

**Application for Encroachment Agreement
537 Keele Street**

Date:	May 3, 2010
To:	Etobicoke York Community Council
From:	Curtis Sealock, District Manager, Municipal Licensing and Standards
Wards:	Ward 11, South-Weston
Reference Number:	Municipal Licensing and Standards, File Number 10 153976 RAW

SUMMARY

To report on an application submitted by the owner at 537 Keele Street for an Encroachment Agreement for permission to maintain an existing 1.65 metre high chain link metal fence within the rear laneway road allowance, for which the Etobicoke York Community Council has delegated authority from City Council to make a final decision. The encroaching area within the laneway measures 83.84 square metres, (1.52 metres by 55.16 metres).

RECOMMENDATIONS

Municipal Licensing and Standards recommend that Etobicoke York Community Council approve the application to maintain the encroachment at 537 Keele Street within the rear laneway allowance subject to the following conditions:

1. The City Solicitor be authorized to prepare an Encroachment Agreement for the existing encroachment.
2. The owner shall 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 the future, the owner shall be responsible for payment of all fees plus applicable taxes, which are subject to change.
3. The signed agreement to be returned to the City with the required Certificate of Insurance, evidencing a third party bodily injury and property insurance in the amount of Two Million Dollars (\$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. The Certificate of Insurance shall be renewed on an annual basis for the life of the encroachment.

4. The owner shall maintain the encroachment in compliance with all requirements set out in the former City of Toronto Municipal Code, Chapter 313, Streets and Sidewalks, as amended.

Financial Impact

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

ISSUE BACKGROUND

The owner of the property has submitted an application for an Encroachment Agreement to maintain an existing 1.65 metre high chain link fence in the laneway at the rear of the property which is encroaching onto the rear laneway allowance. The laneway runs north–south, between Lloyd Avenue and Hirons Street, attachments 1 and 2.

COMMENTS

The application was circulated with no negative responses being received in connection with the existing encroachment.

CONTACT

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SIGNATURE

Curtis Sealock, District Manager

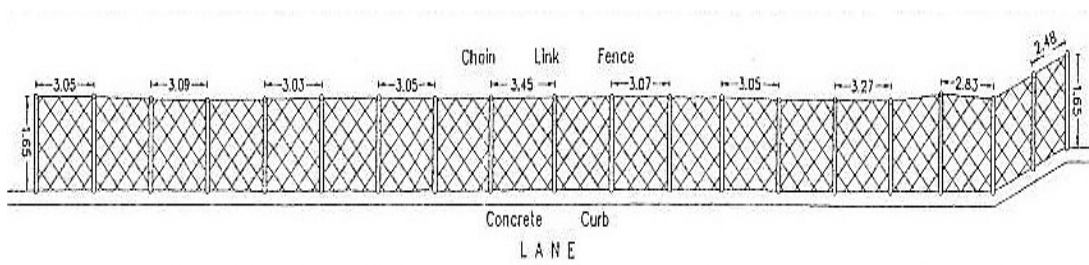
ATTACHMENTS

Attachment 1 – Site Location and Fence Detail
Attachment 2 – Property Survey

Site Location



Fence Section



Attachment 1

Attachment 2

