



## STAFF REPORT ACTION REQUIRED

### Application for Encroachment Agreement 7 Thornton Avenue

<b>Date:</b>	December 10, 2009
<b>To:</b>	Etobicoke York Community Council
<b>From:</b>	Curtis Sealock, District Manager, Municipal Licensing and Standards
<b>Wards:</b>	Ward 17, Davenport
<b>Reference Number:</b>	Municipal Licensing and Standards File Number 09 1080350 RAW 00 IR

### SUMMARY

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This report is in regard to an application submitted by the owner of the property for an Encroachment Agreement to install and maintain the encroachment of pre-cast concrete stairs with guard and roof overhang including gutters occupying an area of 6.08 square metres. This is a matter 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 the Etobicoke York Community Council approve the application to maintain the encroachments within the road allowance, subject to the following conditions:**

1. The City Solicitor be authorized to prepare an Encroachment Agreement for the encroachments.
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 annual fees be charged in future, the owner shall be responsible for payment of these 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 or greater amount as the City may require, and naming the City of Toronto as an additional insured party under the policy.

4. The Certificate of Insurance to be renewed on an annual basis for the life of the encroachment.
5. The owner complies with the regulations set out in the former City of Toronto Municipal Code, Chapter 313.
6. The owner to obtain all necessary construction/street occupation permit(s) for any work done on the road allowance.

## **Financial Impact**

There are no financial implications resulting from the adoption of this report.

## **ISSUE BACKGROUND**

A request has been made by the owner of the property to obtain an Encroachment Agreement to install and maintain the encroachment of pre-cast concrete stairs with guards, porch roof eaves, fascia board and aluminium gutters. The maximum extent of the encroachment is 1.92 metres beyond the street line and the total combined area of the encroachment is 6.08 square meters.

## **COMMENTS**

This application was circulated to various Departments and Utilities companies with no objections received regarding the installation.

## **CONTACT**

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## **SIGNATURE**

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Curtis Sealock, District Manager

## **ATTACHMENTS**

Attachment 1 – Site Plan  
Attachment 2 – Side Elevation



