

**Application for Encroachment Agreement
271 Scarlett Road**

Date:	May 21, 2009
To:	Etobicoke York Community Council
From:	Curtis Sealock, District Manager, Municipal Licensing and Standards
Wards:	Ward 11 – York South-Weston
Reference Number:	ML&S Folder Number 09 117649 RAW

SUMMARY

This report is in regard to an application submitted by the Toronto Parking Authority for an Encroachment Agreement for a proposed street sign, measuring 2.59 metres by 1.22 metres, encroaching on the City road allowance, for which the Etobicoke York Community Council has delegated authority from City Council to make a final decision.

RECOMMENDATIONS

Municipal Licensing and Standards recommend that Etobicoke York Community Council approve the application for the proposed encroachment within the road allowance subject to the following conditions:

1. The City Solicitor be authorized to prepare an Encroachment Agreement for the proposed encroachment.
2. The owner to enter into an Encroachment Agreement with the City of Toronto and pay all fees associated with the preparation of the Agreement. Should an annual fee be charged in future, the owner shall be responsible for payment of the fees.
3. The signed agreement to be returned to the City along with the required Certificate of Insurance, evidencing a third party bodily injury and property damage insurance in the amount of \$2,000,000.00 or such other coverage and greater amount as the City may require, and naming the City of Toronto as an additional insured party under the policy.

4. In the event of the sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Executive Director of Municipal Licensing and Standards.
5. The Certificate of Insurance to be renewed on an annual basis for the life of the encroachment.
6. The owner to obtain all necessary construction/streets occupation permit(s) for any work done on the road allowance.

ISSUE BACKGROUND

The subject property is municipal parking site. An application has been submitted by an agent on behalf of the Toronto Parking Authority to erect a pedestal sign, measuring 2.59 metres by 1.22 metres, encroaching on the City road allowance, (Attachments 1 and 2).

COMMENTS

This application was circulated to Transportation Services and the various utility companies with no objections received regarding the installations.

CONTACT

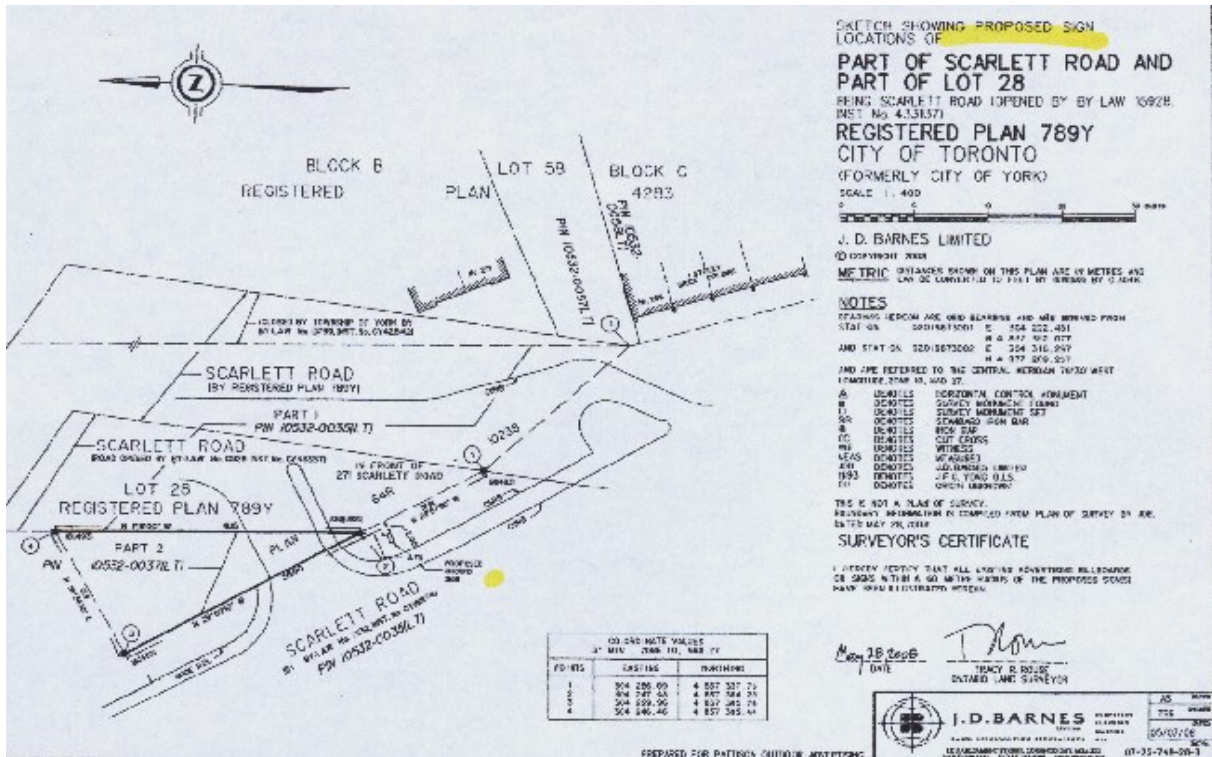
Curtis Sealock, District Manager
Municipal Licensing and Standards
Tel: 416-394-2532 Fax: 416-394-2904
E-mail: csealock@toronto.ca

SIGNATURE

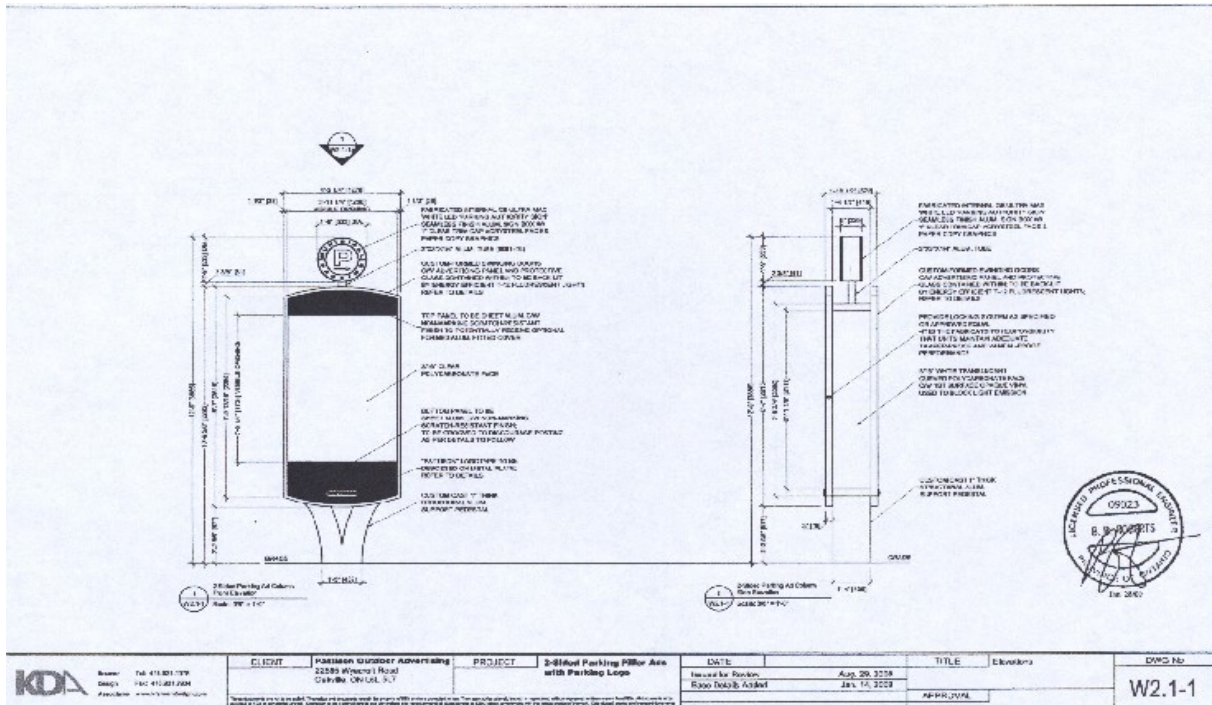
Curtis Sealock, District Manager
Municipal Licensing and Standards

ATTACHMENTS

Attachment 1 – Survey of and Pedestal Sign Elevation Details for 271 Scarlett Road
Attachment 2 – Photos of 271 Scarlett Road



Survey of 271 Scarlett Road



Pedestal Sign – Elevation Details

Attachment 1– Survey and Pedestal Sign Elevation Details



271 Scarlett – Before



271 Scarlett – After



Attachment 2 – Photos of 271 Scarlett Road