Streets to Homes program for 2008 and 2009 and subsequent years be found through the reallocation, redeployment and reorganization of the over 635 FTEs providing counselling services.
2. Councillor Mihevc moved that the Item be amended by adding the following:

The General Manager, Shelter, Support and Housing Administration, be authorized and directed, on behalf of the City, to execute any lease agreements, at or below fair market price, within the vicinity of the downtown core, in order to facilitate implementation of the enhanced Streets to Homes Service, as set out in the report dated April 21, 2008, from the General Manager, Shelter, Support and Housing Administration, on terms and conditions satisfactory to the Chief Corporate Officer, and in a form approved by the City Solicitor.
3. Councillor Mammoliti moved that the Item be amended by adding the following:

Each successful client of this Program be encouraged to write to City Council to tell their story.

4. Councillor Moscoe moved that the Item be amended by adding the following:

The program be adjusted to include a component to address the growing phenomena of highway ramp panhandling in largely suburban areas, and this be accomplished within the existing budget.

5. Councillor Del Grande moved that Recommendation 9 of the Executive Committee be amended to provide that the report to be submitted to the Executive Committee in one year's time, also include the following:

- a. the amount of monies that is given by Shelter, Support and Housing Administration to those Social Agencies that provide housing to the homeless for 2008;
- b. the criteria and measurables in determining successfully housed individuals;
- c. the number of homeless people the Social Agencies have successfully housed under the Streets to Homes Program starting from January 1, 2008; and
- d. the possibility of reallocating funding to agencies that have a higher success rate in housing the homeless from those agencies that have had lesser results.

6. Councillor Holyday moved that the Item be amended by adding the following:

The General Manager, Shelter, Support and Housing Administration report to the Executive Committee on how the City could implement a program that requests residents not to donate to aggressive panhandlers, thus discouraging panhandling, and to instead donate to charity organizations.

Procedural Motion to Extend Speaking Time:

Councillor Del Grande, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council allow Councillor Ford to continue speaking for an additional two minutes, the vote on which was take as follows:

<p>Yes - 22 Councillors: Bussin, Cho, Del Grande, Di Giorgio, Filion, Ford, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata,</p>
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Palacio, Perruzza, Saundercook, Thompson, Vaughan	
No - 8	Councillors: Augimeri, Carroll, Davis, Fletcher, Heaps, Pantalone, Perks, Rae

Carried, two-thirds of Members present having voted in the affirmative.

Motions:

7. Councillor Davis moved that the Item be amended by adding the following:

The City Manager be requested to forward the findings of the Panhandling Pilot Project to the Minister of Children and Youth Services for consideration in the development of the Ontario Government's anti-poverty strategy.

8. Councillor Cho moved that the Item be amended by adding the following:

The General Manager, Shelter, Support and Housing Administration be requested to report to the Community Development and Recreation Committee identifying the percentage of homeless families that are new Canadians [definition of new Canadian: those who arrived here as landed immigrants, refugees, illegal immigrants], and their stories about how they have become homeless.

Ruling by Speaker:

Speaker Bussin ruled motion 8 by Councillor Cho out of order as the Central Family Intake report is published monthly and provides the information being requested.

Motion:

9. Councillor Shiner moved that motion 4 by Councillor Moscoe be amended by adding the words "and major intersection" after the words "highway ramp", so that the motion now reads as follows:

That the program be adjusted to include a component to address the growing phenomena of highway ramp and major intersection panhandling in largely suburban areas and this be accomplished within the existing budget.

Votes:

Adoption of motion 1b by Councillor Minnan-Wong:

Yes - 8

Councillors:	Del Grande, Ford, Holyday, Lee, Milczyn, Minnan-Wong, Nunziata, Thompson
No - 29	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Vaughan

Lost by a majority of 21.

Adoption of motion 5 by Councillor Del Grande:

Yes - 21	
Councillors:	Ashton, Cho, Del Grande, Di Giorgio, Filion, Ford, Grimes, Hall, Holyday, Kelly, Lee, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Palacio, Saundercook, Shiner, Thompson, Vaughan
No - 16	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Fletcher, Heaps, Lindsay Luby, Mammoliti, McConnell, Moscoe, Pantalone, Perks, Perruzza, Rae

Carried by a majority of 5.

Ruling by Speaker:

Speaker Bussin ruled motion 1a by Councillor Minnan-Wong out of order as it is contrary to the direction of the Item being considered by Council.

Councillor Minnan-Wong challenged the ruling of the Speaker.

Vote to Uphold Ruling of Speaker:

Yes - 28	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan
No - 9	

Councillors:	Del Grande, Ford, Grimes, Holyday, Milczyn, Minnan-Wong, Moeser, Nunziata, Shiner
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Carried by a majority of 19.

Votes:

Adoption of motion 2 by Councillor Mihevc:

Yes - 27	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 10	
Councillors:	Del Grande, Ford, Holyday, Lee, Milczyn, Minnan-Wong, Nunziata, Saundercook, Shiner, Thompson

Carried by a majority of 17.

Adoption of motion 3 by Councillor Mammoliti:

Yes - 24	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Grimes, Heaps, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Vaughan
No - 12	
Councillors:	Ashton, Augimeri, Del Grande, Filion, Ford, Hall, Holyday, Lee, Milczyn, Minnan-Wong, Moeser, Thompson

Carried by a majority of 12.

Adoption of motion 9 by Councillor Shiner:

Yes - 34	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Hall,

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	Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 3 Councillors:	Bussin, Ford, McConnell

Carried by a majority of 31.

Adoption of motion 4 by Councillor Moscoe, as amended:

Yes - 36 Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 1 Councillor:	Ford

Carried by a majority of 35.

Ruling by Speaker:

Speaker Bussin ruled motion 6 by Councillor Holyday out of order as it is contrary to the direction of the Item being considered by Council.

Councillor Holyday challenged the ruling of the Speaker.

Vote to Uphold Ruling of Speaker:

Yes - 27 Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan
No - 10	

Councillors:	Ashton, Del Grande, Ford, Grimes, Holyday, Milczyn, Minnan-Wong, Nunziata, Shiner, Thompson
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Carried by a majority of 17.

Votes:

Adoption of motion 7 by Councillor Davis:

Yes - 36	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 1	
Councillor:	Minnan-Wong

Carried by a majority of 35.

Adoption of the Item, as amended:

Yes - 31	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 5	
Councillors:	Filion, Ford, Holyday, Minnan-Wong, Nunziata

Carried by a majority of 26.

City Council Decision

City Council adopted the following motions:

1. An enhanced Streets to Homes service be used to assist people who panhandle or are otherwise street involved to access services, housing and, where possible, employment in relation to their needs.

2. Business Improvement Areas, Hotel Associations and similar groups be requested to create employment opportunities for people who were previously panhandling or otherwise street involved and are now accessing additional services in relation to their needs.
3. One point of contact be established, such as a phone number, that all businesses, major attractions, residents, visitors, commuters and social service providers in the City can access when requesting Streets to Homes services to assist people who panhandle and other street involved persons, such point of contact to be staffed seven days a week.
4. The 2008 Operating Budget for Shelter, Support and Housing Administration be increased by \$2.577 million gross, offset by a draw of \$2.577 million from the Social Housing Stabilization Reserve Fund to enhance the Streets to Homes program.
5. Funding for 2009 and subsequent years be included in the Program Operating Budget Submission for Shelter, Support and Housing Administration for consideration as part of the 2009 Operating Budget Process.
6. Other orders of government and the business community be requested to cost-share funding in 2009 and beyond; and any such cost-sharing achieved to be included in future Divisional Operating Budget Submissions for Shelter, Support and Housing Administration.
7. For panhandling that is illegal, the Province be requested to consider a Diversion Court or other alternative judicial response for panhandling offences to achieve community service and community benefits rather than levying people with fines that they are frequently unable to pay.
8. The program be adjusted to include a component to address the growing phenomena of highway ramp and major intersection panhandling in largely suburban areas, and this be accomplished within the existing budget.
9. The City Manager be requested to forward the findings of the Panhandling Pilot Project to the Minister of Children and Youth Services for consideration in the development of the Ontario Government's anti-poverty strategy.
10. The Deputy City Manager and Chief Financial Officer be requested to undertake a cost benefit analysis of the program to assess the social costs that are offset by this program as an aid to discussions with the Province and the Federal Government respecting the possibility of cost sharing this program, and report thereon to the Executive Committee.
11. The General Manager, Shelter, Support and Housing Administration, be authorized

and directed, on behalf of the City, to execute any lease agreements, at or below fair market price, within the vicinity of the downtown core, in order to facilitate implementation of the enhanced Streets to Homes Service, as set out in the report dated April 21, 2008, from the General Manager, Shelter, Support and Housing Administration, on terms and conditions satisfactory to the Chief Corporate Officer, and in a form approved by the City Solicitor.

12. Each successful client of this Program be encouraged to write to City Council to tell their story.
13. The General Manager, Shelter Support and Housing Administration be requested to submit a report to the Executive Committee in one year laying out the measurable results of this program, the report to include the following:
 - a. the amount of monies that is given by Shelter, Support and Housing Administration to those Social Agencies that provide housing to the homeless for 2008;
 - b. the criteria and measurables in determining successfully housed individuals;
 - c. the number of homeless people the Social Agencies have successfully housed under the Streets to Homes Program starting from January 1, 2008; and
 - d. the possibility of reallocating funding to agencies that have a higher success rate in housing the homeless from those agencies that have had lesser results.

Background Information (Committee)

Enhancing Streets to Homes Service to Address the Needs of People Who Are Street Involved, Including Those Who Panhandle

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12533.pdf>

Appendix A - Streets to Homes Post-Occupancy Survey Summary

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12534.pdf>

Appendix B - Map of Panhandling Locations

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12535.pdf>

Appendix C - Case Studies of Effective Interventions

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12536.pdf>

Appendix D - Helping Homeless People in Toronto Brochure

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12537.pdf>

Appendix E - Programs Used in Other Jurisdictions

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12538.pdf>

Appendix F - Table of Canadian Bylaws Restricting or Prohibiting Panhandling

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12539.pdf>

Communications (Committee)

- (May 1, 2008) letter from Briar de Lange, General Manager, Bloor-Yorkville Business Improvement Area (EX.Main.EX20.1.1)
- (May 1, 2008) letter from Bill Sinclair, Assistant Executive Director, St. Stephen's Community House (EX.Main.EX20.1.2)
- (May 2, 2008) letter from Nick Vesely, President, Yonge-Bloor-Bay Business Association Inc. (EX.Main.EX20.1.3)
- (May 2, 2008) letter from Maureen Deery, Director of National Campaigns, Raising the Roof (EX.Main.EX20.1.4)
- (May 2, 2008) letter from Paula Patryluk, Project Coordinator, Raising the Roof (EX.Main.EX20.1.5)
- (May 2, 2008) letter from Carolann Barr, Director of Research and Community Initiatives, Raising the Roof (EX.Main.EX20.1.6)
- (May 2, 2008) letter from Jennifer Parnell, Executive Director, Raising the Roof (EX.Main.EX20.1.7)
- (May 2, 2008) letter from Maureen Gallagher, Director of Partnership Development, Raising the Roof (EX.Main.EX20.1.8)
- (May 2, 2008) e-mail from Marianne Moroney, Executive Director, Toronto Hot Dog Vendors Association (THDVA) (EX.Main.EX20.1.9)
- (May 2, 2008) e-mail from Daniella Dimitrov & Keven Menager, the Danforth BIA (EX.Main.EX20.1.10)
- (May 2, 2008) e-mail from Al Smith, Executive Director, St. Lawrence Market Neighbourhood BIA (EX.Main.EX20.1.11)
- (May 2, 2008) e-mail from Maura Lawless, Executive Director, The 519 Church Street Community Centre (EX.Main.EX20.1.12)
- (May 5, 2008) e-mail from James L. Robinson, Executive Director, Downtown Yonge Business Improvement Area (EX.Main.EX20.1.13)
- (February 19, 2008) letter from William Blair, Chief of Police submitted by Councillor McConnell (EX.Main.EX20.1.14)
- (May 5, 2008) submission from Andrew Weir, Toronto Tourism, submitted by Mayor Miller (EX.Main.EX20.1.15)

Communications (City Council)

- (May 22, 2008) e-mail from James L. Robinson, Executive Director, Downtown Yonge Business Improvement Area (CC.Supp.EX20.1.16)
- (May 16, 2008) e-mail from Colleen Desarmia, General Manager, Toronto Life Square (CC.Supp.EX20.1.17)

21.11 **Transfer of Capital Funds to the Green Lane Capital Account and Delegated Authority for Required Acquisitions**

EX20.2	ACTION	Adopted		Ward: All
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 30	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Walker
No - 1	
Councillor:	Ford

Carried by a majority of 29.

City Council Decision

City Council adopted the following motions:

1. The Approved 5-Year Capital Plan for Solid Waste Management Services be amended as indicated in Appendix 1 and that total funding in the amount of \$7.150 million be re-allocated from the following projects: Transfer Station Modification (CSW004-14-01), Residual Waste Processing Facilities (CSW004-16-07), Reuse Centres (CSW004-18-01), Single Unit Home Replacement SSO Containers (CSW004-20-03) and Green Lane Landfill Development – Site Services (CSW007-02-03) to Green Lane Buffer Land Acquisition (CSW007-04-01) for the purchase of properties as buffer lands for the Green Lane Landfill.
2. City Council delegate approving power for the term of the Solid Waste Management Services five year capital plan to the City Manager for the purchase of properties located wholly or partially within two (2) kilometres of the limits of the area approved for landfilling operations within the Green Lane Landfill Site subject to the following conditions:
 - a. the total compensation to be paid for a property does not exceed \$1,000,000;
 - b. the terms of the purchase transaction are satisfactory to the Chief Corporate Officer and in a form satisfactory to the City Solicitor; and

- c. funding is available in the annual Solid Waste approved capital budget.
- 3. City Council authorize each of the Chief Corporate Officer and the Director of Real Estate Services severally to execute agreements of purchase and sale on behalf of the City for the purchase of properties described in Part 2.
- 4. City Council authorize the City Solicitor to retain the law firm of Miller Thomson LLP in London, Ontario on a sole source basis to provide legal assistance in the purchase of properties described in Part 2 for agreements of purchase and sale entered into on or before June 30, 2011, and to execute a retainer agreement on terms and conditions and in a form satisfactory to the City Solicitor, to an overall maximum of \$75,000 funded from the Solid Waste Management Operating Budget.

Background Information (Committee)

Transfer of Capital Funds to the Green Lane Capital Account and Delegated Authority for Required Acquisitions

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12545.pdf>

Appendix 1 - Funds to be Transferred in 2008 and 2009 to 2012 Impact (in \$000's)

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12559.pdf>

21.12 **Delegation of Authority to Receive and Spend Donations to the City for Community Benefits**

EX20.3	ACTION	Amended		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motions:

- 1. Councillor Moscoe moved that the Item be amended by adding the following:
 - 1. The Deputy City Manager and Chief Financial Officer be requested to establish a protocol for investigating complaints under the “procurement decisions” section of this policy and report to Council on this matter through the Executive Committee.
 - 2. The Deputy City Manager and Chief Financial Officer be requested to consider and report on appropriate penalties to be incorporated into the policy against suppliers that violate the policy.

3. The policy be amended to require that suppliers and bidders sign a declaration that they have read and understood this policy prior to the City entering into a contract or prior to renewal of an existing contract.
4. The City shall keep a registry of donations which, subject to the provisions of this policy, shall be publicly available on line.
2. Councillor Shiner moved that that Parts 1 and 2 of motion 1 by Councillor Moscoe be referred to Deputy City Manager Sue Corke and the Deputy City Manager and Chief Financial Officer for a further report to the Executive Committee.
3. Councillor Palacio moved the Item be amended by adding the following:

The local Councillor be notified and consulted on any donations or expenditures that take place in his or her ward under this policy.
4. Councillor Carroll moved that motion 3 by Councillor Palacio be amended to read as follows:

The local Councillor be notified of any donations that are made for specific projects within their Ward under this policy.
5. Councillor Nunziata moved that:
 - a. motion 3 by Councillor Palacio be amended to read as follows:

The local Councillor be notified and consulted on any donations or expenditures that take place in his or her ward under this policy, such consultation to occur on any contribution made toward a public facility.
 - b. the Item, together with the following motions be referred back to Deputy City Manager, Sue Corke and the Deputy City Manager and Chief Financial Officer:
 - motion 1 by Councillor Moscoe;
 - motion 2 by Councillor Shiner;
 - motion 3 by Councillor Palacio;
 - motion 4 by Councillor Carroll; and
 - motion 5a by Councillor Nunziata.

Vote on Referral:

Adoption of motion 5b by Councillor Nunziata:

Yes - 10

Minutes of the Council of the City of Toronto
May 26 and 27, 2008

Councillors:	Ashton, Augimeri, Del Grande, Ford, Hall, Lindsay Luby, Moeser, Nunziata, Ootes, Palacio
No - 25	
Councillors:	Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Heaps, Holyday, Jenkins, Lee, Mammoliti, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Stintz, Thompson

Lost by a majority of 15.

Votes:

Motion 2 by Councillor Shiner to refer Parts 1 and 2 of motion 1 by Councillor Moscoe, carried.

Parts 3 and 4 of motion 1 by Councillor Moscoe carried.

Adoption of motion 4 by Councillor Carroll:

Yes - 35	
Councillors:	Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Cho, Davis, Ford, Jenkins, Nunziata

Carried by a majority of 30.

Due to the above decision of Council, motion 5a by Councillor Nunziata was deemed to be redundant.

Motion 3 by Councillor Palacio carried, as amended.

Adoption of the Item, as amended:

Yes - 38	
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lee,

Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
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No - 2

Councillors: Cho, Del Grande

Carried by a majority of 36.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the amended “Policy on Donations to the City for Community Benefits” as set out in Appendix 1, further amended to require that suppliers and bidders sign a declaration that they have read and understood this policy prior to the City entering into a contract or prior to renewal of an existing contract.
2. Authority be delegated to Division Heads to receive donations and make expenditures of donated funds in accordance with Appendix 1, and Chapter 71, Financial Control, of the City of Toronto’s Municipal Code be amended accordingly.
3. Authority be granted for the introduction of the necessary bills to give effect hereto.
4. The City shall keep a registry of donations which, subject to the provisions of this policy, shall be publicly available on line.
5. The local Councillor be notified of any donations that are made for specific projects within their Ward under this policy.
6. The following motion be referred to Deputy City Manager Sue Corke and the Deputy City Manager and Chief Financial Officer for a further report to the Executive Committee:

Moved by Councillor Moscoe:

That:

1. the Deputy City Manager and Chief Financial Officer be requested to establish a protocol for investigating complaints under the “procurement decisions” section of this policy and report to Council on this matter through the Executive Committee; and
2. the Deputy City Manager and Chief Financial Officer be requested to consider and report on appropriate penalties to be incorporated into the policy against suppliers that violate the policy.

Background Information (Committee)

Delegation of Authority to Receive and Spend Donations to the City for Community Benefits

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12540.pdf>

21.13 **The Live Green Toronto Community Investment Program and Capital Projects Fund**

EX20.5	ACTION	Adopted		Ward: All
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

Councillor Ford requested that his opposition to this Item be noted in the Minutes of the meeting.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the Live Green Toronto Community Investment Program framework as presented in Appendix 1 of this report.
2. City Council adopt the Live Green Toronto Capital Projects Fund framework as presented in Appendix 2 of this report.
3. Deputy City Manager Richard Butts appoint a three (3) member Community Investment Application Review Committee made up of a senior staff representative from a granting agency in Toronto, a senior staff representative from Toronto Hydro and a senior staff representative from the Executive Environment Team to make recommendations on applications for funds from the Live Green Toronto Community Investment Fund and the Live Green Toronto Capital Projects Fund.
4. On the recommendation of the Community Investment Application Review Committee, the Director of the Toronto Environment Office be delegated authority to award funds under the Live Green Toronto Community Investment Program and Live Green Toronto Capital Projects Fund.
5. The Director of the Toronto Environment Office report back to the Executive Committee in the first quarter of 2009 on any proposed changes deemed necessary to the process of awarding funds under the Live Green Toronto Community Investment Program and the Live Green Toronto Capital Projects Fund.

Background Information (Committee)

The Live Green Toronto Community Investment Program and Capital Projects Fund
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12542.pdf>)

21.14 **Potential Acquisition of 1075 Millwood Road**

EX20.10	ACTION	Adopted		Ward: 26
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

Councillor Ford requested that is opposition to this Item be noted in the Minutes of the meeting.

City Council Decision

City Council adopted the following motions:

1. City Council approve amending the 2008 Approved Capital Budget for Parks, Forestry and Recreation by the addition of a new Land Acquisition sub-project, "1075 Millwood Road" for a total acquisition cost of \$1,287,250.00, in order to complete the acquisition of parkland, funded from the Parkland Acquisition Reserve Fund – East York (pre-amalgamation) XR2001 until depleted, then the Parkland Acquisition – East York Local Land Reserve Fund XR2033 until depleted, with the balance funded from Parkland Acquisition North Local Land Reserve Fund XR2206.
2. Authority be granted to enter into an Agreement of Purchase and Sale with Her Majesty the Queen in Right of the Province of Ontario as represented by the Minister of Public Infrastructure Renewal to acquire the property municipally known as 1075 Millwood Road in the amount of \$1,245,000.00 on terms and conditions deemed appropriate by the Chief Corporate Officer and in a form satisfactory to the City Solicitor and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
3. The General Manager of Parks, Forestry and Recreation and the Deputy City Manager and Chief Financial Officer co-ordinate a planning process with the Board of Management of Leaside Memorial Community Gardens to establish a business plan for the development and management of an additional indoor ice pad incorporating the expanded site, such plan to include options for access to ice-time for other local organizations, satisfactory to both the General Manager of Parks,

Forestry and Recreation and the Deputy City Manager and Chief Financial Officer, and that if such a plan should not be possible, other options for development and management of an additional ice pad be explored.

4. The business plan for the development and management of the additional indoor ice pad be completed and reviewed for submission to the Budget Committee by October 2008 for consideration with the 2009-2013 Capital Plan and that any City funding be accommodated in the Parks, Forestry and Recreation debt guidelines.
5. The Facilities and Real Estate Division manage the site on a cost recovery basis in the interim period and receive and review Business Case submissions from other divisions for a short-term use of the site, after first consideration is given to Parks, Forestry and Recreation requirements.
6. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information (Committee)

Potential Acquisition of 1075 Millwood Road

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12551.pdf>

Potential Acquisition of 1075 Millwood Road - Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12552.pdf>

Appendix B - Locations Maps - OFRB Lands (Leaside Memorial Community Gardens)

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12553.pdf>

21.15 Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings

EX20.16	ACTION	Amended		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motions:

1. Councillor Moscoe moved that the Item be amended by adding the following:
 1. Members of Council who incurred legal and related expenses as a result of campaign audits be invited to submit applications for reimbursement to the

Executive Committee for recommendations to Council.

2. The City Solicitor review the legal bills associated with these applications and report to the Executive Committee only on the reasonableness of the expenses.

2. Councillor Del Grande moved that the Item be amended by adding the following:

That Council request the Executive Committee to instruct Finance staff to develop a self-financing program for legal expense/reserve coverage for Councillors, with funds coming from Councillors' office budgets.

3. Councillor McConnell moved that the Item be amended by adding to the recommendation of the Executive Committee, the words "and the funds for this reimbursement come from the existing Council General Expenses Fund", so that the recommendation now reads as follows:
 1. Councillor Bussin be reimbursed for her legal expenses incurred in responding to an information sworn by Leroy St. Germaine as, in the opinion of the Committee, reimbursement is consistent with the intent of the Indemnification Policy for Members of Council and is appropriate in light of exceptional circumstances, including the fact that the information was sworn by an elector well outside of the time period for commencing a compliance audit and contrary to recent case law, and the funds for this reimbursement come from the existing Council General Expenses Fund.

Motion to End Debate:

Councillor Palacio moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on this Item and take the vote immediately, the vote on which was taken as follows:

Yes - 19 Councillors:	Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Grimes, Hall, Lee, McConnell, Mihevc, Milczyn, Moeser, Palacio, Perks, Rae, Shiner, Stintz, Vaughan
No - 11 Councillors:	Cho, Del Grande, Filion, Ford, Holyday, Jenkins, Kelly, Lindsay Luby, Moscoe, Pantalone, Perruzza

Lost, less than two-thirds of Members present having voted in the affirmative.

Votes:

Adoption of motion 3 by Councillor McConnell:

Yes - 23 Councillors:	Ashton, Augimeri, Carroll, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Hall, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Perks, Rae, Shiner, Stintz, Vaughan
No - 9 Councillors:	Cho, De Baeremaeker, Feldman, Ford, Holyday, Moscoe, Ootes, Palacio, Pantalone

Carried by a majority of 14.

Adoption of motion 1 by Councillor Moscoe:

Yes - 27 Councillors:	Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Ootes, Palacio, Pantalone, Perks, Rae, Shiner, Stintz, Vaughan
No - 4 Councillors:	Ford, Holyday, Lee, Milczyn

Carried by a majority of 23.

Adoption of motion 2 by Councillor Del Grande:

Yes - 13 Councillors:	Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Kelly, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Stintz
No - 21 Councillors:	Ainslie, Ashton, Augimeri, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Holyday, Jenkins, Lindsay Luby, McConnell, Mihevc, Milczyn, Pantalone, Parker, Perks, Rae, Shiner, Vaughan

Lost by a majority of 8, with Councillors Feldman, Perks, Rae and Shiner recorded in the negative, in accordance with the provisions of Chapter 27, Council Procedures, as they remained in their seats but did not vote.

Motion to Reconsider:

Councillor Del Grande, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider his motion 2, which carried, two-thirds of Members present having voted in the affirmative.

Permission to Withdraw Motion:

Councillor Del Grande, with the permission of Council, withdrew his motion 2.

Vote:

Adoption of the Item, as amended:

Yes - 28 Councillors: Ainslie, Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Hall, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan
No - 2 Councillors: Ford, Holyday

Carried by a majority of 26.

City Council Decision

City Council adopted the following motions:

1. Councillor Bussin be reimbursed for her legal expenses incurred in responding to an information sworn by Leroy St. Germaine as, in the opinion of the Committee, reimbursement is consistent with the intent of the Indemnification Policy for Members of Council and is appropriate in light of exceptional circumstances, including the fact that the information was sworn by an elector well outside of the time period for commencing a compliance audit and contrary to recent case law, and the funds for this reimbursement come from the existing Council General Expenses Fund.
2. Members of Council who incurred legal and related expenses as a result of campaign audits be invited to submit applications for reimbursement to the Executive Committee for recommendations to Council.
3. The City Solicitor review the legal bills associated with these applications and report to the Executive Committee only on the reasonableness of the expenses.

Background Information (City Council)

(May 12, 2008) report from the City Solicitor (EX20.16b)
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-12975.pdf>)

Communications (Committee)

(April 21, 2008) letter from Councillor Howard Moscoe (EX.Main)
(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6993.pdf>)

Declared Interests (City Council)

The following member(s) declared an interest:

Councillor Brian Ashton - declared an interest as it relates to the motion by Councillor Moscoe, in that he incurred legal expenses related to a Compliance Audit.

Speaker Sandra Bussin - declared an interest in this Item in that it relates to her legal expenses.

Councillor Giorgio Mammoliti - declared an interest in that he has a potential interest related to election donations.

Mayor David Miller - declared an interest as it relates to the motion by Councillor Moscoe, in that he was the subject of a Compliance Audit.

16a Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings

Background Information (Committee)

Reimbursement of Legal Expenses Incurred by Candidates due to Election-Related Campaign Finance Court Proceedings
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12648.pdf>)

21.16 AUDIT COMMITTEE MEETING 7

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Adopted by consent AU7.3 Disaster Recovery Planning for City Computer Facilities (Ward All)

- Adopted by consent AU7.4 Request for Proposal 9171-08-7025, External Audit Services for Arenas, Community Centres and Miscellaneous Entities (Ward All)
- Adopted by consent AU7.7 Financial Statements for the year ended December 31, 2007 - The North York Performing Arts Centre Corporation

21.17 **BOARD OF HEALTH MEETING 14**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

- Adopted by consent HL14.3 2008/2009 Student Nutrition Program Service Subsidies

21.18 **CIVIC APPOINTMENTS COMMITTEE MEETING 12**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

- Held for consideration CA12.3 Appointment to the Toronto Zoo Board of Management
Minute 21.19

Consideration of Item - Civic Appointments Committee Meeting 12

21.19 **Appointment to the Toronto Zoo Board of Management**

CA12.3	ACTION	Amended		
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Cho moved that the Item be amended by adding the following:

City Council extend the appointment of Peter Evans for three months, to fill one of the vacant high-profile/scientist member positions on the Zoo Board of Management.

Votes:

Motion 1 by Councillor Cho carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council appoint Mr. David Strickland as the Toronto Zoo Foundation representative on the Toronto Zoo Board of Management for a term of office ending November 30, 2010, and until a successor is appointed.
2. City Council extend the appointment of Peter Evans for three months, to fill one of the vacant high-profile/scientist member positions on the Zoo Board of Management.

Background Information (Committee)

Appointment to the Toronto zoo Board of Management
(<http://www.toronto.ca/legdocs/mmis/2008/ca/bgrd/backgroundfile-12574.pdf>)

21.20 COMMUNITY DEVELOPMENT AND RECREATION COMMITTEE MEETING 15

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.21	CD15.2	2008 Graffiti Transformation Investment Program
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Held for consideration Minute 21.22	CD15.3	Potential Issues Related to the Expansion of Corporate, For-Profit Child Care
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Held for consideration Minute 21.23	CD15.4	Update on Child Care Projects with the Toronto District School Board
Adopted by consent	CD15.5	Appointment of Community Development and Recreation Committee Member to the Community Partnership and Investment Program Appeals Sub-Committee
Held for consideration Minute 21.24	CD15.7	Tenants' Application in respect of 150 Finch Avenue West (Ward 23)
Adopted by consent	CD15.9	Withdrawal Management (Detox) Services in Toronto
Held for consideration Minute 21.25	CD15.10	Principles for a Poverty Reduction Strategy

**Consideration of Items - Community Development and Recreation
Committee Meeting 15**

21.21 **2008 Graffiti Transformation Investment Program**

CD15.2	ACTION	Adopted		
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May 27, 2008

Deputy Mayor Pantalone in the Chair.

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Ford moved that the Item be received for information.

Votes:

Adoption of motion 1 by Councillor Ford:

Yes - 5 Councillors: Del Grande, Ford, Holyday, Minnan-Wong, Ootes

No - 23
Councillors: Ainslie, Ashton, Augimeri, Carroll, Davis, Di Giorgio, Feldman, Fletcher, Hall, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Thompson, Vaughan

Lost by a majority of 18.

Adoption of the Item, without amendment:

Yes - 25
Councillors: Ainslie, Ashton, Augimeri, Carroll, Davis, Di Giorgio, Feldman, Fletcher, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Thompson, Vaughan, Walker
No - 4
Councillors: Del Grande, Ford, Minnan-Wong, Ootes

Carried by a majority of 21.

City Council Decision

City Council adopted the following motions:

1. Graffiti Transformation Investment Program funding totalling \$340,230.00 be allocated to 20 community organizations as outlined in Appendix "A" of this report.
2. Organizations be expected to work in partnership with the local councillor prior to sites being chosen.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information (Committee)

cd15.-2-Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12675.pdf>)

21.22 Potential Issues Related to the Expansion of Corporate, For-Profit Child Care

CD15.3	ACTION	Adopted		
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May 27, 2008

Deputy Mayor Pantalone in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The recommendations in the attached report, “If it don’t make dollars, does that mean it don’t make sense? Commercial, Non-profit and Municipal Child Care in the City of Toronto, A report to the Children’s Services Division, City of Toronto”, be approved and the General Manager, Children’s Services, report back on strategies for implementation of the recommendations.
2. The General Manager of Children’s Services Division develop a communications plan to disseminate the report on potential issues related to for-profit corporate child care to the Federal government, the Provincial government and to municipalities.
3. The General Manager of Children’s Services Division report back on capital strategies to support development of non-profit child care programs consistent with the Council approved fee subsidy targets.

Background Information (Committee)

cd15.3-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12676.pdf>

cd15.3-Attachment

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12677.pdf>

Declared Interests (City Council)

The following member(s) declared an interest:

Councillor Howard Moscoe - declared an interest in that his daughter is a part-time child care worker employed by the City of Toronto.

3a Commercial, Nonprofit and Municipal Child Care in the City of Toronto

Background Information (Committee)

cd15.3a-Letter from Children's Services Advisory Committee
(<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12679.pdf>)

21.23 Update on Child Care Projects with the Toronto District School Board

CD15.4	ACTION	Adopted		
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May 26, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The number of child care projects being developed with the Toronto District School Board (TDSB) be reduced from three new child care centres to two new child care centres by removing the Kennedy Public School.
2. The General Manager, Children's Services, be requested to seek out alternative locations for a Child Care Centre within the Steeles L'Amoreaux Priority Neighbourhood.

Background Information (Committee)

cd15.4-Staff Report
(<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12680.pdf>)

Communications (Committee)

(May 5, 2008) letter from Councillor Mike Del Grande, Ward 39 - Scarborough-Agincourt (CD.New.15.4.1)

21.24 **Tenants' Application in respect of 150 Finch Avenue West**

CD15.7	ACTION	Adopted		Ward: 23
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May 27, 2008

Deputy Mayor Pantalone in the Chair.

Motion:

1. Councillor Ford moved that the Item be received for information.

Votes:

Adoption of motion 1 by Councillor Ford:

Yes - 3 Councillors: Ford, Holyday, Kelly
No - 27 Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Hall, Jenkins, Lee, Mammoliti, McConnell, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 24.

Adoption of the Item, without amendment:

Yes - 28 Councillors: Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Hall, Jenkins, Lee, Mammoliti, McConnell, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Stintz, Vaughan, Walker
No - 3 Councillors: Ford, Holyday, Kelly

Carried by a majority of 25.

City Council Decision

City Council adopted the following motion:

1. The four tenants involved in the Tribunal applications at 150 Finch Avenue West be provided a grant from the Tenant Support Grants Program of the Tenant Defence Fund equally up to a maximum of \$4,000.00, subject to their identities being confirmed to the satisfaction of the General Manager of Shelter, Support, and Housing Administration.

Background Information (Committee)

cd15.7-Letter from Tenant Defence Sub-Committee

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12683.pdf>

cd15.7-Attachment Report from General Manager, Shelter, Support and Housing Administration

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12684.pdf>

cd15.7-Attachment Chronology of Events

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12685.pdf>

cd15.7-Attachment Report from City Solicitor

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12686.pdf>

cd15.7-Letter from Councillor Cliff Jenkins

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12687.pdf>

7a Tenant Request for Funding in Respect of Applications made in 2003 and 2004 at 150 Finch Avenue West

Background Information (Committee)

cd15.7a-Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12688.pdf>

cd15.7a-Attachment Memorandum from General Manager, Shelter, Support and Housing Administration

<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12689.pdf>

21.25 **Principles for a Poverty Reduction Strategy**

CD15.10	ACTION	Adopted		
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May 27, 2008

Deputy Mayor Pantalone in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council endorse the principles for a poverty reduction strategy contained in the 25-in-5 Declaration, specifically:
 - a. sustaining employment means assuring a living standard above poverty for any adult who works full time throughout the year; it means fair pay, increasing the minimum wage and stable working conditions for all Ontarians;
 - b. liveable incomes mean dignity for all Ontarians – including those unable to work; and
 - c. strong and supportive communities mean affordable housing, early learning and child care, public education and community programs that help people connect.
2. The General Manager of Toronto Social Services, as part of her report on the implementation of the Action Plan for Social Assistance in the City of Toronto to Community Development and Recreation Committee, identify ways in which the City of Toronto can advance the poverty reduction initiatives outlined in the 25-in-5 Declaration.
3. The City of Toronto enable community engagement in the development of a poverty reduction strategy by facilitating public opportunities for Toronto residents to express their views on ways poverty can be reduced.
4. The City of Toronto share this report with its partners in other municipalities and the Province.

Background Information (Committee)

cd15.10-Letter from Councillor Joe Mihevc
(<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12695.pdf>)

cd15.10-Attachment: 25-in-5 Founding Declaration
(<http://www.toronto.ca/legdocs/mmis/2008/cd/bgrd/backgroundfile-12696.pdf>)

21.26 ECONOMIC DEVELOPMENT COMMITTEE MEETING 13

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.27	ED13.3	Toronto’s Premier Ranked Tourist Destination Project Results – Making Toronto the Best It Can Be (Ward All)
Adopted by consent	ED13.4	Proposal to Nominate Fort York for Inscription in the World Heritage List of UNESCO (Ward All)
Adopted by consent	ED13.5	Citizen Appointment to the Fort York Community Museum Management Board (Ward 19)
Adopted by consent	ED13.6	Appointment of Economic Development Committee Member to the Community Partnership and Investment Program Appeals Sub-Committee
Held for consideration Minute 21.28	ED13.7	Nuit Blanche Toronto - October 4-5, 2008: Information and Requests for a Non-Objection Letter for the Alcohol and Gaming Commission of Ontario (Ward All)
Adopted by consent	ED13.8	Intention to Rename the Dundas-Ossington Business Improvement Area (BIA) to the Little Portugal BIA (Ward 18, 19)
Adopted by consent	ED13.9	The Eglinton Way, Junction Gardens and Uptown Yonge Business Improvement Areas (BIA) Boards of Management - Additions and Deletions (Ward 13, 14, 16, 22, 25)
Held for consideration Minute 21.29	ED13.10	Knob Hill Plaza Business Improvement Area - Dissolution of Board of Management and Repeal of Designating By-law (Ward 35)

Consideration of Items - Economic Development Committee Meeting 13

21.27 Toronto’s Premier Ranked Tourist Destination Project Results – Making Toronto the Best It Can Be

ED13.3	ACTION	Amended		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Vaughan moved that the Item be amended by adding the following:
 1. The General Manager, Transportation Services be requested to report to the Public Works and Infrastructure Committee on a strategy and costs to provide additional litter pick up in the downtown core and other high volume tourist and recreation areas on long weekends.
 2. The General Manager, Parks, Forestry and Recreation, be requested to report to the Parks and Environment Committee on a strategy for additional litter pick-up and garbage collection in City Parks on long weekends.

Votes:

Motion 1 by Councillor Vaughan carried.

Adoption of the Item, as amended:

Yes - 30 Councillors: Ainslie, Ashton, Augimeri, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan
No - 0

Carried unanimously.

City Council Decision

City Council adopted the following motions:

1. City Council endorse the “Premier Ranked Tourist Destination Project Research Summary and Recommendations” as a guide for strengthening Toronto’s tourism sector within the context of the “Agenda for Prosperity: A Prospectus for a Great City”.
2. The Economic Development Committee invite the Toronto Destination Development Leadership Group to present the Premier Ranked Tourist Destination (PRTD) Implementation Strategy to the Committee when it is completed.
3. The General Manager of Economic Development, Culture and Tourism, in consultation with the Destination Development Leadership Group, be directed to:

- a. facilitate discussions with other City Divisions, Agencies, Boards and Commissions about the PRTD project findings and recommendations, and the role they each can play in supporting the strength of the tourism sector;
 - b. co-ordinate the inclusion of the results from those discussions in the PRTD Implementation Strategy; and
 - c. continue to provide support to the tourism sector and to use the PRTD recommendations and implementation strategy as a guide to setting work program and budget priorities.
4. The General Manager, Transportation Services be requested to report to the Public Works and Infrastructure Committee on a strategy and costs to provide additional litter pick up in the downtown core and other high volume tourist and recreation areas on long weekends.
 5. The General Manager, Parks, Forestry and Recreation, be requested to report to the Parks and Environment Committee on a strategy for additional litter pick-up and garbage collection in City Parks on long weekends.
 6. The appropriate officials be authorized to take the necessary actions to give effect thereto.
 7. The volunteers from the sector who participated on the PRTD Steering and Advisory Committees as well as the Ministry of Tourism and Employment Ontario be thanked for their contributions to the project.

Background Information (Committee)

2008-05-14-ed13.3

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-12804.pdf>

2008-05-14-ed13.3-Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-12805.pdf>

2008-05-14-ed13.3-Attachment 2

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-12806.pdf>

2008-05-14-ed13.3-Attachment 3-Toronto's Premier-Ranked Tourist Destination Project Final Report

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-12816.pdf>

Communications (Committee)

(May 14, 2008) submission from Duncan H. Ross, Executive Director, Tourism (ED.New.ED13.3.1)

- 21.28 **Nuit Blanche Toronto - October 4-5, 2008: Information and Requests for a Non-Objection Letter for the Alcohol and Gaming Commission of Ontario**

ED13.7	ACTION	Amended		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Vaughan moved that the Item be amended by adding to Recommendation 2 of the Economic Development Committee, the words “and in consultation with the Ward Councillor”, so that Recommendation 2 now reads as follows:
 2. The City Clerk provide a letter indicating Toronto City Council has no objection to the City of Toronto Special Events Section endorsing establishments – as selected as “Independent Projects” by an advisory board and in consultation with the Ward Councillor - when applying for a Liquor Sales Licence Extension of Hours for Nuit Blanche on October 4th through to October 5th, 2008.

Votes:

Motion 1 by Councillor Vaughan carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council indicate there is no objection to the City of Toronto Special Events Section endorsing establishments – as selected as “Independent Projects” by an advisory board - applying for a Liquor Sales Licence Extension of Hours for Nuit Blanche on October 4th through to October 5th, 2008.
2. The City Clerk provide a letter indicating Toronto City Council has no objection to the City of Toronto Special Events Section endorsing establishments – as selected as “Independent Projects” by an advisory board and in consultation with the Ward Councillor - when applying for a Liquor Sales Licence Extension of Hours for Nuit Blanche on October 4th through to October 5th, 2008.
3. The City Clerk provide a letter indicating the establishment listed in Attachment 1 is officially endorsed by Nuit Blanche Toronto, and that Toronto City Council has no objection to including this establishment in the application for a sales licence extension of hours with the AGCO for the purpose of staging a commissioned

artwork part of Nuit Blanche on October 4th through to October 5th, 2008.

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

Background Information (Committee)

2008-05-14-ed13.7

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-12811.pdf>

21.29 **Knob Hill Plaza Business Improvement Area - Dissolution of Board of Management and Repeal of Designating By-law**

ED13.10	ACTION	Adopted		Ward: 35
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The Knob Hill Plaza Business Improvement Area (BIA) Board of Management be dissolved and By-law No. 97-2004, which established the Board of Management, be repealed.
2. By-law No. 46-2003, which designated the Knob Hill Plaza Business Improvement Area (BIA), be repealed.
3. Municipal Code Chapter 19, Business Improvement Areas, be amended to delete all references to the Knob Hill Plaza Business Improvement Area (BIA).
4. The City Solicitor be authorized to prepare the by-laws necessary to dissolve the Board of Management, repeal the by-laws noted above and make the necessary amendments to Municipal Code Chapter 19.
5. The Deputy City Manager and Chief Financial Officer be authorized to obtain the 2006 and 2007 financial records of the Knob Hill Plaza Business Improvement Area (BIA) from the BIA's bank branch.

6. The Deputy City Manager and Chief Financial Officer use the remainder of the BIA's 2006 levy to cover the cost of the preparation of the BIA's 2006 and 2007 audits and any other outstanding financial liability of the BIA, pay any bank charges related to the retrieval of BIA financial records, and fund any assessment appeal overruns.
7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information (Committee)

2008-05-14-ed13.10

<http://www.toronto.ca/legdocs/mmis/2008/ed/bgrd/backgroundfile-12815.pdf>

21.30 **GOVERNMENT MANAGEMENT COMMITTEE MEETING 14**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Adopted by consent	GM14.1	Request Authority for 2008 - 2009 Insurance Program Renewal (Ward All)
Adopted by consent	GM14.4	Toronto Civic Employees' Pension and Benefit Fund – Increase in Pensioner Benefits - Non-retroactive Adjustment for Full CPI Increases 1989-1993 (Ward All)
Adopted by consent	GM14.5	Metropolitan Toronto Police Benefit Fund Retirement Compensation Arrangement (RCA) (Ward All)
Adopted by consent	GM14.8	Amendment to Existing Lease Agreement between City of Toronto and Toronto Azzurri Soccer Club (Ward 8)
Held for consideration Minute 21.31	GM14.9	Lease Extension for Old City Hall to Her Majesty the Queen in Right of Ontario as Represented by the Minister of Public Infrastructure Renewal (Ward 27)
Held for consideration	GM14.10	Leasing 35 Strachan Avenue to The Furniture

Minute 21.32		Bank and Eva's Initiatives (Ward 19)
Held for consideration Minute 21.33	GM14.11	Grant of Permanent Easement(s) to the Canadian National Railway Company and the Canadian Pacific Railway in a Portion of the Former CP Spur Lead (Ward 18)
Adopted by consent	GM14.12	Easement Agreement / Grant of Right of Way Affecting the South Side of Carpark No. 78 (35 Erindale Avenue) (Ward 29)
Held for consideration Minute 21.34	GM14.13	Acquisition of 6 and 8 Barkwin Drive (Ward 1)
Adopted by consent	GM14.14	Authority for City Solicitor to Recover Accommodation Cost Arrears Owing to Homes for the Aged

Consideration of Items - Government Management Committee Meeting 14

21.31 **Lease Extension for Old City Hall to Her Majesty the Queen in Right of Ontario as Represented by the Minister of Public Infrastructure Renewal**

GM14.9	ACTION	Amended		Ward: 27
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May 27, 2008

Speaker Bussin in the Chair.

Motions:

1. Councillor Rae moved that the Item be amended by adding the following:

The City give notice to the Province of Ontario that the lease of Old City Hall will not be extended or renewed beyond December 31, 2016.
2. Councillor Ootes moved that the Item be amended by adding the following:

The Chief Corporate Officer, in consultation with the General Manager, Economic Development, Culture and Tourism, be requested to report to the Government Management Committee, within one year, on potential uses for Old City Hall.

Votes:

Adoption of motion 1 by Councillor Rae:

Yes - 28	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Grimes, Hall, Jenkins, Lee, Lindsay Luby, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 6	Councillors: Del Grande, Ford, Holyday, Kelly, Ootes, Parker

Carried by a majority of 22.

Adoption of motion 2 by Councillor Ootes:

Yes - 36	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried unanimously.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council authorize entering into a Lease Extension and Amending Agreement with Ontario Realty Corporation (the "Tenant"), acting on behalf of Her Majesty the Queen in Right of Ontario as represented by the Minister of Public Infrastructure, to use and occupy 164,389.41 square feet of rentable area at 60 Queen Street West, (the "Premises"), including and incorporating the Lease Agreement dated October 15, 2003, for 430 square feet of office space, commencing on January 1, 2007, and expiring on December 31, 2016, substantially on the terms and conditions as set out in Appendix "A" and on such other terms and conditions as approved by the Chief Corporate Officer, or his or her designate, and in a form and content acceptable to the City Solicitor.
2. The Chief Corporate Officer be authorized to administer and manage the Lease Extension Agreement, including the provision of any consents, approvals, notices

and notices of termination, provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.

3. The City give notice to the Province of Ontario that the lease of Old City Hall will not be extended or renewed beyond December 31, 2016.
4. The Chief Corporate Officer, in consultation with the General Manager, Economic Development, Culture and Tourism, be requested to report to the Government Management Committee, within one year, on potential uses for Old City Hall.

Background Information (Committee)

Report - Lease Extension for Old City Hall to Her Majesty the Queen in Right of Ontario as Represented by the Minister of Public Infrastructure Renewal

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12772.pdf>

Appendix A - GM14-9

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12773.pdf>

Appendix B - GM14-9

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12774.pdf>

21.32 **Leasing 35 Strachan Avenue to The Furniture Bank and Eva's Initiatives**

GM14.10	ACTION	Adopted		Ward: 19
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May 26, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council authorize the Chief Corporate Officer to enter into a Below Market Rent tenancy agreement with The Furniture Bank, for a five (5) year term, with the option to renew for one five-year term based on the terms and conditions set out in the attached Appendix “A”, and other terms and conditions acceptable to the Chief Corporate Officer, and in a form acceptable to the City Solicitor.
2. City Council authorize the Chief Corporate Officer to enter into a Below Market Rent tenancy agreement with Eva’s Initiatives, for a five (5) year term, with the option to renew for one five-year term and based on the terms and conditions set out in the attached Appendix “B”, and other terms and conditions acceptable to the Chief Corporate Officer, and in a form acceptable to the City Solicitor.
3. City Council authorize the Chief Corporate Officer to administer and manage the lease agreements including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.

Background Information (Committee)

Report - Leasing 35 Strachan Avenue to The Furniture Bank and Eva’s Initiatives
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12775.pdf>)

Schedule A - GM14-10

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12776.pdf>)

Schedule B - GM14-10

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12777.pdf>)

Schedule A Attachment - GM14-10

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12778.pdf>)

Schedule B Attachment - GM14-10

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12779.pdf>)

Schedule C - GM14-10

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12780.pdf>)

21.33 Grant of Permanent Easement(s) to the Canadian National Railway Company and the Canadian Pacific Railway in a Portion of the Former CP Spur Lead

GM14.11	ACTION	Amended		Ward: 18
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May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by adding the following:

This Agreement will be subject to the railways agreeing to remove graffiti from this underpass in a timely manner and to abide by Municipal Licensing and Standards issued work orders related to this property.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council grant authority to enter into permanent easement(s) agreement with CN and CPR for the relocation of fibre optic and communication cable devices on City-owned lands shown as Parts 1 to 8 on Sketch No. PS-2006-096a (the "Property"), as shown on Appendix "B" and substantially on the terms and conditions outlined in Appendix "A" and on such further terms as may be acceptable to the Chief Corporate Officer and in a form satisfactory to the City Solicitor, subject to the railways agreeing to remove graffiti from this underpass in a timely manner and to abide by Municipal Licensing and Standards issued work orders related to this property.

Background Information (Committee)

Report - Grant of Permanent Easement(s) to the Canadian National Railway Company and the Canadian Pacific Railway in a Portion of the Former CP Spur Lead

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12781.pdf>)

Appendix A - GM14-11

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12782.pdf>)

Appendix B - GM14-11

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12783.pdf>)

21.34 **Acquisition of 6 and 8 Barkwin Drive**

GM14.13	ACTION	Adopted		Ward: 1
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May 26, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council authorize the acquisition of 6 and 8 Barkwin Drive (refer to attached Location Map) from Gladwood Homes Limited for a purchase price of \$465,000 plus the expenditure of an additional \$250,000 for construction and associated costs, such as land transfer tax, survey, environmental studies, legal and brokerage fees, for a total cost of \$715,000.
2. City Council approve reallocation of Capital funds provided in the 2008 Capital Budget from the King E. of Spadina – Revitalization project (Captor Number TPA906837 and SAP Number CPK082) to the Barkwin & Islington project (Captor Number TPA907299 and SAP Number CPK132) in the amount of \$715,000, in order to facilitate the purchase and construction of the carpark.
3. City Council approve the enactment of a special levy (Benefiting Assessment) defined as a Local Improvement Charge under Ontario Regulation 596/06, pursuant to the City of Toronto Act, 2006, to be levied against the benefiting BIA commercial property owners.
4. Upon acquisition, the purchased lands be designated for municipal parking purposes, to be managed by the Toronto Parking Authority (TPA).
5. The City Solicitor be authorized to complete the purchase transaction, deliver any notices, pay any expenses and amend the closing and other dates to such earlier or later date(s), on such terms and conditions, as she may, from time to time, determine.
6. The appropriate City Officials be authorized to take the actions necessary to give effect thereto.
7. City Council authorize the public release of the confidential information in Attachment 1, if Council approves the acquisition and the transaction is completed to the satisfaction of the City Solicitor.

Confidential Attachment 1 to the report (May 1, 2008) from the President, Toronto Parking Authority, 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 a proposed or pending acquisition or sale of land for municipal or local board purposes. Confidential Attachment 1 will be made public when the transaction has been completed

to the satisfaction of the City Solicitor.

Confidential Attachment - A proposed or pending acquisition or sale of land for municipal or local board purposes

Background Information (Committee)

Report - Acquisition of 6 and 8 Barkwin Drive

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12787.pdf>

Confidential Attachment 1 - GM14-13

21.35 LICENSING AND STANDARDS COMMITTEE MEETING 13

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 13.36	LS13.3	Alternatives to Four-sided Swimming Pool Enclosures (Ward All)
Held for consideration Minute 13.37	LS13.4	Review of Applications to be Included in the City's List of Approved Professional Holistic Associations (Ward All)
Adopted by consent	LS13.8	2007 Annual Report of Toronto Licensing Tribunal (Ward All)

Consideration of Items - Licensing and Standards Committee Meeting 13

21.36 Alternatives to Four-sided Swimming Pool Enclosures

LS13.3	ACTION	Adopted		Ward: All
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 24

Councillors:	Ainslie, Ashton, Bussin, Carroll, De Baeremaeker, Del Grande, Feldman, Fletcher, Hall, Heaps, Lee, McConnell, Mihevc, Milczyn, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Shiner, Stintz, Vaughan, Walker
No - 12	
Councillors:	Augimeri, Cho, Di Giorgio, Ford, Grimes, Holyday, Jenkins, Lindsay Luby, Nunziata, Ootes, Parker, Thompson

Carried by a majority of 12.

City Council Decision

City Council adopted the following motions:

1. The current provisions in Toronto Municipal Code Chapter 447, Fences with respect to four-sided pool enclosures not be amended to include any alternative safety devices.
2. Individuals be able to request an exemption from the four-sided pool enclosure provision, when it would not be practicable, because of a disability, as defined in the Ontarians with Disabilities Act, of an occupant of the building, to provide access in accordance with the requirements of the by-law.
3. When an exemption is granted, conditions considered appropriate by City Council to prevent a young child gaining access to the pool area unsupervised, be imposed.
4. When the need for an exemption ceases to exist, the pool enclosure be reinstated to comply fully with the provisions of the Chapter.
5. Subsection 447-3C(3)(b) of Toronto Municipal Code Chapter 447, Fences be amended by adding the word “ground” before the word “floor” so that the revised provision reads: “If the wall of any building, or portion thereof, forms part of the pool enclosure: ... (b) no window in the wall which is less than 1.5 metres above ground floor level shall be capable of being opened more than 100 millimetres unless a guard is permanently installed on the window to prevent the passage of a spherical object having a diameter of more than 100 millimetres through the window”.
6. Subsection 447-3C(3.1) of Toronto Municipal Code Chapter 447, Fences be amended by deleting the word “only” and the period at the end of the clause and immediately following adding, “and any existing fence if a substantial portion of it is demolished or removed or if it is in such a state of disrepair that it is not practical to repair it,” so that the full subsection reads: “Subsection 447-3C(3)(a)

applies to pool enclosures for which a pool enclosure permit was issued more than 30 calendar days after the enactment of that Subsection, and any existing fence if a substantial portion of it is demolished or removed or if it is in such a state of disrepair that it is not practical to repair it”.

7. Subsection 447-3E(3) of Toronto Municipal Code Chapter 447, Fences be amended by replacing the word “all” with “any”, the word “and” after “door” with “or”, and by replacing the text after the word “window” with the phrase “that is located on the access level of the building, and that has a line of sight to the pool, and the materials used must comply with the provisions of this Chapter”, so that the amended subsection now reads:

“E. Construction standards.

- (3) Every fence and gate used as part of a swimming pool enclosure, which forms the part of the enclosure that separates the pool from any residential building on the same property, shall be constructed of open mesh chain-link fence or equivalent open fence construction that does not restrict visibility of the pool from any door or window that is located on the access level of the building, and that has a line of sight to the pool, and the materials used must comply with the provisions of this Chapter. [Added 2007-11-20 by By-law No. 1240-2007]

subsection 447-3E(4) be added as follows:

- (4) With respect to subsection 447-3E(3), nothing shall be erected, planted or otherwise placed in such a way that the visibility of a pool is restricted from any door or window located on the access level of a residential building on the same property, and that has a line of sight to the pool;”.
8. Municipal Licensing and Standards, in conjunction with Toronto Building and Toronto Public Health develop an awareness and education campaign respecting the pool enclosure standards and pool safety.
 9. This report be forwarded to the Board of Health for information.
 10. Staff be directed to take any necessary actions to implement and otherwise put into effect the above recommendations.

Background Information (Committee)

Staff Report from Executive Director, Municipal Licensing and Standards
(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-12641.pdf>)

Communications (Committee)

- (May 9, 2008) e-mail from Dr. Bruce Minnes, Emergency Physician and Associate Clinical Director, The Hospital for Sick Children (LS.New.LS13.3.1)
 (February 25, 2008) letter from Dr. Julia Petrenko, Research Assistant in emergency Department, The Hospital for Sick Children (LS.New.LS13.3.2)
 (May 8, 2008) letter from Tony DiGiovanni, Executive Director, Landscape Ontario Horticultural Trades Association (LS.New.LS13.3.3)
 (May 9, 2008) submission from David B. Huxtable, Mursatt Chemicals Limited (LS.New.LS13.3.4)
 (May 9, 2008) e-mail from Dr. Bruce Minnes, Emergency Physician and Associate Clinical Director, The Hospital for Sick Children (LS.New.LS13.3.5)
 (May 9, 2008) submission from Barbara Byers, Public Education Director, Lifesaving Society (LS.New.LS13.3.6)

21.37 **Review of Applications to be Included in the City's List of Approved Professional Holistic Associations**

LS13.4	ACTION	Adopted		Ward: All
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The following holistic association be included in Toronto Municipal Code Chapter 545, Licensing, Appendix L, and that this association be recognized as a PHA for the purposes of licensing holistic practitioners and owners:
 - a. Zen Shiatsu Society of Canada.
2. The City Solicitor be directed to prepare the necessary bill to give effect to the recommendations in this report, effective immediately.
3. All other appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

“Ravine and Natural Feature Protection”.

3. The Chief Planner and Executive Director of City Planning and the General Manager of Parks, Forestry and Recreation notify the owners of properties located in the areas that are being added to the by-law, that their property is now subject to the Ravine and Natural Feature Protection By-law.
4. The Chief Planner and Executive Director of City Planning and the General Manager of Parks, Forestry and Recreation report to a future meeting of the Parks and Environment Committee on further amendments to the by-law to include additional areas which have natural heritage value and are vulnerable to degradation due to destruction of trees, changes in grade or lack of management.
5. The City Solicitor be authorized to introduce the necessary Bills in Council to give effect thereto.

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/pe/bgrd/backgroundfile-12607.pdf>

Maps 1 - 4

<http://www.toronto.ca/legdocs/mmis/2008/pe/bgrd/backgroundfile-12659.pdf>

21.40 PLANNING AND GROWTH MANAGEMENT COMMITTEE MEETING 15

Under Section 27-70 of Council’s Procedures, a Committee’s recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.41	PG15.1	O’Connor/Bermondsey Business Area Study and Interim Control By-law - Final Report (Ward 31, 34)
Held for consideration Minute 21.42	PG15.2	Stimulating Economic Growth: Toronto’s Imagination, Manufacturing, Innovation and Technology (IMIT) Financial Incentives Program (Ward All)
Held for consideration Minute 21.43	PG15.5	Carbon Footprint Reduction on the three City West District Design Initiative sites (Ward 3, 5)

Held for consideration PG15.6 Amendments to Municipal Code Chapter 363:
Minute 21.44 Vibration Control (Ward All)

Consideration of Items - Planning and Growth Management Committee Meeting 15

21.41 **O'Connor/Bermondsey Business Area Study and Interim Control By-law - Final Report**

PG15.1	ACTION	Amended		Ward: 31, 34
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended:
 - a. in accordance with the following recommendations contained in the report (May 22, 2008) from the Chief Planner and Executive Director, City Planning:
 1. City Council adopt the recommendations, as contained with the report prepared by the Chief Planner and Executive Director, City Planning Division, dated March 25, 2008, with Recommendation 2 of that report being amended to refer to the Zoning By-law Amendment attached to this report as Attachment 1 [PG15.1a];
 2. City Council determine that pursuant to Section 34(17) of the Planning Act, no further notice is to be given with respect to the changes to the proposed Zoning By-law Amendment as set out in this report;
 3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required; and
 4. City Council authorize the City Solicitor and appropriate City Staff to appear before the Ontario Municipal Board in support of the recommendations contained within the report; and

- b. by adding the following:

As part of the Site Plan Control application, City Planning and Transportation Services staff, in consultation with the City Solicitor, examine ways to discourage traffic infiltration into the adjacent Parkview Hills neighbourhood, such as limiting the number or location of access points for entrance and exit to the site, and traffic control regulations.

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council amend the Official Plan for the City of Toronto substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 3.
2. City Council amend Zoning By-law 6725, as amended, for the former Borough of East York substantially in accordance with the draft Zoning By-law Amendment attached to the supplementary report (May 22, 2008) from the Chief Planner and Executive Director, City Planning Division, (PG15.1a), as Attachment 1.
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan and Zoning By-law Amendment as may be required.
4. In the event that the proposed amendments are appealed to the Ontario Municipal Board, the City Solicitor and City staff be authorized to appear before the Ontario Municipal Board in support of the recommendations contained within the report.
5. In the event that the Site Plan Control Application for 20 Curity Avenue is appealed to the Ontario Municipal Board, the City Solicitor and City Staff be authorized to appear before the Ontario Municipal Board in opposition to such Site Plan Control approval; and further, the Acting Chief Planner and Executive Director of City Planning Division, in consultation with the City Solicitor, be authorized to settle such Site Plan appeal on terms satisfactory to him.
6. As part of the Site Plan Control application, City Planning and Transportation Services staff, in consultation with the City Solicitor, examine ways to discourage traffic infiltration into the adjacent Parkview Hills neighbourhood, such as limiting the number or location of access points for entrance and exit to the site, and traffic control regulations.

7. City Council determine that pursuant to Section 34(17) of the Planning Act, no further notice is to be given with respect to the changes to the proposed Zoning By-law Amendment as set out in this report.
8. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
9. City Council authorize the City Solicitor and appropriate City Staff to appear before the Ontario Municipal Board in support of the recommendations contained within the report.

Statutory - Planning Act, RSO 1990

Background Information (Committee)

March 25, 2008 Report - O'Connor/Bermondsey Business Area Study
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12518.pdf>)

Background Information (City Council)

(May 22, 2008) from Chief Planner and Executive Director, City Planning (PG15.1a)
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13181.pdf>)

Communications (Committee)

- (May 1, 2008) e-mail from Dianne Hilliard (PG.Supp.PG15.1.1)
- (May 7, 2008) letter from Hubert and Shantha Joseph (PG.New.PG15.1.2)
- (May 6, 2008) letter from Richard Pernicky, Cole Engineering Group Ltd. (PG.New.PG15.1.3)
- (May 7, 2008) letter from N. Jane Pepino, Aird & Berlis LLP (PG.New.PG15.1.4)
- (May 7, 2008) letter from Michelle Medeiros (PG.New.PG15.1.5)
- (May 7, 2008) letter from Charles Mondesir (PG.New.PG15.1.6)
- (May 7, 2008) e-mail from Jair Guerrero (PG.New.PG15.1.7)
- (May 7, 2008) letter from Jim Tsatsos, High Park/Gerrard Early Learning Centres (PG.New.PG15.1.8)
- (May 7, 2008) e-mail from William Petropoulos (PG.New.PG15.1.9)
- (May 7, 2008) e-mail from Allan J. Mayhew CCIB (PG.New.PG15.1.10)
- (May 7, 2008) e-mail from Matthew Zufelt (PG.New.PG15.1.11)
- (May 8, 2008) e-mail from Kim McCartney (PG.New.PG15.1.12)
- (May 8, 2008) submission from Paul Scrivener, The Toronto Industry Network (PG.New.PG15.1.13)
- (May 6, 2008) letter from Justin Van Dette, Parkview Hills Community Association (PG.New.PG15.1.14)

21.42 **Stimulating Economic Growth: Toronto's Imagination, Manufacturing, Innovation and Technology (IMIT) Financial Incentives Program**

PG15.2	ACTION	Amended		Ward: All
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May 26, 2008

Speaker Bussin in the Chair.

Motions:

1. Mayor Miller moved that the Item be amended in accordance with the following recommendations contained in the report (May 22, 2008) from the Deputy City Manager and Chief Financial Officer and the Chief Planner and Executive Director, City Planning [PG15.2]:

That City Council:

1. Amend Planning and Growth Management Committee's Recommendation (3) as follows:
 - i. delete the word 'amend' and replace it with 'adopt' and
 - ii. delete the words, 'by expanding the East Bayfront and Portlands Focus Areas to the boundaries of the East Bayfront and Portlands Community Improvement Project Areas, and adopt the Plan as so amended,'

so that the recommendation would now read:

'adopt the Waterfront Community Improvement Plan attached hereto as Attachment 2 to implement a Financial Incentives Program consisting of development grants, in the form of Tax Increment Equivalent Grants for certain defined uses, and/or Brownfield Remediation Tax Assistance in the Waterfront, and to allow the City to acquire land in the Waterfront, develop it, rehabilitate or expand buildings on it, and dispose of the land or buildings at or below market value;'

2. Amend the Waterfront CIP by adding the following words to the second paragraph of Section 3.4 of Appendix 2: 'other funding from Waterfront Toronto, or funding from other orders of government to support the film industry' so the section will now read:

3.4 Relationship with Other Grants

'The Development Grant for eligible floorspace may be adjusted to reflect the amount of financial assistance for its development received from other federal, provincial or municipal sources. In particular, floorspace that is supported by TWRC's 'Ground Floor Animation Strategy' will not be

eligible for Development Grants.

Buildings and developments that receive Brownfields Remediation Tax Assistance, Heritage Grants, energy efficiency grants, other environmental grants, other funding from Waterfront Toronto, or funding from other order of government to support the film industry will be eligible for the full amount of the Development Grant.’.

3. Amend the City-Wide, Waterfront, and South of Eastern Community Improvement Plans to delete the existing definition of Major Film Studio and replace it with the following:

Film Studio Complex: Premises used for producing motion pictures with a minimum GFA of 7,500 square metres, and uses accessory to the film studio facilities and services for employees and users of the Film Studio Complex, and other uses associated with the operation of the film studios.

4. Direct the appropriate staff to report back on potential alternate assistance for MaRS Phase I.
5. Direct the Deputy City Manager and Chief Financial Officer to provide payment of the incentive grant to eligible recipients not later than 90 days following the receipt of the final tax payment;
6. Refer Recommendation (13) of Planning and Growth Management Committee to the Deputy City Manager of Citizen Focused Cluster A to identify a source of funds for this initiative from within the existing 2008 Economic Development Budgeted; and,
7. Direct Economic Development staff to report back on a “Platinum” development grant program, including employee-based incentives, to address various submissions made at the May 8, 2008 statutory public meeting.

2. Councillor Feldman moved that the Item be amended by adding the following:

The City Manager be directed to establish a Committee of senior staff to report on how to achieve a “Welcoming/Can Do” attitude at City Hall.

3. Councillor Jenkins moved that the Item be amended by adding to Recommendation 10 of the Executive Committee, the words “the report to include the clawback thresholds and the relationship of achievement of each recipient to the clawback thresholds”, so that Recommendation 10 now reads as follows:

10. City Council direct the General Manager of Economic Development

Culture and Tourism to prepare an annual report to the Economic Development Committee outlining grant recipients, their corresponding projects and level of incentive provided, the report to include the clawback thresholds and the relationship of achievement of each recipient to the clawback thresholds.

4. Councillor Cho moved that the Item be amended by adding the following:

The appropriate City staff, including the City Manager and the General Manager of Economic Development, report bi-annually through a Joint Committee of the Executive Committee, the Economic Development Committee, and the Planning and Growth Management Committee, on the progress of Toronto's financial incentive program.

5. Councillor Mihevc moved that the Item be amended by:

- a. adding the following:

1. The Tax Increment Equivalent Grants (TIEG) program contain a provision that the employer's local hiring commitment/efforts will extend for the length of their enrolment in the program.
2. City Council direct the General Manager of Economic Development, Culture and Tourism to prepare a definition of "Local Employment" for the purposes of the TIEG program, and report to the Executive Committee.

- b. adding to Recommendation 10 of the Executive Committee, the words "the report to include the status of Local Employment efforts", so that Recommendation 10 now reads as follows:

10. City Council direct the General Manager of Economic Development Culture and Tourism to prepare an annual report to the Economic Development Committee outlining grant recipients, their corresponding projects and level of incentive provided, the report to include the status of Local Employment efforts.

6. Councillor Shiner moved that motion 1 by Mayor Miller be amended by deleting Recommendation 1 contained in the supplementary report (May 22, 2008) [PG15.2a], so that the following Recommendation 3 of the Planning and Growth Management Committee can be adopted:

3. Amend the Waterfront Community Improvement Plan attached hereto as Attachment 2 by expanding the East Bayfront and Portlands Focus Areas to the boundaries of the East Bayfront and Portlands Community

Improvement Project Areas, and adopt the Plan as so amended, to implement a Financial Incentives Program consisting of development grants, in the form of Tax Increment Equivalent Grants for certain defined uses, and/or Brownfield Remediation Tax Assistance in the Waterfront, and to allow the City to acquire land in the Waterfront, develop it, rehabilitate or expand buildings on it, and dispose of the land or buildings at or below market value.

Permission to Withdraw Motion:

Councillor Cho, with the permission of Council, withdrew his motion 4.

Motion:

7. Councillor Rae moved that Part 1 of motion 5a by Councillor Mihevc be referred to the General Manager, Economic Development, Culture and Tourism to report on the extension of the local hiring program for the duration of the Tax Increment Equivalent Grants (TIEG) enrolment.

Votes:

Adoption of motion 6 by Councillor Shiner:

Yes - 12 Councillors:	Di Giorgio, Feldman, Ford, Lee, Minnan-Wong, Ootes, Palacio, Pantalone, Parker, Shiner, Thompson, Walker
No - 30 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Perruzza, Rae, Saundercook, Vaughan

Lost by a majority of 18.

Adoption of motion 1 by Mayor Miller, without amendment:

Yes - 42 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti,
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Minutes of the Council of the City of Toronto
May 26 and 27, 2008

<p>McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan, Walker</p>
No - 0

Carried unanimously.

Adoption of motion 3 by Councillor Jenkins:

<p>Yes - 23 Councillors: Ainslie, Ashton, Cho, Filion, Fletcher, Ford, Grimes, Hall, Holyday, Jenkins, Lee, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Thompson, Vaughan, Walker</p>
<p>No - 19 Mayor: Miller Councillors: Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Heaps, Kelly, Lindsay Luby, Mammoliti, Minnan-Wong, Pantalone, Perruzza, Rae, Saundercook, Shiner</p>

Carried by a majority of 4.

Adoption of motion 5b by Councillor Mihevc:

<p>Yes - 33 Mayor: Miller Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Hall, Heaps, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perruzza, Rae, Saundercook, Shiner, Vaughan, Walker</p>
<p>No - 9 Councillors: Del Grande, Ford, Grimes, Holyday, Jenkins, Kelly, Ootes, Parker, Thompson</p>

Carried by a majority of 24.

Adoption of motion 2 by Councillor Feldman:

<p>Yes - 37 Mayor: Miller</p>

Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Rae, Saundercook, Shiner, Thompson, Walker
No - 5	
Councillors:	Augimeri, Davis, McConnell, Perruzza, Vaughan

Carried by a majority of 32.

Adoption of motion 7 by Councillor Rae:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perruzza, Rae, Saundercook, Thompson, Vaughan, Walker
No - 9	
Councillors:	Del Grande, Ford, Grimes, Holyday, Milczyn, Minnan-Wong, Ootes, Parker, Shiner

Carried by a majority of 24.

Due to the above decision of Council, Part 1 of motion 5a by Councillor Mihevc was not put to a vote.

Adoption of Part 2 of motion 5a by Councillor Mihevc:

Yes - 28 Mayor: Miller Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Hall, Heaps, Jenkins, Kelly, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perruzza, Rae, Vaughan, Walker
No - 14 Councillors: Ainslie, Del Grande, Feldman, Ford, Grimes, Holyday, Lee, Lindsay Luby, Milczyn, Ootes, Parker, Saundercook, Shiner, Thompson

Carried by a majority of 14.

Adoption of the Item, as amended:

Yes - 42 Mayor: Miller Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan, Walker
No - 0 Councillors:

Carried unanimously.

City Council Decision

City Council adopted the following motions:

1. City Council designate the lands shown on Maps 1 and 2, attached hereto as Schedule "1" of Attachment 1, as a Community Improvement Project Area.
2. City Council adopt the City-wide Community Improvement Plan attached hereto as Schedule "2" of Attachment 1 and as amended by Part 5 below, to implement a City-wide Financial Incentives Program consisting of development grants, in the form of Tax Increment Equivalent Grants for certain defined uses, and/or Brownfield Remediation Tax Assistance, subject to:

a. including “Corporate Headquarters” as an eligible use.

1. Definition - Corporate Headquarters (HQ)

A Corporate HQ serves as the operational and administrative centre for a company. Any location within the Downtown Core, within the City’s office centres and on sites along the subway corridors will be eligible. To qualify as a corporate HQ, the following characteristics shall be satisfied.

- A declaration in corporate statements for a Global HQ, or Canadian HQ in Toronto
- Represents the Command & Control Centre for corporate activities within a prescribed national or international geography
- Represents the Strategic Planning Centre for corporate activities within a prescribed national or international geography
- Represents the principal office location for the Chief Executive Officer and senior executive team
- Occupies a minimum floorspace of 100,000 square feet
- Maintains a minimum employment of 300 persons.

3. City Council adopt the Waterfront Community Improvement Plan attached hereto as Attachment 2 to implement a Financial Incentives Program consisting of development grants, in the form of Tax Increment Equivalent Grants for certain defined uses, and/or Brownfield Remediation Tax Assistance in the Waterfront, and to allow the City to acquire land in the Waterfront, develop it, rehabilitate or expand buildings on it, and dispose of the land or buildings at or below market value, and as amended by Part 5 below and subject to adding to the second paragraph of Section 3.4 of Appendix 2, the words “other funding from Waterfront Toronto, or funding from other orders of government to support the film industry”, so the section will now read:

3.4 Relationship with Other Grants

The Development Grant for eligible floorspace may be adjusted to reflect the amount of financial assistance for its development received from other federal, provincial or municipal sources. In particular, floorspace that is supported by TWRC’s ‘Ground Floor Animation Strategy’ will not be eligible for Development Grants.

Buildings and developments that receive Brownfields Remediation Tax Assistance, Heritage Grants, energy efficiency grants, other environmental grants, other funding from Waterfront Toronto, or

funding from other order of government to support the film industry will be eligible for the full amount of the Development Grant.

4. City Council adopt the South of Eastern Employment District Community Improvement Plan attached hereto as Attachment 3 and as amended by Part 5 below, to implement a Financial Incentives Program consisting of development grants, in the form of Tax Increment Equivalent Grants for certain defined uses, and/or Brownfield Remediation Tax Assistance in the South of Eastern, and to allow the City to acquire land in the South of Eastern, develop it, rehabilitate or expand buildings on it, and dispose of the land or buildings at or below market value.
5. City Council amend the City-wide, Waterfront, and South Eastern Community Improvement Plans by deleting the existing definition of Major Film Studio and replacing it with the following:

Film Studio Complex: Premises used for producing motion pictures with a minimum GFA of 7,500 square metres, and uses accessory to the film studio facilities and services for employees and users of the Film Studio Complex, and other uses associated with the operation of the film studios.
6. City Council repeal the New Toronto CIP at the first meeting of Council following the date that the City-wide CIP comes into full force and effect for the area covered by the New Toronto CIP recognizing that applications received before that date shall continue to receive grants pursuant to the New Toronto CIP.
7. City Council direct the General Manager of Economic Development, Culture and Tourism to report back on steps that may be necessary to accommodate the WoodbineLive! proposal to establish a major tourism/entertainment complex in North West Etobicoke and a separate CIP schedule if necessary.
8. City Council provide authority to the General Manager of Economic Development Culture and Tourism to review applications to the Financial Incentives Program to determine eligibility and to execute financial incentive agreements to implement the Brownfield Remediation Tax Assistance Program and the Development Grant Program, in a form satisfactory to the City Solicitor.
9. City Council direct the General Manager of Economic Development Culture and Tourism to initiate a review of the CIPs and Financial Incentive Program no later than 4 years after this plan comes into effect or when the total financial commitment through the proposed CIPs exceeds \$50 million, whichever is earlier.
10. City Council direct the General Manager of Economic Development Culture and Tourism to report on the composition of an Advisory Committee to be established to assist with the program review as provided for in Part 9 above.

11. City Council direct the General Manager of Economic Development Culture and Tourism to prepare an annual report to the Economic Development Committee outlining grant recipients, their corresponding projects and level of incentive provided, the report to include the clawback thresholds and the relationship of achievement of each recipient to the clawback thresholds, and the status of Local Employment efforts.
12. City Council direct the appropriate City officials to request the Province to amend legislation to enable the City of Toronto to apply a lower tax rate to new construction in the commercial property class and industrial property class, as may be defined by the Province in its application of a lower education tax rate to such new construction.
13. Subject to the legislation being enacted in Part 12, City Council apply a lower tax rate to new construction as defined in the legislation, such lower tax being based on a municipal tax rate of 2.5 times the residential rate.
14. City Council authorize the General Manager of Economic Development, Culture and Tourism to establish protocols with the Provincial Ministries of Economic Development and Trade (MEDT), Research and Innovation (MRI), Small Business and Entrepreneurship (MSBE) to ensure that the City's incentives program and the Provinces Next Generation Jobs Fund and related programs work together effectively to support Toronto's existing business community and attract new investment.
15. The City Manager be directed to establish a Committee of senior staff to report on how to achieve a "Welcoming/Can Do" attitude at City Hall.
16. City Council direct the appropriate staff to report back on potential alternate assistance for MaRS Phase I.
17. City Council direct the Deputy City Manager and Chief Financial Officer to provide payment of the incentive grant to eligible recipients not later than 90 days following the receipt of the final tax payment;
18. City Council direct Economic Development staff to report back on a "Platinum" development grant program, including employee-based incentives, to address various submissions made at the May 8, 2008 statutory public meeting.
19. City Council direct the General Manager of Economic Development, Culture and Tourism to prepare a definition of "Local Employment" for the purposes of the TIEG program, and report to the Executive Committee.
20. City Council authorize the City Solicitor to introduce the necessary bills to

implement the foregoing.

21. The following Planning and Growth Management Committee recommendation be referred to the Deputy City Manager of Citizen Focused Cluster A to identify a source of funds for this initiative from within the existing 2008 Economic Development Budget:

“In conjunction with the adoption of the Financial Incentives Program, City Council direct Economic Development staff to develop and implement a comprehensive marketing plan for the promotion of the Financial Incentives Program as well as other business friendly initiatives as outlined in “Toronto’s Enhanced Business Climate Report Update”, and approve a budget increase of \$80,000 to deliver the program.”

22. The following motion be referred to General Manager of Economic Development, Culture and Tourism to report on the extension of the local hiring program for the duration of the Tax Increment Equivalent Grants (TIEG) enrolment:

Moved by Councillor Mihevc:

“That the Tax Increment Equivalent Grants (TIEG) program contain a provision that the employer’s local hiring commitment/efforts will extend for the length of their enrolment in the program.”.

Statutory - Planning Act, RSO 1990

Background Information (Committee)

Stimulating Economic Growth: Toronto’s Imagination, Manufacturing, Innovation and Technology (IMIT) Financial Incentives Program

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12573.pdf>

CIP Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12576.pdf>

CIP Attachment 2

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12577.pdf>

CIP Attachment 3

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12578.pdf>

CIP Attachment 4

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12579.pdf>

CIP Attachment 5

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12580.pdf>

CIP Attachment 6

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12581.pdf>

Background Information (City Council)

(May 22, 2008) report from the Deputy City Manager, the Deputy City Manager and

Chief Financial Officer and the Chief Planner and Executive Director, City Planning (PG15.2a)

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13186.pdf>

Presentation material from the General Manager, Economic Development, Culture and Tourism (PG15.2b)

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13284.pdf>

Communications (Committee)

(February 13, 2008) submission from Eric CheeYan Cheng (PG.Supp.PG15.2.1)

(February 13, 2008) submission from Christopher Smith, The International Group Inc. (PG.Supp.PG15.2.2)

(February 13, 2008) submission from Jeff Carefoote, Amsterdam Brewing Co. (PG.Supp.PG15.2.3)

(February 13, 2008) submission from John Hay, Ontario Craft Brewers (PG.Supp.PG15.2.4)

(February 13, 2008) submission from Paul Doyle, Atlantic Packaging Products Ltd. (PG.Supp.PG15.2.5)

(February 13, 2008) submission from Bob Hoang (PG.Supp.PG15.2.6)

(February 13, 2008) submission from Rick Ciccarelli, Mount Dennis Weston Network (PG.Supp.PG15.2.7)

(February 13, 2008) submission from James Robinson, Downtown Yonge BIA (PG.Supp.PG15.2.8)

(February 15, 2008) letter from Paul Martin, Leaside Business Park Association (PG.Supp.PH15.2.9)

(February 29, 2008) letter from Blake Cordish, The Cordish Company and Nick Eaves, Woodbine Entertainment Group (PG.Supp.PG15.2.10)

(March 4, 2008) e-mail from Paul H. Scrivener (PG.Supp.PG15.2.11)

(March 5, 2008) letter from Marc Hollin, UNITE HERE Ontario Council (PG.Supp.PG15.2.12)

(March 13, 2008) letter from Kevin Kirn, Alexandria Real Estate Equities Inc. (PG.Supp.PG15.2.13)

(March 17, 2008) submission from The Toronto Board of Trade (PG.Supp.PG15.2.14)

(May 1, 2008) letter from Sarah Ker-Hornell, FilmOntario (PG.Supp.PG15.2.15)

(May 5, 2008) letter from Kevin M. Kirn, Alexandria Real Estate Equities Inc. (PG.New.PG15.2.16)

(May 7, 2008) letter from Paul Clifford, UNITE HERE Local 75 (PG.New.PG15.2.17)

(May 7, 2008) fax from Dalton Shipway (PG.New.PG15.2.18)

(May 7, 2008) letter from David Hardy, NABET 700 CEP (PG.New.PG15.2.19)

(May 7, 2008) letter from Dennis H. Wood, Wood Bull LLP (PG.New.PG15.2.20)

(May 8, 2008) submission from Paul Scrivener, The Toronto Industry Network (PG.New.PG15.2.21)

(May 8, 2008) letter from Ilse Treurnicht, MaRS Discovery District (PG.New.PG15.2.22)

(May 7, 2008) letter from Mark R. Flowers, Davies Howe Partners (PG.New.PG15.2.23)

(May 8, 2008) submission from Mike Sullivan, Weston Community Coalition and Rick Ciccarelli, Mount Dennis Weston Network (PG.New.PG15.2.24)

- (May 8, 2008) submission from Carol Wilding, The Toronto Board of Trade (PG.New.PG15.2.25)
 (May 8, 2008) submission from John Cartwright, Toronto and York Region Labour Council (PG.New.PG15.2.26)
 (May 8, 2008) letter from John A. Macintyre, TEDCO (PG.New.PG15.2.27)
 (May 8, 2008) submission from Natalie Hundt, Toronto ACORN (PG.New.PG15.2.28)

Communications (City Council)

(May 21, 2008) e-mail from Andrew W. Himel, Managing Partner, Kilmer Brownfield Management Limited (CC.Supp.PG15.2.29)

21.43 **Carbon Footprint Reduction on the three City West District Design Initiative sites**

PG15.5	ACTION	Amended		Ward: 3, 5
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May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by amending Recommendation 1 of the Planning and Growth Management Committee to include the lands adjacent to the Allen Road, including the 75 City-owned acres around the Downsview Subway Station, Downsview Park and the Lawrence Heights Rehabilitation Area.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council request the Chief Corporate Officer, in conjunction with Toronto Hydro Energy Services Incorporated (THESI) and Enwave Energy Corporation (Enwave), to carry out a Community Energy Assessment for the three development areas: Etobicoke Civic Centre, Westwood Theatre Lands and Bloor-Islington Lands developments, consistent with the strategy for reducing the carbon footprint for the sites, the study to also include the lands adjacent to the Allen Road, including the 75 City-owned acres around the Downsview Subway Station,

Downsview Park and the Lawrence Heights Rehabilitation Area.

2. City Council request the Chief Corporate Officer to continue to work with Toronto Hydro Energy Services Incorporated (THESI) and Enwave Energy Corporation (Enwave) on the implementation of a pilot project for Geothermal Source Heating and Cooling on the Westwood Theatre Lands.

Background Information (Committee)

Carbon Footprint Reduction on the three City West District Design Initiative sites
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12570.pdf>)

Carbon Footprint Reduction - Appendix A
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12571.pdf>)

21.44 **Amendments to Municipal Code Chapter 363: Vibration Control**

PG15.6	ACTION	Amended		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Walker moved that the Item be amended by adding the following:

City Council direct Deputy City Manager Richard Butts, in consultation with the Executive Director and Chief Building Official, Toronto Building, and the Chief Planner and Executive Director, City Planning, to report to the September 2009 meeting of the Planning and Growth Management Committee regarding a review of the efficacy of the amendments to Municipal Code Chapter 363: Vibration Control, the report to suggest improvements, if needed.

Votes:

Motion 1 by Councillor Walker carried.

The Item, as amended, carried.

Motion to Reconsider:

Councillor Walker, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider this Item, which carried, two-thirds of Members present having voted in the affirmative.

Motion:

2. Councillor Walker moved that the Item be amended by adding the following:
 1. City Council direct Deputy City Manager Richard Butts, in consultation with the Executive Director and Chief Building Official, Toronto Building, and the Chief Planner and Executive Director, City Planning, to report to the September 2009 meeting of the Planning and Growth Management Committee regarding a review of the efficacy of the amendments to Municipal Code Chapter 363: Vibration Control, the report to suggest improvements, if needed.
 2. City Council direct the Deputy City Manager, Richard Butts, in consultation with the Chief Building Official, the Executive Director of Municipal Licensing and Standards, and the Medical Officer of Health, to report to the October 2008 meeting of the Planning and Growth Management Committee regarding a review of the short- and long-term, physical and mental effects on human beings of vibrations caused by construction with specific attention to the effects on infants, children and senior citizens when the vibrations occur for many hours per day consecutively, continuing for several months.

Speaker Bussin in the Chair.

Votes:

Adoption of Part 1 of motion 1 by Councillor Walker:

Yes - 35 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Pantalone, Parker, Perks, Rae, Stintz, Thompson, Vaughan, Walker
No - 1 Councillor: Perruzza

Carried by a majority of 34.

Adoption of Part 2 of motion 1 by Councillor Walker:

Yes - 7 Councillors: Bussin, Cho, Feldman, Jenkins, Lee, Stintz, Walker
No - 28

Councillors:	Ainslie, Ashton, Augimeri, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Thompson, Vaughan
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Lost by a majority of 21.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council authorize the City Solicitor to introduce a Bill amending Chapter 363 of the City of Toronto Municipal Code as outlined in this report and largely in accordance with the attached draft by-law (Attachment No. 1).
2. City Council direct Deputy City Manager Richard Butts, in consultation with the Executive Director and Chief Building Official, Toronto Building, and the Chief Planner and Executive Director, City Planning, to report to the September 2009 meeting of the Planning and Growth Management Committee regarding a review of the efficacy of the amendments to Municipal Code Chapter 363: Vibration Control, the report to suggest improvements, if needed.

Background Information (Committee)

Amendments to Municipal Code Chapter 363: Vibration Control
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12572.pdf>)
Draft By-law Construction Vibrations
(<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12575.pdf>)

21.45 PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE MEETING 15

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.46	PW15.2	Kirkhams Road Bridge over the Rouge River Class Environmental Assessment Study (Ward 42)
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Held for consideration	PW15.7	Toronto Police Service - Bikes and Wheel Sport Safety
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Minute 21.47		Campaign (Ward All)
Held for consideration Minute 21.48	PW15.8	2008 Bikeway Network Program - Phase 1 Installation of Bicycle Lanes (Ward 19, 21, 27, 28)
Adopted by consent	PW15.10	Purchase Order Amendment - Residue Management Facility - R.L. Clark Water Treatment Plant - Amendments to Orders 47010994 and 47008795 (Ward 6)
Adopted by consent	PW15.11	Contract No. 07FS-46WP, Tender Call 305-2007 - Humber Wastewater Treatment Plant - Upgrade of the South Primary Tanks (Ward 5)

Consideration of Items - Public Works and Infrastructure Committee Meeting 15

21.46 Kirkhams Road Bridge over the Rouge River Class Environmental Assessment Study

PW15.2	ACTION	Amended		Ward: 42
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This Item was submitted without recommendation.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motions:

1. Councillor Carroll moved that Council adopt the following recommendation contained in the report (August 14, 2007) from the General Manager, Transportation Services:
 1. Authority be granted to the General Manager, Transportation Services, to issue a Notice of Completion and to file the Environmental Study Report for the Kirkhams Road Bridge over the Rouge River Class Environmental Assessment Study in the public record for 30 days, in accordance with the requirements of the Municipal Class Environmental Assessment.
2. Councillor Cho moved that Council adopt the following:
 1. Based on consultation with concerned agencies and the public, the preferred alternative is to rehabilitate the Kirkhams Road Bridge and leave the watermain suspended from the bridge.

2. The General Manager, Transportation Services, consult with the Toronto and Region Conservation Authority (TRCA), the Rouge Park Alliance and any other appropriate agencies on the modifications required to rehabilitate the Kirkhams Road Bridge to meet current bridge codes to permit its use by pedestrians, cyclists, and all vehicles, including fire trucks.
3. Funding in the amount of \$1,200,000 be allocated in the 2009 Transportation Services for the Kirkhams Road Bridge rehabilitation.
3. Councillor Ashton moved that Council adopt the following:

The Environmental Study Report include the most current and complete submissions from Toronto Emergency Services - Fire, Ambulance and Police.
4. Councillor De Baeremaeker moved that Council adopt the following:

If the Kirkhams Road bridge is removed, no further installation of street lighting be undertaken.

Votes:

Adoption of motion 1 by Councillor Carroll:

Yes - 23 Councillors:	Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Filion, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 10 Councillors:	Cho, Del Grande, Feldman, Fletcher, Ford, Grimes, Jenkins, Lee, Shiner, Walker

Carried by a majority of 13.

Due to the above decision of Council, motion 2 by Councillor Cho was deemed to be redundant.

Motion 3 by Councillor Ashton carried.

Motion 4 by Councillor De Baeremaeker carried.

Adoption of the Item, as amended:

Yes - 25	
Councillors:	Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 8	
Councillors:	Cho, Del Grande, Ford, Grimes, Jenkins, Lee, Shiner, Walker

Carried by a majority of 17.

City Council Decision

City Council adopted the following motions:

1. Authority be granted to the General Manager, Transportation Services, to issue a Notice of Completion and to file the Environmental Study Report for the Kirkhams Road Bridge over the Rouge River Class Environmental Assessment Study in the public record for 30 days, in accordance with the requirements of the Municipal Class Environmental Assessment.
2. The Environmental Study Report include the most current and complete submissions from Toronto Emergency Services - Fire, Ambulance and Police.
3. If the Kirkhams Road bridge is removed, no further installation of street lighting be undertaken.

Background Information (Committee)

2008-05-07-pw15.2

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12601.pdf>)

Communications (City Council)

(May 17, 2008) e-mail from Steve Hamilton, President, Madonna Wheelers Cycling Club (CC.Main.PW15.2.8)

2a Kirkhams Road Bridge over the Rouge River Class Environmental Assessment Study - Update

Background Information (Committee)

2008-05-07-pw15.2a.

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12597.pdf>)

Communications (Committee)

(May 2, 2008) e-mail from Jacquie Ireland, Production Manager, Colour Services, Astley Gilbert Limited (PW.New.PW15.2.1)

(May 5, 2008) e-mail from Veronika Alexander (PW.New.PW15.2.2)

(May 5, 2008) e-mail from Cindy Nesbitt, President, Board of Directors for MTCC #1212 (PW.New.PW15.2.3)

(May 6, 2008) e-mail from Mary Pimentel (PW.New.PW15.2.4)

(May 6, 2008) e-mail from Dave Burt (PW.New.PW15.2.5)

(May 7, 2008) e-mail from Jim and Stephenie Wright (PW.New.PW15.2.6)

(May 7, 2008) e-mail from Diane Forrest (PW.New.PW15.2.7)

21.47 **Toronto Police Service - Bikes and Wheel Sport Safety Campaign**

PW15.7	ACTION	Received		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Thompson moved that the Item be received for information.

Vote:

Motion 1 by Councillor Thompson carried.

City Council Decision

City Council received this Item for information.

Background Information (Committee)

2008-05-07-pw15.7

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12608.pdf>

2008-05-07-pw15.7-Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12620.pdf>

21.48 **2008 Bikeway Network Program - Phase 1 Installation of Bicycle Lanes**

PW15.8	ACTION	Amended		Ward: 19, 21, 27, 28
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May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor De Baeremaeker moved that the Item be amended by adding the following:

That Council adopt the following recommendations contained in the report (May 23, 2008) from the General Manager, Transportation Services [PW15.8a]:

1. City Council approve the installation of bicycle lanes on the west side of Shaw Street, from Dupont Street to a point 37 metres south of Acores Avenue, and on the east side of Shaw Street, from Dupont Street to a point 37 metres south of Wychcrest Avenue, as detailed in Appendix A to this report.
2. City Council approve the amendments to the traffic and parking regulations detailed in Appendix B to this report.
3. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

2. Councillor Holyday moved that this Item be received for information.

Votes:

Adoption of motion 2 by Councillor Holyday:

Yes - 5 Councillors:	Feldman, Ford, Holyday, Lindsay Luby, Ootes
No - 21 Councillors:	Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Heaps, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan, Walker

Lost by a majority of 16.

Adoption of motion 1 by Councillor De Baeremaeker:

Yes - 23 Councillors: Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Heaps, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan, Walker
No - 3 Councillors: Ford, Holyday, Ootes

Carried by a majority of 20.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the installation of bicycle lanes on both sides of Wellesley Street, from Queen's Park Crescent to Parliament Street, as detailed in Appendix A of this report.
2. City Council approve the installation of bicycle lanes in the northbound direction on Vaughan Road, from St. Clair Avenue West to Winona Drive, as detailed in Appendix A of this report.
3. City Council approve the installation of a northbound contra-flow bicycle lane on the east side of Shaw Street, from Barton Avenue to Dupont Street, as detailed in Appendix A of this report.
4. City Council approve the amendments to the traffic and parking regulations detailed in Appendix B of this report.
5. City Council approve a "Stop" sign for northbound cyclist traffic on Shaw Street at the intersection with Essex Street.
6. City Council approve the installation of bicycle lanes on the west side of Shaw Street, from Dupont Street to a point 37 metres south of Acores Avenue, and on the east side of Shaw Street, from Dupont Street to a point 37 metres south of Wychcrest Avenue, as detailed in Appendix A to the supplementary report (May 23, 2008) from the General Manager, Transportation Services (PW15.8a).
7. City Council approve the amendments to the traffic and parking regulations detailed in Appendix B to the supplementary report (May 23, 2008) from the General Manager, Transportation Services (PW15.8a).

8. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary Bills.

Background Information (Committee)

2008-05-07-pw15.8

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12609.pdf>)

2008-05-07-pw15.8-Drawing No. 421P0065

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12621.pdf>)

2008-05-07-pw15.8-Drawing No. 421P0066

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12622.pdf>)

2008-05-07-pw15.8-Drawing No. 421P0067

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12623.pdf>)

2008-05-07-pw15.8-Drawing No. 421P0068

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12624.pdf>)

2008-05-07-pw15.8-Drawing No. 421P0069

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12625.pdf>)

2008-05-07-pw15.8-Drawing No. 421P0070

(<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12626.pdf>)

Background Information (City Council)

(May 23, 2008) report from the General Manager, Transportation Services (PW15.8a)

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13283.pdf>)

Communications (Committee)

(May 2, 2008) e-mail from Hamish Wilson (PW.New.PW15.8.1)

(May 6, 2008) e-mail from Hayley Easto (PW.New.PW15.8.2)

(May 6, 2008) e-mail from Timothy Fowler (PW.New.PW15.8.3)

(May 6, 2008) submission from Hamish Wilson (PW.New.PW15.8.4)

Communications (City Council)

(May 23, 2008) letter from Hamish Wilson (CC.Supp.PW15.8.5)

21.49 STRIKING COMMITTEE MEETING 8

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Adopted by consent	ST8.1	Council Member Appointment to the Greater Toronto Airports Authority (GTAA) Community Environment and Noise Advisory Committee (Ward All)
Adopted by consent	ST8.2	Council Member Appointments to the Federation of Canadian Municipalities (FCM) National Board of Directors (Ward All) URGENT

21.50 **ETOBICOKE YORK COMMUNITY COUNCIL MEETING 16**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Adopted by consent	EY16.23	925 Kipling Avenue – Rezoning Application (Removal of the Holding Symbol “H”) – Final Report (Ward 5)
Adopted by consent	EY16.26	Requests for Endorsement of Events for Liquor Licensing Purposes (Ward 6, 7, 12, 13)
Adopted by consent	EY16.34	Liquor Licence Application - 2971B Islington Avenue - Platinum Lounge (Ward 7)
Adopted by consent	EY16.35	2847 Lake Shore Boulevard West - Jay Jays Inn “Gentlemen’s Club” (Ward 6)

21.51 **NORTH YORK COMMUNITY COUNCIL MEETING 15**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.52	NY15.1	Transportation Impacts - York University Busway (Ward 8, 9, 10)
Held for consideration Minute 21.53	NY15.21	Pedestrian Crossing Prohibition - Dufflaw Road at Lawrence Avenue West (Ward 15)
Adopted by consent	NY15.22	Turn Restrictions - Lawrence Avenue West at

		Chicoutimi Avenue (Ward 16)
Adopted by consent	NY15.24	Traffic Control Signals - Esther Shiner Boulevard at Provost Drive (Ward 24)
Adopted by consent	NY15.30	Designation of Fire Routes and amendment to Chapter 880 – Fire Routes (Ward 25)
Held for consideration Minute 21.54	NY15.35	Application of Alternative Parkland Dedication By-law and Applicable Parkland Dedication Requirement for 1066 Avenue Road (Ward 16)
Adopted by consent	NY15.36	Don Mills and Sheppard Community Services & Facilities (CS&F) Needs Assessment (Ward 33)
Held for consideration Minute 21.55	NY15.41	Final Report - Official Plan Amendment, Rezoning and Draft Plan of Common Elements Condominium - 251 Raneer Avenue (Ward 15)
Held for consideration Minute 21.56	NY15.42	Request for Direction Report - Rezoning and Site Plan Control Application - 9 and 15 Bales Avenue and 34 and 44 Avondale Avenue (Ward 23)
Adopted by consent	NY15.43	Demolition of a Structure Within the Blythwood Heritage Conservation District & Approval of a Replacement Structure - 112 Blythwood Road (Ward 25)
Adopted by consent	NY15.47	Staff Representation at the Ontario Municipal Board - Committee of Adjustment Applications - 150 Avondale Avenue (Ward 23)
Held for consideration Minute 21.57	NY15.49	Public Art Contribution - 1100 Sheppard Avenue West (Ward 8)

Consideration of Items - North York Community Council Meeting 15

21.52 **Transportation Impacts - York University Busway**

NY15.1	ACTION	Amended		Ward: 8, 9, 10
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This Item was submitted without recommendation.

May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Carroll moved that Council adopt the recommendations contained in the report (April 16, 2008) from the Director, Transportation Services, North York District.

Votes:

Motion 1 by Councillor Carroll carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City's Legal Division to introduce in Council the appropriate "Road Alterations By-law" to permit the construction of the York University busway from Downsview Station to York University via William R. Allen Road, Finch Hydro Corridor and York University Campus lands.
2. City Council rescind the existing reserved lane designation for High Occupancy Vehicles on the northbound and southbound curb lanes of William R. Allen Road/Dufferin Street, between Sheppard Avenue West and Finch Avenue West.
3. City Council reduce the existing speed limit of 70 km/h on William R. Allen Road, from Transit Road to Steeprock Drive/Overbrook Place, to 60 km/h.
4. City Council approve the installation of traffic control signals at the intersection of William R. Allen Road and Downsview Station Bus Access located 245 metres south of Sheppard Avenue West, and in conjunction with the installation of these traffic control signals:
 - a. prohibit pedestrian crossings on William R. Allen Road, from a point 30.5 metres north of the north curb line of the Downsview Station Bus Access to a point 30.5 metres south of the south of the curb line of Downsview Station Bus Access;
 - b. prohibit eastbound entry at all times, from William R. Allen Road to the Downsview Station Bus Access, "Public Transit Vehicles excepted";
 - c. prohibit northbound entry at all times, from William R. Allen Road to the southbound "Public Transit Vehicles Only" lane at the Downsview Station

Bus Access;

- d. prohibit northbound right turns at all times, from William R. Allen Road to the Downsview Station Bus Access;
 - e. prohibit northbound and southbound “U-Turns” at all times at the intersection of William R. Allen Road and Downsview Station Bus Access;
 - f. designate the northbound curb lane at William R. Allen Road and Sheppard Avenue West as a right turn only lane, buses excepted, from Sheppard Avenue West to a point 95 metres south;
 - g. designate the easterly southbound lane on William R. Allen Road for “Public Transit Vehicles Only”, from Sheppard Avenue West to Downsview Station Bus Access (245 metres south of Sheppard Avenue West); and
 - h. designate the northbound curb lane on William R. Allen Road for “Public Transit Vehicles Only”, from Downsview Station Bus Access to a point 95 metres south of Sheppard Avenue West.
5. City Council approve the installation of traffic control signals at the intersection of William R. Allen Road and De Boers Drive, located 155 metres north of Sheppard Avenue West, and in conjunction with the installation of these traffic control signals:
- a. prohibit pedestrian crossings on William R. Allen Road, from a point 30.5 metres north of the north curb line of De Boers Drive to a point 30.5 metres south of the south curb line of De Boers Drive;
 - b. designate the northbound curb lane on William R. Allen Road/Dufferin Street for “Public Transit Vehicles Only”, from Sheppard Avenue West to a point 60 metres south of Finch Avenue West;
 - c. rescind the existing northbound curb lane, right turn only designation at Dufferin Street and Finch Avenue West;
 - d. designate the northbound curb lane at Dufferin Street and Finch Avenue West as a right turn only lane, buses excepted, from Finch Avenue West to a point 60 metres south;
 - e. rescind the existing northbound “U-Turn” prohibition on William R. Allen Road, 60 metres north of Sheppard Avenue West;
 - f. designate the easterly northbound through lane on Dufferin Street for

“Public Transit Vehicles Only”, from a point 60 metres south of Finch Avenue West to Finch Avenue West; and

- g. designate the southbound curb lane on Dufferin Street/William R. Allen Road for “Public Transit Vehicles Only”, from Finch Avenue West to Rimrock Road.
6. City Council approve the installation of traffic control signals at the intersection of Dufferin Street and the York University Busway (Finch Hydro Corridor) located 340 metres north of Finch Avenue West, and in conjunction with the installation of these traffic control signals:
- a. prohibit pedestrian crossings on Dufferin Street, from a point 30.5 metres south of the south curb line of the York University Busway (Finch Hydro Corridor) to the south curb line of the York University Busway (Finch Hydro Corridor);
 - b. prohibit northbound and southbound left and right turns at all times, from Dufferin Street to the York University Busway (Finch Hydro Corridor);
 - c. prohibit northbound, westbound and eastbound entry, “Public Transit Vehicles” excepted, at all times, from Dufferin Street to the York University Busway (Finch Hydro Corridor);
 - d. designate the northbound curb lane on Dufferin Street for “Public Transit Vehicles Only”, from Finch Avenue West to the York University Busway (Finch Hydro Corridor), located 340 metres north of Finch Avenue West;
 - e. designate the southbound curb lane on Dufferin Street for “Public Transit Vehicles Only”, from the York University Busway (Finch Hydro Corridor) located 340 metres north of Finch Avenue West to a point 70 metres north of Finch Avenue West;
 - f. designate the southbound curb lane at Dufferin Street and Finch Avenue West as a right turn only lane, buses excepted, from Finch Avenue West to a point 70 metres north;
 - g. prohibit pedestrians and cyclists at all times, on the York University Busway (Finch Hydro Corridor), from Dufferin Street to Keele Street;
 - h. designate the eastbound and westbound traffic lanes on the York University Busway (Finch Hydro Corridor) for “Public Transit Vehicles Only”, from Dufferin Street to Keele Street; and
 - i. implement a speed limit of 60 km/h on the York University Busway (Finch

Hydro Corridor), from Dufferin Street to Keele Street.

7. City Council approve the installation of traffic control signals at the intersection of Alness Street and the York University Busway (Finch Hydro Corridor), located 340 metres north of Finch Avenue West, and in conjunction with the installation of these traffic control signals:
 - a. prohibit pedestrian crossings on Alness Street, from a point 30.5 metres south of the south curb line of the York University Busway (Finch Hydro Corridor) to a point 30.5 metres north of the north curb line of the York University Busway (Finch Hydro Corridor);
 - b. prohibit northbound and southbound left and right turns at all times, from Alness Street to the York University Busway (Finch Hydro Corridor);
 - c. prohibit westbound and eastbound entry, “Public Transit Vehicles” excepted, at all times, from Alness Street to the York University Busway (Finch Hydro Corridor);
 - d. prohibit northbound right-turns-on-red at all times, from Keele Street to the Shell Canada Access (3975 Keele Street);
 - e. prohibit eastbound through movements at all times, at Murray Ross Parkway and Keele Street;
 - f. designate the northerly eastbound traffic lane on Murray Ross Parkway at Keele Street for left-turning vehicles only, from Keele Street to a point 45 metres west;
 - g. designate the southerly eastbound traffic lane on Murray Ross Parkway at Keele Street for right-turning vehicles only, from Keele Street to a point 45 metres west;
 - h. designate the centre eastbound traffic lane on Murray Ross Parkway at Keele Street for “Public Transit Vehicles Only”, from Keele Street to a point 45 metres west;
 - i. designate the westerly southbound traffic lane on Keele Street at Murray Ross Parkway for right-turning vehicles only, from Murray Ross Parkway to a point 45 metres north; and
 - j. prohibit eastbound entry, “Public Transit Vehicles” excepted, at all times, from Keele Street and Murray Ross Parkway to the York University Busway (Finch Hydro Corridor).

8. City Council approve the installation of traffic control signals at the intersection of Columbia Gate/Jack Evelyn Wiggins Drive/York University Busway and Murray Ross Parkway, and in conjunction with the installation of these traffic control signals:
 - a. prohibit westbound right-turns-on-red at all times, from Murray Ross Parkway to Jack Evelyn Wiggins Drive;
 - b. prohibit northbound entry, “Public Transit Vehicles” excepted, at all times, from Murray Ross Parkway to the York University Busway (Finch Hydro Corridor);
 - c. designate the westbound curb lane on Murray Ross Parkway for “Public Transit Vehicles Only”, from the York University Busway to a point 60 metres east of the York University Busway;
 - d. prohibit pedestrians and cyclists at all times, on the York University Busway (York University Lands), from Murray Ross Parkway to York Boulevard;
 - e. designate the northbound and southbound traffic lanes on the York University Busway (York University Lands) for “Public Transit Vehicles Only”, from Murray Ross Parkway to York Boulevard; and
 - f. implement a speed limit of 50 km/h on the York University Busway (York University lands), from Murray Ross Parkway to York Boulevard.
9. City Council approve the installation of traffic control signals at the intersection of James Gilles Road/York University Busway and The Pond Road, and in conjunction with the installation of these traffic control signals:
 - a. prohibit westbound right-turns-on-red at all times, from The Pond Road to James Gilles Road;
 - b. prohibit eastbound right turns at all times, from The Pond Road to the York University Busway;
 - c. prohibit westbound left turns at all times, from The Pond Road to the York University Busway; and
 - d. prohibit northbound and southbound entry at all times, from The Pond Road to the York University Busway, “Public Transit Vehicles” excepted.
10. City Council approve the installation of traffic control signals at the intersection of York Boulevard and the York University Busway, and in conjunction with the

installation of these traffic control signals:

- a. prohibit westbound left turns at all times, from York Boulevard to the York University Busway;
- b. prohibit eastbound right turns, “Public Transit Vehicles” excepted, at all times, from York Boulevard to the York University Busway;
- c. prohibit southbound through movements at all times, at the intersection of the Parking Lot Access/York Boulevard and the York University Busway; and
- d. prohibit southbound entry at all times, from York Boulevard to the York University Busway, “Public Transit Vehicles” excepted.

Background Information (Committee)

Transportation Impacts - York University Busway

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12325.pdf>

Transportation Impacts - York University Busway Map 1

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12326.pdf>

Transportation Impacts - York University Busway Map 2

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12327.pdf>

Transportation Impacts - York University Busway Map 3

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12328.pdf>

Transportation Impacts - York University Busway Map 4

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12329.pdf>

Transportation Impacts - York University Busway Map 5

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12330.pdf>

Transportation Impacts - York University Busway Map 6

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12331.pdf>

Transportation Impacts - York University Busway Map 7

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12332.pdf>

Transportation Impacts - York University Busway Map 8

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12333.pdf>

Transportation Impacts - York University Busway Map 9

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12334.pdf>

Transportation Impacts - York University Busway Map 10

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12335.pdf>

Transportation Impacts - York University Busway Map 11

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12336.pdf>

Transportation Impacts - York University Busway Map 12

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12337.pdf>

Transportation Impacts - York University Busway Map 13

<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12338.pdf>

NY15.21	ACTION	Amended		Ward: 15
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May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by deleting from Recommendation 1 of the North York Community Council, the word “easterly” and replacing it with the word “westerly”, so that it now reads as follows:
 1. pedestrian crossings be prohibited on Lawrence Avenue West, between the westerly curb line of Dufflaw Road and a point 30.5 metres east of the east curb line of Dufflaw Road.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council prohibit pedestrian crossings on Lawrence Avenue West, between the westerly curb line of Dufflaw Road and a point 30.5 metres east of the east curb line of Dufflaw Road.

Background Information (Committee)

Pedestrian Crossing Prohibition - Dufflaw Road at Lawrence Avenue West
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12291.pdf>)

Pedestrian Crossing Prohibition - Dufflaw Road at Lawrence Avenue West Map 1
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12292.pdf>)

21.54 **Application of Alternative Parkland Dedication By-law and Applicable Parkland Dedication Requirement for 1066 Avenue Road**

NY15.35	ACTION	Amended		Ward: 16
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May 27, 2008

Deputy Speaker Lindsay in the Chair.

Motion:

1. Councillor Stintz moved that the Item be amended in accordance with the recommendations contained in the report (May 22, 2008) from the City Solicitor [NY15.35b], subject to amending Recommendation 1, so that the recommendations, as amended, now read as follows:
 1. City Council adopt Recommendation 2 contained in Confidential Attachment 1.
 2. City Council authorize the public release of the adopted Recommendation at the end of Council's session.

Votes:

Motion 1 by Councillor Stintz carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council adopt Recommendation 2 contained in Confidential Attachment 1 to the report (May 22, 2008) from the City Solicitor (NY15.35b).
2. City Council authorize the public release of the adopted Recommendation at the end of Council's session.

The following Recommendation 2 contained in Confidential Attachment 1 to the report (May 22, 2008) from the City Solicitor, is now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

The City Solicitor recommends that the recommendations of North York Community Council on Item NY15.35 at its meeting of May 6, 2008 be struck and that Council adopt one of the following:

2. City Council direct the General Manager of Parks, Forestry and Recreation to treat the retirement residence at 1066 Avenue Road as commercial for the purposes of parkland dedication and require a 2% dedication.

Confidential Attachment - The receiving of advice that is subject to solicitor-client privilege

Background Information (Committee)

Alternative Parkland Dedication - 1066 Avenue Rd
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12163.pdf>)

Background Information (City Council)

(May 22, 2008) report from the City Solicitor (NY15.35b)
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13223.pdf>)

Communications (Committee)

(May 5, 2008) e-mail from Kim Kovar, Aird & Berlis, on behalf of Forum Development Ltd., property owners of 1066 Avenue Road (NY.Main.NY15.35.1)

35a Applicable Parkland Dedication Requirement for 1066 Avenue Road

Background Information (Committee)

Applicable Parkland Dedication Requirement for 1066 Avenue Road
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12164.pdf>)

21.55 **Final Report - Official Plan Amendment, Rezoning and Draft Plan of Common Elements Condominium - 251 Ranees Avenue**

NY15.41	ACTION	Amended		Ward: 15
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May 26, 2008

Speaker Bussin in the Chair.

During Council’s review of the Order Paper, Speaker Bussin ruled Recommendation 9 of the North York Community Council, out of order as it calls for TTC Metropasses to be provided to condominium purchasers.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Procedural Motion:

Councillor Moscoe moved that Council re-open Item PG11.8, entitled “Transit Passes - New Condominium Units”, adopted by City Council on December 11, 12 and 13, 2007, only for the purpose of allowing Council to adopt the following Recommendation 9 of the North York Community Council:

9. Direct that in view of the proximity of this development to the Ranees entrance to

the Yorkdale Subway Station, the applicant be required to provide the purchaser of each unit, at no cost to the purchaser, a one year transit pass.

Vote to Re-open:

Yes - 28 Councillors: Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Ootes, Pantalone, Perks, Perruzza, Shiner, Thompson, Vaughan, Walker
No - 3 Councillors: Ford, Holyday, Nunziata

Carried, two-thirds of Members present having voted in the affirmative.

Motion:

1. Councillor Moscoe moved that the Item be amended in accordance with the following recommendations contained in the report (May 27, 2008) from the Chief Planner and Executive Director, City Planning:
 1. City Council adopt the North York Community Council recommendations 1 through 7 and 9 through 11.
 2. City Council delete recommendation 8 and replace it with:

The Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, include a condition in the Site Plan Agreement to secure the voluntary contribution of \$1,000 per unit towards a Social Infrastructure Levy for the revitalization of the Lawrence Heights community and that the levy funds be deposited into an appropriate account satisfactory to the Deputy City Manager and Chief Financial Officer. Should the design of the social infrastructure levy result in a different per unit amount, the quantum of the levy for this development be adjusted accordingly, but in no case shall it exceed \$1,000 per unit.
 3. The Chief Planner and Executive Director, City Planning impose appropriate conditions in the Draft Plan of Condominium and/or Condominium Agreement satisfactory to the Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, that requires the future condominium corporation to hold a vote to determine whether the owners will sell the common elements, which includes the

laneway and fence, to the City for a nominal sum, upon notice from the City that it wishes to acquire the common elements for a nominal sum in accordance with the provisions of the Condominium Act.

4. The Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, include a condition in the Site Plan Agreement wherein the Owner covenants to include a provision in the agreements of purchase and sale for the seven townhouse units, that the City may require the board of directors of the condominium corporation to put the owners to a vote under the provisions of the Condominium Act as to whether the owners are agreeable to terminating the common elements condominium corporation and conveying the common elements, which includes the laneway and fence, to the City for nominal consideration.

Votes:

Recommendation 9 of the North York Community Council carried.

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council amend the Official Plan substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 7 to the report (April 11, 2008) from the Director, Community Planning, North York District.
2. City Council amend the Zoning By-law for 251 Rane Avenue substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 8 to the report (April 11, 2008) from the Director, Community Planning, North York District.
3. City Council 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. City Council, in accordance with the delegated approval under By-law 229-2000, be advised that the Chief Planner may approve the Draft Plan of Common Elements Condominium, as generally illustrated on Attachment 2 to the report (April 11, 2008) from the Director, Community Planning, North York District, subject to:

- a. the appropriate conditions, which must be fulfilled prior to the release of the plan of condominium for registration; and
 - b. any such revisions to the proposed condominium plan or any such additional or modified conditions as the Chief Planner may deem to be appropriate to address matters arising from the on-going technical review of this development.
5. City Council note that the façade design features are uninspiring and that the Director, Community Planning, North York District, be directed to seek improvements to the style of the design elements and quality of finishes as part of the site plan approval process.
6. City Council direct that each unit be designed in such a manner as to facilitate the City's objective of 70% diversion and in particular, each lot shall make provision for the City's new 3 bin solid waste disposal system in a way that bins are fully enclosed and can easily be rolled out for collection.
7. City Council refer the matter of a social infrastructure levy to be imposed on all developments within the boundaries of the Lawrence Heights revitalization area to the Lawrence Heights Revitalization Secretariat to determine the design and the quantum of such a levy for a report to City Council through the Executive Committee.
8. The Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, include a condition in the Site Plan Agreement to secure the voluntary contribution of \$1,000 per unit towards a Social Infrastructure Levy for the revitalization of the Lawrence Heights community and that the levy funds be deposited into an appropriate account satisfactory to the Deputy City Manager and Chief Financial Officer. Should the design of the social infrastructure levy result in a different per unit amount, the quantum of the levy for this development be adjusted accordingly, but in no case shall it exceed \$1,000 per unit.
9. City Council direct that in view of the proximity of this development to the Ranee entrance to the Yorkdale Subway Station, the applicant be required to provide the purchaser of each unit, at no cost to the purchaser, a one year transit pass.
10. City Council direct that the 1.6m chain link fence around the perimeter of the site be replaced with a decorative fence and the design to be determined as part of the site plan process.
11. City Council direct that the cash-in-lieu of parkland dedication be directed towards parkland within the Lawrence Heights revitalization area a priority neighbourhood.
12. The Chief Planner and Executive Director, City Planning, impose appropriate

conditions in the Draft Plan of Condominium and/or Condominium Agreement satisfactory to the Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, that requires the future condominium corporation to hold a vote to determine whether the owners will sell the common elements, which includes the laneway and fence, to the City for a nominal sum, upon notice from the City that it wishes to acquire the common elements for a nominal sum in accordance with the provisions of the Condominium Act.

13. The Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor, include a condition in the Site Plan Agreement wherein the Owner covenants to include a provision in the agreements of purchase and sale for the seven townhouse units, that the City may require the Board of Directors of the condominium corporation to put the owners to a vote under the provisions of the Condominium Act as to whether the owners are agreeable to terminating the common elements condominium corporation and conveying the common elements, which includes the laneway and fence, to the City for nominal consideration.

City Council Decision Advice and Other Information

Speaker Bussin ruled Recommendation 9 of the North York Community Council out of order, as City Council on December 11, 12 and 13, 2007, considered Item PG11.8, entitled “Transit Passes - New Condominium Units”, and directed that until a policy on transit passes for new condominium units is adopted, Council refrain from making ad hoc requests for transit passes.

Council subsequently re-opened Item PG11.8, entitled “Transit Passes - New Condominium Units”, only for the purpose of allowing Council to consider Recommendation 9 of the North York Community Council. Council adopted Recommendation 9 of the North York Community Council as noted above.

Statutory - Planning Act, RSO 1990

Background Information (Committee)

Final Report - Official Plan Amendment, Rezoning and Draft Plan of Common Elements Condominium - 251 Rane Avenue
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12131.pdf>)

Background Information (City Council)

(May 27, 2008) report from the Chief Planner and Executive Director, City Planning (NY15.41a)
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13445.pdf>)

Communications (Committee)

(April 21, 2008) e-mail from Angela Harrison (NY.Main.NY15.41.1)

(May 6, 2008) submission from Councillor Moscoe, forwarding a comparison chart of Development Charges Rates for the Town of Oakville and the City of Toronto (NY.New.NY15.41.2)

21.56 Request for Direction Report - Rezoning and Site Plan Control Application - 9 and 15 Bales Avenue and 34 and 44 Avondale Avenue

NY15.42	ACTION	Amended		Ward: 23
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May 26, 2008

Speaker Bussin in the Chair.

During Council’s review of the Order Paper, Speaker Bussin ruled Recommendation 4.b.v of the North York Community Council, out of order as it calls for TTC Metropasses to be provided to condominium purchasers.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Procedural Motion:

Councillor Filion moved that Council re-open Item PG11.8, entitled “Transit Passes - New Condominium Units”, adopted by City Council on December 11, 12 and 13, 2007, only for the purpose of allowing Council to adopt the following Recommendation 4.b.v. of the North York Community Council:

4.b.v. the provision of one Toronto Transit Commission Metropass per unit for a period of one year at no cost to the purchaser.

Vote to Re-open:

Yes - 27 Councillors: Ainslie, Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Shiner, Thompson, Vaughan, Walker
No - 4 Councillors: Ford, Holyday, Nunziata, Ootes

Carried, two-thirds of Members present having voted in the affirmative.

Votes:

Recommendation 4.b.v. of the North York Community Council carried.

Adoption of the Item, as amended:

Yes - 22	
Councillors:	Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Heaps, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Walker
No - 5	
Councillors:	Filion, Fletcher, Ford, Holyday, Vaughan

Carried by a majority of 17.

City Council Decision

City Council adopted the following motions:

1. City Council support the proposed Zoning Amendment for an 11-storey residential building on the subject site, with a total maximum gross floor area of up to 6,759 m² and not to exceed the maximum base density plus combined density incentives and transfers authorized by the North York Centre Secondary Plan, substantially as outlined in the report (April 17, 2008) from the Director, Community Planning, North York District.
2. City Council support the proposed Site Plan Control Approval application substantially in accordance with the plans and conditions of approval as outlined in Attachment No. 6 to the report (April 17, 2008) from the Director, Community Planning, North York District, including the requirement that the Owner enter into an appropriate Site Plan Agreement to the satisfaction of the City Solicitor.
3. City Council authorize the City Solicitor and appropriate City staff to attend at the Ontario Municipal Board in support of the position outlined in the report (April 17, 2008) from the Director, Community Planning, North York District.
4. City Council authorize the City Solicitor to request that the Ontario Municipal Board withhold its Order with respect to the Zoning Amendment Application for the proposed 11-storey building until such time as:
 - a. a Zoning By-law Amendment is prepared to the satisfaction of the City Solicitor in consultation with the Chief Planner or designate; and
 - b. the Owner has entered into a Section 37 Agreement to the satisfaction of the City Solicitor, in consultation with the Chief Planner or designate, to

provide the facilities, services and/or matters as generally outlined below:

- i. the provision of 1.5 m² per unit indoor recreational amenity area;
 - ii. the provision of a minimum of 0.1 bicycle parking spaces for each non grade-related unit, in a 19 m² indoor, at-grade common bicycle storage room conveniently accessible to the outside, or such other amount and configuration as may be determined by the Ontario Municipal Board through the disposition of appeals with respect to OPA 567, the proposed general amendment to the North York Centre Secondary Plan with respect to bicycle storage;
 - iii. the conveyance to the City, for North York Centre Service Road purposes, of the property municipally known as 44 Avondale Avenue, with an area of approximately 274 m², free and clear of any structures, tenancies and encumbrances, and with any necessary environmental certification to the satisfaction of the Director, Technical Services, no later than 90 days from the date of final approval of the site-specific zoning by-law for the project. The Owner is also required to sod the property and provide any appropriate fencing along the property boundaries in a manner acceptable to the Director of Transportation Services, and to provide a certified cheque in the amount of \$10,000.00 for the cost of property maintenance;
 - iv. a monetary contribution toward the City's cost of land acquisition for the North York Centre Service Road and associated road network and 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 density incentive of approximately 600 m². The Owner shall provide the monetary contribution in the form of a certified cheque, no later than 10 days from the date of final approval of the site-specific zoning by-law for the project. The amount of the monetary contribution shall be equal to the market value of density in the North York Centre as recommended by the Director of Real Estate Services; and
 - v. the provision of one Toronto Transit Commission Metropass per unit for a period of one year at no cost to the purchaser.
5. City Council authorize the City Solicitor to request that the Ontario Municipal Board withhold its Order with respect to the Site Plan Control Approval application, and that the implementing zoning by-law not come into full force and effect, until such time as the applicant has satisfied all of the site plan pre-approval conditions listed in Attachment 6 to the report (April 17, 2008) from the Director,

Community Planning, North York District, including entering into an appropriate Site Plan Agreement to the satisfaction of the City Solicitor, in consultation with the Chief Planner or designate.

6. City Council authorize the City Solicitor and any appropriate City staff to take actions as necessary to give effect to the recommendations of the report (April 17, 2008) from the Director, Community Planning, North York District.
7. City Council require the applicant to notify all prospective purchasers that they should anticipate lengthy delays at intersections in the immediate vicinity during the morning and evening peak periods due to severe traffic congestion, as indicated in the applicant’s traffic impact study and that the method of such disclosure be to the satisfaction of the City Solicitor.

City Council Decision Advice and Other Information

Speaker Bussin ruled Recommendation 4.b.v. of the North York Community Council out of order, as City Council on December 11, 12 and 13, 2007, considered Item PG11.8, entitled “Transit Passes - New Condominium Units”, and directed that until a policy on transit passes for new condominium units is adopted, Council refrain from making ad hoc requests for transit passes.

Council subsequently re-opened Item PG11.8, entitled “Transit Passes - New Condominium Units”, only for the purpose of allowing Council to consider Recommendation 4.b.v of the North York Community Council. Council adopted Recommendation 4.b.v. of the North York Community Council as noted above.

Background Information (Committee)

Directions Report - Bales & Avondale
<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-12233.pdf>

Communications (Committee)

(May 5, 2008) letter from Toula and Rafeek Hazineh (NY.New.NY15.42.1)

21.57 **Public Art Contribution - 1100 Sheppard Avenue West**

NY15.49	ACTION	Adopted		Ward: 8
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May 26, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council direct that, since the owner elects to contribute the balance of its public art funds for off-site public art, the funds, which are contributed from the Liberty Subdivision for off-site public art, be spent in consultation with the Ward Councillor for the purposes of public art in Ward 8.

Background Information (City Council)

(May 22, 2008) report from the Chief Planner and Executive Director, City Planning (NY15.49a)
<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13158.pdf>

21.58 SCARBOROUGH COMMUNITY COUNCIL MEETING 15

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Held for consideration Minute 21.59	SC15.1	The Scarborough Hospital (Ward 35, 36, 37, 38, 39, 40, 41, 42, 43, 44)
Adopted by consent	SC15.4	Naming of Proposed Public Street at 25 Herron Avenue (Ward 35)
Adopted by consent	SC15.8	Assumption of Services – Graywood Investments Ltd. - Registered Plan of Subdivision 66M-2358 - Former Ontario Hydro Lands - Warden North Corridor, Highway 401 to McNicoll Avenue (Deferred from April 8, 2008 meeting) (Ward 40)
Adopted by consent	SC15.13	Proposed Nightly No Heavy Truck Prohibition – Pharmacy Avenue between Sheppard Avenue East and McNicoll Avenue (Ward 39, 40)
Adopted by consent	SC15.19	Sale of a Vacant Parcel of Land Adjoining 404 Livingston Road North (Ward 43)
Adopted by consent	SC15.22	773 Warden Avenue – Rezoning Application – Final Report (Ward 35)

Adopted by consent SC15.27 Liquor Licence - Royal Canadian Legion, Oakridge
Branch 73 - 2 Robinson Avenue - Various Events
(Ward 35)

Consideration of Item - Scarborough Community Council Meeting 15

21.59 **The Scarborough Hospital**

SC15.1	ACTION	Amended		Ward: 35, 36, 37, 38, 39, 40, 41, 42, 43, 44
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May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor De Baeremaeker moved that the Item be amended by adding the following:

Councillor Mike Del Grande continue to be the City's representative on the new Scarborough Hospital Board for the remainder of the current term which ends on December 31, 2008.

Votes:

Motion 1 by Councillor De Baeremaeker carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council support the continuation of the City of Toronto sitting on the Scarborough Hospital Board.
2. City Council request the Scarborough Hospital Supervisor to include a City of Toronto Councillor as a Member on the new Scarborough Hospital Board.
3. Councillor Mike Del Grande continue to be the City's representative on the new Scarborough Hospital Board for the remainder of the current term which ends on December 31, 2008.

21.60 TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 15

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

May 26, 2008

Adopted by consent	TE15.1	Permanent Closure of Public Lane at the rear of 76 Davenport Road (Ward 27)
Adopted by consent	TE15.5	Cash Payment-in-lieu of Providing Parking - 56 Temperance Street (Ward 28)
Held for consideration Minute 21.61	TE15.6	Final Report - Rezoning Application - 1 Front Street East, 5-7 The Esplanade (Ward 28)
Held for consideration Minute 21.62	TE15.7	Final Report - Rezoning Application - 300 Front Street West (Ward 20)
Held for consideration Minute 21.63	TE15.8	Final Report - Rental Housing Conversion and Draft Plan of Condominium Applications - 500 Avenue Road (Ward 22)
Held for consideration Minute 21.64	TE15.9	Final Report - Zoning By-law Amendment Application – 832 and 860 Bay Street (Ward 27)
Held for consideration Minute 21.65	TE15.10	OMB Directions Report - Zoning By-law Amendment Application - 18 Lower Jarvis Street (Ward 28)
Adopted by consent	TE15.16	Inclusion on Heritage Inventory - 75 Elmer Avenue (Ward 32)
Adopted by consent	TE15.17	Intention to Designate, Section 29, Part IV, Ontario Heritage Act and Authority for Heritage Easement Agreement - 80 bpNichol Lane (at the rear of 401, 403 and 405 Huron Street) (Ward 20)
Adopted by consent	TE15.18	Partial Repeal and Amendment of Designating By-law - 222 Bremner Boulevard (Ward 20)
Adopted by consent	TE15.19	Approval of Alterations to a Heritage Building - 222 Bremner Boulevard - The John Street

		Roundhouse (Ward 20)
Adopted by consent	TE15.31	Part Lot Control Application – Final Report - 7 Gilead Place (Ward 28)
Adopted by consent	TE15.41	Turn Regulations - Bathurst Street and Alcina Avenue (Ward 21)
Adopted by consent	TE15.47	Rescind the “No Stopping Anytime” regulation - St. Clair Avenue West, west of Tweedsmuir Avenue (Ward 21)
Adopted by consent	TE15.51	Lane and Sidewalk Closure for Construction - Bay Street (Ward 27)
Adopted by consent	TE15.53	Extension of Sidewalk Closure Duration - Scott Street (Ward 28)
Held for consideration Minute 21.66	TE15.54	Installation/Removal of On-Street Parking Spaces for Persons With Disabilities - May 2008 (Ward 19, 20, 32)
Adopted by consent	TE15.56	Disabled Person’s Loading Zone - Davenport Road, between Avenue Road and North View Terrace (Ward 27)
Adopted by consent	TE15.58	Naming of Public Street Located Between 70 and 78 Manor Road East (Ward 22)
Adopted by consent	TE15.59	Sale of Parcel of Land at 141 Boulton Drive (Ward 22)
Adopted by consent	TE15.60	Proposed Permanent Closure and Sale of the Public Lane at the Rear of 400 Yonge Street - Extending Northerly from Gerrard Street West (Ward 27)
Adopted by consent	TE15.61	Use of Nathan Phillips Square for Various Events up to December 2008 (Ward All)
Adopted by consent	TE15.63	Appointment to Balmy Beach Park Board of Management (Ward 32)
Held for consideration Minute 21.67	TE15.65	Endorsement of Events for Liquor Licensing Purposes (Ward All)

Adopted by consent	TE15.67	Stadium Endorsement - Massey Hall (Ward 27)
Adopted by consent	TE15.69	Ontario Municipal Board Appeal - 580 Spadina Avenue (Ward 20)
Adopted by consent	TE15.72	Municipal Clearance required by Bell Canada to Exclusively Use Hydro Poles in the Rear Lot of Certain Upper Forest Hill Homes (Ward 21)

Consideration of Items - Toronto and East York Community Council Meeting 15

21.61 Final Report - Rezoning Application - 1 Front Street East, 5-7 The Esplanade

TE15.6	ACTION	Amended		Ward: 28
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motions:

1. Councillor McConnell moved that the Item be amended in accordance with the following recommendations contained in the report (May 27, 2008) from the Chief Planner and Executive Director, City Planning [TE15.6c]:
 1. Adopt the recommendations of the Final Report, dated April 18, 2008, save and except for:
 - a. delete Recommendation 2., no longer requiring a revised Functional Servicing Report to address odour control at the Scott Street Pumping Station, prior to the submission of the Bill in Council;
 - b. delete Recommendation 4.a. and replace it with “if required by the City Solicitor in consultations with the Manager, Heritage Preservation Services, a Heritage Easement Agreement with the City for the protection and long term maintenance of the heritage property at 1 Front Street East, subject to the approved alternations, to the satisfaction of the Manager, Heritage Preservation Services, and that the draft by-law be revised if necessary;”;
 - c. delete Recommendation 4.k. and replace with “provide continuous weather protection with a minimum depth of 2.6 metres and a minimum height of 3 metres along Yonge Street;”;

- d. delete Recommendation 4.s. and replace with “provide a green roof satisfactory to the Chief Planner and Executive Director, City Planning subject to wind and feasibility studies, satisfactory to the Chief Planner and Executive Director;”; and
 - e. delete Recommendation 6., no longer requiring the applicant to enter into a Site Plan Agreement, prior to the submission of the Bill in Council.
2. Amend the recommendations of the report of Heritage Preservation Services staff, dated March 31, 2008, to comply with the recommendations of this Supplementary Report and the Final Planning Report dated April 18, 2008;
 3. Amend the previously recommended Zoning By-law amendment to require a minimum of 300 bicycle parking spaces for the residential units and that the spaces be provided at 1 Front Street East and/or 5-7 The Esplanade; and
 4. Determine that no further Notice be given.
2. Deputy Mayor Pantalone moved that:
 1. Recommendations 4.f., g., h., and i. of the Toronto and East York Community Council be referred to the Chief Planner and Executive Director, City Planning, as part of the report requested below.
 2. The Chief Planner and Executive Director, City Planning, and Councillor McConnell meet with area representatives and the applicant to evaluate both the below and above-grade options for a pedestrian/PATH link between 1 Front Street East and 5-7 The Esplanade, and include in their review aesthetics, the physical context and views (in the case of an above-grade option), and accessibility, safety, servicing constraints, technical issues and costs for both options.
 3. The Chief Planner and Executive Director, City Planning, report to Toronto and East York Community Council, in consultation with other necessary Divisions, on the outcome of this further review as soon as possible.
 4. The Chief Planner and Executive Director, City Planning Division, report, in consultation with appropriate staff, on prioritizing the development of a master plan for the expansion of the PATH system, and report with an update to the Planning and Growth Management Committee and work program implications.

5. Heritage Preservation Services staff be requested to expedite the processing of the application for heritage approvals.
3. Councillor Vaughan moved that:
 1. the Item be deferred until a full and comprehensive heritage study is completed on the O'Keefe Centre (formerly the Hummingbird Centre, currently known as the Sony Centre), and that this study be paid for by the developer and be completed to the satisfaction of Heritage staff; and
 2. no building permits be issued until a full and comprehensive engineering study is completed on the proposed development to make sure that minimal damage is done to the existing heritage building, and that this report be completed to the satisfaction of the Chief Planner, Heritage staff and the Chief Building Official, and that the cost of the study be borne by the developer.

Vote on Deferral:

Adoption of motion 3 by Councillor Vaughan:

Yes - 3 Councillors: Augimeri, Filion, Vaughan
No - 27 Councillors: Ainslie, Carroll, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Shiner, Walker

Lost by a majority of 24.

Votes:

Adoption of motion 2 by Deputy Mayor Pantalone:

Yes - 25 Councillors: Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Filion, Grimes, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Ootes, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Walker
No - 4

Councillors: Fletcher, Ford, Hall, Nunziata

Carried by a majority of 21.

Motion 1 by Councillor McConnell carried.

Adoption of the Item, as amended:

Yes - 29 Councillors: Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Walker
No - 0

Carried unanimously.

City Council Decision

City Council adopted the following motions:

1. City Council amend Zoning By-law 438-86, as amended, for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 9 of the report (April 18, 2008) from the Acting Director, Community Planning, Toronto and East York District.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
3. Prior to the submission of the Bill to City Council for enactment, City Council require the owner to enter into an Agreement pursuant to Section 37 of the Planning Act to secure the following benefits:
 - a. if required by the City Solicitor in consultations with the Manager, Heritage Preservation Services, a Heritage Easement Agreement with the City for the protection and long term maintenance of the heritage property at 1 Front Street East, subject to the approved alternations, to the satisfaction of the Manager, Heritage Preservation Services, and that the draft by-law be revised if necessary;
 - b. a detailed Conservation Plan, prepared by a qualified heritage architect to the satisfaction of the Manager, Heritage Preservation Services that includes: documentation through photographs of the as-found condition of the heritage structure as pertaining to the reasons for designation; detailed

- descriptions/specifications for the proposed heritage conservation work; a detailed landscape plan; an exterior lighting and signage plan; an estimate of costs for the implementation of the Conservation Plan; and the measures to be taken to protect the heritage resource during construction;
- c. prior to the issuance of any building permit for 1 Front Street East, including a permit for demolition, excavation and /or shoring of the subject property:
 - i. provide a Letter of Credit in a form and an amount satisfactory to the Chief Planner and Executive Director, City Planning Division, to secure the work identified in the Conservation Plan; and
 - ii. provide building permit drawings to the satisfaction of the Manager, Heritage Preservation Services;
 - d. prior to the release of the Letter of Credit:
 - i. complete the heritage conservation work, satisfactory to the Manager, Heritage Preservation Services;
 - e. provide and maintain public art works pursuant to a Percent for Public Art Program to be located on publicly accessible portions of the site to a value not less than one percent of the gross construction costs of all buildings and structures to be erected on the site;
 - f. provide knock-out panels at the northwest corner of the site on the Front Street East wall and Yonge Street wall to accommodate a potential future connection to the PATH system, satisfactory to the Chief Planner and Executive Director, City Planning Division, and the General Manager of Economic Development; and
 - g. provide continuous weather protection with a minimum depth of 2.6 metres and a minimum height of 3 metres along Yonge Street;
 - h. incorporate, in the construction of the building, exterior materials to be shown on the podium on 1:50 scale drawings along Front Street East, Yonge Street and The Esplanade with building materials labelled to the approval of the Chief Planner and Executive Director;
 - i. provide the incorporation in the construction of the site, landscaping and paving materials satisfactory to the Chief Planner and Executive Director, City Planning Division;
 - j. provide and maintain an irrigation system at the owner's expense for any

- proposed trees within the public road allowance, including an automatic timer, designed to be water efficient by a Certified Landscape Irrigation Auditor (CLIA) and constructed with a back flow preventer irrigation system, to the satisfaction of the General Manager, Technical Services;
- k. be required to build in conformity with a Green Development Standard Checklist submitted by the applicant and date stamped as received by the Chief Planner and Executive Director on April 16, 2008;
 - l. provide and maintain the following to permit the installation and mature growth of all proposed plant material, in particular, large growing shade trees to the satisfaction of the Director of Urban Forestry:
 - i. sandy loam soil (comprising 50 to 60 percent sand, 20 to 40 percent silt, 6 to 10 percent clay, 2 to 5 percent organic, with pH of 7.5 or less) to a sufficient depth of not less than one metre;
 - ii. an engineered draining system which prevents soil saturation; and
 - iii. a continuous tree trench, in accordance with the Continuous Tree Pit details outlined in the Construction Details Section of the City of Toronto Streetscape Manual.
 - m. provide space within the development site for the construction of any transformer vaults, hydro vaults, Bell maintenance structures, sewer maintenance holes, exhaust and intake vents and stairwells and associated enclosure satisfactory to the Chief Planner and Executive Director, City Planning Division;
 - n. agree that no vehicular lay-by drop-off / pick-up facility will be provided along The Esplanade, Scott Street and Yonge Street frontages for the development project;
 - o. provide a green roof satisfactory to the Chief Planner and Executive Director, City Planning subject to wind and feasibility studies, satisfactory to the Chief Planner and Executive Director;
 - p. provide, prior to the issuance of the superstructure building permit, an indexed financial contribution to the City, to be determined through consultation between the applicant, staff and local Councillor to contribute to area improvements, which may include the Yonge Street Pedestrian Promenade Plan, heritage lighting in St. Lawrence Community Improvement Plan Area, public realm improvements in the St. Lawrence Community Improvement Area and/or a seniors centre to be provided at 70 The Esplanade;

- q. require the applicant to enter into a Site Plan Agreement under Section 41 of the Planning Act;
 - r. the residential parking requirement may be reduced by 10 spaces for each Autoshare parking space (or other provider of shared parking spaces as may be approved by the Executive Director of Technical Services) provided and maintained in the project;
 - s. that the owner be required to offer residential unit purchasers, who do not purchase a parking space, free membership or initiation fees to the Autoshare program to be provided in the building (or other car sharing program, such as Zipcar, as may be approved by the General Manager of Transportation), details of which are to be provided in the Transportation Demand Management Plan;
 - t. pay all costs associated with the traffic control signal length extension at Yonge Street and Front Street East, as recommended in the December 2007 Traffic Impact Study prepared by IBIGroup;
 - u. provide, if required by the accepted Functional Servicing Report for the design and installation of odour control measures at the Scott Street Pumping Station, at the owner's expense, to the satisfaction of the Executive Director of Technical Services; and
 - v. comply with any other condition to ensure the orderly development and phasing of the lands as required by the Chief Planner and Executive Director, City Planning, acting reasonably.
4. The owner be required to provide for any improvements to the municipal infrastructure in connection with the site servicing review, should it be determined that up-grades are required to the infrastructure to support this development, according to the site servicing review accepted by the Executive Director of Technical Services.
5. City Council approve the alterations to the heritage property at 1 Front Street East (the Sony Centre for the Performing Arts), substantially in accordance with the plans and drawings prepared by Studio Daniel Libeskind and Page and Steele Architects, date stamped received by the City Planning Division on March 12, 2007 and on January 11, 2008, and on file with the Manager, Heritage Preservation Services subject to the Board of Directors of the Sony Centre for the Performing Arts and the applicant, Castlepoint Reality Partners Limited:
- a. prior to final site plan approval;

entering into a Heritage Easement Agreement with the City for the protection and long term maintenance of the heritage property at 1 Front Street East, subject to the approved alternations, to the satisfaction of the Manager, Heritage Preservation Services;

providing a detailed Conservation Plan, prepared by a qualified heritage architect to the satisfaction of the Manager, Heritage Preservation Services that includes: documentation through photographs of the as-found condition of the heritage structure as pertaining to the Reasons for Designation; detailed descriptions /specifications for the proposed heritage conservation work; a detailed landscape plan; an exterior lighting and signage plan; an estimate of costs for the implementation of the Conservation Plan; and the measures to be taken to protect the heritage resource during construction;

- b. prior to the issuance of any building permit for 1 Front Street East, including a permit for demolition, excavation and /or shoring of the subject property; providing a Letter of Credit in a form and an amount satisfactory to the Chief Planner and Executive Director, City Planning Division, to secure the work identified in the Conservation Plan; providing building permit drawings to the satisfaction of the Manager, Heritage Preservation Services; and
 - c. prior to the release of the Letter of Credit; completing the heritage conservation work, satisfactory to the Manager, Heritage Preservation Services;
6. City Council state its intention to designate the property at 1 Front Street East (The Sony Centre for the Performing Arts), under Part IV, Section 29 of the Ontario Heritage Act.
 7. If there are no objections to this designation in accordance with Section 29(6) of the Ontario Heritage Act, the solicitor be authorized to introduce the Bill in Council designating the property under Part IV, Section 29 of the Ontario Heritage Act.
 8. If there are objections in accordance with Section 29(7) of the Ontario Heritage Act, the Clerk be directed to refer the proposed designation to the Conservation Review Board.
 9. City Council grant authority for the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the Board of Directors of the Sony Centre for the Performing Arts and Castlepoint Realty Partners Limited, for the property at 1 Front Street East.

10. City Council amend the recommendations of the report of Heritage Preservation Services staff, dated March 31, 2008 (Parts 5 to 9 above), to comply with the recommendations of the Supplementary Report (TE15.6c) and the Final Planning Report dated April 18, 2008;
11. City Council request that Toronto Hydro conduct a street lighting audit for Yonge Street between Richmond Street to Queens Quay and report the results to Toronto and East York Community Council by the end of 2008.
12. City Council request that GO Transit remove the knock-out panels in the Yonge St. railway underpass as per the Site Plan Approval conditions for the GO bus Terminal.
13. City Council direct The Chief Planner and Executive Director, City Planning or his designate to address a connection to Enwave at the time of Site Plan Approval application review.
14. City Council amend the previously recommended Zoning By-law amendment to require a minimum of 300 bicycle parking spaces for the residential units and that the spaces be provided at 1 Front Street East and/or 5-7 The Esplanade.
15. City Council determine that no further Notice be given.
16. The following Recommendations of the Toronto and East York Community Council with respect to the securing of benefits be referred to the Chief Planner and Executive Director, City Planning, as part of the report requested in Part 18 below:
 - “- provide and maintain between 5-7 The Esplanade and the site a publicly accessible under street level walkway (PATH) connection generally as shown on the Basement 02 Floor Plan prepared by Studio Daniel Libeskind and Page + Steele, which shall:
 - i. be fully enclosed and weather protected;
 - ii. remain open and accessible to the public between the hours of 6:00 a.m. to 2:00 a.m., 365 days a year; and
 - iii. be satisfactorily illuminated;
 - provide and maintain within the site a publicly accessible PATH walkway connecting the tunnel from 5-7 The Esplanade to the Sony Centre generally as shown on the Lower Ground Floor Plan prepared by Studio Daniel Libeskind and Page + Steele, which shall:

- i. remain open and accessible to the public between the hours of 6:00 a.m. to 2:00 a.m., 365 days a year; and
 - ii. be satisfactorily illuminated.
 - prior to the construction of any structure or building at 5-7 The Esplanade, provide a knock-out panel on The Esplanade side of Sony Centre site to accommodate the potential future connection to the PATH system, satisfactory to the Chief Planner and Executive Director, City Planning Division, and the General Manager of Economic Development; and enter into the Wayfinding Agreement, and to be detailed in an easement agreement;
 - pay all costs associated with the approved underground PATH tunnel connection to 5-7 The Esplanade;”.
17. The Chief Planner and Executive Director, City Planning, and Councillor McConnell meet with area representatives and the applicant to evaluate both the below and above-grade options for a pedestrian/PATH link between 1 Front Street East and 5-7 The Esplanade, and include in their review aesthetics, the physical context and views (in the case of an above-grade option), and accessibility, safety, servicing constraints, technical issues and costs for both options.
18. The Chief Planner and Executive Director, City Planning, report to Toronto and East York Community Council, in consultation with other necessary Divisions, on the outcome of this further review as soon as possible.
19. The Chief Planner and Executive Director, City Planning Division, report, in consultation with appropriate staff, on prioritizing the development of a master plan for the expansion of the PATH system, and report with an update to the Planning and Growth Management Committee and work program implications.
20. Heritage Preservation Services staff be requested to expedite the processing of the application for heritage approvals.
21. City Council authorize City officials to take all necessary steps, including the execution of agreements and documents, to give effect to the above-noted recommendations.

Statutory - Planning Act, RSO 1990

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12462.pdf>

Background Information (City Council)

(May 27, 2008) report from Chief Planner and Executive Director, City Planning Division (TE15.6c)

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13483.pdf>

Communications (Committee)

(April 30, 2008) e-mail from Peter Gabor, Intern Architect - Associate Martin Associates Architects (TESupp.TE15.6.1)

(May 1, 2008) e-mail from Catrina Padmore (TE.Supp.TE15.6.2)

(May 1, 2008) e-mail from Esther Jeon - LL. B Candidate (2008) Osgoode Hall Law School (TE.Supp.TE15.6.3)

(April 30, 2008) e-mail from 10 Identical letters. (TE.Supp.TE15.6.4)

(May 1, 2008) e-mail from Bruce Buttimore (TE.Supp.TE15.6.5)

(May 1, 2008) e-mail from John Vanstone (TE.New.TE15.6.6)

(May 1, 2008) e-mail from Catrina Padmore (TE.New.TE15.6.7)

(May 1, 2008) e-mail from Peter Hernandez (TE.New.TE15.6.8)

(May 1, 2008) e-mail from Patricia Coughlin (TE.New.TE15.6.9)

(May 1, 2008) e-mail from Margaret Haliburton (TE.New.TE15.6.10)

(May 2, 2008) e-mail from Wilhelmina Concepcion (TE.New.TE15.6.11)

(May 3, 2008) e-mail from Catrina Padmore (TE.New.TE15.6.12)

(May 4, 2008) e-mail from Scott McIntosh (TE.New.TE15.6.13)

(May 5, 2008) e-mail from Emily Ramasra (TE.New.TE15.6.14)

(May 4, 2008) e-mail from Joseph Hsu (TE.New.TE15.6.15)

(May 4, 2008) e-mail from Stanley B Heidman (TE.New.TE15.6.16)

(May 4, 2008) e-mail from Shana Hayes (TE.New.TE15.6.17)

(May 4, 2008) e-mail from Breanda MacDougall (TE.New.TE15.6.18)

(May 4, 2008) e-mail from Chantal Gionet and Manu Rezvani (TE.New.TE15.6.19)

(May 4, 2008) e-mail from Lise Guay (TE.New.TE15.6.20)

(May 3, 2008) e-mail from Colin Robinson (TE.New.TE15.6.21)

(May 2, 2008) e-mail from Colin Robinson (TE.New.TE15.6.22)

(May 3, 2008) e-mail from Mary Nia (TE.New.TE15.6.23)

(May 3, 2008) e-mail from Rick Durst (TE.New.TE15.6.24)

(May 3, 2008) e-mail from Jack Mosshammer (TE.New.TE15.6.25)

(May 3, 2008) e-mail from Sana Ali (TE.New.TE15.6.26)

(May 4, 2008) e-mail from Catrina Padmore (TE.New.TE15.6.27)

(May 3, 2008) e-mail from Catrina Padmore (TE.New.TE15.6.28)

(May 3, 2008) e-mail from Catrina Padmore (TE.New.TE15.6.29)

(May 3, 2008) e-mail from Elaine Kwan (TE.New.TE15.6.30)

(May 3, 2008) e-mail from Nana Voevudsky (TE.New.TE15.6.31)

(May 2, 2008) e-mail from Mary McDonald (TE.New.TE15.6.32)

(May 5, 2008) e-mail from Ken Smith (TE.New.TE15.6.33)

(May 5, 2008) e-mail from Stanley Heidman (TE.New.TE15.6.34)

- (May 5, 2008) e-mail from Kenneth Smith (TE.New.Te15.6.35)
- (May 5, 2008) e-mail from Mark Cosgrove (TE.New.TE15.6.36)
- (May 5, 2008) e-mail from James Thorburn (TE.New.TE15.6.37)
- (May 5, 2008) e-mail from Christina Velasco (TE.New.TE15.6.38)
- (May 5, 2008) e-mail from Stephen Robertson and Christa Yacyshyn (TE.New.TE15.6.39)
- (May 5, 2008) e-mail from Karen Kubota (TE.New.TE15.6.40)
- (May 5, 2008) e-mail from Sybil Wa, Montgomery Sisam Architects Inc. (TE.New.TE15.6.41)
- (May 5, 2008) e-mail from Pia Soodeen (TE.New.TE15.6.42)
- (May 5, 2008) e-mail from Mark Kettunen (TE.New.TE15.6.43)
- (May 4, 2008) e-mail from Shaun Pearen (TE.New.TE15.6.44)
- (May 4, 2008) e-mail from Monica Malkus (TE.New.TE15.6.45)
- (May 3, 2008) e-mail from Ali Qureshi, Director, UBS, Institutional Equity Sales (TE.New.TE15.6.46)
- (May 3, 2008) e-mail from Muriel Richardson (TE.New.TE15.6.47)
- (May 3, 2008) e-mail from Marcel Shoraka (TE.New.TE15.6.48)
- (May 4, 2008) e-mail from Lawrence Porter (TE.New.TE15.6.49)
- (May 5, 2008) e-mail from Sue Peters (TE.New.TE15.6.50)
- (May 5, 2008) e-mail from Michele Lee (TE.New.TE15.6.51)
- (May 5, 2008) e-mail from Patricia Coughlin (TE.New.TE15.6.52)
- (May 5, 2008) e-mail from Eric Yung (TE.New.TE15.6.53)
- (May 6, 2008) e-mail from Noel Cruz (TE.New.TE15.6.54)
- (May 5, 2008) e-mail from Joe Hsu (TE.New.TE15.6.55)
- (May 5, 2008) e-mail from Geraldine Dockstader (TE.New.TE15.6.56)
- (May 5, 2008) e-mail from Gail Leija (TE.New.TE15.6.57)
- (May 6, 2008) e-mail from Michael B Cruickshank, St. Lawrence Market Neighbourhood BIA (TE.New.TE15.6.58)
- (May 5, 2008) e-mail from Christopher J Williams, Aird & Berlis LLP (TE.New.TE15.6.59)

Communications (City Council)

- (May 2, 2008) e-mail from Philip Haddad (CC.Supp.TE15.6.60)
- (May 2, 2008) e-mail from Moya Haddad (CC.Supp.TE15.6.61)
- (May 5, 2008) e-mail from Desiree Leandro (CC.Supp.TE15.6.62)
- (May 2, 2008) e-mail from Philip Haddad (CC.Supp.TE15.6.63)

6a Approval of Alterations to a Heritage Property and Intention to Designate, Part IV, Section 29, Ontario Heritage Act - 1 Front Street East (Sony Centre)

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12417.pdf>

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12418.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12419.pdf>

Attachment 3

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12420.pdf>

Attachment 4a

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12421.pdf>

Attachment 4b

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12422.pdf>

Attachment 4c

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12423.pdf>

Attachment 4d

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12424.pdf>

Attachment 4e

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12425.pdf>

Attachment 4f

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12426.pdf>

Attachment 5

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12492.pdf>**6b Approval of Alterations to a Heritage Property and Intention to Designate, Part IV, Section 29, Ontario Heritage Act (Ward 28 Toronto Centre-Rosedale) - 1 Front Street East (Sony Centre)****Background Information (Committee)**

TPB Letter

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12495.pdf>**21.62 Final Report - Rezoning Application - 300 Front Street West**

TE15.7	ACTION	Adopted		Ward: 20
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council amend the Zoning By-law substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 8 of the report (April 4, 2008) from the Acting Director, Community Planning, Toronto and East York District.
2. City Council authorize the City Solicitor and the Chief Planner and Executive Director, City Planning Division, to make such stylistic, technical, and other changes to the draft Zoning By-law Amendment as may be required to implement the intent of this report, including any additional recommendations made by City Council, including but not limited to:
 - the definition of storey;
 - unenclosed mechanical equipment;
 - the height of decorative architectural features;
 - total area of indoor amenity space;
 - parking space standards; and
 - control and regulation of access to the publicly accessible open space.
3. Before introducing the necessary Bills to City Council for enactment, City Council require the owner to enter into an Agreement pursuant to Section 37 of the Planning Act, satisfactory to the Chief Planner and Executive Director, City Planning Division, and the City Solicitor, such agreement be registered on title to the lands in a manner satisfactory to the City Solicitor, to secure a financial contribution of \$2,000,000 to be indexed pursuant to the Non-Residential Building Construction Price Index, to be paid prior to the first above grade building permit and to be allocated to the following public benefits and in the following order of priority:
 - i. the amount of \$1,050,000 to be applied to:
 - a. improvements for the east and west sides of John Street between Front Street West and Wellington Street West, including streetscape improvements, beyond what is typically secured through site plan approval under Section 41 of the Planning Act;
 - b. improvements to Isabella Valancy Crawford Park to generally implement the design modifications illustrated in the attached Schedule "A"; and
 - c. streetscape improvements within the King-Spadina area east of Spadina Avenue.

The amounts to be applied to each of 3i.a. and 3i.b. above shall be

determined through the finalization of design and construction drawings, however no more than \$750,000 shall be applied to John Street and other streetscape improvements and no more than \$500,000 shall be applied to improvements to Isabella Valancy Crawford Park

- ii. the amount of \$750,000 payable to the City of Toronto, to be used for improvements to:
 - a. Metro Hall Park;
 - b. Simcoe Street Park; and/or
 - c. Clarence Square Park;
 - iii. \$200,000 of the \$2,000,000 Section 37 contribution be dedicated to capital improvements to Toronto Community Housing Corporation properties in Ward 20, and shall be paid to the City within 10 days of this By-law coming into force and effect;
 - iv. the provision and maintenance of public art pursuant to a public programme, to be located on publicly accessible portions of the lot, or within publicly owned or publicly accessible locations in Ward 20, of a value not less than one per cent of the gross construction costs of all buildings and structures to be erected on the lot;
 - v. that a minimum of 10 percent of the total number of dwelling units in the development be 3 or more bedroom units, bedroom to be defined as a habitable room which meets the requirements of the Ontario Building Code, and/or have knock-out panels to enable the conversion of units with fewer bedrooms to 3-bedroom units;
 - vi. the submission of 1:50 scale drawings for representative portions of the buildings to the satisfaction of the Chief Planner and Executive Director, City Planning;
 - vii. the provision of 825 square metres of publicly accessible open space on the lot.
4. On the Zoning By-law Amendment for 300 Front Street West coming into effect, the applicant shall withdraw their appeal to Official Plan Amendment 921-2006 for the King-Spadina Plan area.
 5. City Council authorize City officials to take all necessary steps, including the execution of agreements and documents, to give effect to the above-noted recommendations.

Statutory - Planning Act, RSO 1990

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12324.pdf>

Revised Site Plan and Elevations

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12769.pdf>

21.63 **Final Report - Rental Housing Conversion and Draft Plan of Condominium Applications - 500 Avenue Road**

TE15.8	ACTION	Amended		Ward: 22
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May 27, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended to provide that the conversion be subject to the applicant agreeing to co-operate in a follow-up report to be prepared by the Chief Planner and Executive Director, City Planning, at the expense of the applicant to be undertaken two years subsequent to the approval of this application, such follow-up report to include:
 - a. a survey of tenants to determine if all assurances provided to tenants have been fulfilled, if any, on rental accommodation in Toronto; and
 - b. a review of any modifications to the City's conversion policies that may be necessary in future applications of this nature.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the application (07 283842 STE 00 RH) to convert the existing 84-unit rental apartment building at 500 Avenue Road to condominium

pursuant to Municipal Code Chapter 667, subject to the conditions of the Draft Plan of Condominium set forth in Attachment No. 4, and further subject to the applicant agreeing to co-operate in a follow-up report to be prepared by the Chief Planner and Executive Director, City Planning, at the expense of the applicant to be undertaken two years subsequent to the approval of this application, such follow-up report to include:

- a. a survey of tenants to determine if all assurances provided to tenants have been fulfilled, if any, on rental accommodation in Toronto; and
 - b. a review of any modifications to the City's conversion policies that may be necessary in future applications of this nature.
2. City Council authorize Draft Approval of the Plan of Condominium (07 283839 STE 22 CD) for 500 Avenue Road, prepared by R. Avis, OLS, on November 16, 2007, and date stamped December 6, 2007, subject to the conditions set forth in Attachment No. 4 of the report (April 15, 2008) from the Acting Director, Community Planning, Toronto and East York District, and authorize the Chief Planner and Executive Director to permit such red line revisions as he/she may deem appropriate.
 3. City Council require the owner to fulfill the conditions of Draft Approval of Condominium set forth in Attachment No. 4, including the execution and satisfactory registration of any agreements deemed necessary by the City Solicitor, prior to the City's consent for final registration, and authorize the City Solicitor to prepare any necessary agreements to secure the conditions, as the City Solicitor deems necessary.
 4. City Council authorize the City Solicitor to make such stylistic and technical changes to the Conditions of Draft Approval of Condominium as may be required.
 5. City Council authorize and direct City officials to take necessary actions to give effect thereto.

Statutory - City of Toronto Act, 2006

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12371.pdf>

21.64 Final Report - Zoning By-law Amendment Application – 832 and 860 Bay Street

TE15.9	ACTION	Adopted		Ward: 27
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council amend Zoning By-law 438-86, as amended, for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 8 of the report (April 14, 2008) from the Acting Director, Community Planning, Toronto and East York District.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
3. Before introducing the necessary Bills to City Council for enactment, City Council require the owner to enter into an Agreement pursuant to Section 37 of the Planning Act to secure the following public benefits:
 - i. a Heritage Easement Agreement with the City for the retained and reconstructed portion of 832 Bay Street (McLaughlin Motor Car Showroom) including design guidelines for exterior signage;
 - ii. a detailed Conservation and Restoration Plan, prepared by a qualified heritage consultant, detailing the dismantling, storage, restoration and reconstruction of 832 Bay Street (McLaughlin Motor Car Showroom) satisfactory to the Manager, Heritage Preservation Services;
 - iii. prior to the issuance of any building permit for 832 Bay Street (McLaughlin Motor Car Showroom), including a permit for the demolition, excavation and/or shoring of the property, the owner shall:
 - a. provide a Letter of Credit in a form and an amount satisfactory to the Chief Planner and Executive Director, City Planning Division, to secure all work included in the Conservation and Restoration Plan;
 - b. provide a record of the as-found condition of 832 Bay Street (McLaughlin Motor Car Showroom), including all survey

- documentation and interior casting samples, satisfactory to the Manager, Heritage Preservation Services; and
- c. provide building permit drawings, satisfactory to the Manager, Heritage Preservation Services;
 - iv. prior to the release of the Letter of Credit, the owner shall:
 - a. complete the heritage conservation and restoration work, satisfactory to the Manager, Heritage Preservation Services; and
 - b. provide and implement an interpretation program for 832 Bay Street (McLaughlin Motor Car Showroom), satisfactory to the Manager, Heritage Preservation Services;
 - v. prior to the issuance of the first above grade permit, provide a contribution in the amount of \$800,000 to be used for the improvement of local streetscapes, other than those abutting the site, as outlined in the City's Streetscape Manual and satisfactory to the Chief Planner and Executive Director, and/or parks, to be located within the area bounded by Yonge Street, Queen's Park Crescent East, Wellesley Street and College Street, which will be indexed in a form satisfactory to the City and as outlined in Appendix 1 of the Draft Zoning By-law amendment attached to the report (April 14, 2008) from the Acting Director, Community Planning, Toronto and East York District;
 - vi. provide and maintain public art works pursuant to a Percent for Public Art Program to be located on publicly accessible portions of the site to a value not less than one percent of the gross construction costs of all buildings and structures to be erected on the site;
 - vii. incorporate, in the construction of the building, exterior materials to be shown on the podium on 1:50 scale drawings along Bay Street, Grenville Street and Grosvenor Street with building materials labelled to the approval of the Chief Planner and Executive Director;
 - viii. require revisions to the development, addressing the recommendations of the Pedestrian Level Wind Report as prepared by F. H. Theakston Environmental Control Incorporated, date stamped as received September 24, 2007, which identifies areas where mitigation is required, satisfactory to the Chief Planner and Executive Director;
 - ix. provide and maintain an irrigation system at the owner's expense for any proposed trees within the public road allowance, including an automatic timer, designed to be water efficient by a Certified Landscape Irrigation

auditor (CLIA) and constructed with a back flow preventer to the satisfaction of the General Manager, Technical Services;

- x. be required to build in conformity with the Green Development Standard Checklist submitted by the applicant and date stamped as received by the Chief Planner and Executive Director on April 2, 2008;
 - xi. remediate and strata convey to the City a 0.51 metres lane widening to a minimum depth of 0.5 metres from the finished grade prior to the earlier of the first residential occupancy or condominium registration; and
 - xii. the owner shall provide and maintain open space at the north end of the site, paved and/or landscaped to the satisfaction of the Chief Planner, and kept free of debris and snow (on hard surfaces) and open to the public 24 hours a day 7 days a week.
4. Prior to the issuance of the first above grade building permit, require the owner to enter into a Site Plan Agreement under Section 41 of the Planning Act.
5. As a condition for the proposed amendments to the Zoning By-law, the owner be required to:
- a. provide and maintain a minimum number of parking spaces on the site in accordance with the following ratios:
 - 1-bedroom units at 0.18 spaces per unit;
 - 2 bedroom units at 0.98 spaces per unit;
 - 3 or more bedroom units at 1.0 space per unit; and
 - visitor spaces at 0.035 spaces per unit; and
 - b. provide and maintain all proposed car-share parking spaces as surplus to the parking spaces that are required to satisfy the parking ratios noted in condition 5a.) above;
 - c. provide parking spaces in accordance with the dimensional requirements in By-law 494-2007, save and except for a maximum of:
 - i. 12 spaces which can have minimum widths of 2.6 metres and minimum lengths of 5.1 metres; and
 - ii. 68 spaces which can have minimum widths of 2.9 metres and minimum lengths of 5.1 metres.
6. The following definitions be included in the Zoning By-law amendment:

- a. “car-share motor vehicle” means a motor vehicle available for short term rental, including an option for hourly rental, for the use of at least the occupants of the building; and
 - b. “car-sharing parking space” means a parking space used for, and only for, the parking of a car-share motor vehicle.
7. The owner be required to provide for any improvements to the municipal infrastructure in connection with the site servicing review, should it be determined that up-grades are required to the infrastructure to support this development, according to the site servicing review accepted by the Executive Director of Technical Services.
8. City Council approve the alterations to the heritage building at 832 Bay Street, substantially in accordance with the Heritage Impact Statement (Conservation Strategy) Supplementary Report for 832 Bay Street (McLaughlin Motor Car Showroom, prepared by E.R.A. Architects Ltd., dated March 14 2008, on file with the Manager, Heritage Preservation Services, subject to the owner:
- a. prior to introduction of Bills in Council:
 - entering into a Heritage Easement Agreement with the City for the retained and reconstructed portion of 832 Bay Street (McLaughlin Motor Car Showroom), including design guidelines for exterior signage; and
 - providing a detailed Conservation and Restoration Plan, prepared by a qualified heritage consultant, detailing the dismantling, storage, restoration and reconstruction of 832 Bay Street (McLaughlin Motor Car Showroom) satisfactory to the Manager, Heritage Preservation Services;
 - b. prior to the issuance of any building permit for 832 Bay Street (McLaughlin Motor Car Showroom), including a permit for the demolition, excavation, and/or shoring of the subject property:
 - providing a Letter of Credit, in a form and an amount satisfactory to the Chief Planner and Executive Director, City Planning Division, to secure all work included in the Conservation and Restoration Plan;
 - providing a record of the as-found condition of 832 Bay Street (McLaughlin Motor Car Showroom), including all survey documentation and interior casting samples, satisfactory to the Manager, Heritage Preservation Services; and
 - providing building permit drawings, satisfactory to the Manager, Heritage Preservation Services; and

- c. prior to release of the Letter of Credit:

completing the heritage conservation and restoration work, satisfactory to the Manager, Heritage Preservation Services; and

providing and implementing an Interpretation Program for the 832 Bay Street (McLaughlin Motor Car Showroom) satisfactory to the Manager, Heritage Preservation Services.

9. City Council grant authority for the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the owners of the property at 832 Bay Street (McLaughlin Motor Car Showroom).

Statutory - Planning Act, RSO 1990

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12595.pdf>

Communications (Committee)

(April 22, 2008) e-mail from Mark Akrigg (TE.Main.TE15.9.1)

(May 2, 2008) e-mail from Mark Akrigg (TE.New.TE15.9.2)

(May 5, 2008) e-mail from Shawn Tracy, Bay Corridor Community Association (TE.New.TE15.9.3)

9a Approval of Alterations to a Heritage Building, and Authority to Enter into a Heritage Easement Agreement - 832 Bay Street (McLaughlin Motor Car Showroom)

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12474.pdf>

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12475.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12476.pdf>

9b Approval of Alterations to a Heritage Building and Authority to Enter into a Heritage Easement Agreement - 832 Bay Street (McLaughlin Motor Car Showroom)

Background Information (Committee)

Letter

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12480.pdf>**21.65 OMB Directions Report - Zoning By-law Amendment Application - 18 Lower Jarvis Street**

TE15.10	ACTION	Adopted		Ward: 28
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council authorize the City Solicitor and necessary City staff to attend at the Ontario Municipal Board pre-hearing in support of the revised 33-storey proposal, in principle, subject to recommendations below.
2. City Council require the applicant to revise the application to resolve outstanding technical issues, including, but not limited to, the applicant:
 - a. providing funding, to the satisfaction of the Chief Planner and Executive Director, for a peer review of the soil to clarify and confirm that the provision of below-grade parking is problematic and not recommended for soil contamination reasons; and
 - b. providing a revised wind study to the satisfaction of the Chief Planner and Executive Director.
3. City Council require the applicant to revise the application to address the following design-related issues and comments from circulation including, but not limited to, the applicant:
 - a. providing a cantilever and stepback for the 7th and 8th floor residential space along Lower Jarvis Street, varying from a 2.33 metre maximum cantilever at the south end of the site to a 3 metre minimum stepback at the north end of the site, shown on plans submitted to City Planning date

stamped April 28, 2008;

- b. providing a setback for the 7th and 8th floor residential space along Wilton Street varying from a minimum of 5 metres at the northeast corner to 7 metres at the northwest corner, as shown on plans submitted to City Planning date stamped April 28, 2008;
 - c. providing continuous weather protection with a minimum depth of 3 metres along Lower Jarvis Street, Wilton Street and Market Street;
 - d. increasing the proportion of residential units in the podium facing Jarvis Street by reducing the number of commercial and/or residential parking spaces; and
 - e. providing family-sized units with 3 bedrooms or more and/or knock out panels and/or drywall and metal stud demising walls between units to enable such conversion.
4. City Council request the applicant to continue to work with staff towards settlement.
 5. City Council authorize the City Solicitor to request the OMB to withhold its Order approving the Zoning By-law amendment until:
 - a. Section 37 benefits have been determined and agreed to;
 - b. the Zoning By-law amendment is prepared to the satisfaction of the City Solicitor in consultation with the Chief Planner and Executive Director of City Planning Division; and
 - c. the owner has entered into a Site Plan Agreement under Section 114 of the City of Toronto Act to the satisfaction of the Chief Planner and Executive Director of City Planning Division.
 6. City Council request Toronto Hydro to conduct a street lighting audit for Jarvis Street between Front Street to Queens Quay East and report the results to Toronto and East York Community Council by the end of 2008.
 7. City Council authorize the City Solicitor and City staff to take such necessary steps to implement the foregoing.

Background Information (Committee)

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12491.pdf>)

Communications (Committee)

(May 3, 2008) e-mail from Kenneth Smith (TE.New.TE15.10.1)

(May 5, 2008) e-mail from Anita McMaster, President, Gooderham and Worts Neighbourhood Association (TE.New.TE15.10.2)

(May 5, 2008) e-mail from Vito Ciraco, Ciraco Griffith, LLB (TE.Main.TE15.10.3)

(May 6, 2008) letter from Al Smith, St. Lawrence Market Neighbourhood BIA (TE.Main.TE15.10.4)

(May 6, 2008) submission from Photos from D. Richards-Loghrin submitted by Howard Cohen (TE.New.Re: TE15.10)

21.66 **Installation/Removal of On-Street Parking Spaces for Persons With Disabilities - May 2008**

TE15.54	ACTION	Amended		Ward: 19, 20, 32
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May 26, 2008

Speaker Bussin in the Chair.

Motion:

1. Deputy Mayor Pantalone moved that the Item be amended by deleting from the second location listed in Appendix A, the word “north”, and replacing it with the word “south”, so that it now reads as follows:

“19 Ossington Avenue, west side, between a point 43 metres south of Hallam Street and a point 5.5 metres further south.”

Votes:

Motion 1 by Deputy Mayor Pantalone carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council approve the installation and removal of on-street parking spaces for persons with disabilities at the locations identified in the Appendix A attached to the report (April 16, 2008) from the Director, Transportation Services, Toronto and East York District, as amended by deleting from the second location listed in Appendix A, the word “north”, and replacing it with the word “south”, so that it

now reads as follows:

“19 Ossington Avenue, west side, between a point 43 metres south of Hallam Street and a point 5.5 metres further south.”

Background Information (Committee)

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12303.pdf>

21.67 **Endorsement of Events for Liquor Licensing Purposes**

TE15.65	ACTION	Amended		Ward: All
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended by:
 1. amending Recommendation 4 of the Toronto and East York Community Council by deleting Theos Restaurant, 888 Bloor Street West from the list submitted by Councillor Giambrone regarding the BIG on Bloor Festival, and replacing it with Courrense Bakery, 1014 Bloor Street West;
 2. amending Recommendation 6 of the Toronto and East York Community Council to provide that Arena Entertainment Inc O/A Circa be permitted extended licence hours until 4:00 a.m. on Monday, June 30 only, in conjunction with the 2008 Pride Week Celebrations; and
 3. adding the following additional requests:
 7. permission for the community of San Lorenzo Anglican Church to operate a beer garden in Christie Pits Park, in conjunction with the Inti Raymi Festival on June 21 and 22, 2008;
 8. permission to extend the liquor licence of the Hard Rock Cafe to operate a beer garden on Dundas Square on June 12, 13 and 14, 2008 from 11:00 a.m. until 2:00 a.m. in conjunction with its 30th Anniversary celebration;
 9. permission to operate a beer garden on the closed portion of Fraser

- Avenue south of King Street on June 12, 2008 from 4:00 p.m. to 10:00 p.m. in conjunction with the Liberty Village BIA's "Give me Liberty" event;
10. permission for the 519 Church Street Community Centre to host a beverage garden in Cawthra Square Park (North side of 519 Church Street) on June 27, 2008 from 5:00 p.m. to 11:00 p.m.; June 28, 2008 and June 29, 2008 from 1:00 p.m. to 9:30 p.m., in conjunction with Pride Week Celebrations;
 11. permission for an extension of the liquor licence of the Hungarian Canadian Cultural Centre at 840 St. Clair Avenue West on June 20, 21 and 22 from 11:00 a.m. to 11:00 p.m. to permit the provision of alcohol, in conjunction with the Centre's Annual Hungarian Festival;
 12. permission for an extension of the liquor licence of Zipperz/Cellblock , 72 Carlton Street, to sell and serve alcohol in an adjacent parking lot on June 28 and 29, 2008 from 11:00 a.m. to 11:00 p.m. in conjunction with Pride Week Celebrations;
 13. permission for the extension to the liquor licences of Sous Vide (570 College Street) and The MidTown (552 College Street) to permit the sale and serving of alcohol on their patios for the duration of the Taste of Little Italy Event;
 14. permission for the extension to the liquor licences of Sous Vide (570 College Street) and The MidTown (552 College Street) to permit the sale and serving of alcohol on their patios for the duration of the Fiera 2008;
 15. permission for an outside patio area at the Liberty Market Building on Thursday, June 12, from 6:00 p.m. to 9:00 p.m. and on Friday, June 14 and Saturday, June 15, 2008 in conjunction with an outdoor art exhibit.

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that it has no objection to the following requests for:

1. permission to serve alcohol until 4:00 a.m. for the Rosewater Supper Club at 19 Toronto Street for the Revolver Post MMVA Gala to be held on June 15, 2008;
2. permission to extend the liquor licence of the Standard Pizza and Pasta Bar, 667 College Street, to serve alcohol on an outside area from 12 noon to 12 midnight on June 29, 2008, and September 7, 2008, in conjunction with that establishment's Customer Appreciation Day (June 29, 2008) and Anniversary Party (September 7, 2008);
3. permission for City of Toronto permitted boulevard cafes between Woodbine Avenue and Beech Avenue being granted liquor licence extensions to sell and serve alcohol on their boulevard patios from 11:00 a.m. to 12 midnight on July 25 and 26, 2008, in conjunction with the Beaches International Jazz Festival;
4. proposed outdoor patio areas and the presence of outdoor beer garden where alcohol will be served on June 21, 2008 from 1:00 p.m. to 9:00 p.m. and for the establishments listed in the communication (May 6, 2008) from Councillor Giambrone, in conjunction with the BIG on Bloor Festival, subject to deleting the Theos Restaurant, 888 Bloor Street West, and replacing it with the Courrense Bakery, 1014 Bloor Street West;
5. permission to extend the liquor licence for the Factory Theatre (125 Bathurst Street) to encompass the outdoor courtyard, during the Fringe of Toronto Theatre Festival, from July 2, 2008 to July 13, 2008; and
6. proposed extended licence hours until 4:00 a.m., and the presence of beer gardens where alcohol will be served, at the times and dates indicated in the communication (May 1, 2008) from Fatima Amarshi, Executive Director, Pride Toronto, in conjunction with the 2008 Pride Week Celebrations, and that Arena Entertainment Inc., O/A Circa, be permitted extended licence hours until 4:00 a.m. on Monday, June 30, 2008, only, in conjunction with the 2008 Pride Week Celebrations;
7. permission for the community of San Lorenzo Anglican Church to operate a beer garden in Christie Pits Park, in conjunction with the Inti Raymi Festival on June 21 and 22, 2008;
8. permission to extend the liquor licence of the Hard Rock Café to operate a beer garden on Dundas Square on June 12, 13 and 14, 2008, from 11:00 a.m. until 2:00 a.m., in conjunction with its 30th Anniversary celebration;

9. permission to operate a beer garden on the closed portion of Fraser Avenue south of King Street on June 12, 2008, from 4:00 p.m. to 10:00 p.m., in conjunction with the Liberty Village BIA's "Give me Liberty" event;
10. permission for the 519 Church Street Community Centre to host a beverage garden in Cawthra Square Park (North side of 519 Church Street) on June 27, 2008, from 5:00 p.m. to 11:00 p.m.; June 28, 2008, and June 29, 2008, from 1:00 p.m. to 9:30 p.m., in conjunction with Pride Week Celebrations;
11. permission for an extension of the liquor licence of the Hungarian Canadian Cultural Centre at 840 St. Clair Avenue West on June 20, 21 and 22, 2008, from 11:00 a.m. to 11:00 p.m., to permit the provision of alcohol, in conjunction with the Centre's Annual Hungarian Festival;
12. permission for an extension of the liquor licence of Zipperz/Cellblock, 72 Carlton Street, to sell and serve alcohol in an adjacent parking lot on June 28 and 29, 2008, from 11:00 a.m. to 11:00 p.m., in conjunction with Pride Week Celebrations;
13. permission for the extension to the liquor licences of Sous Vide (570 College Street) and The MidTown (552 College Street) to permit the sale and serving of alcohol on their patios for the duration of the Taste of Little Italy Event;
14. permission for the extension to the liquor licences of Sous Vide (570 College Street) and The MidTown (552 College Street) to permit the sale and serving of alcohol on their patios for the duration of the Fiera 2008;
15. permission for an outside patio area at the Liberty Market Building on Thursday, June 12, 2008, from 6:00 p.m. to 9:00 p.m., and on Friday, June 14, 2008, and Saturday, June 15, 2008, in conjunction with an outdoor art exhibit.

Background Information (Committee)

BIG on Bloor Festival - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12952.pdf>

Letter from Fatima Amarshi, PRIDE TORONTO

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12953.pdf>

Communications (Committee)

(April 7, 2008) letter from Colleen Smith and Christina Kozak, Factory Theatre, respecting The Fringe of Toronto Theatre Festival to be held at various locations on July 2 to 13, 2008 (TE.Main.TE15.65.1)

(April 10, 2008) letter from Niva Chow, Revolver Film Company, respecting the Revolver Post Much Music Event to be held at the Rosewater Supper Club, 19 Toronto Street, on June 15, 2008, until 4:00 a.m. (TE.Supp.TE15.65.2)

(April 11, 2008) letter from Arthur Ntongo, Africa New Music, respecting the Bana

- Y' Africa Festival to be held at Dundas Square (Yonge and Dundas Streets) on July 19-20, 2008 (TE.Supp.TE15.65.3)
(May 1, 2008) letter from Jonathan Benczkowski, of Sol-Arch Ltd., respecting the Standard Pasta and Pizza Bar for a temporary street closure for a customer appreciation party on June 29, 2008 and for an anniversary party on September 7, 2008 at 667 College Street (TE.Supp.TE15.65.4)
(April 30, 2008) letter from Joe Pantalone, Deputy Mayor, respecting The Korean Dano Spring Festival being held on June 7, 2008 from 10:00 a.m. to 11:00 p.m. at the Christie Pits Park (TE.Supp.TE15.65.5)
(May 2, 2008) e-mail from Councillor Bussin, respecting the Beaches International Jazz Festival on July 24, 25 and 26, 2008 allowing boulevard cafes between Woodbine Avenue and Beech Avenue a liquor licence extension to sell liquor and serve between 11:00 a.m. to 12:00 a.m. (TE.New.TE15.65.6)
(May 6, 2008) letter from Councillor Giambrone respecting the BIG on Bloor Festival to be held on June 21, 2008 at various restaurants on Bloor Street West, between Lansdowne and Christie (TE.New.TE15.65.7)
(May 2, 2008) letter from Deputy Mayor Pantalone respecting the Ethiopian Canadian Day Festival to be held on September 13, 2008 from 10:00 a.m. to 11:00 p.m. at the Christie Pits Park (TE.New.TE15.65.8)
(May 1, 2008) e-mail from Fatima Amarshi, Pride Toronto, respecting Pride Week, 2008 to be held on June 20-29, 2008 at various times and locations (TE.New.TE15.65.9)

21.68 **NEW BUSINESS FROM THE MAYOR AND CITY OFFICIALS
AND BUSINESS PREVIOUSLY REQUESTED**

May 26, 2008

Speaker Bussin in the Chair.

Under Section 27-70 of Council's Procedures, Items are considered adopted without amendment by consent, unless Council decides otherwise.

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|---|--------|---|
| Adopted by consent | CC21.1 | (May 9, 2008) from the City Solicitor, headed "Litigation and Negotiations Involving Use of a Portion of Ingram Drive Site" |
| Held for consideration.
Minute 21.69 | CC21.2 | (May 26, 2008) from the City Solicitor, headed "363 Old Kingston Road and 27-31 Morrish Road" |

Adopted by consent CC21.3 (May 15, 2008) from the City Solicitor, headed
“Official Plan and Zoning Amendment Appeal to
OMB - 2277-2295 Sheppard Avenue West,
100 Mainshep Road - Request for Instructions
Report”

21.69 **363 Old Kingston Road and 27-31 Morrish Road**

CC21.2	ACTION	Adopted	Ward: 44
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May 27, 2008

Speaker Bussin in the Chair.

Vote:

Item CC21.2 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the confidential recommendations in Attachment 1.
2. City Council authorize the public release of the confidential Recommendations 1 and 3 in Attachment 1 if adopted by Council.

The following Recommendations 1 and 3 contained in Confidential Attachment 1 to the report (May 26, 2008) from the City Solicitor, are now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

1. The motion for leave to appeal to the Divisional Court from the Ontario Municipal Board (OMB) Decision of April 28, 2008, respecting 363 Old Kingston Road and 27-31 Morrish Road, be confirmed and the City Solicitor be instructed to proceed with the appeal if leave is granted by the court.
3. The City Solicitor be directed to request the OMB to review its decision of April 28, 2008, pursuant to Section 43 of the Ontario Municipal Board Act.

Confidential Attachment - The receiving of advice that is subject to solicitor-client privilege

Background Information (City Council)

(May 26, 2008) report from the City Solicitor (CC21.2)
<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13094.pdf>

NOTICES OF MOTION

21.70 Implementation of the Fiscal Review Panel’s Recommendation Regarding the Streamlining of the City’s Budget Process

Moved by Councillor Stintz seconded by Councillor Parker

MM21.1	ACTION	Referred		Ward: All
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May 27, 2008:

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.1 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM21.1 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.1, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.1 at this meeting:

Yes - 18 Councillors:	Ashton, Augimeri, Cho, Del Grande, Grimes, Holyday, Jenkins, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Walker
No - 15 Mayor: Councillors:	Miller Ainslie, Davis, Di Giorgio, Filion, Kelly, Mammoliti, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

City Council Decision

City Council referred Motion MM21.1 to the Executive Committee.

Background Information (City Council)

Member Motion MM21.1

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-12978.pdf>)

21.71 **Request Federal and Provincial Governments to Abandon Food Based Biofuel Policy**

Moved by Councillor Walker, seconded by Councillor Jenkins

MM21.2	ACTION	Referred		Ward: All
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May 27, 2008:

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.2 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM21.2 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.2, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.2 at this meeting:

Yes - 12 Councillors: Ashton, Cho, Del Grande, Jenkins, Lee, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Walker

No - 21
Mayor: Miller
Councillors: Ainslie, Augimeri, Davis, Di Giorgio, Filion, Grimes, Holyday, Kelly, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

City Council Decision

City Council referred Motion MM21.2 to the Executive Committee.

Background Information (City Council)

Member Motion MM21.2

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13041.pdf>

21.72 Request Federal Government to Create New National Energy Policy *Moved by Councillor Walker, seconded by Councillor Shiner*

MM21.3	ACTION	Referred		Ward: All
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May 27, 2008:

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.3 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion MM21.3 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.3, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.3 at this meeting:

Yes - 11	
Councillors:	Ashton, Cho, Del Grande, Lee, Palacio, Parker, Perruzza, Shiner, Stintz, Vaughan, Walker
No - 23	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Davis, Di Giorgio, Fillion, Grimes, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Rae

Lost, less than two-thirds of Members present having voted in the affirmative.

City Council Decision

City Council referred Motion MM21.3 to the Executive Committee.

Background Information (City Council)

Member Motion MM21.3

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13083.pdf>

- 21.73 **Appeal of Committee of Adjustment Decision and Request for Legal Staff and Outside Planning Consultant's Attendance at the Ontario Municipal Board - B0016/08NY, A0124/08NY and A0125/08NY – 1 Carluke Crescent**
Moved by Councillor Jenkins, seconded by Councillor Walker

MM21.4	ACTION	Adopted		Ward: 25
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May 27, 2008:

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.4 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion MM21.4 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.4, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.4 at this meeting:

The vote to consider Motion MM21.4 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion MM21.4 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor to retain outside Planning Consultants and to attend the Ontario Municipal Board Hearing to uphold the decision of the Committee of Adjustment.

Background Information (City Council)

Member Motion MM21.4

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13084.pdf>

- 21.74 **Instructions to the City Solicitor to Consent to the Removal of 215 Queen Street West from By-law 979-2007, at the Ontario Municipal Board**
Moved by Councillor Vaughan, seconded by Councillor Walker

MM21.5	ACTION	Adopted		Ward: 20
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May 27, 2008:

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.5 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion MM21.5 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.5, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.5 at this meeting:

The vote to consider Motion MM21.5 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion MM21.5 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. In return for the owner's support for the early approval by the Ontario Municipal Board of the remainder of By-law 979-2007 on all other properties in the Queen Street West Heritage District, City Council instruct the City Solicitor to consent to the removal by the Ontario Municipal Board of the property located at 215 Queen Street West from By-law 979-2007.

Background Information (City Council)

Member Motion MM21.5

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13086.pdf>

21.75 Support for Cricket Across the Pond

Moved by Councillor Vaughan, seconded by Councillor Mihevc

MM21.6	ACTION	Adopted		Ward: All
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May 27, 2008:

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.6 be referred to the Community

Development and Recreation Committee. A two-thirds vote of the Council Members present is required to consider Motion MM21.6 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.6, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.6 at this meeting:

The vote to consider Motion MM21.6 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion MM21.6 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council support Parks, Forestry and Recreation in the development of cricket as a vehicle to bring together young people from the diverse communities of Toronto and to develop leadership opportunities for these young people of diverse backgrounds to strengthen their social and physical skills through the game.
2. City Council support the objectives of the Cricket Across the Pond initiative when young people will be selected from neighborhoods across Toronto to participate in a cricket tournament as ambassadors to Kingston on Thames for two weeks beginning on August 14, 2008.
3. City Council express its appreciation to CIMA Canada, The Royal Bank of Canada and other corporate sponsors for working successfully with Parks, Forestry and Recreation in securing the necessary corporate sponsorship for this cricket tour at no cost to the City of Toronto.

Background Information (City Council)

Member Motion MM21.6
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13089.pdf>)

MOTIONS WITHOUT NOTICE**21.76 Ontario Municipal Board Hearing – Committee of Adjustment Application – 128 Ellendale Drive***Moved by Councillor Walker, seconded by Councillor Heaps*

MM21.7	ACTION	Adopted		Ward: 37
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the necessary provisions of Chapter 27, Council Procedures, need to be waived to permit introduction of Motion MM21.7.

Procedural Vote to Waive Notice:

The vote to introduce Motion MM21.7 carried, two-thirds of Members present having voted in the affirmative.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.7 be referred to the Scarborough Community Council. A two-thirds vote of the Council Members present is required to consider Motion MM21.7 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.7, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.7 at this meeting:

The vote to consider Motion MM21.7 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion MM21.7 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor to attend the Ontario Municipal Board hearing to seek refusal of the requested variances for 128 Ellendale Drive.

Background Information (City Council)

Member Motion MM21.7

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13269.pdf>

21.77 **Endorsement of Events for Liquor Licensing Purposes – North York
Community Council Area**

Moved by Councillor Augimeri, seconded by Councillor Perruzza

MM21.8	ACTION	Adopted		Ward: 9
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May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the necessary provisions of Chapter 27, Council Procedures, need to be waived to permit introduction of Motion MM21.8.

Procedural Vote to Waive Notice:

The vote to introduce Motion MM21.8 carried, two-thirds of Members present having voted in the affirmative.

Advice by Deputy Speaker:

Deputy Speaker Lindsay Luby advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion MM21.8 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion MM21.8 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.8, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion MM21.8 at this meeting:

The vote to consider Motion MM21.8 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion MM21.8 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that it has no objection to:

1. the request for an extension of an existing liquor licence, from Harmik Ghalustians, Manager, Armenian Community Centre, for a Community Festival, to be held at the Armenian Community Centre, on May 30, 2008, from 6:30 p.m. until 1:00 a.m.; and
2. the request for an extension of an existing liquor licence, from Allison Ober, Food and Beverage Supervisor, Black Creek Pioneer Village, for a private reception, to be held at the Town Hall Green, Black Creek Pioneer Village, on June 21, 2008, from 6:00 p.m. until 1:00 a.m.

Background Information (City Council)

Member Motion MM21.8

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13270.pdf>

- 21.78 **135 Liberty Street, 47 and 47A Fraser Avenue - Ontario Municipal Board Hearing - Appeal of Committee of Adjustment Decision**
Moved by Councillor Perks, seconded by Deputy Mayor Pantalone

MM21.9	ACTION	Adopted		Ward: 14
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.9 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.9 to the agenda.

Procedural Vote to add Motion MM21.9 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.9 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.9, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.9 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council instruct the City Solicitor to appeal the approved variances for 135 Liberty Street and 47 and 47A Fraser Avenue and appear at the Ontario Municipal Board with a City Planner in support of the refusal and to retain outside consultants if necessary.

Background Information (City Council)

Member Motion MM21.9

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13422.pdf>)

Attachment to Member Motion MM21.9

(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13423.pdf>)

21.79 Liquor Licence Application - 508 Oakwood Avenue - Three Sisters Restaurant*Moved by Councillor Moscoe, seconded by Councillor Minnan-Wong*

MM21.10	ACTION	Adopted		Ward: 15
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.10 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.10 to the agenda.

Procedural Vote to add Motion MM21.10 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.10 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.10, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.10 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the issuance of a liquor licence for 508 Oakwood Avenue is not in the public interest, having regard to the needs and wishes of the residents, and that the Registrar should issue a Proposal to

Review the liquor licence application.

2. The AGCO be requested to provide the City of Toronto with an opportunity to participate in any proceedings with respect to the Premises.
3. The City Solicitor be authorized to attend all proceedings before the AGCO in this matter and be directed to take all necessary actions so as to give effect to this Motion.

Background Information (City Council)

Member Motion MM21.10

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13411.pdf>

21.80 **Ontario Municipal Board Hearing – Committee of Adjustment Application – 16 Collingsbrook Boulevard**

Moved by Councillor Kelly, seconded by Councillor Del Grande

MM21.11	ACTION	Adopted		Ward: 40
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.11 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.11 to the agenda.

Procedural Vote to add Motion MM21.11 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.11 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.11, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there

was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.11 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor to attend the Ontario Municipal Board hearing to seek refusal of the requested variance for 16 Collingsbrook Boulevard.

Background Information (City Council)

Member Motion MM21.11

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13415.pdf>

Attachment 1 to MM21.11

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13416.pdf>

21.81 **Ontario Municipal Board Hearing – 763 Coxwell Avenue**

Moved by Councillor Davis, seconded by Councillor Perks

MM21.12	ACTION	Adopted		Ward: 31
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.12 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.12 to the agenda.

Procedural Vote to add Motion MM21.12 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.12 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.12, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.12 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. Council authorize the City Solicitor and the appropriate City staff to appear at the Ontario Municipal Board to support the Committee of Adjustment's refusal of the variances associated with this application, A0397/08TEY.

Background Information (City Council)

Member Motion MM21.12

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13417.pdf>

Attachment 1 to MM21.12

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13418.pdf>

Attachment 2 to MM21.12

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13419.pdf>

21.82 **Request for Extension of Liquor Licence – The Blue Goose Tavern, 1 Blue Goose Street, Toronto**

Moved by Councillor Grimes, seconded by Councillor Saundercook

MM21.13	ACTION	Adopted		Ward: 6
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.13 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.13 to the agenda.

Procedural Vote to add Motion MM21.13 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.13 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.13, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.13 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that it has no objection to the request for a temporary extension of the liquor licence at the Blue Goose Tavern for its 50th Anniversary Customer Appreciation Barbeque to be held on Saturday, June 7, 2008, from 12:00 noon to 11:00 p.m.

Background Information (City Council)

Member Motion MM21.13
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13420.pdf>)

21.83 **Request for Extension of Liquor Licence to permit a “Beer Garden” at the Long Branch Legion, 3850 Lake Shore Boulevard West**

Moved by Councillor Grimes, seconded by Councillor Saundercook

MM21.14	ACTION	Adopted		Ward: 6
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.14 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.14 to the agenda.

Procedural Vote to add Motion MM21.14 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.14 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.14, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.14 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that Toronto City Council has no objection to the request for a temporary extension of the liquor licence at the Long Branch Legion for its annual Canada Day celebrations to be held on Tuesday, July 1, 2008, from 12:30 p.m. to 5:30 p.m.

Background Information (City Council)

Member Motion MM21.14
(<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13421.pdf>)

21.84 **Request for Attendance at an Ontario Municipal Board Hearing – Pending Appeal of Committee of Adjustment Decision (Refusal) for 18 Kingscourt Drive**

Moved by Councillor Milczyn, seconded by Councillor Hall

MM21.15	ACTION	Adopted		Ward: 5
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.15 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.15 to the agenda.

Procedural Vote to add Motion MM21.15 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.15 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.15, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion MM21.15 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council authorize the City Solicitor to retain an outside Planning consultant and to attend the Ontario Municipal Board hearing to defend the Committee of Adjustment decision to refuse the additional variances relating to 18 Kingscourt

Drive.

2. City Council authorize the City Solicitor to retain a land use Planning consultant, as needed, to oppose the appeal.

Background Information (City Council)

Member Motion MM21.15

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13429.pdf>

Attachment 1 to MM21.15

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13430.pdf>

Attachment 2 to MM21.15

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13431.pdf>

21.85 **Ontario Municipal Board - 2 Algoma Street – Site Plan Appeal – Settlement and Request for Direction**

Moved by Councillor Grimes, seconded by Councillor Saundercook

MM21.16	ACTION	Adopted		Ward: 6
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May 26, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion MM21.16 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion MM21.16 to the agenda.

Procedural Vote to add Motion MM21.16 to the Agenda for Consideration at this Meeting:

The vote to add Motion MM21.16 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion MM21.16, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact

Statement Summary)

Vote:

Motion MM21.16 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council approve the site plan on the basis of the Notice of Approval Conditions contained in Attachment 1, provided the owner withdraws its referral of the site plan application.
2. If the owner does not withdraw its referral such that the Notice of Approval Conditions become effective, City Council authorize the City Solicitor and appropriate staff to appear at the Ontario Municipal Board in support of the conditions as set out in substance in Attachment 1, subject to minor modifications which may be made to the satisfaction of the City Solicitor in consultation with appropriate staff.

Background Information (City Council)

Member Motion MM21.16

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13434.pdf>

Attachment 1 to MM21.16 - (May 26, 2008) report from the City Solicitor

<http://www.toronto.ca/legdocs/mmis/2008/cc/bgrd/backgroundfile-13435.pdf>

BILLS AND BY-LAWS

May 26, 2008 - 8:10 p.m.

Speaker Bussin in the Chair.

- 21.86 Councillor Saundercook moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 511

By-law No. 465-2008

To confirm the proceedings of the Council at its meeting held on the 26th day of May, 2008,

the vote on which was taken as follows:

Yes - 28 Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 3 Councillors:	Ford, Minnan-Wong, Nunziata

Carried by a majority of 25.

May 27, 2008 - 8:47 p.m.

Deputy Speaker Lindsay Luby in the Chair.

21.87 Councillor Ainslie moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 457	By-law No. 466-2008	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Pharmacy Avenue.
Bill No. 458	By-law No. 467-2008	To dedicate certain land for public highway purposes to form part of the public highway Executive Court.
Bill No. 459	By-law No. 468-2008	To dedicate certain land for public lane purposes to form part of the public lane south of King Street West extending westerly from Portland Street.
Bill No. 460	By-law No. 469-2008	To dedicate certain land on the north side of Sheppard Avenue West, west of Wilson Heights Boulevard, for public highway purposes to form part of the public highway Sheppard Avenue West.

Bill No. 461	By-law No. 470-2008	To dedicate certain land for public highway purposes to form part of the public highway Ninth Street.
Bill No. 462	By-law No. 471-2008	To dedicate certain land for public highway purposes to form part of the public highway Tenth Street.
Bill No. 463	By-law No. 472-2008	To dedicate certain land for public highway purposes to form part of the public highway Twelfth Street.
Bill No. 464	By-law No. 473-2008	To dedicate certain land for public highway purposes to form part of the public highway Thirteenth Street.
Bill No. 465	By-law No. 474-2008	To dedicate certain land for public lane purposes to form part of the public lane south of Vine Avenue extending westerly from Pacific Avenue.
Bill No. 466	By-law No. 475-2008	To dedicate certain land on the south side of Kingston Road, on the west side of Port Union Road, for public highway purposes to form part of the public highway Kingston Road.
Bill No. 467	By-law No. 476-2008	To dedicate certain land on the east side of Yeomans Road, on the north side of Almore Avenue, for public highway purposes to form part of the public highway Yeomans Road.
Bill No. 468	By-law No. 477-2008	To dedicate certain land on the south side of Woburn Avenue, on the west side of Ledbury Street, for public highway purposes to form part of the public highway Woburn Avenue.
Bill No. 469	By-law No. 478-2008	To dedicate certain land on the south side of Burnhamthorpe Crescent for public highway purposes to form part of the public highway Burnhamthorpe Crescent.

Bill No. 470	By-law No. 479-2008	To dedicate certain land on the west side of Victoria Park Avenue, north of Bartley Drive, for public highway purposes to form part of the public highway Victoria Park Avenue.
Bill No. 471	By-law No. 480-2008	To dedicate certain land on the west side of Tideswell Boulevard, north of Bonnydon Crescent, for public highway purposes to form part of the public highway Tideswell Boulevard.
Bill No. 472	By-law No. 481-2008	To dedicate certain land for public highway purposes to form part of the public highway Bonnydon Crescent.
Bill No. 473	By-law No. 482-2008	To dedicate certain land for public highway purposes to form part of the public highway Gillingham Street.
Bill No. 474	By-law No. 483-2008	To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting the addition of approved professional holistic associations to Appendix L.
Bill No. 475	By-law No. 484-2008	To exempt certain lands municipally known as 156 and 160 Evans Avenue and 829, 833 and 839 Oxford Street from Part Lot Control.
Bill No. 476	By-law No. 485-2008	To permanently close the public lane at the rear of 76 Davenport Road.
Bill No. 477	By-law No. 486-2008	To amend City of Toronto Municipal Code Chapter 415, Development of Land, Article III, Conveyance of Land for Parks Purposes as a Condition of Development, to limit the application of prevailing rates in secondary plans and site or area specific polices.

Bill No. 478	By-law No. 487-2008	To authorize the alteration of Williamson Road, between Hambly Avenue and Wineva Avenue to allow for the construction of a lay by.
Bill No. 479	By-law No. 488-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Lawrence Avenue West.
Bill No. 480	By-law No. 489-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Lawrence Avenue West.
Bill No. 481	By-law No. 490-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Gerrard Street East, Ossington Avenue and Shaw Street.
Bill No. 482	By-law No. 491-2008	To amend City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, respecting Bathurst Street, Gerrard Street East, Ossington Avenue and Shaw Street.
Bill No. 483	By-law No. 492-2008	To amend City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, respecting Davenport Road.
Bill No. 484	By-law No. 493-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Davenport Road.
Bill No. 485	By-law No. 494-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Alcina Avenue.
Bill No. 486	By-law No. 495-2008	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bay Street.

Bill No. 487	By-law No. 496-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Bathurst Street and St. Clair Avenue West.
Bill No. 488	By-law No. 497-2008	To amend further Metropolitan Toronto By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Finch Avenue West, Leslie Street and Parkwoods Village Drive.
Bill No. 489	By-law No. 498-2008	To amend By-law No. 1916, as amended, for the former Town of Leaside, with respect to lands municipally known as 147 Laird Drive and 22 Commercial Road.
Bill No. 490	By-law No. 499-2008	To provide for the entering into of a heritage easement agreement for the conservation of the property located at 832 Bay Street as being of cultural heritage value or interest.
Bill No. 491	By-law No. 500-2008	To amend the former City of Etobicoke Zoning Code Chapters 320 and 324, with respect to lands municipally known as 1 West Deane Park Drive.
Bill No. 492	By-law No. 501-2008	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the name change of Dundas-Ossington Business Improvement Area to Little Portugal Business Improvement Area.
Bill No. 493	By-law No. 502-2008	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to make changes to the size of The Eglinton Way,

		Junction Gardens and Uptown Yonge Business Improvement Area Boards of Management.
Bill No. 494	By-law No. 503-2008	To repeal the Knob Hill Plaza Business Improvement Area designation By-law No. 46-2003, to dissolve the Board of Management of the Knob Hill Plaza Business Improvement Area, to amend Municipal Code Chapter 19, Business Improvement Areas and to repeal By-law No. 97-2004.
Bill No. 495	By-law No. 504-2008	To adopt Amendment No. 52 to the Official Plan with respect to lands municipally known as 251 Ranee Avenue.
Bill No. 496	By-law No. 505-2008	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 251 Ranee Avenue.
Bill No. 497	By-law No. 506-2008	To amend City of Toronto Municipal Code Chapter 844, Waste Collections, Residential Properties, Chapter 849, Water and Sewage Services and Chapter 441, Fees and Charges with respect to the implementation of the new volume based solid waste rate levy, and to make minor consequential technical amendments to Chapter 851, Water Supply.
Bill No. 498	By-law No. 507-2008	To assume municipal services located in and on Dallimore Circle being the street on Plan 66M-2389.
Bill No. 499	By-law No. 508-2008	To assume municipal services located in and on Andona Crescent and Block 69 being the street and street widening on Plan 66M-2399.

Bill No. 500	By-law No. 509-2008	To assume municipal services located in and on Scottfield Drive and Block 5 being the street and street widening on Plan 66M-2266.
Bill No. 501	By-law No. 510-2008	To assume municipal services located in and on Gristone Crescent, Knowles Drive, Loggerhead Grove, Osprey Court, Point Rouge Trail (north side of Knowles Drive), Point Rouge Trail (south side of Knowles Drive), Siskin Terrace, Warbler Circle (eastern portion) and Warbler Circle (western portion), being the streets on Plan 66M-2395.
Bill No. 502	By-law No. 511-2008	To amend the former Borough of East York Zoning By-law No. 6752, as amended, with respect to the O'Connor/Bermondsey Business Area.
Bill No. 503	By-law No. 512-2008	To amend City of Toronto Municipal Code Chapter 447, Fences, to amend certain provisions relating to swimming pool enclosures.
Bill No. 504	By-law No. 513-2008	To amend City of Municipal Code Chapter 658, Ravine Protection, to include tableland forests and forested portions of the Lake Iroquois shoreline; to make technical amendments to improve clarity and consistency and to provide for fines in accordance with the City of Toronto Act, 2006.
Bill No. 505	By-law No. 514-2008	To amend City of Toronto Municipal Code Chapter 363, Building Construction and Demolition with respect to regulation of vibrations from construction activity.
Bill No. 506	By-law No. 515-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.

Bill No. 507	By-law No. 516-2008	To designate the City of Toronto as a Community Improvement Project Area and to adopt the City-Wide Community Improvement Plan for Brownfield Remediation and Development of Prescribed Employment Uses.
Bill No. 508	By-law No. 517-2008	To adopt the South of Eastern Community Improvement Plan for Brownfield Remediation and Development of Prescribed Employment Uses.
Bill No. 509	By-law No. 518-2008	To adopt the Waterfront Community Improvement Plan for Brownfield Remediation and Development of Prescribed Employment Uses.
Bill No. 510	By-law No. 519-2008	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 832 and 860 Bay Street,

the vote on which was taken as follows:

Yes - 25 Councillors: Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Heaps, Holyday, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan, Walker
No - 2 Councillors: Ford, Nunziata

Carried by a majority of 23.

May 27, 2008 - 8:49 p.m.

Deputy Speaker Lindsay Luby in the Chair.

- 21.88 Councillor Holyday moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 512 By-law No. 520-2008 To confirm the proceedings of the Council at its meeting held on the 26th and 27th days of May, 2008,

the vote on which was taken as follows:

Yes - 25	
Councillors:	Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Heaps, Holyday, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan, Walker
No - 0	

Carried unanimously.

OFFICIAL RECOGNITIONS

21.89 Presentations/Introductions/Announcements:

May 26, 2008

Councillor Fletcher, Chair of the Parks and Environment Committee, during the morning session of the meeting, addressed Council with respect to the launch of the spring planting season for the Parks, Forestry and Recreation Division. Councillor Fletcher highlighted the actions being undertaken to beautify the City's parks, gardens and public spaces, and to keep the City clean and beautiful. To honour the occasion, flowering plants were distributed to Members of Council.

Speaker Bussin, during the morning session of the meeting, introduced students from Valley Park Middle School, present at the meeting.

May 27, 2007

Mayor Miller, during the morning session of the meeting, advised Council that the Kids CAN-BIKE Camp had received the Parks and Recreation Ontario Award of Excellence for Children and Youth. The award honours organizations that have demonstrated new and innovative programming, leadership, and community development. The Mayor thanked the staff from Parks, Forestry and Recreation and Transportation Services for their hard work on this program, and invited the two General Managers to the podium to accept the award.

Mayor Miller, during the morning session of the meeting, introduced students from the Student School, present at the meeting.

Deputy Speaker Lindsay Luby, during the morning session of the meeting, introduced students from James Cardinal McGuigan Catholic Secondary School, present at the meeting.

Councillor Grimes, during the morning session of the meeting, with the permission of Council, introduced students from St. Leo School, present at the meeting.

21.90 MOTIONS TO VARY ORDER OR WAIVE PROCEDURE

May 26, 2008

Speaker Bussin in the Chair.

Councillor Lindsay Luby, at 7:45 p.m., moved that Council remain in session past the scheduled 8:00 p.m. recess in order to complete consideration of Item EX20.1, headed “Enhancing Streets to Homes Service to Address the Needs of People who are Street Involved, Including Those who Panhandle”, the release of Member holds and the confirming bill, the vote on which was taken as follows:

Yes - 31	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Grimes, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 6	
Councillors:	Fletcher, Hall, Jenkins, Minnan-Wong, Palacio, Perruzza

Carried, two-thirds of Members present having voted in the affirmative.

May 27, 2008

Deputy Speaker Lindsay Luby in the Chair.

Deputy Mayor Pantalone, at 7:46 p.m., moved that Council remain in session until 9:00 p.m. in order to complete the remaining business, the vote on which was taken as follows:

Yes - 26	
Councillors:	Ainslie, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Ford, Hall, Heaps, Holyday,

Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Rae, Shiner, Thompson, Vaughan
No - 6 Councillors: Ashton, Cho, Del Grande, Jenkins, Perruzza, Walker

Carried, two-thirds of Members present having voted in the affirmative.

21.91 **ATTENDANCE**

Councillor Carroll moved that the absence of Councillor Giambrone from the regular meeting of Council on May 26 and 27, 2008, be excused, which carried.

May 26, 2008	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 8:15 p.m.*	Roll Call 4:27 p.m.
Miller	x	x	-
Ainslie	x	x	-
Ashton	x	x	-
Augimeri	x	x	-
Bussin	x	x	-
Carroll	x	x	x
Cho	x	x	x
Davis	x	x	x
De Baeremaeker	x	x	x
Del Grande	x	x	x
Di Giorgio	x	x	x
Feldman	x	x	-
Filion	x	x	-
Fletcher	x	x	x
Ford	x	x	-
Giambrone	-	-	-
Grimes	x	x	-
Hall	x	x	x
Heaps	x	x	-
Holyday	x	x	x

Minutes of the Council of the City of Toronto
May 26 and 27, 2008

May 26, 2008	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 8:15 p.m.*	Roll Call 4:27 p.m.
Jenkins	x	x	x
Kelly	x	x	x
Lee	x	x	x
Lindsay Luby	x	x	x
Mammoliti	x	x	x
McConnell	x	x	x
Mihevc	x	x	x
Milczyn	x	x	x
Minnan-Wong	x	x	x
Moeser	x	x	-
Moscoe	x	x	-
Nunziata	x	x	x
Ootes	x	x	-
Palacio	x	x	-
Pantalone	x	x	-
Parker	x	x	-
Perks	x	x	x
Perruzza	x	x	x
Rae	x	x	-
Saundercook	x	x	x
Shiner	x	x	-
Stintz	-	-	-
Thompson	x	x	-
Vaughan	x	x	-
Walker	x	x	x
Total	43	43	23

* Members were present for some or all of the time period indicated.

May 27, 2008	9:40 a.m. to 12:30 a.m.*	2:10 p.m. to 8:50 p.m.*
Miller	x	x
Ainslie	x	x

Minutes of the Council of the City of Toronto
 May 26 and 27, 2008

May 27, 2008	9:40 a.m. to 12:30 a.m.*	2:10 p.m. to 8:50 p.m.*
Ashton	x	x
Augimeri	x	x
Bussin	x	-
Carroll	x	x
Cho	x	x
Davis	x	x
De Baeremaeker	x	x
Del Grande	x	x
Di Giorgio	x	x
Feldman	x	x
Filion	x	x
Fletcher	x	x
Ford	x	x
Giambrone	-	-
Grimes	x	x
Hall	x	x
Heaps	x	-
Holyday	x	x
Jenkins	x	x
Kelly	x	x
Lee	x	x
Lindsay Luby	x	x
Mammoliti	x	x
McConnell	x	x
Mihev	x	x
Milczyn	x	x
Minnan-Wong	x	x
Moeser	x	x
Moscoe	x	x
Nunziata	x	x
Ootes	x	x

Minutes of the Council of the City of Toronto
May 26 and 27, 2008

May 27, 2008	9:40 a.m. to 12:30 a.m.*	2:10 p.m. to 8:50 p.m.*
Palacio	x	x
Pantalone	x	x
Parker	x	x
Perks	x	x
Perruzza	x	x
Rae	x	x
Saundercook	x	-
Shiner	x	x
Stintz	x	x
Thompson	x	x
Vaughan	x	x
Walker	x	x
Total	44	41

* Members were present for some or all of the time period indicated.

Council adjourned on May 27, 2008, at 8:50 p.m.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS,
City Clerk

FISCAL IMPACT STATEMENT SUMMARY
Notices of Motions and Motions Without Notice
Submitted by the Deputy City Manager and Chief Financial Officer
 Council Meeting – May 26 and 27, 2008

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
MM21.1	Implementation of the Fiscal Review Panel's Recommendation Regarding the Streamlining of the City's Budget Process	\$0	\$0	Refer to Executive Committee
MM21.2	Request Federal and Provincial Governments to Abandon Food-Based Biofuel Policy	\$0	\$0	Refer to Executive Committee
MM21.3	Request Federal Government to Create New National Energy Policy	\$0	\$0	Refer to Executive Committee
MM21.4	Appeal of Committee of Adjustment Decision and Request for Legal Staff and Outside Planning Consultant's Attendance at the Ontario Municipal Board - B0016/08NY, A0124/08NY and A0125/08NY – 1 Carluke Crescent	\$0	\$0	Consider
MM21.5	Instructions to the City Solicitor to Consent to the Removal of 215 Queen Street West from By-law 979-2007, at the Ontario Municipal Board	\$0	\$0	Consider
MM21.6	Support for Cricket Across the Pond	\$0	\$0	<p>Donated funds and services will support travel and expenses for participants and will not be received by the City directly. To date, \$20,000.00 has been raised for this purpose.</p> <p>PF & R staff time will be accommodated within existing Operating Budget as it is part of their program mandate.</p> <p>This is a one-time event.</p>

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
MM21.7	Ontario Municipal Board Hearing – Committee of Adjustment Application – 128 Ellendale Drive	\$0	\$0	Consider
MM21.8	Endorsement of Events for Liquor Licensing Purposes – North York Community Council Area	\$0	\$0	Consider
MM21.9	135 Liberty Street, 47 and 47A Fraser Avenue - Ontario Municipal Board Hearing - Appeal of Committee of Adjustment Decision	\$0	\$0	Consider
MM21.10	Liquor Licence Application - 508 Oakwood Avenue - Three Sisters Restaurant	\$0	\$0	Consider
MM21.11	Ontario Municipal Board Hearing – Committee of Adjustment Application – 16 Collingsbrook Boulevard	\$0	\$0	Consider
MM21.12	Ontario Municipal Board Hearing – 763 Coxwell Avenue	\$0	\$0	Consider
MM21.13	Request for Extension of Liquor Licence – The Blue Goose Tavern, 1 Blue Goose Street, Toronto	\$0	\$0	Consider
MM21.14	Request for Extension of Liquor Licence to permit a “Beer Garden” at the Long Branch Legion, 3850 Lake Shore Boulevard West	\$0	\$0	Consider
MM21.15	Request for Attendance at an Ontario Municipal Board Hearing – Pending Appeal of Committee of Adjustment Decision (Refusal) for 18 Kingscourt Drive, Ward 5	\$0	\$0	Consider
MM21.16	Ontario Municipal Board - 2 Algoma Street – Site Plan Appeal – Settlement and Request for Direction	\$0	\$0	Consider