

THE CITY OF TORONTO

Clerk's Division

Minutes of the Planning and Transportation Committee

Meeting No. 6

Monday, June 12, 2000

The Planning and Transportation Committee met on June 12, 2000, in Committee Room No. 1, 2nd Floor, City Hall, Toronto, commencing at 9:30 a.m.

Members Present:

Councillor Joanne Flint, Chair
Councillor Pam McConnell
Councillor Maria Augimeri
Councillor Milton Berger
Councillor John Filion
Councillor Anne Johnston
Councillor Blake F. Kinahan
Councillor Gloria Lindsay Luby
Councillor Howard Moscoe
Councillor Dick O'Brien

At 9:45 a.m. Councillor O'Brien requested that a roll call of members of Committee present be made. As a result of the roll call, the following members were in attendance at 9:45 a.m.

Councillor Flint – Chair
Councillor Augimeri
Councillor Berger
Councillor Johnston
Councillor Lindsay Luby
Councillor O'Brien

There being quorum, the Chair called the meeting to order.

Declarations of Interest Pursuant to the Municipal Conflict of Interest Act

No Conflicts of Interest were declared.

Confirmation of Minutes

On motion by Councillor O'Brien, the Minutes of the meeting of the Planning and Transportation Committee held on May 16, 2000, were confirmed.

6.1. Public Hearing Pursuant to the Planning Act Respecting Official Plan Amendments to Implement New Practices for the Review of Development Applications

The Planning and Transportation Committee gave consideration to a report (April 26, 2000) from the Commissioner, Urban Development Services reporting on proposed amendments to the Official Plan of the former Borough of East York, Municipality of Metropolitan Toronto and Cities of Etobicoke, North York, Scarborough, Toronto and York with respect to the processing of site plan, subdivision and condominium approval, and recommending that:

- (1) Planning and Transportation Committee schedule a statutory public meeting on June 12, 2000, to consider proposed Official Plan Amendments to the former Metropolitan Toronto Official Plan and the Official Plans for the former Cities of East York, Etobicoke, North York, Scarborough, Toronto and York dealing with site plan, subdivision and condominium policies and processes;
- (2) City Council, following consideration of the comments received at the statutory public meeting, adopt official plan amendments to the former Metropolitan Toronto Official Plan and the Official Plans for the former Cities of East York, Etobicoke, North York, Scarborough, Toronto and York, generally in accordance with the draft amendments attached to this report;
- (3) City Council, by resolution, delete the following appendices from these Official Plans: Appendix III from the Etobicoke Official Plan; Appendix AP-5.1.3 from the North York Official Plan; and Appendix 1 from the York Official Plan;
- (4) a copy of this report be forwarded to the Minister of Municipal Affairs and Housing; and,
- (5) City Council authorize and direct staff to undertake any necessary actions to give effect thereto.

The Committee also had before it the Notice of Public Meeting with respect to the foregoing matter.

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The Chair advised that if a person or public body that files a notice of appeal of a decision of City Council in respect of the proposed official plan amendments does not make oral submissions at this public meeting or make written submissions to the City Clerk before the proposed amendment is adopted, the Ontario Municipal Board may dismiss all or part of the appeal.

The Planning and Transportation Committee held a statutory public hearing on June 12, 2000 in accordance with Section 17 of The Planning Act, appropriate notice of this meeting was given in accordance with The Planning Act and the regulations thereunder and nobody addressed the Committee.

On motion by Councillor Moscoe. the Committee, based on the findings of fact and recommendations contained in the report (April 26, 2000) from the Commissioner, Urban Development Service, recommended to Council that:

- (1) City Council adopt official plan amendments to the former Metropolitan Toronto Official Plan and the Official Plans for the former Cities of East York, Etobicoke, North York, Scarborough, Toronto and York, generally in accordance with the draft amendments attached to the above mentioned report;
- (2) City Council, by resolution, delete the following appendices from these Official Plans: Appendix III from the Etobicoke Official Plan; Appendix AP-5.1.3 from the North York Official Plan; and Appendix 1 from the York Official Plan;
- (3) a copy of the report be forwarded to the Minister of Municipal Affairs and Housing; and,
- (4) City Council authorize and direct staff to undertake any necessary actions to give effect thereto.

(Report No. 7. Clause No. 1)

6.2. Crime Prevention Through Environmental Design (CPTED) and Development Approvals.

The Planning and Transportation Committee gave consideration to a report (May 18, 2000) from the Commissioner, Urban Development Services reporting on the implementation of CPTED principles during development approval, as requested by the

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Economic Development and Parks Committee (Clause 1, Report 1) and recommending that this report be received for information.

On motion by Councillor Johnston, the Committee received the report (May 18, 2000) from the Commissioner of Urban Development Services.

(Commissioner, Urban Development Services – June 15, 2000)

(Report No. 7, Clause No. 10(a))

6.3. September Level of Service

The Planning and Transportation Committee gave consideration to a report (June 1, 2000) from the General Secretary, Toronto Transit Commission forwarding TTC Report No. 32 entitled, “September Level of Service” to the Planning and Transportation Committee and City Council for information.

On motion by Councillor Johnston, the Committee received TTC Report No. 32 (May 23, 2000) from the General Secretary, Toronto Transit Commission.

(Vincent Rodo, General Secretary, Toronto Transit Commission – June 15, 2000)

(Report No. 7, Clause No. 10(b))

6.4. Identification of Apartment Buildings with One Elevator

The Planning and Transportation Committee gave consideration to a report (May 24, 2000) from the Commissioner, Urban Development Services reporting to the Planning and Transportation Committee on enforcement measures being implemented to identify single service elevator buildings throughout the City and recommending that this report be received for information purposes.

On motion by Councillor McConnell, the Committee received the report (May 24, 2000) from the Commissioner, Urban Development Services, and requested the Commissioner to report further to the Planning and Transportation Committee on a mechanism to ensure the mechanical fitness of elevators and indicate what the City can do to ensure that all elevators are in working order and outline any further action that may be necessary.

(Commissioner, Urban Development Services – June 15, 2000)

(Report No. 7, Clause No. 10(c))

6.5. Health Effects of Noise

The Planning and Transportation Committee gave consideration to a report (May 1, 2000) from the Secretary, Board of Health forwarding to the Planning and Transportation Committee, for its information and any action deemed appropriate, the following action taken by the Board of Health at its meeting on May 1, 2000, with respect to the health effects on noise and the implementation of a public awareness program.

The Board of Health:

- (1) adopted the recommendations contained in the report (March 23, 2000) from the Medical Officer of Health, which recommended that:
 - “(1) the Medical Officer of Health, the Commissioner of Urban Development Services, and the Commissioner of Works and Emergency Services collaborate on their respective public outreach activities regarding the health effects of noise and measures to prevent or minimize noise in the community; and
 - (2) the Board of Health forward this report for information to the Commissioner of Urban Development Services, the Commissioner of Corporate Services, the Commissioner of Works & Emergency Services, the Sustainability Round Table, the Works Committee, and the Planning and Transportation Committee.”; and
- (2) directed that the foregoing report be forwarded to the Noise Management Committee of the Greater Toronto Airport Authority;
- (3) requested the Greater Toronto Services Board to facilitate the establishment of a joint committee, composed of appropriate city officials from the municipalities of Brampton, Mississauga and Toronto, representing the fields of planning, economic development, works, health and legal, to assist in the development of an accord to monitor a review of noise issues associated with the Toronto Airport;
- (4) requested the Federal Government to review the CSA standards with respect to the manufacturing of tools and equipment that produce noise;
- (5) requested that the Medical Officer of Health, in consultation with the Commissioner of Urban Development Services, and the Commissioner of Works

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and Emergency Services, ensure that best practices information from other municipalities is integrated into the City's noise control strategies;

- (6) requested that leaf blowers and other garden equipment be included in the analysis and strategies of noise control;
- (7) requested the Commissioner of Urban Development Services, the Medical Officer of Health and the Commissioner of Works and Emergency Services, to submit a report to the Board of Health with respect to timelines for the development of the noise by-law highlighting opportunities for public participation; and
- (8) requested the Medical Officer of Health to submit a report to the Board of Health on a process of seeking epidemiological data on the effects of noise.

On motion by Councillor Lindsay Luby, the Committee:

- (1) received the transmittal letter (May 1, 2000) from the Secretary, Board of Health and with respect to Recommendation (6) therein respecting leaf blowers, requested appropriate officials to identify, as soon as possible, what is an acceptable level of noise for the operation of this and other garden equipment and report back to the appropriate Board/Committee; and

On motion by Councillor Moscoe, the Committee:

- (2) requested the Commissioner of Works and Emergency Services to report to the Works Committee on the cost and feasibility of amending audible traffic signals to include receivers for people who require them.

(Commissioner, Urban Development Services, Commissioner, Works and Emergency Services, Medical Officer of Health; Cc: Secretary, Board of Health, Administrator, Works Committee – June 15, 2000)

(Report No. 7. Clause No. 10(d))

6.6. Status Report: West Don Lands Consultants Studies (Don River)

The Planning and Transportation Committee gave consideration to a report (May 23, 2000) from the Commissioner of Urban Development Services updating City Council on the status of planning studies for the West Don Lands and recommending that:

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- (1) the Ontario Realty Corporation be encouraged to expedite the release of the consultants studies prepared to facilitate redevelopment of the West Don Lands; and further that the Ontario Realty Corporation and the Ministry of the Environment be encouraged to expeditiously determine the appropriate management for contaminated ground water within the West Don Lands; and
- (2) the Commissioner of Urban Development Services and the Commissioner of Works and Emergency Services report back jointly on the results of the consultants studies during this term of City Council.

On motion by Councillor O'Brien, the Planning and Transportation Committee recommended to Council the adoption of the report (May 23, 2000) from the Commissioner, Urban Development Services.

(Report No. 7, Clause No. 2)

6.7. Steeles Avenue Boundary Road Agreement with the Region of York

The Planning and Transportation Committee gave consideration to a report (May 3, 2000) from the City Clerk advising that City Council at its meeting on April 11, 12 and 13, 2000 struck out the following recommendation of the Planning and Transportation Committee made with respect to Clause 2 of Report No. 3 of the Planning and Transportation Committee, headed "Steeles Avenue Boundary Road Agreement with the Region of York":

- “(1) that the recommendations of the Steeles Avenue Sub-Committee, contained in the transmittal letter (February 1, 2000) from the City Clerk be adopted subject to providing Principles 2 and 9 with the same protection as provided for in Principle 3; and
- (2) that the report and Council's action in respect hereto be forwarded to the Chairs of the Regions of York and of Durham, the Chair of the Greater Toronto Services Board and to the Telecommunications Steering Committee.”

and referred this Clause to Etobicoke, North York and Scarborough Community Councils for further consideration and report thereon to the Planning and Transportation Committee.

The Committee also had before it the following reports:

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- (May 4, 2000) from the City Clerk, Etobicoke Community Council advising that the Etobicoke Community Council, at its meeting held on May 3, 2000, concurred in the Recommendations of the Planning and Transportation Committee, contained in the communication dated February 1, 2000, from the City Clerk, embodying Clause No. 3 of Report No. 3 of the Planning and Transportation Committee, headed "Steeles Avenue Boundary Road Agreement with the Region of York".
- (May 3, 2000) from the City Clerk, North York Community Council advising that the North York Community Council, at its meeting held on May 2, 2000, recommended to the Planning and Transportation Committee that the recommendations of the Steeles Avenue Sub-Committee contained in the transmittal letter (February 1, 2000) from the City Clerk, Steeles Avenue Sub-Committee, be adopted.
- (May 3, 2000) from the City Clerk, Scarborough Community Council advising that the Scarborough Community Council, at its meeting held on May 2, 2000:
 - (1) concurred in the recommendations put forward by the Planning and Transportation Committee; and
 - (2) requested the Steeles Avenue Sub-Committee to undertake consultation with the Scarborough community east of Markham Road, including the Rouge Park Alliance, the Save the Rouge Park group and the Friends of the Rouge Watershed, to ensure that this community is made well aware of the intentions of the Region of York in this matter.

On motion by Councillor Moscoe, the Committee recommended to Council that:

- (1) the recommendations of the Steeles Avenue Sub-Committee, as contained in the transmittal letter (February 1, 2000) from the City Clerk, Steeles Avenue Sub-Committee embodied in Clause 3 of Report 3 of the Planning and Transportation Committee, be adopted subject to adding to Principles 2 and 9 a clarification that the portion of Steeles Avenue West is west of Markham Road, so that the recommendations now read:

"That the City of Toronto staff be authorized to enter into discussions with Region of York staff regarding the development of a Boundary Road Agreement with the Region of York, based upon the following principles:

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- (1) Steeles Avenue provides benefits to both the City of Toronto and The Regional Municipality of York;
- (2) the City and Region recognize that development growth will occur on both sides of Steeles Avenue west of Markham Road and improved transportation infrastructure is needed to service this development;
- (3) the City and Region recognize that in addition to improved east-west transportation services, improvements to north-south links between the municipalities, west of Markham Road, are also required to accommodate development growth on both sides of the boundary;
- (4) the municipalities should share costs for the maintenance and operation of Steeles Avenue;
- (5) the municipalities should share the capital cost of infrastructure improvements to Steeles Avenue;
- (6) the priority of infrastructure improvements should be agreed to by both parties;
- (7) cross-boundary transportation improvements need to be co-ordinated between the City and the Region;
- (8) the City of Toronto and the Region of York will seek to include the Regions of Durham and Peel in discussions regarding those sections of Steeles Avenue close to the respective boundaries;
- (9) from a service point of view, all properties on Steeles Avenue west of Markham Road should share the same level of services at the higher standards; and

- (10) development and planning activities on properties abutting Steeles Avenue should share a common set of planning standards, and dialogue should take place between the two municipalities in developing Official Plan policies that would apply to Steeles Avenue.”
- (2) the Steeles Avenue Sub-Committee be requested to undertake consultation with the Scarborough community east of Markham Road, including the Rouge Park Alliance, the Save the Rouge Park group, and the Friends of the Rouge Watershed, to ensure that this community is made well aware of the intentions of the Region of York in this matter; and
- (3) the clause and Council’s action in this respect, be forwarded to the Chairs of the Regions of York and of Durham, the Chair of the Greater Toronto Services Board and to the Telecommunications Steering Committee.

Lois James addressed the Committee with regard to this matter.

(Report No. 7, Clause No. 3)

6.8. Sheraton Centre Toronto Hotel Motor Court – Relocation of Taxi Facilities

The Planning and Transportation Committee gave consideration to a report (May 16, 2000) from the City Clerk, Licensing Sub-Committee advising that the Licensing Sub-Committee, at its meeting held on May 4, 2000, recommended that:

- (1) a new curb cut for a taxicab stand be installed at the Sheraton Centre Toronto Hotel on York Street north towards Queen Street; and
- (2) the capacity for taxicab stands at the Sheraton Centre Toronto Hotel be expanded to the extent possible.

The Sub-Committee requested the Commissioner of Works and Emergency Services to report to the Planning and Transportation Committee on the number of taxicab stands that can be accommodated at that site.

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The Committee also had before it a report (June 6, 2000) from the Commissioner, Works and Emergency Services reporting to the Planning and Transportation Committee, as requested by the Licensing Sub-Committee, on the feasibility of constructing a curb-cut ramp and to maximize on-street loading/unloading privileges for taxicabs on York Street adjacent to the Sheraton Centre Hotel, and recommending that:

- (1) the existing taxicab stand on the east side of York Street, from a point 30.5 metres north of Richmond Street West to a point 13 metres further north, be adjusted to operate from a point 22.5 metres north of Richmond Street West to a point 21 metres further north thereof, to accommodate 4 vehicles, coincident with the relocation of the Sheraton Centre driveway; and
- (2) the appropriate City officials be authorized to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Moscoe, the Committee:

- (1) submitted to Council the recommendations of the Licensing Sub-Committee contained in the transmittal letter (May 16, 2000) from the City Clerk, Licensing sub-Committee, and the report (June 6, 2000) from the Commissioner, Works and Emergency Services to Council without recommendation.
- (2) requested the Commissioner, Works and Emergency Services, in consultation with the City Solicitor, to report directly to Council for its meeting on July 4, 2000 on the form of a draft by-law that would maximise the number of taxi spaces on the York Street taxi stand and seek authority for the introduction of the necessary bill in Council to give effect thereto.

(Commissioner, Works and Emergency Services, City Solicitor; cc: Commissioner, Urban Development Services, Executive Director, Municipal Licensing and Standards – June 15, 2000)

(Report No. 7, Clause No. 4)

6.9. General Consideration of Public Interest in all Licensing Matters

The Planning and Transportation Committee gave consideration to a report (May 25, 2000) from the Vice-Chair, Toronto Licensing Tribunal proposing an amendment to Section 11(1) of Licensing By-law 20-85 to allow the Toronto Licensing Tribunal to consider the matter of public interest in regard to the suspension, revocation, or issuance of licences and recommending that City Council amend Section 11(1) of Licensing By-law 20-85 by adding thereto the following subsection (f):

“(f) there are reasonable grounds to believe that it is not, or would not be, in the public interest to issue the licence or renewal of the licence”

so that the said section reads as follows:

- “11. (1) An applicant for a licence, or for the renewal of a licence, is subject to the provisions of this By-law, entitled to be issued the licence or renewal, except where,
- (a) conduct of the applicant affords reasonable grounds for belief that the applicant has not carried on, or will not carry on, his or her trade, calling, business or occupation in accordance with law and with integrity and honesty; or
 - (b) there are reasonable grounds for belief that the carrying on of the trade, calling, business or occupation by the applicant has resulted, or will result, in a breach of this By-law or any other law; or
 - (c) the applicant is a corporation and its conduct or the conduct of its officers, directors, employees or agents affords reasonable grounds for belief that its trade, calling, business or occupation has not been, or will not be, carried on in accordance with law and with integrity and honesty; or
 - (d) there are reasonable grounds for belief that the premises, accommodation, equipment or facilities in respect of which the licence is required have not complied, or will not comply, with the provisions of this By-law or any other law; or
 - (e) the conduct of the applicant or other circumstances afford reasonable grounds for belief that the carrying on of the business by the applicant has infringed, or would infringe, the rights of other members of the public, or has endangered, or would endanger, the health or safety of other members of the public; and

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- (f) there are reasonable grounds to believe that it is not, or would not be, in the public interest to issue the licence or renewal of the licence.”

The Committee also had before it a communication (June 9, 2000) from Lawrence Isenberg, President, The Toronto Taxi Owners and Operators Association not in support of the proposal.

On motion by Councillor Moscoe, the Committee referred the report (May 25, 2000) from the Vice-Chair, Toronto Licensing Tribunal to the Commissioner, Urban Development Services and the City Solicitor with a request that they report to the Licensing Sub-Committee on the amendment to Section 11(1) of Licensing By-law 20-85 proposed by the Toronto Licensing Tribunal, and comment on whether the proposed additional Section (f) is necessary in view of the provisions that already exist in Section 11(1)(d) of the By-law.

The following persons addressed the Committee with regard to this matter:

- Andy Reti, Toronto Taxi Owners and Operators Association
- Robert Stewart

(Commissioner, Urban Development Services, City Solicitor; cc: Chair, Toronto Licensing Tribunal, Secretary, Licensing Sub-Committee, Executive Director, Municipal Licensing and Standards – June 15, 2000)

(Report No. 7, Clause No. 10(e))

6.10. Hours of Operation – Manual Coin-Operated Car Wash Establishments

The Planning and Transportation Committee gave consideration to a report (May 5, 2000) from the City Clerk, Licensing Sub-Committee advising that the Licensing Sub-Committee, at its meeting held on May 4, 2000, recommended that:

- (1) the recommendations contained in the report (February 17, 2000) from the City Clerk, Licensing Sub-Committee, be struck out;
- (2) Schedule 24 of Licensing By-law No. 20-85 be amended so that the standard hours for manual coin-operated car wash establishments located within a 122-metre distance from residential properties be as follows:

7:00 a.m. – 9:00 p.m. (Mondays to Sundays during the winter months)

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7:00 a.m. – 11:00 p.m. (Mondays to Sundays during the summer months beginning June until September);

- (3) manual coin-operated car wash establishments be permitted to apply for extended hours of operation;
- (4) the appropriate City Officials be authorized and directed to take all the necessary action to give effect thereto; and
- (5) the Commissioner of Urban Development Services report to the Planning and Transportation Committee on appropriate conditions with respect to extended hours of operation for manual coin-operated car wash establishments located within a 122-metre distance from residential properties.

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

- (May 18, 2000) from the Commissioner, Urban Development Services reporting on the criteria for granting exemptions to the hours of operation for manual coin-operated car wash establishments and recommending that:
 - (1) the criteria for approval of extended hours of operation for manual coin-operated car washing establishments be adopted;
 - (2) the Executive Director of Municipal Licensing and Standards or his or her designate, be authorized to receive and consider applications for extended hours of operation for manual coin-operated car washing establishments;
 - (3) where there are reasonable grounds to believe that an applicant is unable to comply with the established criteria for granting extended hours, the Executive Director of Municipal Licensing and Standards or his or her designate be authorized to not grant the application; and
 - (4) any request for a hearing on the decision not to grant approval for extended hours may be made to the Licensing Tribunal within 30 days of the decision.
- (June 9, 2000) from Jeffrey S. Lyons, Morrison, Brown, Sosnovitch requesting that the matter be deferred to the next meeting for depositions.
- (June 8, 2000) from Vito Cosentino not in support of car wash establishments to be manned in overnight hours.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended to Council that:

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- (1) Schedule 24 of Licensing By-law No. 20-85 be amended so that the standard hours for manual coin-operated car wash establishments located within a 122-metre distance from residential properties be as follows:

7:00 a.m. – 9:00 p.m. (Mondays to Sundays during the winter months)
7:00 a.m. – 11:00 p.m. (Mondays to Sundays during the summer months beginning June until September);
- (2) manual coin-operated car wash establishments be permitted to apply for extended hours of operation;
- (3) the report (May 18, 2000) from the Commissioner, Urban Development Services be adopted subject to:
 - (a) amending Recommendation (1) to read:

“(1) the Criteria for approval of extended hours of operation for manual coin-operated car washing establishments contained herein be adopted subject to:
 - (b) amending Criteria No. 3 by adding at the end thereof, the words:

“and such lights shall be shielded to shine away from residential properties”;
 - (c) amending Criteria No. 4 by adding at the end thereof the words:

“if so required by the Toronto Licensing Tribunal”; and
 - (d) adding the following additional Criteria No. 6:

“6. each car wash facility shall have displayed in a prominent place, on clear view to the public, the telephone number of Municipal

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Licensing and Standards and the business telephone number of the operator of the facility”

(e) amending Recommendation (2) by adding the words “and to consult with the appropriate Councillor(s);”

(f) adding the following additional Recommendation:

“(5) if an applicant has a history of complaints, the application shall be heard by the Toronto Licensing Tribunal;”

On motion by Councillor Johnston, the Committee further amended the report by amending Criteria No. 1:

(g) amending Criteria No. 1 by adding at the end thereof, the words:

“and shall contain a 24-hour contact telephone number for immediate response by the site manager to any complaints by residents”;

so that the report’s recommendations now read:

“(1) the criteria for approval of extended hours of operation for manual coin-operated car washing establishments be as follows:

“1. Signs must be posted in compliance with the criteria to be established by the Executive Director of Municipal Licensing and Standards or his or her designate. Such signs shall prohibit the playing of music or any other sound which may be disturbing to local residents and shall contain a 24-hour contact telephone number for immediate response by the site manager to any complaints by residents”;

2. signs described in Criteria 1 must be illuminated and made clearly visible only to persons on the site;
 3. adequate artificial light must be provided on the site to maintain a minimum level of illumination of 10 lux (0.9 footcandles) measured at the floor or surface level and such lights shall be shielded to shine away from residential properties;
 4. the site must be under constant supervision of an employee at all times if so required by the Toronto Licensing Tribunal; and
 5. the site must be maintained in compliance with all terms and conditions of any applicable site plan agreement; and
 6. each car wash facility shall have displayed in a prominent place, on clear view to the public, the telephone number of Municipal Licensing and Standards and the business telephone number of the operator of the facility.”
- (2) the Executive Director of Municipal Licensing and Standards or his or her designate, be authorized to receive and consider applications for extended hours of operation for manual coin-operated car washing establishments and to consult with the appropriate Councillor(s);”
 - (3) where there are reasonable grounds to believe that an applicant is unable to comply with the established criteria for granting extended hours, the Executive Director of Municipal Licensing and Standards or his or her designate be authorized to not grant the application; and
 - (4) any request for a hearing on the decision not to grant approval for extended hours may be made to the Licensing Tribunal within 30 days of the decision; and

- (5) **if an applicant has a history of complaints, the application shall be heard by the Toronto Licensing Tribunal.”; and**
- (6) **appropriate City officials be authorized and directed to take all necessary action to give effect hereto.**
- (4) On motion by Councillor Moscoe, the Committee requested the City Solicitor to report directly to Council for its meeting on July 4, 2000 on the following proposed amendment to the foregoing amended Recommendation (5) of the report (May 18, 2000) from the Commissioner of Urban Development Services respecting a hearing before the Toronto Licensing Tribunal for applicants who have a history of complaints:

“and that notification of this hearing be given in the same manner as that given by the Committee of Adjustment, or some alternative approach”.

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

“That the reports (May 5, 2000) from the City Clerk, Licensing Sub-Committee and May 18, 2000 from the Commissioner, Urban Development Services be deferred to the next meeting of the Planning and Transportation Committee on July 10, 2000 for deputations.”

The following motion placed by Councillor Johnston was deemed redundant:

“That Criteria No. 4 contained in the report (May 18, 2000) from the Commissioner of Urban Development Services be deleted.”

The following persons addressed the Committee with respect to this matter:

- Dave Woodcroft, CANGO Inc.
- Vito Casentino, Wash ‘N Go
- Jeffery S. Lyons, Morrison, Brown, Sosnovitch

(City Solicitor; cc: Commissioner, Urban Development Services, Executive Director, Municipal Licensing and Standards – June 15, 2000)

(Report No. 7, Clause No. 5)

6.11. Toronto Cycling Master Plan – Toronto Cycling Survey: Decima Research Inc.

The Planning and Transportation Committee gave consideration to a report (May 16, 2000) from the City Clerk, Toronto Cycling Committee advising that the Toronto Cycling Committee, at its meeting held on April 17, 2000, requested the Planning and Transportation Committee to provide an opportunity for Members of the Toronto Cycling Committee to make a presentation on the City of Toronto 1999 Cycling Study: Final Report on Quantitative Research Results.

The Committee received a presentation given by Daniel Egan, Manager, Pedestrian and Cycling Infrastructure, Works and Emergency Services and the document (February, 2000) titled “City of Toronto 1999 Cycling Study”.

(Report No. 7, Clause No. 10(f))

6.12. Free Transit on Air Quality Advisory Days

The Planning and Transportation Committee gave consideration to a report (May 18, 2000) from the City Clerk forwarding Clause No. 1 of Report No. 4 of the Planning and Transportation Committee which Council, at its meeting held on May 9, 10 and 11, 2000, struck out and referred back to the Planning and Transportation Committee for further consideration.

The Committee also had before it a communication (June 12, 2000) from Joe Hendry, Toronto Hoof and Cycle Courier Coalition requesting that, at a minimum, the City institute a trial project of free transit for at least one AQA day, and suggesting that it could work as a joint project with the federal and provincial government.

On motion by Councillor Moscoe, the Committee received Clause No. 1 of Report No. 4 of the Planning and Transportation Committee, appended to the transmittal letter (May 18, 2000) from the City Clerk, which Council, at its meeting held on May 9, 10 and 11, 2000, struck out and referred back to the Planning and Transportation Committee for further consideration.

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The following persons addressed the Committee with regard to this matter:

- Wayne Scott, Toronto Hoof and Cycle Courier Coalition
- Hamish Wilson
- Doug Carroll

The following motion was placed by Councillor Johnston but deemed redundant:

“That free transit on air quality advisory days be piloted on a one-day basis and that the Toronto Atmospheric Fund be requested to contribute up to \$2 million to this project.”

(Report No. 7, Clause No. 6)

6.13. Car Free Sunday

The Planning and Transportation Committee gave consideration to a report (May 16, 2000) from the City Clerk, Toronto Cycling Committee advising that the Toronto Cycling Committee, at its meeting held on May 15, 2000, recommended that the Planning and Transportation Committee:

- (1) give consideration to designating a Car Free Sunday in inner City Toronto during Bike Week 2001, when the dates for such week have been determined; and that the Toronto Cycling Committee in conjunction with the Toronto Pedestrian Committee, initiate discussions with respect to such event;
- (2) establish a Working Group to develop an Options Paper for the proposed Car Free Sunday in inner city Toronto;
- (3) nominate the following persons to the Working Group:
 - Mr. Hamish Wilson, member, Toronto Cycling Committee;
 - Ms. Nina Koskenoja, Co-Chair, Network Planning and Facilities Sub-Committee, Toronto Cycling Committee;
 - Mr. Derek Chadbourne, Citizen Appointee; and
 - Other nominees, as deemed necessary;
- (4) request City staff from relevant departments to assist the Working Group in the preparation of the Options Paper and to also help the proposed Car Free Sunday, and
- (5) on completion of the Options Paper, present the document to City Council at the appropriate time.

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The Committee also had before it a report (May 30, 2000) from the City Clerk, Toronto Pedestrian Committee advising that Mr. Dave Meslin, member, will participate in discussions with respect to a Car-Free Sunday in conjunction with the Toronto Cycling Committee, such discussions to include the provision of week day services of public transit on this day.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommends that the recommendations of the Toronto Cycling Committee, contained in the transmittal letter (May 16, 2000) from the City Clerk, Toronto Cycling Committee, be adopted subject to:

- (1) striking out Recommendation (1) and replacing it with the following:

“(1) that the concept of a Car Free Sunday be supported in principle, and that it be conducted in a defined location in inner City of Toronto, such location to be suggested by the proposed Working Group;”;

- (2) amending Recommendation (4) by including representation from the Toronto Transit Commission; and

- (3) adding the following additional Recommendation (5) and renumbering the remaining Recommendation accordingly:

“(5) that the Working Group be requested to report further to the Planning and Transportation Committee on:

- (a) the Terms of Reference of the Working Group;
- (b) the matters to be dealt with;
- (c) composition;
- (d) a reporting date and a sunset day, beyond which Council approval is required for its continuation;

- (e) the Standing Committee to which the Working Group shall report to;
- (f) the reason why the work cannot be undertaken by the Toronto Cycling Committee; and
- (g) an identification of the staff and other resources required to support the work of the Working Group and a determination that they are available within existing resources;”

so that the recommendations now read as follows:

- “(1) the concept of a Car Free Sunday, to be conducted in a defined location in the inner City of Toronto, such location to be suggested by the proposed Working Group, be supported in principle;**
- (2) a Working Group be established to develop an Options Paper for the proposed Car Free Sunday in the inner city Toronto;**
- (3) that the following persons be nominated to the Working Group:**
 - **Mr. Hamish Wilson, member, Toronto Cycling Committee;**
 - **Ms. Nina Koskenoja, Co-Chair, Network Planning and Facilities Sub-Committee, Toronto Cycling Committee;**
 - **Mr. Derek Chadbourne, Citizen Appointee; and**
 - **Other nominees, as deemed necessary;**
- (4) staff from relevant City departments and the Toronto Transit Commission be requested to assist the Working Group in the preparation of the Options Paper and to also help the proposed Car Free Sunday;**

- (5) **the Working Group be requested to report further to the Planning and Transportation Committee on:**
- (a) **the Terms of Reference of the Working Group;**
 - (b) **the matters to be dealt with;**
 - (c) **composition;**
 - (d) **a reporting date and a sunset day, beyond which Council approval is required for its continuation;**
 - (e) **the Standing Committee to which the Working Group shall report to;**
 - (f) **the reason why the work cannot be undertaken by the Toronto Cycling Committee; and**
 - (g) **an identification of the staff and other resources required to support the work of the Working Group and a determination that they are available within existing resources; and**
- (6) **the Options Paper, upon completion, be presented to City Council at the appropriate time.”**

The following persons addressed the Committee with regard to this matter:

- Hamish Wilson
- Doug Carroll
- Stephen Fisher, Toronto Cycling Committee

(Report No. 7, Clause No. 7)

On motion by Councillor O'Brien, the Committee adjourned its public session at 3:55 p.m. to meet privately to discuss the matter of Minute No. 7.14. (Exempting Non-Profit Housing from Planning Application Fees, Building Permit Fees and Parkland Dedication Requirements having

regard that the matters related to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in accordance with the Municipal Act.

6.14. Exempting Non-Profit Housing from Planning Application Fees, Building Permit Fees and Parkland Dedication Requirements

The Planning and Transportation Committee gave consideration to a confidential report (May 31, 2000) from the Commissioner of Urban Development Services and City Solicitor respecting exempting non-profit housing from planning application fees, building permit fees and parkland dedication requirements, having regard that the subject matter relates to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The Committee also had before it the following material:

- (February 9, 2000) from the City Clerk advising that City Council, on February 1, 2 and 3, 2000, pursuant to consideration of Clause No. 3 of Report No. 1 of the Planning and Transportation Committee, headed "Exempting Non-Profit Housing from Planning Application Fees, Building Permit Fees and Parkland Dedication Payment Requirements", amended and adopted Recommendation (1) of the joint report December 21, 1999 from the Acting Commissioner of Urban Development Services and the Commissioner of Economic Development, Culture and Tourism, embodied in the Clause, and struck out and referred the balance of the Clause, together with the confidential reports dated December 6, 1999, and January 27, 2000, from the City Solicitor, and the following motion, back to the Planning and Transportation Committee for further consideration, and requesting the Commissioner of Urban Development Services and the City Solicitor to submit a joint report thereon to the Planning and Transportation Committee:

"Moved by: Councillor Moscoe

Seconded by: Councillor Feldman

"WHEREAS the Report of the Mayor's Homelessness Action Task Force estimated that about 2,000 new below-market rental units are needed every year in Toronto just to meet the new demand; and

WHEREAS, in the City of Toronto, there have only been 159 and 203 rental starts (excludes lifelease units) in 1998 and 1999, respectively; and

WHEREAS City Council endorsed the Task Force's Action Plan which contains 104 recommendations; and

WHEREAS Recommendation No. 79 in the final report states that ‘The City and its agencies, boards, and commissions should defer development charges, land use application fees, parks levies, hook-up fees and other charges for housing developments that meet affordability criteria.’; and

WHEREAS the City’s Development Charges By-law, By-law No. 476-1999, exempts non-profit housing from development charges; and

WHEREAS the Councils of the former municipalities waived building permit fees and parkland dedication payment requirements for certain types of development, including commercial and industrial buildings, places of worship, publicly funded schools, hospitals and social housing (former City of Toronto); and

WHEREAS there are sufficient means to recoup the deferred planning application fees, building permit fees and parkland dedication payment requirements for non-profit housing developments on City-owned sites that subsequently convert from non-profit to for-profit; and

WHEREAS under the City’s Let’s Build program, twenty-two proposals have been submitted for expressions of interest to develop four City-owned sites;

NOW THEREFORE BE IT RESOLVED THAT:

- (a) Council defer for all City-owned sites:
 - (i) planning application fees for non-profit housing developments;
 - (ii) building permit fees for non-profit housing developments; and
 - (iii) parkland dedication payment requirements for all non-profit housing developments, except where existing agreements which are registered on title required a parkland cash-in-lieu payment for future housing development;
- (b) for future non-profit housing developments, the appropriate parkland dedication by-law be amended to exclude the property from the parkland dedication payment requirement; and
- (c) the same definition of ‘non-profit housing’ as is used in the Development Charges By-law No. 476-1999 be used for this policy;

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- (d) City officials be directed to defer collecting planning application fees, building permit fees and parkland dedication payment requirements, in accordance with the above recommendations; and
 - (e) Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.”
- communication (June 9, 2000) from Toby Rayman, Project Manager, Inter Faith Homes (Centenary) Corporation expressing support for the project.
 - copy of the Presentation made by staff.

The Committee, at its public session, on motion by Councillor McConnell, made the following recommendations to Council and forwarded its recommendations in this respect, prior to Council's consideration, to the Policy and Finance Committee for consideration of their financial impact:

- (1) that Option 1(a) of Recommendation (1) of the joint confidential report (May 31, 2000) from the Commissioner of Urban Development Services and the City Solicitor be adopted.

Which carried on the following division of votes:

Yeas: Councillors Flint, Berger, Johnston, Lindsay Luby, McConnell, Moscoe and O'Brien (7)

Nays: Councillor Filion (1)

On motion by Councillor Flint, the Committee amended Councillor McConnell's motion to adopt Option (a) of Recommendation (1) by adding:

“subject to ensuring that the fees, levies and charges forgiven therein be transferred by the City back to the appropriate departments;

which carried on the following division of votes:

Yeas Councillors Flint, Berger, Filion, McConnell and Moscoe (5)

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Nays Councillors Johnston, Lindsay Luby and O'Brien (3)

On motion by Councillor McConnell, the Committee recommended:

- (2) that the remaining Recommendations (2), (3) and (4) of the confidential joint report be adopted; and
- (3) that, in accordance with the Municipal Act, further discussions relating to this matter be held in camera having regard that the subject matter relates to the receiving of advice that is solicitor-client privilege, including communications necessary for that purpose.

The following motions placed by Councillor Filion were voted on and lost on the following division of votes:

- (1) "That Option 1(b) Recommendation (1) of the joint report (May 31, 2000) from the Commissioner of Urban Development Services and the City Solicitor, together with recommendations (2) (3) and (4) therein be adopted."

Yeas: Councillor Filion (1)

Nays: Councillors Flint, Berger, Johnston, Lindsay Luby, McConnell, Moscoe and O'Brien (7)

- (2) that the Commissioner of Urban Development Services be requested to report directly to Council on parkland deficiency:

Yeas: Councillors Filion, Berger and Moscoe (3)

Nays: Councillors Flint, Johnston, Lindsay Luby, McConnell and O'Brien (5)

(Policy and Finance Committee, cc: Commissioner, Urban Development Services, City Solicitor – June 15, 2000)

(Report No. 7, Clause No. 10(g))

On motion by Councillor O'Brien, the Committee agreed to meet privately to discuss the matter of Minute No. 7.15. (Ward 8 North York) Deferring Planning Application Fees, Building Permit Application and Parkland Dedication Payment Requirements and Development Charges for 650 Lawrence Avenue West having regard that the matters related to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose, in accordance with the Municipal Act.

6.15. Deferring Planning Application Fees, Building Permit Application and Parkland Dedication Payment Requirements and Development Charges for 650 Lawrence Avenue West (Ward 8 North York)

The Planning and Transportation Committee gave consideration to a confidential report (May 24, 2000) from the Commissioner of Urban Development Services respecting deferring planning application fees, building permit application and parkland dedication payment requirements and development charges for 650 Lawrence Avenue West, having regard that the subject matter relates to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

The Committee also had before it the following material:

- report (May 30, 2000) from the City Clerk, North York Community Council advising that North York Community Council, on May 23, 2000:
 - (1) deferred consideration of the following reports (March 3, 2000 and May 12, 2000) from the Director, Community Planning, North District, Urban Development Services, to its next meeting scheduled for June 21, 2000; and
 - (2) advised the Planning and Transportation Committee that the North York Community Council favours the deferral of the levies and development charges for the project proposed for 650 Lawrence Avenue West, in order to create 32 affordable units under the ownership of the City or a non-profit housing provider, through a Section 37 Agreement.
- copy of the Presentation made by staff.
- copy of the Presentation made by Mike Labbe, Options for Homes, Consultants for Shermount Co-operative.

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The Committee, at its public session, on motion by Councillor Moscoe, the Committee made the following recommendations to Council and forwarded its recommendations in this respect, prior to Council's consideration, to the Policy and Finance Committee for consideration of their financial impact:

- (1) that parkland dedication requirements, development charges and fees for building permits and planning application for 650 Lawrence Avenue West be deferred and placed as an encumbrance on all individual units to be registered on title to be repaid at the time when the property is sold or after a 22 year period, such period subject to possible renewal at the end thereof;
- (2) that as a condition of deferring the above levies, fees and development charges, the 32 residential units of housing associated with this property be conveyed to the ownership of the Toronto Housing Company, at no cost to the City of Toronto or the Toronto Housing Company, such conveyance to be subject to the approval of the Board of Directors of the Toronto Housing Company; and
- (3) that, in accordance with the Municipal Act, further discussions relating to this matter be held in camera having regard that the subject matter relates to the receiving of advice that is solicitor-client privilege, including communications necessary for that purpose

The following motion placed by Councillor Filion was voted on and lost on the following division of votes:

“That the deferral of the levies, fees and charges for 650 Lawrence Avenue West be applied, on a pro-rated basis, to the 32 residential units only.”

Yeas: Councillor Filion (1)

Nays: Councillors Flint, Berger, Johnston, Lindsay Luby, McConnell, Moscoe and O'Brien (7)

The following persons addressed the Committee with respect to this matter:

- Mike Labbe, Options for Homes, Consultants for Shermount Co-operative
- Tony Moro, Delter Inc.
- Tim Jones, Toronto Artscape
- June Callwood, Options for Homes

(Policy and Finance Committee; cc: Commissioner, Urban Development Services, City Solicitor, Chief Executive Officer, Toronto Housing Company – June 15, 2000)

(Report No. 7, Clause No. 10(h))

The Committee resumed its public session at 5:15 p.m.

6.16. Harmonization of the Property Standards By-Law

The Planning and Transportation Committee gave consideration to a report (May 30, 2000) from the Commissioner, Urban Development Services reporting on the harmonization of the property standards by-law and recommending that:

- (1) the attached harmonized property standards by-law be received;
- (2) all existing Property Standards Appeal Committees along with the Housing Standards Appeal Committee of the former City of Toronto be confirmed and given authority to hear appeals concerning Orders issued in relation to violations to the provisions of the new by-law until such time as a new Committee structure has been established;
- (3) this report be forwarded to all Community Councils for their review and comment for the next meeting of your Committee; and
- (4) the City seek special legislation authorizing Council to pass City wide by-laws to prohibit and regulate long grass and weeds, the clearing of ice and snow on private property and graffiti on buildings or structures, in a manner similar to that adopted by some of the former municipalities.

The Committee recommended to Council the adoption of the following Recommendation (4) of the report (May 30, 2000) from the Commissioner, Urban Development Services:

- “(1) that the City seek special legislation authorizing Council to pass City wide by-laws to prohibit and regulate long grass and weeds, the clearing of ice

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and snow on private property and graffiti on buildings or structures, in a manner similar to that adopted by some of the former municipalities.”

The Committee:

- (1) forwarded the draft harmonized Property Standards By-law attached to the report (May 30, 2000) from the Commissioner, Urban Development Services to all Community Councils for their review and comment back to the Planning and Transportation Committee; and
- (2) deferred consideration of the following Recommendation (2) of the foregoing report until such time that the Planning and Transportation Committee considers this matter further:

“(2) all existing Property Standards Appeal Committees along with the Housing Standards Appeal Committee of the former City of Toronto be confirmed and given authority to hear appeals concerning Orders issued in relation to violations to the provisions of the new by-law until such time as a new Committee structure has been established”

Elinor Mahoney, Parkdale Community Legal Services addressed the Committee with regard to this matter.

(East York Community Council, Etobicoke Community Council, North York Community Council, Scarborough Community Council, Toronto Community Council, York Community Council; cc: Commissioner, Urban Development Services – June 15, 2000)

(Report No. 7, Clause No.)

6.17. Overseas Travel

The Chair introduced a new business agenda item to the Committee and advised that Councillor Johnston was seeking approval for funding for a visit to Barcelona, Spain and London, England as a member of a delegation from the City of Toronto to discuss transportation issues.

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On motion by Councillor Flint, the Committee:

- (1) approved funding in the amount up to \$4,800 to enable Councillor Johnston to join a City of Toronto delegation to Barcelona, Spain and London, England on June 17-24, 2000, the purpose of the trip being to meet with City officials in Barcelona to discuss the transportation plans implemented for the 1992 Barcelona Olympics, and in London to meet with officials to discuss waterfront redevelopment and transportation aspects of redeveloping major areas of the London downtown core, such funding to be provided from the Council Business Travel Account, No. A05645; and
- (2) recommended, in view of the timeframe, that City Council concur with the foregoing action taken by the Committee

(Report No. 7, Clause No. 9)

Councillor	9:30 a.m. – 12:25 p.m.	2:00 p.m. - 3:55 p.m.	5:15 p.m. – 5:45 p.m.
Councillor Joanne Flint	X	X	X
Councillor Pam McConnell	X	X	X
Councillor Maria Augimeri	X	-	-
Councillor Milton Berger	X	X	X
Councillor John Filion	X	X	X
Councillor Anne Johnston	X	X	X
Councillor Blake F. Kinahan	X	X	-
Councillor G. Lindsay Luby	X	X	X
Councillor Howard Moscoe	X	X	X
Councillor Dick O'Brien	X	X	-
Councillor Joe Pantalone	-	-	-

The meeting adjourned at 5:50 p.m.

Chair