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## Parks and Environment Committee

<b>Meeting No.</b>	21	<b>Contact</b>	Dela Ting, Acting Administrator
<b>Meeting Date</b>	Friday, January 16, 2009	<b>Phone</b>	416-397-7769
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	pec@toronto.ca
<b>Location</b>	Committee Room 1, City Hall	<b>Chair</b>	Councillor Paula Fletcher

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PE21.4	Outcome of June Callwood Park Design Competition and Award of Contract to Winner (Ward: 19)
PE21.5	Proposed Amendment to Municipal Code, Chapter 608, Parks, to Prohibit Smoking around Playgrounds and Other Areas in City of Toronto Parks (Ward: All)
PE21.6	Commercial Dog Walkers Permit Policy Annual Review and Appeal Process (Ward: All)

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<b>Location</b>	Committee Room 1, City Hall	<b>Chair</b>	Councillor Paula Fletcher

PE21.4	Adopted on consent			Ward: 19
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### Outcome of June Callwood Park Design Competition and Award of Contract to Winner

#### City Council Decision

City Council on January 27 and 28, 2009, adopted the following:

1. City Council endorse the decision of the Competition Jury to select the proposal for June Callwood Park by gh3 as the winner of the June Callwood Park Design Competition.
2. City Council authorize Parks, Forestry and Recreation to enter into and execute an agreement on behalf of the City with gh3 to provide professional landscape architectural services for June Callwood Park, based on a proposed fee of up to 12 percent of the construction costs for the Phase 3 project, or up to \$0.200 million net of GST, depending on the final budget of construction phase.

#### Committee Recommendations

The Parks and Environment Committee recommends that:

1. City Council endorse the decision of the Competition Jury to select the proposal for June Callwood Park by gh3 as the winner of the June Callwood Park Design Competition; and
2. City Council authorize Parks, Forestry and Recreation to enter into and execute an agreement on behalf of the City with gh3 to provide professional landscape architectural services for June Callwood Park, based on a proposed fee of up to 12 percent of the construction costs for the Phase 3 project, or up to \$0.200 million net of GST, depending on the final budget of construction phase.

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

Sean Harvey, Supervisor, Community Design and Planning and Jennifer Tharp, Planner, Parks, Development and Infrastructure, from Parks, Forestry and Recreation Division, provided a slide and powerpoint presentation to the Committee.

### **Origin**

(December 18, 2008) Report from General Manager, Parks, Forestry and Recreation and Acting Director, Purchasing and Materials Management

### **Summary**

The purpose of this report is to request Council endorsement of the winning landscape architecture team in the June Callwood Park design competition, as selected by the Competition Jury. This report also seeks Council's approval to award a contract to the winning team to provide professional landscape architectural services for the detailed design and implementation of June Callwood Park.

The design proposal by Toronto firm gh3 was selected by the Competition Jury as the winner.

### **Background Information (Committee)**

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2009/pe/bgrd/backgroundfile-18096.pdf>)

Presentation

(<http://www.toronto.ca/legdocs/mmis/2009/pe/bgrd/backgroundfile-18338.pdf>)

PE21.5	Adopted			Ward: All
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### **Proposed Amendment to Municipal Code, Chapter 608, Parks, to Prohibit Smoking around Playgrounds and Other Areas in City of Toronto Parks**

### **City Council Decision**

City Council on January 27 and 28, 2009, adopted the following:

1. Smoking tobacco and the holding of lighted tobacco be prohibited within a 9-metre radius of the edge of playground safety surfaces or any playground equipment in Toronto parks, and within a 9-metre radius of the edge of wading pool basins or safety surfaces of splash pads operated by Parks, Forestry and Recreation Division.
2. Smoking tobacco and the holding of lighted tobacco also be prohibited within zoos and farms managed by Parks, Forestry and Recreation.
3. The City Solicitor be directed to amend Municipal Code Chapter 608, Parks, to prohibit smoking tobacco and holding lighted tobacco within a 9-metre radius surrounding the

edge of playground safety surfaces or any playground equipment in Toronto parks, within a 9-metre radius surrounding the edge of wading pool basins or safety surfaces of splash pads, and within zoos and farms operated by Parks, Forestry and Recreation Division, substantially as outlined in Appendix A of this report, subject to any necessary minor substantive or stylistic refinements as may be identified by the General Manager and the City Solicitor.

4. The amendments to Municipal Code Chapter 608, Parks, come into force the day after the set fine order is issued by the Province.
5. Signage be designed and installed identifying the smoking prohibition and identify the relevant provisions of Municipal Code, Chapter 608, Parks.
6. The City Solicitor be authorized to introduce the necessary bills to give effect to these recommendations.

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### **Committee Recommendations**

The Parks and Environment Committee recommends to City Council that:

1. Smoking tobacco and the holding of lighted tobacco be prohibited within a 9-metre radius of the edge of playground safety surfaces or any playground equipment in Toronto parks, and within a 9-metre radius of the edge of wading pool basins or safety surfaces of splash pads operated by Parks, Forestry and Recreation Division.
2. Smoking tobacco and the holding of lighted tobacco also be prohibited within zoos and farms managed by Parks, Forestry and Recreation.
3. The City Solicitor be directed to amend Municipal Code Chapter 608, Parks, to prohibit smoking tobacco and holding lighted tobacco within a 9-metre radius surrounding the edge of playground safety surfaces or any playground equipment in Toronto parks, within a 9-metre radius surrounding the edge of wading pool basins or safety surfaces of splash pads, and within zoos and farms operated by Parks, Forestry and Recreation Division, substantially as outlined in Appendix A of this report, subject to any necessary minor substantive or stylistic refinements as may be identified by the General Manager and the City Solicitor.
4. The amendments to Municipal Code Chapter 608, Parks, come into force the day after the set fine order is issued by the Province.
5. Signage be designed and installed identifying the smoking prohibition and identify the relevant provisions of Municipal Code, Chapter 608, Parks; and
6. The City Solicitor be authorized to introduce the necessary bills to give effect to these recommendations.

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

The Parks and Environment Committee also:

- A. requested the General Manager, Parks, Forestry and Recreation to review parks and playgrounds in the City of Toronto where there are concerns with smoking in playgrounds, so as to:
  - (i) identify the target groups so that effective strategies can be developed;
  - (ii) erect signs that indicate the area is smoke-free and include effective messages to promote social awareness; and
  - (iii) conduct strategic education by Toronto Public Health.
- B. requested the General Manager of Parks, Forestry and Recreation to report back to the Parks and Environment Committee in one year's time on the:
  - (i) effectiveness of the proposed amendment to Municipal Code, Chapter 608, Parks, To Prohibit Smoking Around Playgrounds and Other Areas in City of Toronto Parks; and
  - (ii) implementation of the amendments, such report to outline the following:
    - a. the number of persons fined for violating the new prohibitions;
    - b. the number of reported violations;
    - c. the City's overall success in enforcing the prohibitions; and
    - d. a survey of participants using playground and wading pool areas on their experience following the introduction of the by-law;
- C. requested the General Manager of Parks, Forestry and Recreation to report back to the Parks and Environment Committee, through a consultation with the Toronto Sports Council and league permit holders, in one year's time, on approaches to limiting and/or restricting smoking in Parks, Forestry and Recreation owned and operated sports areas;
- D. requested the General Manager of Parks, Forestry and Recreation to consider adding a phone number to the signage; and
- E. forwarded the report (December 9, 2008) from the General Manager, Parks, Forestry and Recreation and Medical Officer of Health, to the Board of Health for endorsement at its meeting on January 19, 2009.

The following motions placed by Councillor Raymond Cho, were voted on and lost:

- 1. That Recommendation No. 1 in the report (December 9, 2008) from the General Manager, Parks, Forestry and Recreation and Medical Officer of Health, be amended by replacing the words "9-metre radius" to "10-metre radius"; and

2. That City Council request the Provincial Government to set fines between \$105.00 and \$150.00 for a Part One offence for those who violate any playground smoking prohibition by-law.

### **Origin**

(December 9, 2008) Report from General Manager, Parks, Forestry and Recreation and the Medical Officer of Health

### **Summary**

Tobacco use is the greatest single cause of preventable disease. Research clearly indicates that there is no safe level of exposure to second-hand smoke. Children are especially vulnerable. Second-hand smoke impacts a growing child's body and has been linked to increased respiratory illnesses including ear infections, lower lung capacity, childhood asthma and sudden infant death syndrome (SIDS).

This report proposes amendments to Municipal Code, Chapter 608, Parks, to prohibit smoking tobacco and the holding of lighted tobacco in City of Toronto playgrounds, wading pools and splash pads, and within zoos and farms that are managed by Parks, Forestry and Recreation.

### **Background Information (Committee)**

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2009/pe/bgrd/backgroundfile-17702.pdf>)

### **Background Information (City Council)**

(January 19, 2009) transmittal from the Board of Health (PE21.5a)

(<http://www.toronto.ca/legdocs/mmis/2009/cc/bgrd/backgroundfile-18480.pdf>)

### **Communications (Committee)**

(January 13, 2009) e-mail from Heidi Loney (PE.New.PE21-5-1)

(January 16, 2009) submission from Andrew Noble, Sr. Coordinator, Canadian Cancer Society, Ontario Division (PE.New.PE21-5-2)

### **Speakers (Committee)**

Andrew Noble, Senior Coordinator, Public Issues, Canadian Cancer Society, Ontario Division  
 (January 16, 2009) Tahreem Mahmood, Peer Leader, Tobacco Don't Owns Toronto (T-DOT)

PE21.6	Amended			Ward: All
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## **Commercial Dog Walkers Permit Policy Annual Review and Appeal Process**

### **City Council Decision**

City Council on January 27 and 28, 2009, adopted the following:

1. City Council approve amendments to the Commercial Dog Walker Permit Policy outlined in bold print in Attachment 1 of this report, subject to any necessary minor, substantive, or stylistic refinements as may be identified by the General Manager and City Solicitor, and including the following:
  - a. replacement of the former “Revoked Permit” section in the Commercial Dog Walker Permit Policy with the “Permit Suspension” section;
  - b. the establishment of an Appeal Process for Commercial Dog Walkers who have been notified that their permit will be suspended; and
  - c. the establishment of a three-member Commercial Dog Walker Permit Appeal Committee composed of the Managers of Animal Services, and Policy and Planning Services, both of Municipal Licensing and Standards; and the Project Manager of the Clean and Beautiful City Secretariat of Transportation Services.
2. City Council approve the corresponding amendments to Municipal Code Chapter 608, Parks to implement the revisions to the Commercial Dog Walker Permit Policy, as outlined in Attachment 2 of this report, subject to any necessary minor, substantive or stylistic refinements as may be identified by the General Manager and the City Solicitor.
3. City Council approve the terms of reference for the Commercial Dog Walker Permit Appeal Committee, and that Municipal Code Chapter 608, Parks, be amended accordingly, substantially as outlined in Attachment 3 of this report, subject to any necessary minor substantive or stylistic refinements as may be identified by the General Manager and the City Solicitor.
4. City Council approve a \$200.00 non-refundable application fee to appeal the suspension of a commercial dog walker permit and that Municipal Code Chapter 441, Fees and Charges, be amended to include the new fee.
5. The General Manager, Parks, Forestry and Recreation be requested to provide notification of the changes in the by-law by mail, to each licensed commercial dog walker.
6. The City Solicitor be authorized to introduce the necessary bills to give effect to these recommendations.

*Public Notice*

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**Committee Recommendations**

The Parks and Environment Committee recommends that:

1. City Council approve amendments to the Commercial Dog Walker Permit Policy

outlined in bold print in Attachment 1 of this report, subject to any necessary minor, substantive, or stylistic refinements as may be identified by the General Manager and City Solicitor, and including the following:

- (a) replacement of the former “Revoked Permit” section in the Commercial Dog Walker Permit Policy with the “Permit Suspension” section;
  - (b) the establishment of an Appeal Process for Commercial Dog Walkers who have been notified that their permit will be suspended; and
  - (c) the establishment of a three-member Commercial Dog Walker Permit Appeal Committee composed of the Managers of Animal Services, and Policy and Planning Services, both of Municipal Licensing and Standards; and the Project Manager of the Clean and Beautiful City Secretariat of Transportation Services.
2. City Council approve the corresponding amendments to Municipal Code Chapter 608, Parks to implement the revisions to the Commercial Dog Walker Permit Policy, as outlined in Attachment 2 of this report, subject to any necessary minor, substantive or stylistic refinements as may be identified by the General Manager and the City Solicitor.
3. City Council approve the terms of reference for the Commercial Dog Walker Permit Appeal Committee, and that Municipal Code Chapter 608, Parks, be amended accordingly, substantially as outlined in Attachment 3 of this report, subject to any necessary minor substantive or stylistic refinements as may be identified by the General Manager and the City Solicitor.
4. City Council approve a \$200.00 non-refundable application fee to appeal the suspension of a commercial dog walker permit and that Municipal Code Chapter 441, Fees and Charges, be amended to include the new fee; and
5. The City Solicitor be authorized to introduce the necessary bills to give effect to these recommendations.

## **Origin**

(January 7, 2009) Report from General Manager, Parks, Forestry and Recreation

## **Summary**

The purpose of this report is to recommend the Commercial Dog Walker Permit Policy be amended as part of the annual review and include revised criteria for permit suspension and an appeal process, as requested by City Council. (See Attachment No.1)

The report also recommends that City Council establish a Commercial Dog Walker Permit Appeal Committee, composed of three senior City staff, to hear appeals with respect to the suspension of commercial dog walker permits. The criteria for the permit suspension and the proposed appeal process require amendments to Municipal Code Chapters 608, Parks and Chapter 441, Fees and Charges.



Overall compliance with the Commercial Dog Walker Permit Policy since its implementation in November, 2007, has been very high. Our experience indicates that permitted commercial dog walkers comprehend and have been complying with this policy. However, in the event of a suspension of a commercial dog walker's permit under the revised policy, the establishment of an appeal process is being recommended.

### **Background Information (Committee)**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2009/pe/bgrd/backgroundfile-18191.pdf>

*Submitted Friday, January 16, 2009*

*Councillor Paula Fletcher, Chair, Parks and Environment Committee*