

THE CITY OF TORONTO

City Clerk=s Division

Minutes of The Midtown Community Council

Meeting No. 5

Tuesday, May 15, 2001

The Midtown Community Council met on Tuesday, May 15, 2001 in the Council Chambers, North York Civic Centre, Toronto, commencing at 9:40 a.m.

Members Present:

Councillor Michael Walker, Chair
Councillor Joanne Flint, Vice-Chair
Councillor Anne Johnston
Councillor Joe Mihevc
Councillor Denzil Minnan-Wong
Councillor Jane Pitfield

Confirmation of Minutes.

On motion by Councillor Flint, the Minutes of the meeting of the Midtown Community Council held on April 3, 2001, were confirmed.

**5.1 Draft By-law Respecting the
Installation of Speed Humps
- Berwick Avenue from Duplex
Avenue to Yonge Street.
(St. Paul's - Ward 22)**

At this point in the proceedings, the Midtown Community Council held a Public Hearing, in accordance with the *Municipal Act*. Notice with respect to the proposed enactment of the Draft By-law was advertised in a daily newspaper on April 26 and 30, May 7 and 14, 2001

The Midtown Community Council had before it a Draft By-law submitted by the City Solicitor, respecting the installation of speed humps on Berwick Avenue from Duplex Avenue to Yonge Street.

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The Midtown Community Council also had before it a report (April 26, 2001) from the Director, Transportation Services, District, reporting on the results of a speed hump poll of Berwick Avenue residents and to advise that conditions for the installation of speed humps on the subject section of Berwick Avenue have been satisfied; advising that there are no financial implications resulting from the receipt of this report; and recommending that this report be received for information.

The Midtown Community Council also had before it a communication (February 15, 2001) from the City Clerk, forwarding Clause No. 9 of Report No. 1 of the Midtown Community Council, titled "Berwick Avenue from Duplex Avenue to Yonge Street", which was adopted, without amendment, by City Council at its meeting held on January 30, 31 and February 1, 2001.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the
Midtown Community Council
recommended to Council that a by-law in
the form of the draft by-law be enacted.

Councillor Walker resumed the Chair.

(Clause No. 1, Report No. 4)

**5.2 Draft By-law Respecting the
Installation of Speed Humps
- Broadway Avenue from Mount
Pleasant Road to Corinth Gardens.
(St. Paul's - Ward 22)**

At this point in the proceedings, the Midtown Community Council held a Public Hearing, in accordance with the *Municipal Act*. Notice with respect to the proposed enactment of the Draft By-law was advertised in a daily newspaper on April 26 and 30, May 7 and 14, 2001

The Midtown Community Council had before it a Draft By-law submitted by the City Solicitor, respecting the installation of speed humps on Broadway Avenue from Mount Pleasant Road to Corinth Gardens.

The Midtown Community Council also had before it a report (April 26, 2001) from the Director, Transportation Services, District 1, reporting on the results of a speed hump poll of Broadway Avenue residents and to advise that conditions for the installation of speed humps on the subject section of Broadway Avenue have not been satisfied as the poll results failed to achieve the minimum requirement of 60 percent positive vote; advising

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that there are no financial implications resulting from the receipt of this report; and recommending that a draft by-law to alter the section of Broadway Avenue, from Mount Pleasant Road to Corinth Gardens, by the means of the installation of speed humps, not be introduced by the City Solicitor in light of the poll result, which did not achieve the 60 percent support level stipulated in the Speed Hump Policy.

The Midtown Community Council also had before it a communication (February 15, 2001) from the City Clerk, forwarding Clause No. 8 of Report No. 1 of the Midtown Community Council, titled "Broadway Avenue from Mount Pleasant Road to Corinth Gardens - Installation of Speed Humps", which was adopted, without amendment, by City Council at its meeting held on January 30, 31 and February 1, 2001.

On motion by Councillor the Midtown
Community Council recommended to
Council that the draft by-law not be enacted.

(Clause No. 2, Report No. 4)

**5.3 Draft By-law Respecting the
Installation of Speed Humps
- Castlefield Avenue Between
Avenue Road and Rosewell Avenue.
(Eglinton-Lawrence - Ward 16)**

At this point in the proceedings, the Midtown Community Council held a Public Hearing, in accordance with the *Municipal Act*. Notice with respect to the proposed enactment of the Draft By-law was advertised in a daily newspaper on April 26 and 30, May 7 and 14, 2001

The Midtown Community Council had before it a Draft By-law submitted by the City Solicitor, respecting the installation of speed humps on Castlefield Avenue between Avenue Road and Rosewell Avenue.

The Midtown Community Council also had before it a report (April 27, 2001) from the Director, Transportation Services, District 1, reporting on the results of a speed hump poll of residents of Castlefield Avenue, between Rosewell Avenue and Avenue Road; advising that there are no financial implications resulting from the receipt of this report; and recommending that in light of the comments received from Fire Services, a draft by-law to alter the section of Castlefield Avenue, from Avenue Road to Rosewell Avenue, by means of the installation of speed humps, not be introduced by the City Solicitor.

The Midtown Community Council also had before it a communication (March 19, 2001) from the City Clerk, forwarding Clause No. 27 of Report No. 2 of the Midtown

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Community Council, titled "Castlefield Avenue from Rosewell Avenue to Avenue Road - Feasibility of Installing Speed Bumps", which was adopted, without amendment, by City Council at its meeting held on March 6, 7 and 8, 2001.

Mr. Lloyd Coles appeared before the Midtown Community Council in connection with the foregoing matter.

On motion by Councillor Johnston, the Midtown Community Council recommended to Council that a by-law in the form of the draft by-law be enacted.

(Clause No. 3, Report No. 4)

**5.4 Request for an Exemption from Chapter 248
of the Former City of Toronto Municipal
Code to Permit Driveway Widening
At 39 McNairn Avenue.
(Eglinton-Lawrence - Ward 16)**

The Midtown Community Council had before it a report (March 13, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Chapter 248, Parking Licences, of the former City of Toronto Municipal Code, to permit driveway widening at 39 McNairn Avenue, which does not meet the requirements of the Code; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council deny the application for driveway widening at 39 McNairn Avenue;
or
- (2) City Council approve the application for driveway widening at 39 McNairn Avenue, subject to:
 - (a) the parking area not exceeding 2.6 m wide by 5.9 m long;
 - (b) the existing landing and steps being modified to facilitate the construction of the parking pad;
 - (c) the parking area being paved with semi-permeable paving materials, i.e., ecostone pavers or approved equivalent paving treatment acceptable to the Commissioner of Works and Emergency Services; and

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- (d) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 248, Parking Licences, of the former City of Toronto Municipal Code.

The Midtown Community Council also had before it a communication (April 5, 2001) from the City Clerk, Midtown Community Council, advising that the Midtown Community Council, at its meeting on April 3, 2001:

- (1) deferred consideration of the aforementioned report (March 13, 2001) from the Manager, Right of Way Management, Transportation Services, District 1 to its meeting on May 15, 2001; and
- (2) requested the Commissioner, Economic Development, Culture and Tourism to conduct an assessment on the implications of the removal of the mature City-owned tree, referred to in the report, and the costs associated with such removal and submit a report thereon to the Community Council for its meeting on May 15, 2001.

The Midtown Community Council also had before it a report (May 3, 2001) from the Commissioner, Economic Development, Culture and Tourism, reporting on the implications of the removal of the mature City owned tree located at 39 McNairn Avenue and the costs associated with such removal as requested by Midtown Community Council at their meeting of April 3, 2001; advising that there are no financial implications resulting from the adoption of this report; and recommending that a 4.0 metre tree protection zone satisfactory to the Commissioner of Economic Development, Culture and Tourism be provided to minimize potential damage to the tree roots.

On motion by Councillor Johnston the Midtown Community Council recommended to Council adoption of Recommendation No. (2) contained in the foregoing report (March 13, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, viz:

“City Council approve the application for driveway widening at 39 McNairn Avenue, subject to:

- (a) the parking area not exceeding 2.6 m wide by 5.9 m long;
- (b) the existing landing and steps being modified to facilitate the construction of the parking pad;

- (c) the parking area being paved with semi-permeable paving materials, i.e., ecostone pavers or approved equivalent paving treatment acceptable to the Commissioner of Works and Emergency Services; and
- (d) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 248, Parking Licences, of the former City of Toronto Municipal Code.”

(Clause No. 4, Report No. 4)

**5.5 Off Premise Roof Sign at Don Mills
Shopping Centre - 939 Lawrence Avenue East.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a report (March 14, 2001) from the Director and Deputy Chief Building Official, evaluating and making recommendations regarding a request from Mr. Leroy Cassanova, Leasing Manager, Astral Media Outdoor, for a variance from the Sign By-law to permit the erection of a second off-premise roof sign on the building at Don Mills Shopping Centre; advising that there are no financial implications; and recommending that the request for a minor variance from the Sign By-law be refused.

On motion by Councillor Flint, the Midtown Community Council deferred consideration of this matter to its next meeting.

(Clause No. 34(a), Report No. 4)

**5.6 Proposed All Way Stop Control -
Elvaston Drive at Sloan Avenue.
(Don Valley East - Ward 34)**

The Midtown Community Council had before it a report (March 13, 2001) from the Director, Transportation Services, District 3, reporting on the installation of an all way stop control at the intersection of Elvaston Drive and Sloane Avenue; advising that all costs associated with the installation of an all way stop control are included within the

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District 3 Transportation Services Division's Operating Budget; and recommending that Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on all approaches to the intersection of Elvaston Drive and Sloan Avenue.

On motion by Councillor Minnan-Wong, the Midtown Community Council recommended to Council adoption of the foregoing report.

(Clause No. 5, Report No. 4)

**5.7 Request for an Exemption
from Chapter 248 of the Former
City of Toronto Municipal Code
to Permit Driveway Widening
For Two Vehicles at 42 Keewatin Avenue.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a report (March 9, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Municipal Code Chapter 248, Parking Licences, of the former City of Toronto Municipal Code, to permit driveway widening for two vehicles at 42 Keewatin Avenue, which does not meet the requirements of the Code; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council deny the request to permit driveway widening for two vehicles at 42 Keewatin Avenue; or
- (2) City Council approve the application for driveway widening for two vehicles parking tandem at 42 Keewatin Avenue; notwithstanding that the private driveway exceeds 2.6 metres in width, subject to:
 - (a) the existing paving being removed/ modified and the parking area being paved with semi-permeable paving materials such as ecostone pavers or approved equivalent permeable paving treatment acceptable to the Commissioner of Works and Emergency Services;
 - (b) the parking area for each space not exceeding 2.6 metres by 5.9 metres in dimension; and

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- (c) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 248, Parking Licences, of the former City of Toronto Municipal Code; or
- (3) City Council approve the request for driveway widening for two vehicles parking tandem, at 42 Keewatin Avenue, notwithstanding that the private driveway exceeds 2.6 metres in width and the existing paving does not meet the City's paving specifications, subject to the applicant paying all applicable fees and complying with all other criteria set out in Chapter 248, Parking Licences, of the former City of Toronto Municipal Code.

The Midtown Community Council also had before it a communication (April 5, 2001) from the City Clerk, Midtown Community Council, advising that the Midtown Community Council, at its meeting on April 3, 2001:

- (1) deferred consideration of the report (March 9, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, to its next meeting on May 15, 2001; and
- (2) directed the Administrator to advise Mr. Struminger of the Community Council's action in this regard and request him to:
 - (a) contact Councillor Flint; and
 - (b) appear before the Midtown Community Council when this matter is considered on May 15, 2001.

Mr. H. I. Struminger appeared before the Midtown Community Council in connection with the foregoing matter.

On motion by Councillor Flint, the Midtown Community Council recommended adoption of Recommendation No. (3) contained in the foregoing report (March 9, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, with the provision that the City sidewalk not be encumbered at any time by vehicles overhanging the City sidewalk and pedestrian traffic on the sidewalk being maintained at all times, viz:

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“City Council approve the request for driveway widening for two vehicles parking tandem, at 42 Keewatin Avenue, notwithstanding that the private driveway exceeds 2.6 metres in width and the existing paving does not meet the City’s paving specifications, subject to the applicant paying all applicable fees and complying with all other criteria set out in Chapter 248, Parking Licences, of the former City of Toronto Municipal Code.”

(Clause No. 6, Report No. 4)

**5.8 Off Premise Illuminated Roof Sign -
1507 Avenue Road.
(Eglinton-Lawrence - Ward 16)**

The Midtown Community Council had before it a report (April 10, 2001) from the Director and Deputy Chief Building Official, evaluating and making recommendations regarding a request from Mr. Sid Catalano, Director of Legislation with Pattison, for a variance from the Sign By-law to permit the erection of a third party 200.0 square foot back to back illuminated billboard sign on the roof of the building at the above-noted location; advising that there are no financial implications; and recommending that the request for a minor variance from the Sign By-law be refused.

Mr. Hy Hirshberg appeared before the Midtown Community Council in connection with this matter and submitted a written brief with respect thereto.

On motion by Councillor Johnston, the Midtown Community Council recommended to Council that the request for a minor variance from the Sign By-law be granted to permit the erection of a third party 200.0 square foot back to back illuminated billboard sign on the roof of the building at the above-noted location.

(Clause No. 7, Report No. 4)

**5.9 Off Premise Illuminated Roof Sign -
3395 Bathurst Street.
(Eglinton-Lawrence - Ward 16)**

The Midtown Community Council had before it a report (April 10, 2001) from the Director and Deputy Chief Building Official, evaluating and making recommendations regarding a request from Mr. Greg Ellis, Real Estate Division of Mediacom Inc., for a variance from the Sign By-law to permit the erection of a third party billboard sign on the roof of the building at the above-noted location; advising that there are no financial implications; and recommending that the request for a minor variance from the Sign By-law be approved.

On motion by Councillor Johnston, the
Midtown Community Council
recommended to Council adoption of the
foregoing report.

(Clause No. 8, Report No. 4)

**5.10 186 Castlewood Road - Removal of
Two Privately Owned Trees.
(Eglinton-Lawrence - Ward 16)**

The Midtown Community Council had before it a report (April 19, 2001) from the Commissioner, Economic Development, Culture and Tourism, reporting on an application for a permit to remove two black walnut trees that are 58.0 cm and 36.0 cm in diameter respectively, located on private property; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) Midtown Community Council deny the request for the removal of two privately owned trees; or
- (2) Midtown Community Council approve the request for the removal of two privately owned trees conditional on the applicant agreeing to implement a landscape plan acceptable to the Commissioner of Economic Development, Culture and Tourism.

The following persons appeared before the Midtown Community Council in connection with the foregoing matter:

- Ms. Ellie Burns;
- Mr. John Vivash and Ms. Barbara Vivash, and submitted a written brief; and
- Ms. Eleanor Olmstead.

On motion by Councillor Johnston, the Midtown Community Council recommended to Council adoption of Recommendation No. (2) of the foregoing report; viz:

“that Council approve the request for the removal of two privately owned trees conditional on the applicant agreeing to implement a landscape plan acceptable to the Commissioner of Economic Development, Culture and Tourism.”;

On motion by Councillor Flint, the Midtown Community Council directed that the written brief submitted by Ms. Vivash be forwarded to Members of Council for consideration with this matter.

(Clause No. 9, Report No. 4)

**5.11 76 Dunvegan Road - Removal of One City Owned Tree, Two Private Trees and Injury to Two Private Trees.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a report (April 19, 2001) from the Commissioner, Economic Development, Culture and Tourism, reporting on an application for a permit to remove one City-owned tree, two private trees and injury to two private trees; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) Midtown Community Council deny the request for the removal of one City-owned tree, two privately owned trees and the injury to two privately owned trees; or
- (2) Midtown Community Council approve the request for the removal of one City owned tree, two privately owned trees and the injury to two privately owned trees conditional on:
 - (a) the applicant agreeing to implement the landscape plan denoted as PL-1 which was prepared by MBTW Group, dated January 2001, revised April 9, 2001, and on file with the Commissioner of Economic Development, Culture, and Tourism;

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- (b) the implementation of a tree preservation plan acceptable to the Commissioner, for the two trees which are the subject of the injury application; and
- (c) the applicant paying all values and costs involved with removal of the City-owned tree as detailed in the conclusions of this report.

The Midtown Community Council also had before a communication (May 2, 2001) from Mr. Adam J. Brown, Brown Dryer Karol, Barristers & Solicitors, requesting that the deputation be scheduled as early as possible.

The following persons appeared before the Midtown Community Council in connection with the foregoing matter:

- Mr. Adam Brown, on behalf of the applicant; and
- Ms. Susan Ainley, President, North Hill District Homeowner's Association.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the Midtown Community Council recommended to Council adoption of Recommendation No. (2) contained in the foregoing report, viz:

“that Council approve the request for the removal of one City owned tree, two privately owned trees and the injury to two privately owned trees conditional on:

- (a) the applicant agreeing to implement the landscape plan denoted as PL-1 which was prepared by MBTW Group, dated January 2001, revised April 9, 2001, and on file with the Commissioner of Economic Development, Culture, and Tourism;
- (b) the implementation of a tree preservation plan acceptable to the Commissioner, for the two trees which are the subject of the injury application; and

- (c) the applicant paying all values and costs involved with removal of the City-owned tree as detailed in the conclusions of this report.”

Councillor Walker resumed the Chair.

(Clause No. 10, Report No. 4)

**5.12 Non-Objection Letters for
Alcohol and Gaming Commission.
(Wards 16 and 22)**

The Midtown Community Council had before it a report (April 19, 2001) from the Commissioner, Economic Development, Culture and Tourism, seeking to receive Council approval to obtain a liquor licence for Celebrate Toronto Street Festival on July 6, 7 and 8, 2001; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) the Celebrate Toronto Street Festival be declared an event of municipal significance, for LLBO purposes and indicate that there is no objection to granting a liquor licence for beer gardens on the four festival sites along Yonge Street;
- (2) approval for the extension of temporary patio licences to other businesses within the festival sites;
- (3) Toronto Special Events obtain sidewalk sale permits on behalf of businesses within the festival sites; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Midtown Community Council also had before it the following communications:

- (i) (April 2, 2001) from Mr. Vince Bozzo, Jingles Too/Boccone Deli/Spiga Ristorante, 1378 Yonge Street, Toronto, (St. Paul's - Ward 22), requesting a non-objection letter from City Council for a temporary extension of a licence to open up a patio section during the Celebrate Toronto Street Festival 2001, to be held on Friday July 6 from 8:00 p.m. to 10:30 p.m., Saturday July 7, from 11:00 a.m. to 11:00 p.m., and Sunday July 8, from 11:00 a.m. to 7:00 p.m;

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- (ii) (April 25, 2001) from Ms. Dalia Lenskis, Special Events Planner, Acrobat Restaurant Lounge, 2464 Yonge Street, Toronto, (Eglinton-Lawrence - Ward 16), requesting a non-objection letter from City Council so that a small stand may be set up outside the restaurant entrance during the Celebrate Toronto Street Festival 2001, to be held on Saturday July 7, from 11:00 a.m. to 11:00 p.m., and Sunday July 8, from 11:00 a.m. to 7:00 p.m.;
- (iii) (not dated) from the Management, La Passione Italiana, 1423 Yonge Street, Toronto, (St. Paul's - Ward 22), requesting a non-objection letter for outdoor patio and selling food and beverages from July 6 to July 8, 2001;
- (iv) (April 16, 2001) from Mr. John Oakes, Vice President, Duke of Kent, 2315 Yonge Street, Toronto, (St. Paul's - Ward 22), requesting a non-objection letter for a temporary application to extend the patio area during the celebrate Toronto Street Festival 2001, from July 6 to July 8, 2001;
- (v) (April 11, 2001) from Ms. Katherine Blake, Director of Development, Eva's Initiatives, (Don Valley East - Ward 25), requesting a non-objection letter for the third annual "Spring in New York Fantasy Auction" on Wednesday, May 23, 2001 from 6:30 p.m. to 9:30 p.m., at 777 Lawrence Avenue East;
- (vi) (April 27, 2001) from Ms. Jamie E. Nishino, Vice President, Events, Vision Group of Companies, (Don Valley West - Ward 25), advising that the Vision Group of Companies has applied to the Alcohol and Gaming Commission for a special occasion permit for a private outdoor event to be held on Saturday, June 2, 2001 at the Canadian Film Centre, 2489 Bayview Avenue from 6:00 p.m. to 10:30 p.m.;
- (vii) (not dated) from Ms. Chrissy Pappas, Sales Coordinator - School Division, Pearson Education Canada, 26 Prince Andrew Place, Toronto, (Don Valley West - Ward 25), requesting a non-objection letter for a Grade 11 Books and BBQ event to be held on Tuesday May 8, 2001;
- (viii) (April 30, 2001) from Mr. James Heron, Executive Director, Japanese Canadian Cultural Centre, 6 Garamond Court, Toronto, (Don Valley West - Ward 26), requesting a special occasion permit for Metro Caravan 2001, to be held on June 20, 21 22 and 23, 2001;
- (ix) from Councillor Joe Mihevc, submitting a proposed resolution with respect to the Metro International Caravan, the operative paragraphs of which read as follows:

"Now therefore be it resolved that the Council of City of Toronto deem the Metro International Caravan event to be community festival;

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And be it resolved that City Council grant prior approval to declare the Metro International Caravan event a community festival for the year 2001.”; and

- (x) (May 7, 2001) from Mr. Mehran Mirkheshti, Amore Trattoria, 2425 Yonge Street, requesting a non-objection letter from City Council for a temporary extension of a licence to open up a patio section during the Celebrate Toronto Street Festival 2001, to be held on Friday July 6, from 6:00 p.m. to 11:00 p.m., Saturday July 7 from 11:00 a.m. to 11:00 p.m., and Sunday July 8, from 11:00 a.m. to 5:00 p.m.

On motion by Councillor Minnan-Wong, the Midtown Community Council recommended that Council:

A. adopt the following recommendations contained in the report (April 19, 2001) from the Commissioner, Economic Development, Culture and Tourism, viz:

- (1) the Celebrate Toronto Street Festival be declared an event of municipal significance, for LLBO purposes and Council indicate that there is no objection to granting a liquor licence for beer gardens on the four festival sites along Yonge Street;
- (2) approval for the extension of temporary patio licences to other businesses within the festival sites;
- (3) Toronto Special Events obtain sidewalk sale permits on behalf of businesses within the festival sites; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;

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- B. with respect to the Celebrate Toronto Street Festival 2001, indicate it has no objection to:
- (1) a temporary extension of a licence to open up a patio section of Jingles Too/Boccone Deli/Spiga, at 1378 Yonge Street, to be held on Friday, July 6, from 8:00 p.m. to 10:30 p.m., Saturday, July 7, from 11:00 a.m. to 11:00 p.m., and Sunday, July 8, from 11:00 a.m. to 7:00 p.m.;
 - (2) a small stand being set up outside the restaurant entrance at Acrobat Restaurant Lounge, 2464 Yonge Street, on Saturday, July 7, from 11:00 a.m. to 11:00 p.m., and Sunday, July 8, from 11:00 a.m. to 7:00 p.m.;
 - (3) an outdoor patio selling food and beverages from July 6 to 8, 2001 at La Passione Italiana, 1423 Yonge Street;
 - (4) a temporary application to extend the patio area, July 6 to 8, 2001 at Duke of Kent, 2315 Yonge Street;
 - (5) a temporary extension of a license to open up a patio section at Amore Trattoria, 2425 Yonge Street, to be held on Friday, July 6, from 6:00 p.m. to 11:00 p.m., Saturday, July 7, from 11:00 a.m. to 11:00 p.m., and Sunday,

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July 8, from 11:00 a.m. to 5:00 p.m.;

- (6) a temporary application to extend the patio area, to be held on Friday, July 6, from 6:00 p.m. to 2:00 a.m., Saturday, July 7, from 11:00 a.m. to 2:00 a.m. and Sunday, July 8, 2001 from 11:00 p.m. to 5:00 p.m., at the Rose and Crown, 2335 Yonge Street;
 - (7) a temporary application to extend the patio area, from July 6 to 8, 2001 at Elsewhere, 2468 Yonge Street; and
 - (8) a temporary application to extend the patio area, July 6 to 8, 2001 at Grazie Ristorante, 2373 Yonge Street;
- C. advise the Alcohol and Gaming Commission that it is aware of a private outdoor event to be held on August 25, 2001 at the Crescent School College, and has no objection to it taking place; and
- D. with respect to the Metro International Caravan;
- (1) deem the Metro International Caravan event to be a community festival for the year 2001; and
 - (2) advise the Alcohol and Gaming Commission that it is aware of an outdoor event to be held on June 20, 21, 22 and 23, 2001 at the Japanese

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Canadian Cultural Centre,
6 Garamond Court, and has
no objection to it taking
place;

E. since the following events take place
prior to the meeting of City Council,
endorse the action of the Midtown
Community Council in having
advised the Alcohol and Gaming
Commission of Ontario that it is
aware of the following events and
has no objection to them taking
place:

- (1) Eva's Initiatives third annual
"Spring in New York Fantasy
Auction" on Wednesday,
May 23, 2001 from 6:30 p.m.
to 9:30 p.m., at 777 Lawrence
Avenue East; and
- (2) a private outdoor event to be
held by the Vision Group of
Companies, on Saturday,
June 2, 2001 at the Canadian
Film Centre, 2489 Bayview
Avenue from 6:00 p.m. to
10:30 p.m.

(Mr. Wayne Jackson, Manager, Special Occasion Permits,
Alcohol and Gaming Commission of Ontario; c. Ms.
Katherine Blake, Director of Development, Eva's
Initiatives; Mr. Jamie E. Nishino, Vice President, Vision
Group of Companies - May 16, 2001)

(Clause No. 11 Report No. 4)

**5.13 Cypriot Community of Toronto Inc.
Cultural and Wine Festival.
(Don Valley West - Ward 26)**

The Midtown Community Council had before it a communication (May 1, 2001) from the City Clerk, advising the Midtown Community Council and City Council that a Community Festival Permit Application from the Cypriot Community of Toronto Inc. was received respecting a proposed Cultural and Wine Festival to be held at 6 Thorncliffe Park Drive on July 28 and 29, 2001; further, advising that the applicant has submitted the appropriate application fee and the required deposit; proof of insurance coverage has not been received to-date; and recommending that the Midtown Community Council consider supporting the issuance of a Community Festival Permit to the Cypriot Community of Toronto Inc., subject to the City Clerk receiving the required proof of insurance coverage from the applicant.

On motion by Councillor Flint, the Midtown Community Council recommended that Council sanction and grant the Community Festival permit for the Cypriot Community of Toronto Inc. Cultural and Wine Festival, subject to the following terms and conditions:

- (i) Cypriot Community of Toronto Inc., be required to submit to the City Clerk a Certificate of Insurance evidencing a policy of insurance held by the Registered Owner of the Festival Site up to July 30, 2001;
- (ii) that Section 3.2 (f) of the former Borough of East York By-law No. 67-95 regarding security provisions to the Community Festival be waived provided that the Cypriot Community of Toronto Inc. provides approximately five to ten security officers from their membership who will oversee the security for the Festival;
- (iii) the applicant shall be responsible for arranging the private collection and disposal of all waste generated from the Festival;

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- (iv) where the festival takes place outdoors, the applicant shall ensure that adequate containers are provided to control litter and that the containers are emptied on a regular basis to ensure that litter does not become a problem on the permitted or surrounding properties;
- (v) for any portion of the event to be held outdoors, the applicant shall ensure that there is provision of barriers for liquor control, portable washrooms and increased security;
- (vi) for the protection of nearby residents, the sound pressure level shall not exceed 100 decibels, measured at a 100-foot radius. Noise levels above this limit are prohibited. Amplified sound shall cease in accordance with the following schedule:

Community Festival: Saturday, July 28, 2001 from 3:00 p.m. to 2:00 a.m.; and
Sunday, July 29, 2001 from 3:00 p.m. to 2:00 a.m.;
- (vii) no open flames, i.e., candles, permitted on tables, etc;
- (viii) all decorative materials are to be of non-combustible material or treated for flame resistance;
- (ix) provide and maintain clear aisles to all exit doors;
- (x) all food preparation will be done in the kitchen area;

- (xi) provide additional portable fire extinguishers as may be required;
- (xii) flammable compressed gas cylinders are not to be stored or used inside the building;
- (xiii) provide a hydro certificate for all new outside electrical work; and
- (xiv) exit lights shall be clearly illuminated at all times when the building is occupied.

(Clause No. 12 Report No. 4)

**5.14 Request for an Exemption from Chapter 248
of the Former City of Toronto Municipal Code
to Permit Driveway Widening for Two Vehicles
at 30 Colin Avenue.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a report (April 26, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Municipal Code Chapter 248, Parking Licenses, of the former City of Toronto Municipal Code, to permit driveway widening for two vehicles and to maintain the existing paving at 30 Colin Avenue, which does not meet the requirements of the Code; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council deny the request to permit driveway widening for two vehicles and maintain the existing paving at 30 Colin Avenue; or
- (2) City Council approve the request for driveway widening for two vehicles at 30 Colin Avenue, subject to:
 - (a) the existing brick pavers being removed or modified and the parking area being paved with semi-permeable paving materials, such as ecostone pavers or approved equivalent permeable paving treatment acceptable to the Commissioner of Works and Emergency Services;
 - (b) the planter being modified so that the second parking space can be situated perpendicular to the roadway;

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- (c) the excess paving being removed;
 - (d) the parking area for the first space not exceeding 2.24 m by 5.9 m and the second space not exceeding 2.15 m by 4.57 m in dimension; and
 - (e) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 248, Parking Licenses, of the former City of Toronto Municipal Code; or
- (3) City Council approve the request for driveway widening for two vehicles, one of which is to be parked at an angle, at 30 Colin Avenue, notwithstanding the existing paving does not meet the City's paving specifications and the required landscaped open space is not provided, subject to:
- (a) the parking area for the first space not exceeding 2.24 m by 5.9 m and the second space not exceeding 2.15 m by 4.57 m in dimension; and
 - (b) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 248, Parking Licenses, of the former City of Toronto Municipal Code.

On motion by Councillor Flint, the Midtown Community Council deferred consideration of this matter to its next meeting to be held on June 12, 2001.

(Clause No. 34(b), Report No. 4)

**5.15 Request for an Exemption from
Chapter 400 of the Former City of Toronto
Municipal Code to Permit Front Yard Parking
At 1051 Mount Pleasant Road.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a report (April 25, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit front yard parking at 1051 Mount Pleasant Road, which does not meet the requirements of the Code; advising that there no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council deny the application for front yard parking at 1051 Mount Pleasant Road; or

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- (2) City Council approve the application for front yard parking at 1051 Mount Pleasant Road, notwithstanding that the location does not meet the 0.31 m clearance requirement from the rear edge of the sidewalk or from the building, subject to:
- (a) the City sidewalk not being encumbered at any time by vehicles overhanging the City sidewalk and pedestrian traffic on the sidewalk being maintained at all times; and
 - (b) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

The following persons addressed the Midtown Community Council in connection with the foregoing matter:

- Mr. R. W. Suter, Toronto; and
- Mr. Daube, Toronto, and submitted photographs.

On motion by Councillor Flint, the Midtown Community Council recommended to Council, adoption of Recommendation No. (2) of the foregoing report (April 25, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, viz:

“City Council approve the application for front yard parking at 1051 Mount Pleasant Road, notwithstanding that the location does not meet the 0.31 m clearance requirement from the rear edge of the sidewalk or from the building, subject to:

- (a) the City sidewalk not being encumbered at any time by vehicles overhanging the City sidewalk and pedestrian traffic on the sidewalk being maintained at all times; and

- (b) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.”

(Clause No. 13, Report No. 4)

**5.16 Request for an Exemption from Chapter 400
of the Former City of Toronto Municipal Code
to Permit Front Yard Parking for Two Vehicles
at 1044 Mount Pleasant Road.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a report (April 25, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on the applicant's request for an exemption from Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit front yard parking for two vehicles, which does not meet the requirements of the Code; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council deny the application for front yard parking for two vehicles at 1044 Mount Pleasant Road; or
- (2) City Council approve the application for front yard parking for one vehicle at 1044 Mount Pleasant Road, to be parked partially under the verandah, notwithstanding that the landscaped open space requirement will not be met, subject to:
 - (a) the paved area for the parking space extending under the verandah not exceeding 2.0 m by 5.3 m in dimension;
 - (b) the existing paving being removed and replaced with semi-permeable paving materials, i.e., ecostone pavers or approved equivalent permeable paving treatment acceptable to the Commissioner of Works and Emergency Services;
 - (c) the excess paving being removed and the area being restored to landscaped space; and

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- (d) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code; or
- (3) City Council approve the application for front yard parking for one vehicle at 1044 Mount Pleasant Road, to be parked partially under the verandah, notwithstanding the existing paving does not meet the City's paving specifications and that the landscaped open space requirement will not be met, subject to the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code; or
 - (4) City Council approve the application for front yard parking for two vehicles at 1044 Mount Pleasant Road, notwithstanding the existing paving does not meet the City's paving specifications and that the landscaped space requirement will not be met, subject to:
 - (a) the City sidewalk not being encumbered at any time by overhanging parked vehicles and pedestrian traffic on the sidewalk being maintained at all times; and
 - (b) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code; or
 - (5) City Council approve the application for front yard parking for two vehicles at 1044 Mount Pleasant Road, notwithstanding that the landscaped space requirement will not be met, subject to:
 - (a) the City sidewalk not being encumbered at any time by overhanging parked vehicles and pedestrian traffic on the sidewalk being maintained at all times;
 - (b) the paved area for the parking space fronting the steps not exceeding 2.0 m by 4.6 m in dimension and the paved area for the parking space extending under the verandah not exceeding 2.0 m by 5.3 m in dimension;
 - (c) the existing paving being removed and replaced with semi-permeable paving materials, such as ecostone pavers or approved equivalent permeable paving treatment acceptable to the Commissioner of Works and Emergency Services; and
 - (d) the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

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The following persons appeared before the Midtown Community Council in connection with the foregoing matter:

- Mr. Joe Scholz, on behalf of Mrs. Bernice Anne Scholz, Toronto; and
- Mr. R. W. Suter, Toronto.

On motion by Councillor Flint, the Midtown Community Council recommended to Council that the application for front yard parking for two vehicles (1 full size and 1 sub-compact) be approved subject to:

- (1) the City sidewalk not being encumbered at any time by vehicles overhanging the City sidewalk and pedestrian traffic on the sidewalk being maintained at all times; and
- (2) the issue of an 8 foot curb cut on the south side of the subject property and possible landscaping being investigated by Councillor Flint, in consultation with Transportation Services staff and residents prior to the meeting of City Council on May 30, 2001.

The Midtown Community Council requested that Councillor Flint report directly to Council with respect to this matter.

(Councillor Flint; c. Manager, Right of Way Management, Transportation Services, District 1; Mr. Joe Scholz, Toronto; Mr. R. W. Suter, Toronto - May 18, 2001)

(Clause No. 14, Report No. 4)

**5.17 Traffic Calming Policy.
(All Wards)**

The Midtown Community Council had before it a communication (March 28, 2001) from the City Clerk, advising that the Works Committee at its meeting on March 28, 2001 adopted the following recommendations contained in the attached report (March 8, 2001) from the Commissioner of Works and Emergency Services, respecting a harmonized traffic calming policy for the City of Toronto:

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- (1) that this report be forwarded to all Community Councils for consideration, and that their comments on the proposed traffic calming policy be submitted to the Works Committee for consideration at its June 6, 2001 meeting; and
- (2) that this report be distributed to any interested residents and parties, including neighbourhood and business improvement associations in Toronto, as well as citizen advisory committees and advocate groups for transportation modes, such as the City's cycling and pedestrian committees, for comment; neighbourhood associations and business improvement associations are encouraged to provide comments to their respective Community Councils, while broad interest groups are encouraged to submit comments directly to the Works Committee.

The Midtown Community Council also had before it the following report and communication:

- (i) (March 8, 2001) from the Commissioner, Works and Emergency Services, addressed to the Works Committee, regarding a proposed harmonized traffic calming policy for the City of Toronto; and
- (ii) (May 10, 2001) from Mr. Stan Stevenson, Toronto, requesting that Midtown Community Council amend the proposed Traffic Calming Policy.

The Manager, Right of Way Management, Transportation Services, District 1, gave an overhead slide presentation with respect to the proposed harmonized traffic calming policy.

Ms. Susan Ainley, President, North Hill District Homeowner's Association, appeared before the Midtown Community Council in connection with the foregoing matter.

On motion by Councillor Flint, amended by Councillor Johnton and Councillor Mihevc, the Midtown Community Council recommended to the Works Committee, for its meeting on June 6, 2001, that the proposed Process for Installing Traffic Calming Measures (Appendix 5 of the foregoing report from the Commissioner of Works and Emergency Services) be amended to read as follows:

- “(1) When submitting a request for traffic calming to the Councillor, proponents must include a petition of support for the project from at least

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twenty-five percent of the affected households on the street. In the case of rental units, it shall be 10 percent.

- (2) Staff will investigate to confirm whether or not there is a problem as identified by the petitioners.
- (3) If it has been determined that there is a problem, the Traffic Operations staff will review the request and determine if the proposed traffic calming, or any alternative calming that staff recommends, will have significant traffic impacts on adjacent local streets. If the proposal is anticipated to have significant impacts, the staff will expand the study to include adjacent streets. Councillors will be consulted in the establishment of the boundaries of the study area.
- (4) The proposal(s) will be reviewed by staff to determine if it satisfies the criteria outlined in (3). These criteria shall include but not be limited to the provision of sidewalks, determination of the road grade and potential impact on emergency services.
- (5) The proposal is circulated to the Emergency Services (Ambulance, Fire and Police) and the TTC for their comment on the proposal and any modifications that they may suggest in order that their services are not significantly impacted.
- (6) If all safety requirements are met, staff will evaluate speeds, the traffic volumes, block lengths and impacts on transit service. Once all the data has been collected, an analysis and

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- evaluation of all the alternatives will be carried out and the preferred option(s) will be chosen.
- (7) There shall be no speed humps constructed on TTC routes.
 - (8) Staff will develop a detailed design that will illustrate the technically preferred traffic calming measures to address the traffic and street conditions. This plan will also take into account driveway locations, recommended spacing, lighting, pole locations, signage, etc.
 - (9) Once the detailed design is completed, the Ward Councillor will either undertake, or direct staff, to conduct a survey of household on the affected street (or portion of a street) or area, to determine the degree of public acceptance of the proposal. Wording contained in the letter regarding the poll shall be "advisory" not "determinative" in its nature. Councillors may also wish to hold a community meeting.
 - (10) A "successful" poll shall be defined by a response rate of 25 percent coupled with at least a 60 percent positive response rate. There shall be one response allowed per household.
 - (11) If the poll is successful, the City shall proceed with the four weeks of advertising as required by the Environmental Assessment Act.
 - (12) Upon tabulation of the poll and completion of the four weeks of advertising, a public deputation hearing is scheduled before the

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appropriate Community Council. If the project is not approved by Community Council, staff will respond to the proponents with a letter indicating the reasons why the project will not be implemented.

- (13) If Community Council approves the project, then it is forwarded to City Council for final approval. The request to City Council should also include a recommendation to issue a Notice of Completion, in accordance with the statutory requirements of the Environmental Assessment Act. This Notice of Completion would be sent to all parties receiving the initial notice of consultation.
- (14) If final approval is secured from City Council, the Notice of Completion is sent to all relevant parties with a thirty day time period for review and opportunity to request a Part II Order.
- (15) If there is no part II Order request, the project is submitted for budget approval and tendering and construction as soon as possible.
- (16) If there is a Part II Order request for the project, then the project is reviewed by the Ministry of the Environment and energy and one of the following may occur. The Minister may:
 - (i) deny the request;
 - (ii) deny the request with conditions (such as requiring that a Schedule C process be completed or that monitoring and reporting processes be

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implemented);

(iii) refer the matter to mediation;
or

(iv) require the proponent to
comply with Part II of the EA
Act (including a government
review and public hearings).

(17) Traffic calming shall be considered
at the time a road is resurfaced or
reconstructed.

The Midtown Community Council further
recommended that the Province be requested
to review the Environment Assessment Act
with a view to deleting all but: (1)
directional closures; (2) diversions; and
(3) full closures, as described in Table 3.1:
Traffic Calming Measures.

(Works Committee - May 16, 2001)

(Clause No. 34 (c), Report No. 4)

**5.18 Holly Street - East Side - Between
Eglinton Avenue East and Soudan Avenue
- Implementation of a “No Standing Anytime”
Prohibition.
(St. Paul’s - Ward 22)**

The Midtown Community Council had before it a report (April 3, 2001) from the Director, Transportation Services, District 1, reporting on keeping the curb area clear on the east side of Holly Street and enhancing traffic operation; advising that the funds to undertake the necessary signage adjustments in the estimated amount of \$300.00 are contained in the Transportation Services, Division 2001 Operating Budget interim appropriations; and recommending that:

(1) the existing “No Parking Anytime” prohibition on the east side of Holly Street, from Soudan Avenue to Eglinton Avenue East, be changed to “No Standing Anytime”; and

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- (2) the appropriate City officials be authorized and directed 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 Flint, the Midtown
Community Council recommended to
Council adoption of the foregoing report.

(Clause No. 15, Report No. 4)

**5.19 Manor Road East - South Side - Between
Bayview Avenue and Gresham Road -
Extension of the “No Standing Anytime”
Prohibition.
(St. Paul’s - Ward 22)**

The Midtown Community Council had before it a report (April 9, 2001) from the Director, Transportation Services, District 1, addressing concerns regarding vehicles blocking the driveway to Premises No. 461 Manor Road East; advising that the funds to undertake the necessary signage adjustments in the estimated amount of \$120.00 are contained in the Transportation Services, Division 2001 Operating Budget interim appropriations; and recommending that:

- (1) the existing “No Parking from 8:00 a.m. to 6:00 p.m., Monday to Friday” on the south side of Manor Street East, from the lane first west of Bayview Avenue to Gresham Road, be rescinded;
- (2) the existing “No Standing Anytime” prohibition on the south side of Manor Road East, from Bayview Avenue to the lane first west of Bayview Avenue, be rescinded;
- (3) a “No Parking from 8:00 a.m. to 6:00 p.m., Monday to Friday” prohibition be implemented on Manor Road East, from a point 49.0 metres west of Bayview Avenue to Gresham Road;
- (4) a “No Standing Anytime” prohibition be implemented on Manor Road East, from Bayview Avenue to a point 49.0 metres further west; and
- (5) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

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On motion by Councillor Flint, the Midtown Community Council recommended to Council adoption of the foregoing report.

(Clause No. 16, Report No. 4)

**5.20 Amendments to Parking Regulations -
Moore Avenue.
(Don Valley West - Ward 26)**

The Midtown Community Council had before it a report (March 16, 2001) from the Director, Transportation Services, District 1, reporting on recommendations to rescind the current afternoon rush period parking prohibitions on the south side of Moore Avenue, from a point 122.0 metres west of Brendan Avenue to Bayview Avenue; advising that the funds to undertake the necessary signage adjustments in the estimated amount of \$300.00 can be accommodated in the Transportation Services, Division 2001 Operating Budget interim appropriations; and recommending that:

- (1) the existing "No Parking, 4:00 p.m. to 6:00 p.m., Monday to Friday" regulation on the south side of Moore Avenue, from a point 122.0 metres west of Brendan Avenue to Bayview Avenue, be rescinded; and
- (2) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

The Midtown Community Council also had before it the following communications:

- (i) (May 10, 2001) from Ms. Joan Gore, Toronto, objecting to amending parking regulations on Moore Avenue;
- (ii) (April 24, 2001) from Mr. Hugh and Ms. Trudy Grant, Toronto, objecting to amending parking regulations on Moore Avenue; and

Councillor Pitfield moved that appropriate staff be requested to conduct a poll to include various options for parking including no parking on Moore Avenue between Brendan Avenue and Bayview Avenue and that this poll include the following streets - Moore Avenue, Bennington Heights Drive, Lumley Avenue, Brendan Road, Bayview Avenue, Burnham Road, Garden Circle, Orchard Green and Evergreen Gardens, which **carried**.

Later in the proceedings, Councillor Pitfield submitted a petition, signed by approximately 62 residents opposing the proposed amendment to the parking regulations.

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The Midtown Community Council also had before it a communication (May 15, 2001) from Ms. Dawn Welstead opposing the proposal to change parking restrictions on Moore Avenue.

Councillor Pitfield moved that the matter be re-opened, which **carried**.

With the concurrence of the Community Council, Councillor Pitfield withdrew her previous motion.

On motion by Councillor Pitfield, the Midtown Community Council recommended to Council that the aforementioned report (March 16, 2001) from the Director, Transportation Services, District 1, be received.

(Clause No. 17, Report No. 4)

**5.21 Canvarco Road - South Side - East Side
Laird Drive - Amendment to Parking
Regulations.
(Don Valley West - Ward 26)**

The Midtown Community Council had before it a report (April 20, 2001) from the Director, Transportation Services, District 1, reporting on amending the parking regulations on the south side of Canvarco Road, approximately 150.0 metres east of Laird Drive, to improve driveway access for Premises No. 10 Canvarco Road; advising that funds in the amount of \$400.00 associated with the installation of appropriate signs are contained in the Transportation Services Division 2001 Operating Budget interim appropriations; and recommending that:

- (1) parking be prohibited on the south side of Canvarco Road, from a point 142.0 metres east of Laird Drive to a point 30 metres further east thereof; and
- (2) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

On motion by Councillor Flint, the Midtown Community Council recommended to Council adoption of the foregoing report.

(Clause No. 18, Report No. 4)

**5.22 Wychwood Avenue - West Side from
Ellsworth Avenue to Tyrell Avenue -
Adjustment to the Existing Parking
Prohibition.
(St. Paul's - Ward 21)**

The Midtown Community Council had before it a report (April 27, 2001) from the Director, Transportation Services, District 1, reporting on adjusting the regulations in Chapter 400 of the former City of Toronto Municipal Code, Traffic and Parking, to reflect the parking prohibitions currently posted in the field; advising that there no financial implications resulting from the adoption of this report; and recommending that:

- (1) parking be prohibited at anytime on the west side of Wychwood Avenue, from Ellsworth Avenue to Tyrrel Avenue; and
- (2) the appropriate City officials be authorized and directed 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 Flint, the Midtown
Community Council recommended to
Council adoption of the foregoing report.

(Clause No. 19, Report No. 4)

**5.23 Technical Amendment to the Permit
Parking Hours on McMaster Avenue
Between Avenue Road and Rathnelly
Avenue.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a report (April 24, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on the amendments to the permit parking hours on the north side of McMaster Avenue between Avenue Road and Rathnelly Avenue, from 2:01 a.m. to 10:00 a.m., seven days a week, to 2:01 a.m. to 10:00 a.m., Monday to Friday; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) Part N of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to delete the north side of McMaster Avenue, between Avenue Road and Rathnelly Avenue;

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- (2) the newly created Part AG of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be introduced to incorporate the north side of McMaster Avenue, between Avenue Road and Rathnelly Avenue, to operate between the hours of 2:01 a.m. and 10:00 a.m., Monday to Friday; and
- (3) and the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of all necessary bills.

On motion by Councillor Flint, the Midtown Community Council recommended to Council adoption of the foregoing report.

(Clause No. 20, Report No. 4)

5.24 Acquisition for Public Lane Purposes of the Private Lane Extending Between Hocken Avenue and Ellsworth Avenue at the Rear Of Premises Nos. 26 to 36 Vaughan Road. (St. Paul's - Ward 21)

The Midtown Community Council had before it a report (April 23, 2001) from the Director, Transportation Services, District 1, reporting on acquiring the necessary lands for the establishment of a public lane at the above-noted location, in response to a request from the affected residents; advising that funds in connection with the acquisition of the private lane at this location in an amount to be recommended by the Commissioner of Corporate Services, are accommodated in Transportation Services Division Capital Account No. CTP300-5; and recommending that:

- (1) an application be authorized for approval of the expropriation of all rights, title and interests, for public lane purposes, of certain lands described as follows:

Schedule "A"

In the City of Toronto and Province of Ontario, being composed of part of Lot 59 according to Plan 1306 designated as PART 1 on Plan 64R-16930, both of the said Plans being in the Land Registry Office for the Metropolitan Toronto Registry Division (No. 64).

- (2) the service and publication of the Notice of such application, as required by the Expropriations Act be authorized;
- (3) the appropriate officials forward to the Chief Inquiry Officer, pursuant to the said Act, any requests for hearings that are received;

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- (4) the Commissioner of Corporate Services obtain any appraisal reports required to comply with The Expropriations Act;
- (5) the appropriate officials be directed to report further to City Council as the occasion may require;
- (6) a by-law be enacted to lay out the lands to form the new lane as described in Schedule "A" above, and thereafter dedicate the lands for public lane purposes; and
- (7) the appropriate officials take whatever action is necessary to give effect thereto, including the introduction in City Council of any bills that might be necessary.

On motion by Councillor Flint, the Midtown
Community Council recommended to
Council adoption of the foregoing report.

(Clause No. 21, Report No. 4)

**5.25 Stopping Prohibitions - Old York Mills Road.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a report (April 30, 2001) from the Director, Transportation Services, District 3, reporting on installing stopping prohibitions on both sides of Old York Mills Road, from Yonge Street to York Mills Road; advising that all costs associated with the installation of stopping prohibitions are included within the District 3 Transportation Services Division Operating Budget; and recommending that:

- (1) Schedule VIII of By-law No. 31001, of the former City of North York, be amended to delete the "No Parking Anytime" prohibition on the south side of Old York Mills Road, from a point 45.75 metres east of the easterly limit of Yonge Street to a point 106.75 metres east of the easterly limit of Yonge Street;
- (2) Schedule IX of By-law No. 31001, of the former City of North York, be amended to delete the "No Stopping, 6:00 a.m. to 11:00 p.m., Monday to Saturday" prohibition on the south side of Old York Mills Road, from the easterly limit of Yonge Street to a point 45.75 metres east of the easterly limit of Yonge Street;
- (3) Schedule IX of By-law No. 31001, of the former City of North York, be amended to delete the "No Stopping Anytime" prohibition on the west side of Old York Mills Road, from the southerly limit of York Mills Road to a point 45.75 metres south of the southerly limit of York Mills Road;

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- (4) Schedule IX of By-law No. 31001, of the former City of North York, be amended to delete the “No Stopping, 8:00 a.m. to 6:00 p.m., Monday to Friday” prohibition on the south side of Old York Mills Road, from the southerly limit of York Mills Road to the northerly limit of Campbell Crescent; and
- (5) Schedule IX of By-law No. 31001, of the former City of North York, be amended to add “No Stopping Anytime” prohibitions on both sides of Old York Mills Road, from the easterly limit of Yonge Street to the southerly limit of York Mills Road.

On motion by Councillor Flint, the Midtown
Community deferred consideration of this
matter sine die.

(Director, Transportation Services, District 3; c. Councillor
Flint - May 18, 2001)

(Clause No. 34 (d), Report No. 4)

**5.26 Sale of 438 Hillsdale Avenue East.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a report (April 23, 2001) from the Commissioner of Corporate Services, authorizing the disposal of vacant parcel of land, known municipally as 438 Hillsdale Avenue East; advising that revenue in the amount of \$5,000.00 (plus GST if applicable) less closing costs and the usual adjustments is anticipated; and recommending that:

- (1) the Offer to Purchase from Linda Catherine Allen, the adjacent property owner, to purchase the City-owned property known municipally as 438 Hillsdale Avenue East, legally described as Part of Lot 144 on Registered Plan 866 (York) and illustrated as Part 1 on Sketch No. PMC-99-053, in the amount of \$5,000.00 be accepted on the terms outlined in the body of this report, and that either one of the Commissioner of Corporate Services or the Director of Real Estate Services be authorized to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds on closing to fund the outstanding balance of Costing Unit No. CA5599;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of any necessary expenses and amending the closing date to such earlier or later date as he considers reasonable; and

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- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the Midtown Community Council recommended to Council adoption of the foregoing report.

Councillor Walker resumed the Chair.

(Clause No. 22, Report No. 4)

**5.27 Proposed Amendment to Low Lot
By-law No. 7272 for Lot 105-A -
Registered Plan 2247 - Part 1
of Plan 64R-11693 - 412 Fairlawn Avenue.
(Eglinton-Lawrence - Ward 16)**

At this point in the proceedings the Midtown Community Council held a statutory public hearing in accordance with Section c.P.13 of the *Planning Act*. No one appeared before the Midtown Community Council in connection with this matter.

The Midtown Community Council had before it a Draft By-law submitted by the City Solicitor, respecting a proposed Amendment to Low Lot By-law No. 7272 for Lot 105-A - Registered Plan 2247 - Part 1 of Plan 64R-11693 - 412 Fairlawn Avenue.

The Midtown Community Council also had before it the following communications:

- (i) (March 19, 2001) from the City Clerk, Midtown Community Council, forwarding Clause No. 16 of Report No. 2 of the Midtown Community Council, titled "Low Lot By-law No. 7273 - 412 Fairlawn Avenue Lot 105-A - Registered Plan 2247 - Part 1 of Plan 64R-11693 (Eglinton-Lawrence - Ward 16)", which was adopted, without amendment, by City Council at its meeting held on March 6, 7 and 8, 2001; and
- (ii) (April 24, 2001) from Ms. Patricia L. Kingaby, Toronto, expressing opposition to the proposed construction of a house at 412 Fairlawn Avenue.

On motion by Councillor Johnston, the Midtown Community Council recommended to Council that a by-law in the form of the draft by-law be enacted.

(Clause No. 23, Report No. 4)

**5.28 Draft Plan of Condominium Applications
440 Eglinton Avenue East
17, 19, 21, 23 and 25 Lascelles Boulevard.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a communication (April 25, 2001) from the Commissioner of Urban Development Services, addressed to Downtown Community Council and Midtown Community Council, reporting on four draft plan of condominium applications that propose condominium conversion of 1,203 units in eight rental apartment buildings; advising that if Council refuses the draft plan of condominium applications, and the applicants appeal this decision to the Ontario Municipal Board (OMB), the City may be required to retain consultants who can provide expert testimony; that subject to approval of the 2001 Urban Development Services budget, funds for this purpose are available in Urban Development Services account number UR0022-4199; further, subject to 2001 budget approval and eligibility, resources from the Tenant Defence Fund may be available to tenant groups to assist them in presenting their case before the OMB; and recommending that:

- (1) Council refuse Draft Plan of Condominium Applications No. 400012 (44 Walmer Road), No. 400017 (440 Eglinton Avenue West), No. 400018 (88 Wellesley Street East), and No. 400019 (17-25 Lascelles Boulevard);
- (2) Council direct the appropriate City staff to appear before the Ontario Municipal Board (OMB) to oppose any appeals that may be filed in respect to the above-noted applications;
- (3) Council request City staff, in the event of more than one appeal, where appropriate, to request that the OMB consolidate the appeals to ensure these matters are dealt with in an efficient and cost-effective manner;
- (4) Council authorize the City Solicitor, in consultation with the Commissioner of Urban Development Services, the Commissioner of Corporate Services, and the Chief Financial Officer and Treasurer, to retain any necessary consultants to defend Council's position before the OMB in respect of any appeals related to the above-noted applications. As noted in the financial impact statement, such costs be charged to Urban Development Services Account No. UR0022-4199, subject to the City Solicitor reporting to Council on the budgetary requirements;

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- (5) this report be forwarded to the June 4 meeting of the Planning and Transportation Committee; and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Midtown Community Council also had before it the following communications:

- (i) (April 25, 2001) from Ms. Susanne Panhuyzen, Toronto, expressing concerns with regard to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (ii) (April 27, 2001) from Ms. Judy Noordermeer, Toronto, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (iii) (May 1, 2001) from Mr. A. and Ms. M. Brand, Toronto, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (iv) (May 9, 2001) from Ms. Jo-Ann Fagel, Toronto, in opposition to the conversion of 17 Lascelles Boulevard to condominium units;
- (v) (May 9, 2001) from Mr. Malcolm Murdoch, Toronto, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (vi) (May 14, 2001) from Mr. Brad Butt, Executive Director, The Greater Toronto Apartment Association, submitting a written brief in support of the applications for condominium status of rented apartment buildings;
- (vii) (May 14, 2001) from Ms. Constance M. Robinson, Toronto, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (viii) (May 14, 2001) from Mr. David Vallance, Toronto, in support of the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (ix) (May 14, 2001) from Mr. Brook Physick, Toronto, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums;
- (x) (May 15, 2001) from Ms. Sheri Birkhof, Toronto, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums; and
- (xi) (May 15, 2001) from Mr. Michael Bryant, M.P.P., St. Paul's, objecting to the proposed conversion of Lascelles Boulevard apartment buildings to condominiums.

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The following persons appeared in connection with the foregoing matter:

- Mr. Michael Bryant, M.P.P., St. Paul's;
- Mr. Ivan Fleishmann, Toronto, on behalf of the applicant;
- Mr. M. Blidner, solicitor on behalf of the applicant;
- Mr. John N. B. Andrade, consultant on behalf of the applicant;
- Mr. Adam Krehm, on behalf of O'Shanter Development Company Ltd.;
- Ms. Mira Sirotic, President, Brentwood Tenants Association;
- Mr. David Vallana, Toronto;
- Dr. Samuel Kalman, Toronto;
- Mr. Larry Vindischman, Toronto;
- Mr. Dan McIntyre, Federation of Metro Tenants;
- Mr. Johnathan Krehm, on behalf of O'Shanter Development Company Ltd.;
- Mr. Lloyd Ingram, Toronto; and
- Ms. Susan Stewart, Toronto.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the Midtown Community Council recommended to the Planning and Transportation Committee for its meeting on June 6, 2001, adoption of the following Recommendations contained in the report (April 25, 2001) from the Commissioner of Urban Development Services, that:

- (1) Council refuse Draft Plan of Condominium Applications No. 400012 (44 Walmer Road), No. 400017 (440 Eglinton Avenue West), No. 400018 (88 Wellesley Street East), and No. 400019 (17-25 Lascelles Boulevard);
- (2) Council direct the appropriate City staff to appear before the Ontario Municipal Board (OMB) to oppose any appeals that may be filed in respect to the above-noted applications;
- (3) Council request City staff, in the event of more than one appeal, where appropriate, to request that the

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OMB consolidate the appeals to ensure these matters are dealt with in an efficient and cost-effective manner;

(4) Council authorize the City Solicitor, in consultation with the Commissioner of Urban Development Services, the Commissioner of Corporate Services, and the Chief Financial Officer and Treasurer, to retain any necessary consultants to defend Council's position before the OMB in respect of any appeals related to the above-noted applications. As noted in the financial impact statement, such costs be charged to Urban Development Services Account No. UR0022-4199, subject to the City Solicitor reporting to Council on the budgetary requirements; and

(6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Councillor Minnan-Wong was recorded as voting in the negative with respect to the foregoing motion.

On motion by Councillor Johnston, the Midtown Community Council requested the Commissioner of Urban Development Services, in consultation with the City Clerk, to submit a report to the Midtown Community Council and the Policy and Finance Committee with respect to process.

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Councillor Walker resumed the Chair.

(Planning and Transportation Committee; City Clerk;
Commissioner, Urban Development Services; c.
Administrator, Policy and Finance Committee -
May 16, 2001)

(Clause No. 34(e) , Report No. 4)

**5.29 Zoning Regulations Affecting
“Through Lots” - All Lands
Within the Former City of North York.**

The Midtown Community Council had before it a communication (March 29, 2001) from the City Clerk, Planning and Transportation Committee, addressed to the Southwest, Midtown, and North Community Councils, advising that the Planning and Transportation Committee on March 26, 2001, adopted Recommendations Nos. (2), (3) and (4) of the attached report (March 13, 2001) from the Commissioner of Urban Development Services; and in so doing directed that:

- (1) a statutory public hearing under the Planning Act to consider Zoning Regulations Affecting “Through Lots” on all lands within the former City of North York be held by the Planning and Transportation Committee for which notice, by newspaper advertisement, be given; and
- (2) a copy of the report (March 13, 2001) be forwarded to the Southwest, Midtown and North Community Councils for comment prior to Planning and Transportation Committee conducting the public hearing.

On motion by Councillor Flint, the Midtown Community Council recommended to the Planning and Transportation Committee that a by-law in the form of the draft by-law attached to the report (March 13, 2001) from the Commissioner of Urban Development Services, be enacted.

(Planning and Transportation Committee - May 18, 2001)

(Clause No. 34 (f) , Report No. 4)

**5.30 Application to Amend Zoning
Bloorview MacMillan Centre and
Bayview Institutions Context Plan -
Date of Meeting to Consider
Final Report.
(Don Valley West - Ward 26)**

The Midtown Community Council had before it a communication (April 5, 2001) from the City Clerk, Midtown Community Council, advising that the Midtown Community Council, at its meeting on April 3, 2001, in considering a report (March 10, 2001) from the Director, Community Planning, North District, respecting the above-noted zoning application, deferred consideration of the date of the Midtown Community Council at which the Context Plan Study and Final Report on the Bloorview MacMillan application will be considered to its next meeting on May 15, 2001.

On motion by Councillor Pitfield, the Midtown Community Council requested the Director, Community Planning, North District to submit a report to the meeting of the Midtown Community Council scheduled to be held on July 10, 2001 with respect to the built-form, massing, and footprint for the Bloorview MacMillan building and that the statutory public meeting for this application be held at the meeting of the Midtown Community Council scheduled to be held on September 12, 2001, to enable the entire development application for Bloorview MacMillan to have a full discussion and be finalized within the context plan, also to be considered at such meeting.

(Director, Community Planning, North District; c.
Committee Secretary, Midtown Community Council;
Interested Persons - May 18, 2001)

(Clause No. 34(g), Report No. 4)

**5.31 230 St. Clair West - Request for Approval
of Minor Variances from Chapter 297
Signs - of the Former City of Toronto
Municipal Code.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a report (April 4, 2001) from Director, Community Planning, South District, reviewing and making recommendations for an application for minor variances to permit, for identification purposes, an illuminated pedestal sign at 230 St. Clair Avenue West; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council approve Application No. 901015 for minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit, for identification purposes, an illuminated ground sign at 230 St. Clair Avenue West; and
- (2) the applicant be advised, upon approval of Application No. 901015, of the requirement to obtain the necessary permits from the Commissioner of Urban Development Services.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the
Midtown Community Council
recommended to Council adoption of the
foregoing report.

Councillor Walker resumed the Chair.

(Clause No. 24, Report No. 4)

**5.32 556 St. Clair Avenue West - Request for Approval
of Variances from Chapter 297 - Signs -
of the Former City of Toronto
Municipal Code.
(St. Paul's - Ward 21)**

The Midtown Community Council had before it a report (April 4, 2001) from the Director, Community Planning, South District, reviewing and making recommendations for an application for variances to permit, for identification purposes, an illuminated sign at 556 St. Clair Avenue West; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

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- (1) City Council approve Application No. 900083 for minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit, for identification purposes, an illuminated ground sign at 556 St. Clair Avenue West; and
- (2) the applicant is advised, upon approval of Application No. 900083, of the requirement to obtain the necessary permits from the Commissioner of Urban Development Services.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the
Midtown Community Council
recommended to Council adoption of the
foregoing report.

Councillor Walker resumed the Chair.

(Clause No. 25, Report No. 4)

**5.33 160 Kendal Avenue - Request for Approval
of Minor Variances from Chapter 297 -
Signs of the Former City of Toronto
Municipal Code.
(St. Paul's - Ward 21)**

The Midtown Community Council had before it a report (April 19, 2001) from the Director, Community Planning, South District, reviewing and making recommendations for an application for minor variances to permit, for identification purposes, an illuminated fascia sign at the front elevation of the building at 160 Kendal Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council approve Application No. 901029 for minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit, for identification purposes, an illuminated fascia sign at the front elevation of the building at 160 Kendal Avenue; and
- (2) the applicant be advised, upon approval of Application No. 901029, of the requirement to obtain the necessary permits from the Commissioner of Urban Development Services.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

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On motion by Councillor Walker, the Midtown Community Council recommended to Council adoption of the foregoing report.

Councillor Walker resumed the Chair.

(Clause No. 26, Report No. 4)

**5.34 Exemption From Part Lot Control -
Application No. 001061 for the Lands
Known Municipally as 23, 25, 27 31 and 33
Heath Street West.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a report (April 27, 2001) from the Director, Community Planning, South District, initiating the implementation of a Part Lot Control Exemption By-law for the lands known municipally as 23, 25, 27, 31 and 33 Heath Street West; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) a Part Lot Control Exemption By-law, pursuant to Section 50(7) of the Planning Act, be enacted for lands located at 23, 25, 27, 31 and 33 Heath Street West on Registered Plan 365 (York) with an expiry date of two years from the date of enactment by Council;
- (2) the City Solicitor be authorized to introduce the necessary Bills in Council to give effect to Recommendation 1; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the Midtown Community Council recommended to Council adoption of the foregoing report.

Councillor Walker resumed the Chair.

(Clause No. 27, Report No. 4)

**5.35 Prohibited “U” Turns -
Lawrence Avenue East
West of Leslie Street.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a report (May 7, 2001) from the Director, Transportation Services, District 3, reporting on prohibiting “U” turns for westbound traffic on Lawrence Avenue East, between Leslie Street and Banbury Road; advising that all costs associated with the installation of the turn restrictions are included within the Transportation Services Division’s Operating Budget; and recommending that Schedule XV of By-law No. 31001, of the former City of North York, be amended to prohibit westbound “U” turns on Lawrence Avenue East, between Leslie Street and Banbury Road.

On motion by Councillor Flint, the Midtown Community Council recommended to Council adoption of the foregoing report.

(Clause No. 28, Report No. 4)

**5.36 All Way Stop Control - Esgore Drive
At Felbrigg Avenue.
(Eglinton-Lawrence - Ward 16)**

The Midtown Community Council had before it a report (May 7, 2001) from the Director Transportation Services, District 3, commenting on the feasibility of installing an all way stop control at the intersection of Esgore Drive and Felbrigg Avenue; advising that there are no financial implications resulting from the receipt of this report; and recommending that this report be received for information only and that no action be taken.

Mr. David Dunkelman appeared before the Midtown Community Council in connection with the foregoing matter.

On motion by Councillor Johnston, the Midtown Community Council recommended to Council that Schedules XVIII and XIX of By-law No. 31001, of the former City of North York, be amended to require traffic to stop on all approaches to the intersection of Esgore Drive and Felbrigg Avenue.

(Clause No. 29, Report No. 4)

**5.37 Millwood Road - South Side - Between
Yonge Street and Acacia Road - Adjustment
of the Existing 10 Minute Maximum Parking
Regulation Associated With the Designated
“Student Pick-up/Drop-Off Area” for the
Davisville Child Care Centre/Davisville
Junior Public School.
(St. Paul’s - Ward 22)**

The Midtown Community Council had before it a report (May 8, 2001) from the Director, Transportation Services, District 1, with respect to providing additional short term parking opportunity for parents picking up and dropping off children attending The Davisville Child Care Centre/Davisville Junior Public School located on the south side of Millwood Road; advising that funds to undertake the necessary signage adjustments in the estimated amount of \$600.00 are contained in the Transportation Services Division 2001 Operating Budget interim appropriations; and recommending that:

- (1) the existing “10 minute Student Pick-up/Drop-off Zone” on the south side of Millwood Road from a point 50.2 metres east of Yonge Street to a point 140.2 metres east of Yonge Street and operating from 8:15 a.m. to 9:30 a.m., 11:15 a.m. to 1:30 p.m. and from 3:00 p.m. to 4:00 p.m., Monday to Friday be adjusted to operate from a point 80.5 metres east of Yonge Street to a point 174 metres east of Yonge Street from 8:15 a.m. to 9:30 a.m., 11:15 a.m. to 1:30 p.m. and from 3:00 p.m. to 6:00 p.m., Monday to Friday.
- (2) the existing one-hour maximum parking regulation from 10:00 a.m. to 6:00 p.m., Monday to Friday on the south side of Millwood Road, from Yonge Street to Acacia Road, be adjusted to operate from Yonge Street to a point 60 metres east of Yonge Street and from a point 240 metres east of Yonge Street to Acacia Road.
- (3) the existing parking prohibition from 8:30 a.m. to 6:00 p.m., Monday to Friday on the south side of Millwood Road from a point 44.2 metres east of Yonge Street to a point 50.2 metres east of Yonge Street and from a point 140.2 metres east of Yonge Street to a point 239 metres east of Yonge Street, be adjusted to operate from a point 60 metres east of Yonge Street to a point 80.5 metres east of Yonge Street and from a point 174 metres east of Yonge Street to a point 240 metres east of Yonge Street.
- (4) the appropriate City officials be authorised and directed 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 Flint, the Midtown Community Council recommended to Council adoption of the foregoing report

(Clause No. 30, Report No. 4)

**5.38 Context Review - St. Clair Avenue West
Between Avenue Road and Spadina Road.
(St. Paul's - Ward 22)**

Councillor Walker advised the Midtown Community Council that he had withdrawn his request outlined in his communication (May 8, 2001) with respect to a Context Review for the portion of St. Clair Avenue West between Avenue Road and Spadina Road.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the Midtown Community Council received the foregoing and took no action.

Councillor Walker resumed the Chair.

(Clause No. 34(h), Report No. 4)

**5.39 Public Laneway by Eglinton Avenue
and Marlee Avenue.
(St. Paul's - Ward 21)**

The Midtown Community Council had before it a report (May 10, 2001) from the Director, Transportation Services, District 1, responding to a request from the Administrator of the Midtown Community Council, on behalf of Councillor Joe Mihevc, to report to the May 15, 2001 meeting of the Midtown Community Council on the feasibility of implementing a one-way operation in the subject lane; advising that there are no financial implications resulting from the receipt of this report; and recommending that this report be received for information.

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On motion by Councillor Flint, the Midtown Community Council received the foregoing report.

(Director, Transportation Services, District 1; c. Councillor Mihevc; Mr. Rocco and Ms. Angela Nicastro - May 25, 2001)

(Clause No. 34(i), Report No. 4)

**5.40 Rescinding By-law for Raised
Intersection at Atlas Avenue/Normanna Avenue
And Cherrywood Avenue/Valewood Avenue.
(St. Pauls' - Ward 21)**

The Midtown Community Council had before it a report (May 11, 2001) from the Director, Transportation Services, District 1, responding to a request from the Administrator of the Midtown Community Council, on behalf of Councillor Joe Mihevc, to report to the May 15, 2001 meeting of the Midtown Community Council on the rescindment of approval to construct raised intersections at the subject intersections; advising that there are no financial implications resulting from the receipt of this report; and recommending that:

- (1) the approval to construct raised intersections at the intersections of Atlas Avenue with Normanna Avenue and Graham Gardens and the intersection Cherrywood Avenue and Valewood Avenue, be rescinded; 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.

Councillor Walker appointed Councillor Flint, Acting Chair, and vacated the Chair.

On motion by Councillor Walker, the Midtown Community Council recommended to Council adoption of the foregoing report.

Councillor Walker resumed the Chair.

(Clause No. 31, Report No. 4)

**5.41 1 Farrington Drive - Request for
Variance to By-law Regarding
Driveway Entrances.
(Don Valley West - Ward 25)**

The Midtown Community Council had before it a communication (April 30, 2001) from Mr. Leonard M. Katz, Toronto, requesting a variance to the by-law regarding driveway entrances.

On motion by Councillor Flint, the Midtown Community Council recommended to Council that the request for a variance from the policy with respect to driveway entrances for properties in District 3 be granted as outlined in the aforementioned communication (April 30, 2001) from Mr. Leonard M. Katz, and as detailed in the architectural drawing attached thereto prepared by Dero Building Designs Consultants Inc. and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Clause No. 32, Report No. 4)

**5.42 2195 Yonge Street - Minto Development
Focused Review Terms of Reference
Request for Additional Impact Studies.
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a communication (May 11, 2001) from Councillor Michael Walker, forwarding a communication from the Federation of North Toronto Residents' Association requesting additional impact studies related to the application by Minto YE Inc. to build a 55 and 47 storey skyscraper at 2195 Yonge Street.

The following persons appeared before the Midtown Community Council in connection with the foregoing matter:

- Mr. Michael Freel, on behalf of the Federation of North Toronto Ratepayers Association (FONTRA);
- Mr. Jason Stewart, on behalf of FONTRA, and submitted a written brief; and
- Mr. George Teichman, on behalf of FONTRA.

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Councillor Walker appointed Councillor Minnan-Wong, Acting Chair and vacated the Chair.

The following motion by Councillor Walker was placed but was not voted on:

“The recommendations contained in the aforementioned communication from FoNTRA be incorporated in to the review process.”

Councillor Walker resumed the Chair.

On motion by Councillor Minnan-Wong the Midtown Community Council referred the foregoing communication to the Director, Community Planning, South District, with a request that she submit a report thereon to the meeting of the Midtown Community Council scheduled to be held on June 12, 2001.

The foregoing motion **carried** on the following division of votes:

Yeas: Flint, Johnston, Minnan-Wong, Mihevc;

Nays: Walker, Pitfield

(Director, Community Planning, South District; c.
Interested Persons - May 25, 2001)

(Clause No. 34(j), Report No. 4)

**5.43 35 Woodlawn Avenue West
("Woodlawn"/William Hume Blake House) -
Intention to Designate Under Part IV
Of the Ontario Heritage Act and Conditions
of OMB Approval of Proposed Development
(St. Paul's - Ward 22)**

The Midtown Community Council had before it a communication (April 20, 2001) from the Commissioner, Economic Development, Culture and Tourism, reporting on a recommendation that the property at 35 Woodlawn Avenue West be designated under Part IV of the Ontario Heritage Act, and that a number of conditions be imposed should the Ontario Municipal Board approve the proposed development; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

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- (1) City Council state its intention to designate the property at 35 Woodland Avenue West (“Woodlawn” – William Hume Blake House) (Attachments No. 1 and 2) pursuant to Part IV of the *Ontario Heritage Act* to be of architectural and historical value;
- (2) the appropriate officials be authorized to take whatever action is necessary to give effect hereto.
- (3.) should the Ontario Municipal Board approve the proposed development,
 - (i) prior to the issuance of a building permit, the owner enter into a heritage easement agreement with the City of Toronto as set out under Section 37 of the *Ontario Heritage Act*, using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Manager of Heritage Preservation Services;
 - (ii) Authority be granted by Toronto City Council for the execution of an Heritage Easement Agreement, under Section 37 of the Ontario Heritage Act;
 - (iii) the owner provide Heritage Preservation Services with two (2) copies of the required photographs of 35 Woodlawn Avenue West for inclusion in the heritage easement agreement;
 - (iv) the owner provide a detailed Restoration Plan for 35 Woodlawn Avenue West, prepared by a qualified architect and secured through the heritage easement agreement, that meets with the satisfaction of the Manager of Heritage Preservation Services; and
 - (v) the owner post letters of credit with the City in an amount to implement the Restoration Plan, satisfactory to the Manager of Heritage Preservation Services.

On motion by Councillor Mihevc, the Midtown Community Council recommended to Council adoption of the foregoing report subject to amending Recommendation No. 3(v) by adding the following words:

“prior to the issuance of a building permit.”

so that such recommendation now reads as follows:

“the owner post letters of credit with the City in an amount to implement the Restoration Plan, satisfactory to the Manager of Heritage Preservation Services, prior to the issuance of a building permit.”

(Clause No. 33, Report No. 4)

**5.44 Requirements for Building Permit
Building Code Act, 1992.
(St. Paul's - Ward 21)**

On motion by Councillor Mihevc, the Midtown Community Council referred a copy of a communication (May 9, 2001) from the Code Advisor, Ministry of Municipal Affairs and Housing, addressed to Ms. Eleanor Olmsted, together with a photograph, submitted by Ms. Olmsted, with respect to 7 Strathearn Road, to the City Solicitor for information and any action deemed appropriate.

(Clause No. 34(k), Report No. 4.)

The Midtown Community Council recessed at the following times:

recessed: 10:58 a.m.
resumed: 11:10 a.m.
recessed: 12:30 p.m.
resumed: 2:10 p.m.

The Midtown Community Council adjourned its meeting at 5:40 p.m.