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## **TORONTO CITY COUNCIL – REGULAR MEETING SEPTEMBER 30 AND OCTOBER 1, 2009**

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The Agenda and related materials for this meeting are enclosed. The details of the meeting are noted at the top of the Agenda.

**Members of Council and Staff:** Please keep this agenda and the accompanying material until the City Council meeting dealing with these matters has ended. **The City Clerk's Office will not provide additional copies.**

September 25, 2009

### **CITY CLERK**

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**Closed Meeting Requirements:** If Council wants to meet in closed session (privately), a member of Council must make a motion to do so and give the reason why Council has to meet privately (City of Toronto Act, 2006).

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## Toronto City Council

Meeting No.	40	Contact	Marilyn Toft
Meeting Date	Wednesday, September 30, 2009	Phone	416-392-7032
Start Time	9:30 a.m.	E-mail	clerk@toronto.ca
Location	Council Chamber, City Hall, Toronto		

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1. **Call to Order.**
2. **O Canada.**
3. **Moment of Silence.**
4. **Confirmation of Minutes.**
5. **Introduction of Council Committee Reports and New Business from the Mayor and City Officials.**

### **Deferred Committee Items from the August 5 and 6, 2009 Council Meeting:**

Executive Committee Meeting 33, Item [EX33.18](#)  
Planning and Growth Management Committee Meeting 26, Item [PG26.2](#)  
Etobicoke York Community Council Meeting 28, Item [EY28.49](#)  
Etobicoke York Community Council Meeting 28, Item [EY28.62](#)  
Scarborough Community Council Meeting 27, Item [SC27.31](#)

### **New Reports:**

Executive Committee [Meeting 34](#)  
Audit Committee [Meeting 12](#)  
Audit Committee [Meeting 13](#)  
Community Development and Recreation Committee [Meeting 26](#)  
Economic Development Committee [Meeting 24](#)  
Government Management Committee [Meeting 24](#)  
Licensing and Standards Committee [Meeting 23](#)  
Planning and Growth Management Committee [Meeting 31](#)  
Public Works and Infrastructure Committee [Meeting 26](#)  
Striking Committee [Meeting 12](#)  
Etobicoke York Community Council [Meeting 29](#)  
North York Community Council [Meeting 27](#)  
Scarborough Community Council [Meeting 28](#)  
Toronto and East York Community Council [Meeting 27](#)

6. **Declarations of Interest.**

*Members of Council are requested to indicate the Item in which they have an interest, together with the nature of the interest.*

7. **Routine Matters.**

- a. Petitions.
- b. Presentations and Recognitions.
- c. Administrative Inquiry and Answer.

**IA40.1**      **5-Cent Plastic Bag Tax – Environmental Initiative**  
(September 21, 2009) Administrative Inquiry from Councillor Walker to the City Manager

- d. Staff Reports and communications for consideration with the following agenda matters:

**Executive Committee Item EX34.14, headed “New Affordable Housing Program Opportunities”**

(September 23, 2009) from the Deputy City Manager and the Director, Purchasing and Materials Management ([EX34.14a](#))

**Etobicoke York Community Council Item EY28.49, headed "51 Lake Shore Drive - Official Plan and Rezoning Amendment and Site Plan Applications - Request for Direction Report (Ward 6)"**

(September 23, 2009) from Robert Bingham (EY28.49.18)

(September 23, 2009) from Terry Smith, Friends of Sam Smith Park (EY28.49.19)

(September 23, 2009) from C. Freeman, and submitting a list of residents and owners (EY28.49.20)

(September 24, 2009) from William Denning, Chair, Lakeshore Planning Council (EY28.49.21)

(September 24, 2009) from Janina Wadon (EY28.49.22)

**North York Community Council Item NY27.54, headed “Status Report and Request for Direction Report - OPA & Rezoning Applications – 939 Lawrence Ave. E., 1090 Don Mills Rd., 49 & 75 The Donway W”**

(September 15, 2009) from Marilyn Partington, submitted by Councillor Jenkins (NY27.54.64)

(September 21, 2009) from Katherine Keltie (NY27.54.65)

(September 17, 2009) from Kim Beckman, Davies Howe Partners (NY27.54.66)

8. **Consideration of New Business from the Mayor and City Officials.**

<b>CC40.1</b>	Removed Item GM24.23 - Election of Payment of the Outstanding Balance for Sale of the Closed Lane at the Rear of 585 Queen Street West (Ward 20) (July 29, 2009) from the Chief Corporate Officer
<b>CC40.2</b>	Appointment of Citizens to the Board of Directors of Waterfront Toronto (Ward All) (September 17, 2009) from Mayor David Miller <i>Confidential Attachment - Personal matters about an identifiable individual, including municipal or local board employees</i>
<b>CC40.3</b>	218 Ossington Avenue – Minor Variance Appeal (Ward 19) (September 23, 2009) from the City Solicitor <i>Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and Solicitor Client Privilege</i>
<b>CC40.4</b>	Appeals to the Ontario Municipal Board - Evral Properties Limited and West Mall Investments - 2, 4 and 6 Eva Road Zoning Amendment Application and Official Plan Amendment 85 (Ward 3) (September 21, 2009) from the City Solicitor <i>Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board</i>
<b>CC40.5</b>	Directions Report – Potential Section 37 Benefits - 1325-1365 Bayview Avenue - Ontario Municipal Board Hearing (Ward 26) (September 24, 2009) from the Director, Planning and Administrative Tribunal Law <i>Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and Solicitor Client Privilege</i>
<b>CC40.6</b>	1-17 Anndale Drive, 31-35 Bales Avenue and 22-70 Glendora Avenue – Rezoning and Site Plan Control Appeals (Ward 23) (September 23, 2009) from the City Solicitor <i>Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and Solicitor-Client Privilege</i>
<b>CC40.7</b>	City of Toronto Intervention at Supreme Court of Canada in City of Montreal v Montreal Port Authority et al (Ward All) (September 22, 2009) from the City Solicitor and the Acting Treasurer
<b>CC40.8</b>	Upgrades to BMO Field at Exhibition Place and Allan Lamport Stadium (Ward 6, 14, 19) (September 22, 2009) from the Deputy City Manager and Chief Financial Officer

<b>CC40.9</b>	Request to consider a staff report regarding parking amendments and left turn prohibitions – Dundas Street West, between Dovercourt Road and Sterling Road (Sustainable Transportation Initiative) (Ward 18) (September 24, 2009) from the City Manager
<b>CC40.10</b>	City of Toronto Stimulus Projects (Ward All) (September 23, 2009) from the City Manager

9. **Consideration of Business Previously Requested.**

10. **Notices of Motions from Members of Council.**

<b>MM40.1</b>	Liquor Licence Amendment – 1788 Weston Road – Twinkle Delight Restaurant and Bar - by Councillor Nunziata, seconded by Councillor Palacio (Ward 11)
<b>MM40.2</b>	Plebiscite Question: Harmonized Sales Tax (HST) – 2010 Municipal Election - by Councillor Walker, seconded by Councillor Jenkins (Ward All)
<b>MM40.3</b>	Request to amend the 2009 Parks, Forestry and Recreation Capital Budget to accept additional donated funds for Glen Cedar Park Playground - by Councillor Mihevc, seconded by Councillor Moscoe (Ward 21)
<b>MM40.4</b>	Amendment of Section 37 Agreement with Equinox Development / the Goldman Group - by Councillor De Baeremaeker, seconded by Councillor Thompson (Ward 38)

11. **Motions without Notice from Members of Council.**

12. **Introduction and Enactment of General Bills.**

<b>Bill No.</b>	<b>Title and Authority</b>
897	To amend City of Toronto Municipal Code Chapter 950, Traffic and Parking, to add certain carparks to Schedule III.  Subsection 179-7E(3) of Chapter 179, Parking Authority, of the City of Toronto Municipal Code.
898	To permanently close a portion of the public lane at the rear of 427 Shaw Street.  Toronto and East York Community Council Item 25.1, as adopted by City of Toronto Council on April 29 and 30, 2009.
899	To dedicate certain land on the north side of McNicoll Avenue extending westerly from Midland Avenue for public highway purposes to form part of the public highway McNicoll Avenue.

	Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006.
900	To name the public lane located south of Front Street East, between George Street South and Frederick Street as “Taylor’s Wharf Lane”.  Toronto and East York Community Council Item 24.108, as adopted by City of Toronto Council on April 6, 2009.
901	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Progress Avenue at Markham Road.  Scarborough Community Council Item 28.13, as adopted by City of Toronto Council on September 30 and October 1, 2009.
902	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Humewood Drive.  Toronto East York Community Council Report 5, Clause 35, as adopted by City of Toronto Council on June 14, 15 and 16, 2005 and Toronto and East York Community Council Report 8, Clause 37, as adopted by City of Toronto Council on October 26, 27 and 28, 2005.
903	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding Bridgeland Avenue at Caledonia Road.  North York Community Council Item 27.27, as adopted by City of Toronto Council on September 30 and October 1, 2009.
904	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Bathurst Street, Fairlawn Avenue and Prince Charles Drive.  North York Community Council Item 27.28, as adopted by City of Toronto Council on September 30 and October 1, 2009.
905	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding Torbarrie Road.  Etobicoke York Community Council Item 29.43, as adopted by City of Toronto Council on September 30 and October 1, 2009.
906	To amend City of Toronto Municipal Code Chapter 925, Permit Parking, regarding Victoria Park Avenue.  Toronto and East York Community Council Item 27.149, as adopted by City of Toronto Council on September 30 and October 1, 2009.

907	<p>To dedicate certain land on the south side of Chapman Road, west of Scarlett Road, for public highway purposes to form part of the public highway Chapman Road.</p> <p>Toronto and East York Community Council Item 25.45, as adopted by City of Toronto Council on April 6, 2009.</p>
908	<p>To amend By-law No. 674-2009 to correct a minor technical error.</p> <p>Works Committee Report 1, Clause 4, adopted as amended, by City of Toronto Council on January 31, February 1 and 2, 2006 and Section 169-26B of City of Toronto Municipal Code Chapter 169, Officials, City.</p>
909	<p>To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Old Dundas Street.</p> <p>Etobicoke York Community Council Item 29.30, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
910	<p>To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Old Dundas Street.</p> <p>Etobicoke York Community Council Item 29.30, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
911	<p>To amend City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, respecting Old Dundas Street.</p> <p>Etobicoke York Community Council Item 29.30, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
912	<p>To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Finch Avenue East.</p> <p>North York Community Council Item 27.32, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
913	<p>To permanently close a below-grade portion of Bremner Boulevard.</p> <p>Toronto and East York Community Council Item 27.2, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
914	<p>To permanently close to vehicular traffic portions of the north boulevard of the public highway Lake Shore Boulevard East between Carlaw Avenue and the Don Valley Parkway.</p> <p>Toronto and East York Community Council Item 27.3, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>

915	<p>To permanently close to vehicular traffic portions of the north boulevard of the public highway Lake Shore Boulevard East between Leslie Street and Coxwell Avenue.</p> <p>Toronto and East York Community Council Item 27.4, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
916	<p>To exempt lands municipally known as 346 Jarvis Street from Part Lot Control.</p> <p>Toronto and East York Community Council Item 27.23, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
917	<p>To permanently close the public lane known as Barnaby Place.</p> <p>Toronto and East York Community Council Item 26.53, as adopted by City of Toronto Council on May 25, 26 and 27, 2009.</p>
918	<p>To amend City of Toronto Municipal Code Chapter 925, Permit Parking, to amend the definition of Excluded Area.</p> <p>Scarborough Community Council Item 27.8, as adopted by City of Toronto Council on August 5 and 6, 2009.</p>
919	<p>To amend Zoning By-law No. 831-80 and Zoning By-law No. 438-86, as amended, of the former City of Toronto with respect to the lands municipally known as 399 Bathurst Street.</p> <p>Toronto and East York Community Council Item 27.5, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
920	<p>To amend City of Toronto Municipal Code Chapter 886, Footpaths, Pedestrian Ways, Bicycle Paths and Bicycle Lanes, respecting bicycle lanes on Rathburn Road.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
921	<p>To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Eglinton Avenue West and Old Forest Hill Road.</p> <p>Toronto and East York Community Council Item 27.163, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
922	<p>To designate an area along Jane Street from Hanley Street to just south of Humberview Road, and along Annette Street from Jane Street to just east of Runnymede Road, as an improvement area.</p> <p>Economic Development Committee Item 24.3, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>



923	<p>To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to make changes to the size of the Bloor by the Park and The Eglinton Way Business Improvement Area Boards of Management.</p> <p>Economic Development Committee Item 24.5, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
924	<p>To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982 (Golden Mile), as amended with respect to the lands municipally known as 773 Warden Avenue.</p> <p>Scarborough Community Council Item 15.22, as adopted by City of Toronto Council on May 26 and 27, 2008.</p>
925	<p>To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Rathburn Road.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
926	<p>To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Doris Avenue at Finch Avenue East.</p> <p>North York Community Council Item 27.34, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
927	<p>To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Richmond Street East.</p> <p>Toronto and East York Community Council Item 27.126, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
928	<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting King Street West.</p> <p>Toronto and East York Community Council Item 27.58, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
929	<p>To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting King Street West.</p> <p>Toronto and East York Community Council Item 27.58, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
930	<p>To amend City of Toronto Municipal Code Chapter 925, Permit Parking, regarding Rogers Road.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>

931	<p>To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Rogers Road.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
932	<p>To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Rogers Road.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
933	<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Duncanwoods Drive.</p> <p>Etobicoke York Community Council Report 3, Clause 54, as adopted by City of Toronto Council on April 12, 13 and 14, 2005.</p>
934	<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Christie Street at Barton Avenue.</p> <p>Toronto and East York Community Council Item 27.76, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
935	<p>To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Maitland Place.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
936	<p>To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Jarvis Street at Maitland Street/Maitland Place.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
937	<p>To amend City of Toronto Municipal Code Chapter 886, Footpaths, Pedestrian Ways, Bicycle Paths and Bicycle Lanes, respecting bicycle lanes on Maitland Place.</p> <p>Public Works and Infrastructure Committee Item 25.20, adopted as amended, by City of Toronto Council on August 5 and 6, 2009.</p>
938	<p>To change the name of the public street Donridge Drive to “Don Ridge Drive”.</p> <p>North York Community Council Item 27.41, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>

939	<p>To authorize the reconfiguration of Bridgeland Avenue at Caledonia Road.</p> <p>North York Community Council Item 27.27, as adopted by City of Toronto Council on September 30 and October 1, 2009.</p>
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13. **Introduction of Bill to Confirm the Proceedings of Council.**
14. **Adjournment.**

### O Canada

O Canada! Our home and native land!  
 True patriot love in all thy sons  
 command.  
 With glowing hearts we see thee rise,  
 The True North, strong and free!  
 From far and wide, O Canada, we stand  
 on guard for thee.  
 God keep our land glorious and free!  
 O Canada, we stand on guard for thee.  
 O Canada, we stand on guard for thee.

O Canada! Terre de nos aïeux!  
 Ton front est ceint de fleurons glorieux!  
 Car ton bras sait porter l'épée, il sait  
 porter la croix!  
 Ton histoire est une épopée Des plus  
 brillants exploits.  
 Et ta valeur, de foi trempée,  
 Protégera nos foyers et nos droits,  
 Protégera nos foyers et nos droits.