

Application for Encroachment Agreement 12 Wendigo Way

Date:	July 14, 2010
To:	Etobicoke York Community Council
From:	Curtis Sealock, District Manager, Municipal Licensing and Standards
Wards:	Ward 13 – Parkdale – High Park
Reference Number:	ML&S Folder Number 10 168896 RAW

SUMMARY

This report is in regard to an application submitted by the property owner of 12 Wendigo Way for an Encroachment Agreement to maintain the existing stone retaining walls and railings within the Wendigo Way road allowance, for which the Etobicoke York Community Council has delegated authority from City Council to make a final decision. The total area of encroachments is approximately 6 square metres.

RECOMMENDATIONS

Municipal Licensing and Standards recommend that Etobicoke York Community Council approve the application submitted by the property owner of 12 Wendigo Way for the existing encroachments within the road allowance subject to the following conditions:

1. The owner enters into an agreement with the City of Toronto.
2. Pay the City of Toronto all fees associated with the preparation of this agreement and, an annual fee for the use of the road allowance, should that be imposed in future.
3. Return the signed agreement 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. Renew the said Certificate of Insurance on an annual basis for the life of the encroachments.
5. Carry out all construction work and obtain the necessary building permits, including installation of the required guardrails within the Wendigo Way road allowance in front of the property, in accordance with the Ontario Building Code and Transportation Services Regulations.
6. Rebuild and/or repair and maintain in good condition at all times the retaining walls, fence, steps and guardrails on Wendigo Way road allowance.
7. Obtain any required streets permits and comply with regulations set out in Chapter 313 of the former City of Toronto Municipal Code, Streets and Sidewalks.

FINANCIAL IMPACT

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

ISSUE BACKGROUND

This application for an encroachment agreement is for an existing stone retaining wall on the Wendigo Way road allowance at the east end of the property (Attachments 1 and 2).

COMMENTS

This application and supporting documents were circulated to Transportation Services and the various utility companies with no objections received regarding the as-built installations.

CONTACT

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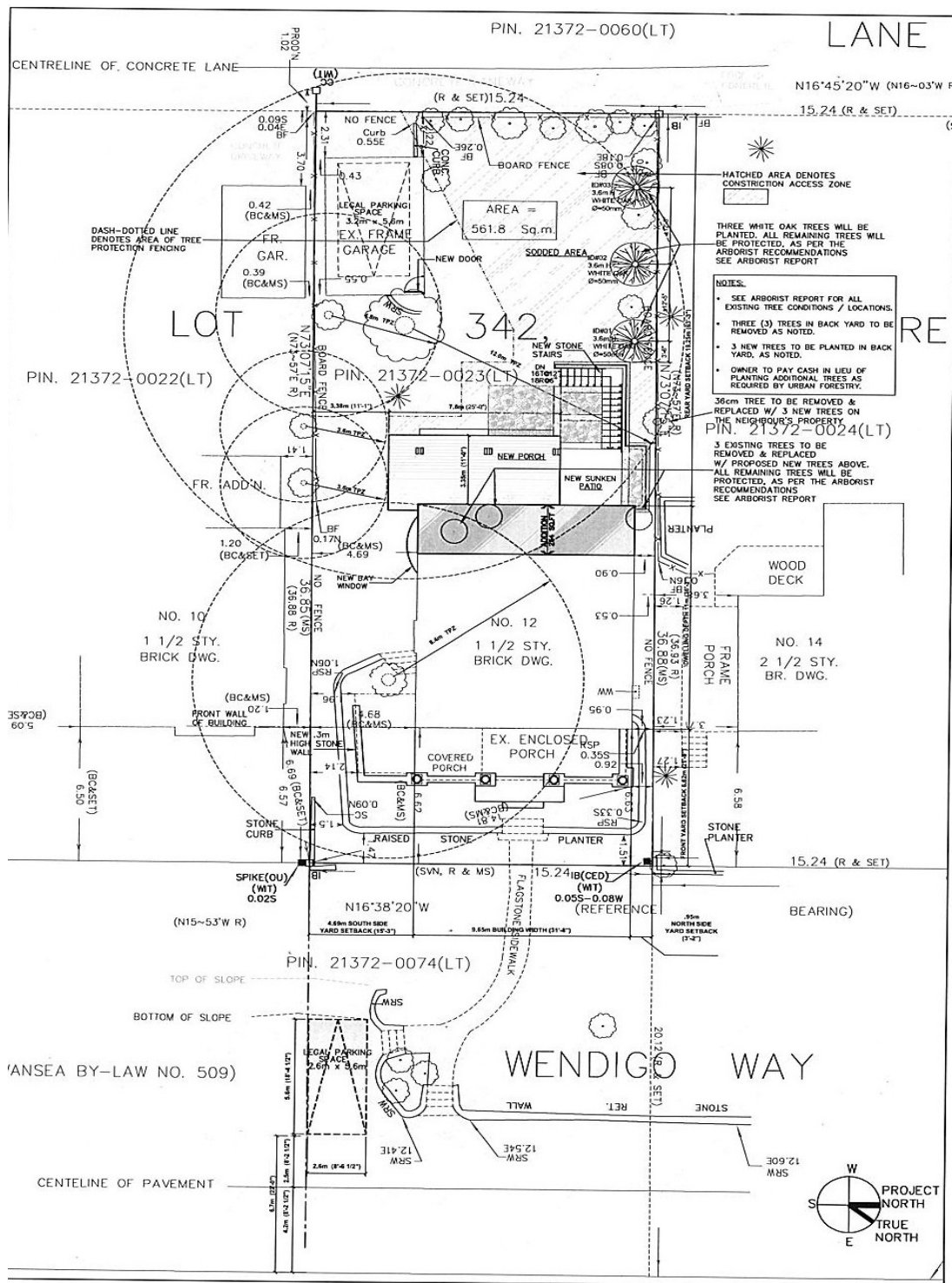
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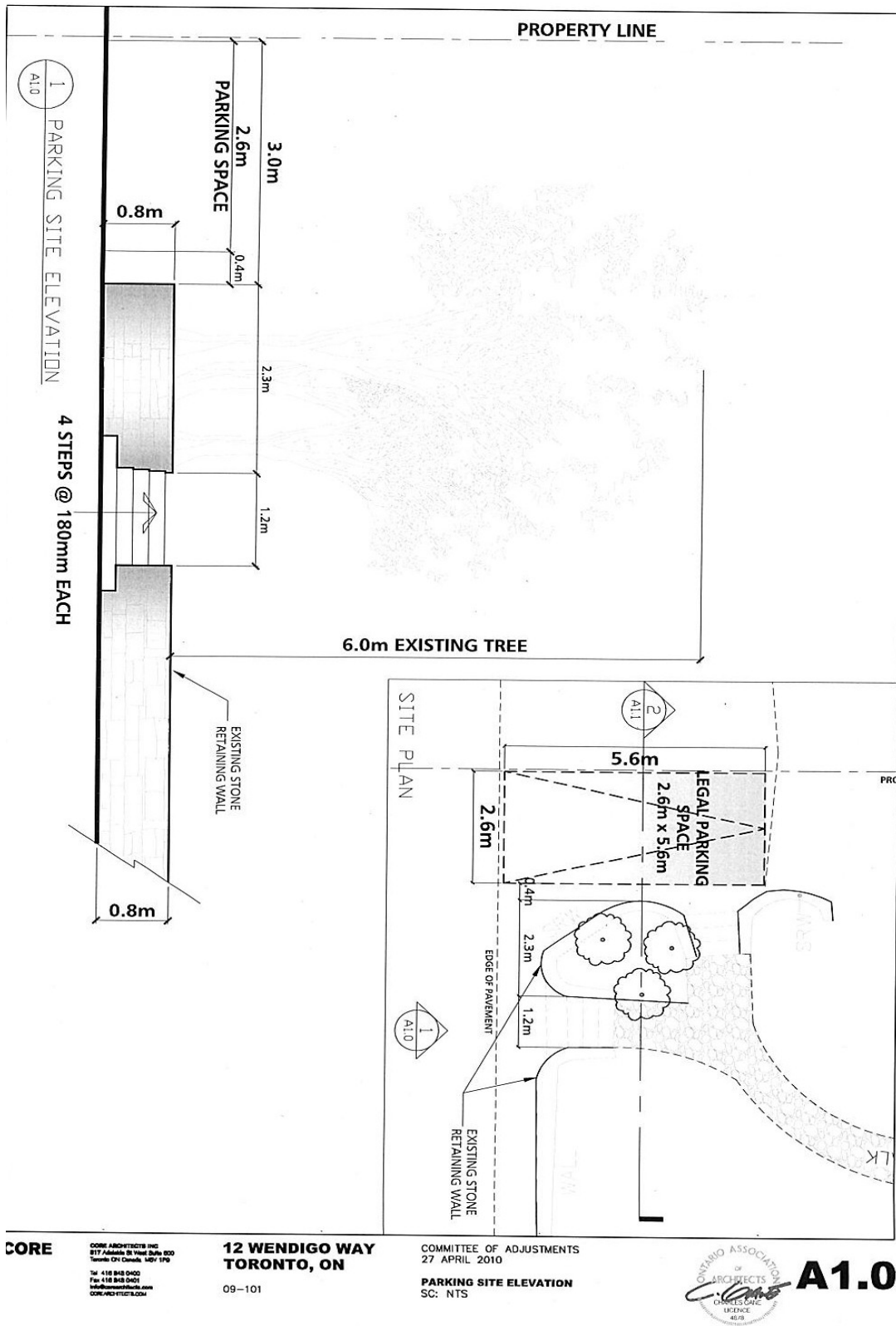
Curtis Sealock, District Manager
Municipal Licensing and Standards

ATTACHMENTS

Attachment 1 – Site Plan of 12 Wendigo Way

Attachment 2 – Site Elevation of 12 Wendigo Way





Attachment 2- Front Elevation of 12 Wendigo Way