

THE CITY OF TORONTO

Clerk's Department

Minutes of the Planning and Transportation Committee

Meeting No. 1

Monday, June 14, 1999.

The Planning and Transportation Committee met on Monday, June 14, 1999, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:30 a.m.

Members Present:

Councillor Joanne Flint, Chair
Councillor Pam McConnell, Vice-Chair
Councillor Maria Augimeri
Councillor Milton Berger
Councillor John Filion
Councillor Anne Johnston
Councillor Gloria Lindsay Luby
Councillor Howard Moscoe
Councillor Dick O'Brien
Councillor Joe Pantalone

Confirmation of Minutes.

On motion by Councillor Pantalone, the Minutes of the meeting of the Urban Environment and Development Committee held on May 17, 1999 were confirmed.

Presentation

At the beginning of the meeting, Peter Fay with City Clerk's gave an overhead presentation on the New Committee-Council Structure and filed a copy of the overhead material.

1.1. Environmental Governance

The Committee had before it the report (June 1, 1999) from Councillor Jack Layton, Chair Environmental Task Force recommending that:

- (1) the attached recommendations from the Environmental Task Force to the July meeting of the Policy and Finance Committee be endorsed;

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

- (2) the attached report entitled "The Proposed Governance Model for Advanced Environmental Decision Making for the City of Toronto" by the Environmental Task Force be received for information and comment; and
- (3) any comments on the proposed governance structure, as outlined in the attached report, be forwarded to the Environmental Task Force before June 28, 1999 for consideration in the report and recommendations going to the Policy and Finance Committee in July, 1999.

Councillor Jack Layton and Dr. David Bell, member of the Environmental Task Force gave a presentation.

On motion by Councillor McConnell, the Committee adopted the report (June 1, 1999) from the Chair, Environmental Task Force and requested that the Environmental Task Force be so advised of the Committee's action in this regard.

(Environmental Task Force; cc: Councillor Layton, Franz Hartmann, Dr. David Bell - June 17, 1999)

(Clause No. 7(a), Report No. 1)

1.2. Road Modifications Required for Private Sector - Various Locations (Black Creek, North York Spadina, Seneca Heights and Scarborough Agincourt - Wards 7, 8, 12 & 17)

The Committee had before it the Draft By-Law to authorize the alteration of Keele Street at Pond Road, Steeles Avenue East between Victoria Park Avenue and Woodbine Avenue and Victoria Park Avenue just south of Steels Avenue East.

The Committee also had before it Clause 8 of Report 8 of the Urban Environment and Development Committee, titled "Road Modifications Required for Private Sector - Various Locations (Black Creek, North York Spadina, Seneca Heights and Scarborough Agincourt - Wards 7, 8, 12 & 17) which will be considered by City Council at its meeting on June 9, 1999 noting that the Urban Environment and Development Committee, at its meeting on May 17, 1999, authorized advertising for this matter in order for a Public Hearing to be held on June 14, 1999 by the Planning and Transportation Committee.

Pursuant to Clause 8 of Report No. 8 of the Urban Environment and Development Committee, titled "Road Modifications Required for Private Sector - Various Locations (Black Creek, North York Spadina, Seneca Heights and Scarborough Agincourt - Wards 7, 8, 12 & 17)" which was adopted by City Council at its meeting

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

held on June 9, 10 and 11, 1999, notice with respect to the proposed enactment of the draft by-law was advertised in a daily newspaper on June 1, 4 and 11, 1999.

On motion by Councillor Moscoe, the Committee recommended to Council that a by-law, in the form of the following draft by-law as amended by Council's action taken at its meeting on June 9, 1999 (Clause 8 of Report 8 of the Urban Environment and Development Committee refers) be enacted, and that authority be granted for the introduction of the necessary bill in Council to give effect thereto.

(Clause No. 1, Report No. 1)

1.3. Further Report on Proposed Use of Funds Generated from Cash-in-lieu of Parkland Dedication

The Committee had before it the report (May 18, 1999) from the City Clerk forwarding Clause No. 5 of Report No. 7 of The Urban Environment and Development Committee, headed "Further Report on Proposed Use of Funds Generated from Cash-in-lieu of Parkland Dedication" which Council, at its meeting on May 11 and 12, 1999, struck out and referred back to the Planning and Transportation Committee for further consideration at its meeting to be held on June 14, 1999, for report thereon to Council for its meeting to be held on July 6, 1999.

The Committee also had before it the following reports/communications:

- (May 31, 1999) from the City Clerk, Scarborough Community Council recommending that:
 - (1) the Planning and Transportation Committee defer its decision on this matter to permit Scarborough Community Council an opportunity to give further consideration to the recommendations for the following reasons:
 - (a) recommendations 2(a) and (b) seem to allow double dipping and Scarborough Community Council would wish to explore another model;
 - (b) the definition of a District is not clear;
 - (c) to determine how the monies will be allocated; and
 - (2) a further report be submitted to the Community Councils prior to finalization of this process

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

- (May 31, 1999) from the City Clerk, Etobicoke Community Council recommending that when potential parkland allocations between the Etobicoke and York Districts are being considered, a joint meeting of the two Community Councils be held at the appropriate time and in an appropriate venue.
- (May 31, 1999) from the City Clerk, York Community Council advising that York Community Council, in view of time constraint at its meeting on May 26, 1999, directed its members caucus to discuss this matter and decide on a position prior to the June 14, 1999 meeting of the Planning and Transportation Committee.
- (May 31, 1999) from the City Clerk, North York Community Council recommending that:
 - (1) Recommendation (2) embodied in the joint report (March 17, 1999) from the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services, be amended by adding thereto the following:

“(2)(c) That notwithstanding the above, Community Councils. if they so choose can allocate monies from Recommendation No. (2)(b)(i) to Recommendation No. (2)(a)(i);
 - (2) when reviewing amendment applications in areas that are deficient in parkland, the City attempt to acquire parkland, where possible, either on site or in adjoining neighbourhoods, rather than accepting cash-in-lieu of parkland dedication payments;
 - (3) the Commissioner of Corporate Services be directed to make offers for up to 10 percent over the appraised value for properties that may be for sale and can be used for parkland purposes; and further, that expropriation be considered as a last resort.
 - (4) the Commissioner of Economic Development, Culture and Tourism be requested to :
 - (a) prepare maps of park deficiencies within the boundaries of the North York Community Council area, and within each Ward; with such maps having isometric lines and clearly indicating the calculations that were used to support the deficiencies;
 - (b) report further on what plans are in place to address the parkland deficiencies in the area bounded by Yonge Street, Bayview Avenue, Finch Avenue and Sheppard Avenue; and

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

- (c) bring forward an aggressive policy for requiring parkland in areas that are parkland deficient.
- (June 2, 1999) from the City Clerk, Toronto Community Council recommending that:
 - (1) the Commissioner of Economic Development, Culture and Tourism submit a report to the Planning and Transportation Committee, and Community Councils, on all concerns expressed by Members of Council in regard to park deficiencies, by district, community and Ward;
 - (2) the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services submit a joint report to the Planning and Transportation Committee, and Community Councils, on mechanisms for acquiring additional parkland in areas that are parkland deficient; and
 - (3) the Commissioners, in their joint report, include population density and other measures as mechanisms to identify parkland deficiencies.
- (May 28, 1999) from the City Clerk, East York Community Council advising that the East York Community Council endorsed the interim policy respecting the use of funds received by the city from cash in lieu of parkland dedication requirements associated with development projects as outlined in the joint report (May 17, 1999) from the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services.
- (June 3, 1999) from the Commissioner, Economic Development, Culture and Tourism and the Commissioner, Urban Planning and Development Services to provide information on the allocation of parkland in the City of Toronto and to comment on mechanisms for securing parkland and/or cash-in-lieu of parkland and recommending that this report be received for information.

On motion by Councillor McConnell, the Committee recommended that the joint report (March 17, 1999) from the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services, contained in Clause No. 5 of Report No. 7 of the Urban Environment and Development Committee, appended to the communication (May 18, 1999) from the

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

City Clerk, be adopted as an interim policy pending the adoption of a further report from the Commissioners on an adjustment to the policy which would build in initiatives for acquiring parkland in park deficient areas of the City.

On motion by Councillor Pantalone, the Committee referred the reports from the Community Councils which were before the Planning and Transportation Committee to the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development with a request that they report jointly to Council for its meeting on July 6, 1999 on the comments and recommendations made therein and to also address the comments raised by the Committee on this matter; and

On motion by Councillor Moscoe, the Committee requested the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development to report to the Planning and Transportation Committee on the feasibility of developing a plan for each district and/or neighbourhood to rectify park deficiencies by creating additional parkland.

The following motion placed by Councillor O'Brien, was voted on and lost:

- (1) That this matter be deferred to the next meeting of the Committee; and
- (2) that the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development report to that meeting on the comments and recommendations made by each Community Council in their written submissions before the Committee, address the comments raised by the Committee on this matter and incorporate any questions made by individual Councillors directly to staff.

The following motion placed by Councillor O'Brien was voted on and lost:

“That Councillor McConnell’s motion regarding the adoption of the joint report be amended by adding the words:

‘save and except those development applications that Council has made a decision

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

on this year' after the words "as an interim policy".

The following motion placed by Councillor Filion was deemed redundant:

"That the following motion be referred to the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development for report to the next meeting of the Planning and Transportation Committee:

'That as part of an interim policy, specific interim strategies to address the need for additional parkland areas be identified as deficient.'"

The following motion placed by Councillor Filion was deemed redundant:

"That Councillor McConnell's motion respecting the adoption of the joint report be amended subject to the adoption of the recommendations made by North York Community Council contained in the communication (May 31, 1999) from the City Clerk, North York Community Council".

(Commissioner of Economic Development, Culture and Tourism, Commissioner of Urban Planning and Development Services - June 17, 1999)

(Clause No. 2, Report No. 1)

1.4. Body Shops/Automobile Service Centres - Regulation of Hours of Operation

The Committee had before it the report (May 19, 1999) from the City Clerk, Emergency and Protective Services Committee forwarding the following action taken at the Emergency and Protective Services Committee meeting on May 18, 1999:

The Emergency and Protective Services Committee:

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

- (1) referred to the Planning and Transportation Committee for consideration the concept of harmonization of all by-laws pertaining to the zoning and hours of operation of body shops/automobile service centres, car washes and similar operations, referred to in the attached reports, communications and briefs; and
- (2) requested that the Planning and Transportation Committee give special attention to establishing a separate classification to define autobody shops in Licensing By-law No. 20-85.

On motion by Councillor Moscoe, the Committee:

- (1) established a Licensing Sub-Committee reporting to the Planning and Transportation Committee by way of a consent agenda with a mandate to deal with matters related to municipal licensing, and consisting of the following members of the Planning and Transportation Committee:

Councillor Berger
Councillor McConnell
Councillor Moscoe;

- (2) recommended to Council that Section 104(2) of the Procedural By-law be waived in order to permit the Committee the authority to appoint to the Licensing Sub-Committee beyond the membership of the Planning and Transportation Committee; and
- (3) determined that the matter of regulating service station hours of operation of body shops/automobile service centres and similar operations remain under the jurisdiction of the Planning and Transportation Committee, and that other issues such as classification and licensing matters relating to these operations be considered by the Licensing Sub-Committee, when established, and the hearing of public deputations in this respect.

On motion by Councillor O'Brien, the Committee noted that the matter of harmonization of zoning by-laws remain under the jurisdiction of the Planning and Transportation Committee as it relates to the official plan.

On motion by Councillor Johnston, the Committee:

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

- (1) appointed Councillor Moscoe as the Chair of the proposed Licensing Sub-Committee; and
- (2) requested the Commissioner of Urban Planning and Development, in consultation with the City Clerk, to report to the Committee's next meeting on Terms of Reference, staffing resources and identification of any financial resources which may be required to administer the Licensing Sub-Committee.

The following motion placed by Councillor O'Brien was voted on and lost:

“That Councillor Kinahan be appointed to the Licensing Sub-Committee.”

(Commissioner of Urban Planning and Development Services, City Clerk; cc: Jeff Abrams, Director, Secretariat, Printing and Distribution - June 18, 1999)

(Clause No. 3, Report No. 1)

1.5. Recognition of Rouge Park and Deletion of East Metro Transportation Corridor - Appeal of Scarborough Official Plan Amendments 722 and 990 (W94073) Malvern, Rouge and Upper Rouge Communities and Rouge Employment District (Scarborough Malvern)

The Committee had before it the report (May 28, 1999) from the Commissioner of Urban Planning and Development Services forwarding a report to consider a settlement offer by the Province of Ontario to withdraw its appeals in return for certain modifications to the underlying designations in Official Plan Amendment 722 and recommending that Council:

- (1) agree to the Ministry of Municipal Affairs and Housing (MMAH) proposal to replace the EMTC designation on the larger portion of the Malvern parcel with Regional Natural Environment, instead of Low Density Residential Uses as proposed through Official Plan Amendment (OPA) 722;
- (2) endorse the withdrawal of Ministry of Transportation (MTO) objections to OPA 722 on the Sheppard site (Rouge Employment District);
- (3) modify OPA 722 as it applies to the Conlins site (Rouge Community) to allow for a possible future interchange between Highway 401 and the Morningside Extension, by deleting all references to the EMTC and replacing numbered policy 2 with the following:

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

2. North Side of Highway 401, East of Conlins Road

If the subject lands are not required for transportation purposes in the future, the land may be used for Low Density Residential purposes without further amendment to this plan.

- (4) direct staff to consider appropriate revisions to the Roads Plan and the affected Secondary Plans to address both the adoption of OPA 990, which deletes the Finch Realignment, and the preferred road pattern in the Morningside-Finch-Staines area arising from the Morningside Heights Draft Plan of Subdivision; and
- (5) direct the City Solicitor to support this position at up-coming hearings of the Ontario Municipal Board and during negotiations with the parties to the hearings.

On motion by Councillor Pantalone, the Committee recommended to Council the adoption of the report (May 28, 1999) from the Commissioner of Urban Planning and Development Services.

(Clause No. 4, Report No. 1)

1.6. Changes to the City's Planning Documents to Permit Second Suites As-of-right

The Committee had before it the report (May 25, 1999) from the Commissioner of Urban Planning and Development Services updating the Committee on achieving Council's May 11, 1999 directive that within 60-days the Commissioner of Urban Planning and Development Services amend the City's planning documents to permit second suites as-of-right in all single- and semi-detached houses and recommending that:

- (1) the Planning and Transportation Committee schedule a statutory public meeting for July 12, 1999, to consider proposed official plan and zoning by-law amendments which will allow second suites as-of-right in all single- and semi-detached houses; and
- (2) the appropriate City officials be authorized to undertake any necessary action to give effect thereto, including preparing and introducing any necessary bills and giving notice of the public meeting.

On motion by Councillor Pantalone, the Committee, in accordance with Council's directive of May 11, 1999, scheduled a statutory public meeting at its next meeting on July 12, 1999 for 2.00 p.m. to consider proposed official plan and zoning by-law amendments

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

which will allow second suites as-of-right in all single- and semi-detached houses, and directed that the appropriate City officials be authorized to undertake any necessary action to give effect thereto, including preparing and introducing any necessary bills and giving notice of the public meeting.

The above recommendation carried on the following division of votes:

Yeas - Councillors Augimeri, Johnston, Moscoe, Pantalone - 4

Nays - Councillors Berger, Lindsay Luby - 2

The following Motion was placed by Councillor Lindsay Luby:

“That the Public Hearing to consider proposed official plan and zoning by-law amendments to allow second suites as-of-right in all single- and semi-detached houses be held during the Committee’s September 13, 1999 meeting.”

The Chair was asked to rule this Motion out-of-order as it was considered to be a reconsideration of Council’s action taken May 11, 1999. The Chair ruled that the placing of this Motion was in order.

Councillor Pantalone challenged the ruling of the Chair in this regard, and on the following division of votes, the Chair’s ruling was overruled:

Yeas - Councillors Augimeri, Johnston, Moscoe, Pantalone - 4

Nays - Councillors Berger, Lindsay Luby - 2

(Commissioner of Urban Planning and Development Services; cc: Paul Bedford, Chief Planner - June 17, 1999)

(Clause No. 7(b), Report No. 1)

1.7. Delegation of City Clerk’s Authority to Sign Statements as to Licensing Status

The Committee had before it the report (May 17, 1999) from the Commissioner of Urban Planning and Development Services to provide the necessary authority to the City Solicitor to prepare and introduce into Council a by-law to permit the delegation of the authority to sign section 323 statements to the Commissioner of Urban

Planning and Development Services, the Executive Director of Municipal Licensing and Standards, the Director of Municipal Licensing and Standards, and the Director of Taxis. The delegation of this signing authority will expedite the provision of such statements which are required as evidence in licensing prosecution proceedings and recommending that the City Solicitor be authorized to prepare and introduce into Council, a by-law delegating the authority to sign section 323 statements to the Commissioner of Urban Planning and Development Services, the Executive Director of Municipal Licensing and Standards, the Director of Municipal Licensing and Standards and the Director of Taxis.

On motion by Councillor Moscoe, the Committee recommended to Council the adoption of the report (May 17, 1999) from the Commissioner of Urban Planning and Development Services.

(Clause No. 5, Report No. 1)

1.8. Federal Bus Deregulation

The Committee had before it the report (May 12, 1999) from the Interim General Secretary, Toronto Transit Commission forwarding Report No. 29 and recommending that City Council forward this report to the Board of Directors of the Federation of Canadian Municipalities with a request that the Federation support the concerns of the Toronto Transit Commission in their discussions with the Federal Minister of Transportation respecting the opposition to federal legislation to deregulate extra-provincial bus transportation with respect to operations within urban areas.

On motion by Councillor Moscoe, the Committee recommended that Council forward a copy of Report No. 29 appended to the communication (May 12, 1999) from the Interim General Secretary, Toronto Transit Commission to the Board of Directors for the Federation of Canadian Municipalities (FCM) with a request that the FCM support the concerns of the Toronto Transit Commission in their discussions with the Federal Minister of Transportation respecting the opposition to federal legislation to deregulate extra-provincial bus transportation with respect to operations within urban areas.

(Clause No. 6, Report No. 1)

1.9. Harmonization of Zoning By-laws re: Determination of Building Height

Planning and Transportation Committee Minutes
Monday, June 14, 1999.

On motion by Councillor Lindsay Luby, the Committee requested the Commissioner of Urban Planning and Development Services to bring forward to a future meeting of the Committee the appropriate zoning by-law amendment required to harmonize the manner in which building height is calculated. At the beginning of the meeting, Peter Fay with City Clerk's gave an overhead presentation on the New Committee-Council Structure and filed a copy of the overhead material.

(Commissioner of Urban Planning and Development Services - June 17, 1999)

(Clause No. 7(c), Report No. 1)

The Committee adjourned its meeting at 3:32 p.m.

Chair.