

THE CITY OF TORONTO

Clerk's Division

Minutes of the Planning and Transportation Committee

Meeting No. 5

Monday, May 7, 2001

The Planning and Transportation Committee met on May 7, 2001, in Committee Room No. 1, 2nd Floor, City Hall, Toronto, commencing at 9:30 a.m.

| Councillor | 9:30 a.m. | 2:00 p.m. |
|------------------------------------|------------------|------------------|
| Councillor Joe Pantalone, Chair | X | X |
| Councillor Mario Silva, Vice-Chair | X | X |
| Councillor Gerry Altobello | X | X |
| Councillor Brian Ashton | X | X |
| Councillor Joanne Flint | X | X |
| Councillor Pam McConnell | X | X |
| Councillor Peter Milczyn | X | X |
| Councillor Howard Moscoe | X | X |

Declarations of Interest Pursuant to the Municipal Conflict of Interest Act

None declared

Confirmation of Minutes

On motion by Councillor Altobello, the Minutes of the meeting of the Planning and Transportation Committee held on March 26, 2001, were confirmed.

5.1. Two-Way Voice Communication Devices and Security Locking Mechanisms for Multiple-Dwelling Units

The Planning and Transportation Committee gave consideration to a report (April 17, 2001) from the Commissioner, Urban Development Services reporting on two-way voice communication devices and security locking mechanisms for multiple-dwelling units, and recommending that this report be received for information.

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The Committee also had before it the following communications:

- (February 7, 2001) from Rooming House Work Group Participants expressing concerns registered by the group regarding the requirement pursuant to Chapter 629 Property Standards of the Municipal Code that each dwelling unit in multiple dwellings be connected by a two-way voice communication system and security lock release mechanism to the principle entrance of a building, and given the profile of the tenant population prevalent in the rooming house sector advising that there are operational and financial issues which make this provision of the by-law problematic, and urging the Committee to review this matter;
- (May 2, 2001) from B. Taneja and R. Taneja opposing the requirement for the installation of intercom systems; and
- (May 4, 2001) from Robert B. Levitt opposing the requirement for the installation of intercom systems.

On motion by Councillor McConnell, the Planning and Transportation Committee deferred consideration of the report (April 17, 2001) from the Commissioner of Urban Development Services and requested:

- (1) the Commissioner of Urban Development Services and the Commissioner of Community and Neighbourhood Services to report to the Community Services Committee and the Planning and Transportation Committee on the Rooming House crisis, including:
 - (a) the status of the City's compliance with the recommendations of the Rupert Hotel Inquiry;
 - (b) the current housing standards experienced by people who live in rooming houses;
 - (c) the impact of housing standards enforcement, market conditions, vacancy rates and income trends on the viability of rooming houses;
 - (d) the number of rooming house units lost over the last 3 years;
 - (e) any trends in the creation of loss of affordable rooms;
 - (f) the steps currently being taken by the City to ensure an adequate supply of affordable, quality rooms;

- (g) any barriers presented by the City to the expansion of rooming house stock; and
- (h) options available to the City to ensure an adequate supply of affordable, quality rooms.

On motion by Councillor Ashton, the Planning and Transportation Committee requested the Commissioner of Urban Development Services to report further to the Planning and Transportation Committee on the status of the current two-way communication voice system in rooming houses and the impact of testing alarm systems on tenants.

(Commissioner, Urban Development Services; Commissioner, Community and Neighbourhood Services; c.c.: Administrator, Community Services Committee; Interested Persons - May 14, 2001)

(Clause No. 7(a), Report No. 5)

5.2 Issuance of Additional Ambassador Taxicab Licences in 2001

The Planning and Transportation Committee gave consideration to a transmittal letter (April 23, 2001) from the City Clerk, Licensing Sub-Committee advising that the Licensing Sub-Committee recommended that in view of the position taken by the Taxicab Advisory Committee, as set out in its communication (April 11, 2001) which recommends the issuance of 300 Ambassador taxicab licences over and above the 100 already approved for the year 2001 and, in view of the Coopers and Lybrand formula which calls for 131 full-time licences, as set out in the report (March 22, 2001) from the Commissioner of Urban Development Services:

- (1) an additional 262 Ambassador taxicab licences, over and above the 100 already approved for the year 2001, be issued as soon as possible to drivers who have qualified under the City's licensing by-laws, as indicated by the licensing formula currently used by the City of Toronto in determining an adequate level of taxi service;
- (2) the Chair of the Licensing Sub-Committee discuss with the Greater Toronto Airport Authority (GTAA) the possibility of Ambassador taxicabs picking up passengers at Toronto Pearson International Airport and, should the GTAA authorize such pick-ups, the Chair report to the Licensing Sub-Committee regarding the issuance of additional Ambassador plates to meet the anticipated demand;

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- (3) By-law 574-2000, Schedule 8, be amended to require that leases include standard clauses that would require leases to be a minimum of one year unless terminated by mutual consent;
- (4) the Commissioner of Urban Development Services be directed to ensure that all new vehicles registered as taxicabs be owned by the person holding the owner's licence, and to take measures to require evidence that the owner of the plate is actually the owner of the vehicle;
- (5) the Commissioner of Urban Development Services be directed to ensure by whatever means possible that vehicles newly registered as taxicabs with the Municipal Licensing Standards meet these requirements, including all replacement vehicles, on a go-forward basis; and
- (6) the appropriate City Officials be authorized and directed to take the necessary action to give effect to the foregoing.

The Committee also gave consideration to the following reports/communications:

- confidential report (April 30, 2001) from the City Solicitor respecting taxicab leasing, having regard that the subject matter relates to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- communication (April 18, 2001) from Gerald H. Manley forwarding comments respecting the issuance of additional plates and suggesting that there is not enough business to support all these new plates;
- communication (undated) from Mohammed Hakimzadah supporting the issuance of additional plates to drivers only, not to brokers;
- communication (undated) from Abu Turab forwarding comments respecting Ambassador Taxi plates;
- communication (May 4, 2001) from Lawrence Eisenberg, President and Andy Reti, Executive Director, The Toronto Taxi Owners and Operators Association opposing the issuance of any additional plates;
- communication (undated) from Arvind Kumar Agarwal requesting that the Committee issue 600 Ambassador Taxicab licences;
- communication (May 4, 2001) from Kuldip Singh Virk, Vice-Chair, Taxi Advisory Committee recommending that the City conduct an industry wide survey for input regarding plate issuances; modify or develop an issuing formula

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for future plate issuances; and refer this matter back to the TAC for further industry input;

- communication (undated) from Neil Beveridge, Chair, Taxicab Advisory Committee forwarding comments regarding taxi plates;
- communication (May 7, 2001) from Paul Forhan, President, Independent Cab Owners Co-operative Incorporated opposing the issuance of 362 additional plates;
- communication (May 7, 2001) from Peter Zahakos, Zaks Taxi Limited objecting to the issuance of an additional 262 taxicab licences;
- communication (undated) from Eugene W. Meikle, Toronto Taxi Drivers Association supporting the continuous issuance of more Ambassador Taxi Plates;
- communication (May 7, 2001) from Ervin Shaw opposing the issuance of additional plates until the Ambassador lawsuit has come before City Council for negotiations, as supported by TAC;
- communication (undated) from Kevin Richardson, President, Toronto Taxi Union supporting the issuance of an additional 262 Ambassador plates for a total of 362 plates for the year 2001;
- communication (undated) from Mohammad Reza Hosseinioon requesting the Committee to support the issuance of 700 plates;
- communication (undated) from Alasdair Moore forwarding two submissions and requesting that no more taxi plates be issued until a new issuing formula has been adopted;
- communication (April 7, 2001) from Larry Labovitch, Owner, Kingsboro Taxi requesting that the Committee defer further consideration until such time that the lawsuit with the Ambassador drivers is settled and until a decision has been made regarding the location for the 2008 Olympics;
- communication (undated) from Ikram Freed, President, Take a Taxi, requesting the City to issue at least 500 plates per year until the lease rate comes down to \$500.00 per month; and
- communication (May 7, 2001) from Behrouz Rezahi requesting that more plates be issued than recommended.

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The following persons appeared before the Planning and Transportation Committee in connection with the foregoing matter:

- Kevin Richardson, Toronto Taxicab Union;
- Behrouz Rezahi, Canadian Autoworkers' Union;
- Mostafa Afshar;
- Mohammad Reza Hosseinioon;
- Ikram Freed, President, Take a Taxi;
- Parminder Singh;
- Arvind Kumar Agarwal;
- Larry Labovitch, Kingsboro Taxi;
- Jim Bell, President, President, Toronto Taxicab Alliance;
- Mohammed Hakimzadah;
- Faisel Ebrahim;
- Paul Forhan, Independent Taxicab Association;
- Nabil Charbel, Canadian Autoworkers' Union;
- Pirooz Bagherzadeh;
- Eugene Meikle
- Abu Turab;
- Alasdair Moore;
- Robert A. Stewart, Law Clerk;
- Neil Beveridge, Chair, Taxicab Advisory Committee;
- Ian Allaby;
- Wilma Walsh;
- Peter Zahakos, Zak's Taxi Ltd.;
- Steve Anemi;
- Owen Leach;
- Bashir Husen;
- Joe Takacs;
- Martin Ceh-Seremet, Ambassador Taxicab Association;
- Kuldip Singh Virk, TAC Member;
- Sajid Mughal, Member of TAC;
- Andy Reti, Toronto Taxicab Owners' and Operators' Association;
- Ebagua Osas Junior;
- Ervin S. Shaw;
- John McIntyre;
- Ted Elliott; and
- Walter Kuz.

On motion by Councillor Moscoe, the Planning and Transportation Committee:

- (1) recommended to City Council, for its meeting on May 30, 2001, that the following Recommendations (1), (2), (4), (5) and (6) of the

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Licensing Sub-Committee, contained in the transmittal letter (April 23, 2001) from the City Clerk, be adopted:

- “(1) That an additional 262 Ambassador taxicab licences, over and above the 100 already approved for the year 2001, be issued as soon as possible to drivers who have qualified under the City’s licensing by-laws, as indicated by the licensing formula currently used by the City of Toronto in determining an adequate level of taxi service;
 - (2) the Chair of the Licensing Sub-Committee discuss with the Greater Toronto Airport Authority (GTAA) the possibility of Ambassador taxicabs picking up passengers at Toronto Pearson International Airport and, should the GTAA authorize such pick-ups, the Chair report to the Licensing Sub-Committee regarding the issuance of additional Ambassador plates to meet the anticipated demand;
 - (4) the Commissioner of Urban Development Services be directed to ensure that all new vehicles registered as taxicabs be owned by the person holding the owner’s licence, and to take measures to require evidence that the owner of the plate is actually the owner of the vehicle;
 - (5) the Commissioner of Urban Development Services be directed to ensure by whatever means possible that vehicles newly registered as taxicabs with the Municipal Licensing Standards meet these requirements, including all replacement vehicles, on a go-forward basis; and
 - (6) the appropriate City Officials be authorized and directed to take the necessary action to give effect to the foregoing.”; and
- (2) referred the following Recommendation (3) of the Licensing Sub-Committee contained in the transmittal letter (April 23, 2001) from the City Clerk to the Chair of the Planning and Transportation Committee and the Chair of the Licensing Sub-Committee with a request that they meet with the City Solicitor to determine the best way to achieve the objectives as outlined therein;
- “(3) By-law 574-2000, Schedule 8, be amended to require that leases include standard clauses that would require leases to

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be a minimum of one year unless terminated by mutual consent;”;

- (3) requested the Commissioner of Urban Development Services to review taxi meter rates in Toronto and report thereon to the Licensing Sub-Committee through the Taxi Advisory Committee.

On motion by Councillor Milczyn, the Planning and Transportation Committee requested the Commissioner of Urban Development Services to consult with the Taxi Advisory Committee and report to the Licensing Sub-Committee on possible by-law amendments which would permit an Ambassador Taxicab licence holder to hire a driver to cover him or her for periods such as vacation, illness or disability.

The following motions placed by Councillor Milczyn were voted on and lost:

- (1) that Recommendation (1) of the Licensing Sub-Committee be amended by deleting the number “262” and substitute therewith the number “134”;
- (2) the Commissioner of Urban Development Services and the Chief Financial Officer and Treasurer report to the Policy and Finance Committee and the Planning and Transportation Committee on the implications of issuing additional taxi plates and the impact this would have on the industry; and
- (3) the Commissioner of Urban Development Services report to the Planning and Transportation Committee on the feasibility of implementing an auction for further issuances of ambassador license plates and provide suggestions on where revenues of such an auction could be directed.

The motion to adopt the recommendations of the Licensing Sub-Committee, as amended, carried on the following division of votes:

Yeas: Councillor Pantalone
Councillor Silva
Councillor Altobello
Councillor Ashton
Councillor Flint
Councillor McConnell
Councillor Moscoe

Nays: Councillor Milczyn

(Commissioner, Urban Development Services; Councillor Pantalone, Chair, Planning and Transportation Committee; Councillor Moscoe, Chair, Licensing Sub-Committee; c.c.: City Solicitor; Secretary, Licensing Sub-Committee; Secretary, Taxicab Advisory Committee; Interested Persons - May 14, 2001)

(Clause No. 1, Report No. 5)

5.3 Issuance of Accessible Taxicab Owner's Licences

The Planning and Transportation Committee gave consideration to a transmittal letter (April 20, 2001) from the City Clerk, Licensing Sub-Committee advising that the Licensing Sub-Committee recommended that any surplus Accessible Taxicab plates for 2001 cease to be issued to brokerages.

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

- report (April 23, 2001) from the Commissioner, Urban Development Services providing information to the Planning and Transportation Committee regarding the issuance of Accessible Taxicab Owner's Licences, and recommending that this report be received for information;
- communication (May 2, 2001) from Mohammed Hakimzadah supporting the issuance of Accessible Taxi permits only to drivers and not to brokerages; and
- communication (May 7, 2001) from Lloyd Pollock, President, Dignity Transportation Inc. (Celebrity Taxi) supporting the issuance of Accessible Taxi permits.

The following persons appeared before the Planning and Transportation Committee in connection with the foregoing matter:

- Mohammed Hakimzadah;
- Ikram Freed, President, Take a Taxi; and
- Lloyd Pollock, Celebrity Taxi.

On motion by Councillor Moscoe, the Planning and Transportation Committee:

- (1) recommended to City Council, for its meeting on May 30, 2001, that any surplus Accessible Taxicab plates for 2001 cease to be

issued to brokerages, and that authority be granted for the introduction of the necessary bill in Council to give effect thereto; and

- (2) requested the Commissioner of Urban Development Services, in consultation with the City Solicitor, to report directly to City Council on the implications, if any, of amending By-law 574-2000 in this manner.

(Commissioner, Urban Development Services; City Solicitor; c.c.: Licensing Sub-Committee; Taxicab Advisory Committee; Interested Persons - May 10, 2001)

(Clause No. 2, Report No. 5)

5.4 Extension of Highway 404

The Planning and Transportation Committee gave consideration to a report (April 17, 2001) from the Commissioner, Urban Development Services responding to a request from the Planning and Transportation Committee regarding Provincial plans to extend Highway 404 and recommending that City Council:

- (1) through its representation on the Greater Toronto Services Board (GTSB), press for a review of the Province's announcement concerning the overall expansion of the 400-series highway network within the context of a regional growth management strategy for the GTA based on "smart growth" principles;
- (2) request the Ontario Ministry of Transportation (MTO) to keep both the City and the GTSB informed of and involved in all planning studies on Provincial highway expansion projects in and around the GTA; and
- (3) forward a copy of this report to MTO, the Ministry of the Environment (MOE) and the Regional Municipalities of York, Peel and Durham.

The Committee also gave consideration to the following material:

- (May 3, 2001) from Ross Snetsinger, Chair, Rail Ways to the Future, forwarding a submission respecting rail and transit as opposed to new highway spending;
- (May 4, 2001) from Ross Snetsinger, Chair, Rail Ways to the Future forwarding comments respecting the overall expansion of the 400-series highway network within the context of a regional growth management strategy for the GTA based on "Smart Growth" strategies;

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- (May 3, 2001) from Ross Snetsinger, Chair, Rail Ways to the Future forwarding a submission, titled "The OECD's Environmentally Sustainable Transport (EST) Project". Newspaper articles appended thereto are on file in the office of the City Clerk; and
- map, titled "Metropolitan Plan of the Metropolitan Toronto Planning Area", Municipality of Metropolitan Toronto, December, 1966 from Wilfrid Walker, P.Eng., Board Member, Transport 2000 Ontario.

The following persons appeared before the Planning and Transportation Committee in connection with the foregoing matter:

- Ross Snetsinger, Chair, Rail Ways to the Future; and
- Wilfrid Walker, P.Eng., Board Member, Transport 2000 Ontario.

On motion by Councillor Pantalone, the Planning and Transportation Committee deferred consideration of the report (April 17, 2001) from the Commissioner, Urban Development Services to its next meeting on June 4, 2001, and requested that:

- (1) the Chair of the Greater Toronto Services Board be invited to address the June 4, 2001 meeting of Planning and Transportation Committee regarding the GTSB's approach to the proposed extension of Highway 404;
- (2) the Federal Minister of Transportation be invited to address the June 4, 2001 meeting of Planning and Transportation Committee on the Federal Government's role as it relates to transportation in the Greater Toronto area; and
- (3) requested the Commissioner of Urban Development Services, in consultation with the Commissioner of Works and Emergency Services, to report to the June 4, 2001 meeting of the Planning and Transportation Committee with recommendations on how to redress the imbalance between road and transportation improvements in the Greater Toronto Area and provide estimates of the funding required to attain a balance;

On motion by Councillor Ashton, the Planning and Transportation Committee requested that the Minister of the Environment be advised that the Planning and Transportation Committee has concerns regarding the extension of Highway 404 and its impact on the Oak Ridges Moraine

watershed and that she extend the 30 day consultation period to enable City Council to discuss this matter fully;

On motion by Councillor Moscoe, the Planning and Transportation Committee requested the Commissioner of Urban Development Services to report to the June 4, 2001 Planning and Transportation Committee meeting on the effect of the Provincial Government's policies on tolling on the balance of the road network; and

On motion by Councillor Flint, the Planning and Transportation Committee requested that people who can speak to the matter of incorporating the Oak Ridges Moraine into transportation planning for this region be invited to address the Planning and Transportation Committee on June 4, 2001.

(The Hon. David Michael Collenette, Minister of Transport; The Hon. Elizabeth Witmer, Minister of the Environment; Mr. Gordon Chong, Chairman, The Greater Toronto Services Board; Commissioner, Urban Development Services; c.c.: Loy Cheah, Senior Transportation Planner, Urban Development Services; Interested Persons - May 10 and 14, 2001)

(Clause No. 7(b), Report No. 5)

5.5 Harmonization of the Division Fence By-law

The Planning and Transportation Committee gave consideration to a transmittal letter (July 14, 2000) from the City Clerk forwarding Clause No. 2 of Report No. 6 of The Planning and Transportation Committee, headed "Harmonization of the Division Fence By-law", which was before City Council at its meeting on July 4, 5 and 6, 2000, and **advising** that Council directed that this Clause be struck out and referred back to the Planning and Transportation Committee for further consideration, together with the following motions; and the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee, for consideration therewith, on the impact of the proposed amendments, such report to address, in particular, the financial implications relative to the motion by Councillor Moscoe to delete Clause No. (5), headed "Public Highway", from the proposed Division Fence By-law:

Moved by Councillor Bossons:

“That the Clause be amended:

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- (1) to provide that Section 5 of the proposed Division Fence By-law apply to front fences only; and
- (2) by adding thereto the following:

‘It is further recommended that the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee on the cost implications to the City if the City is held responsible for paying one-half of the cost of basic front or back yard fences.’”

Moved by Councillor Mammoliti:

“That the Clause be amended by adding thereto the following:

‘It is further recommended that the Commissioner of Works and Emergency Services be requested to appoint as many members of existing staff he deems appropriate as Fence Arbitrators; that the Fence Arbitrators be granted the authority to make a final decision in the event of fence disputes; and that the by-law be amended accordingly.’”

Moved by Councillor Miller:

“That the Clause be amended:

- (1) to provide that the by-law be amended to maintain the current provisions of the former City of Toronto by-law within the boundaries of the former City; and
- (2) by adding thereto the following:

‘It is further recommended that the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee, in one year’s time, on the operation of this system and whether methods to facilitate dispute resolution are required in the former Cities of Etobicoke, Scarborough, East York and North York, and how and whether the City of Toronto should apply for the required special legislation.’”

Moved by Councillor Bossons:

“That Part (1) of the motion by Councillor Miller be amended by adding thereto the following words:

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‘on the condition that fees be increased in order to pay as fully as possible for the cost of fence viewing/arbitration.’”

Moved by Councillor Mihevc:

“That Part (1) of the motion by Councillor Miller be amended to provide that fence viewers be continued and expanded in all former municipalities, and further that the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee on how this could be accomplished.”

Moved by Councillor Moscoe:

“That the Clause be amended to provide that Clause No. (5), entitled ‘Public Highway’, be deleted from the proposed Division Fence By-law.”

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

- report (April 11, 2001) from the Commissioner, Urban Development Services reporting further on the harmonization of the Division Fence By-law and recommending that the Committee:
 - (1) adopt the attached draft Division Fence By-law, along with the fee proposed for the information package, and that the City Solicitor be directed to prepare and submit the necessary bill(s) to Council; OR
 - (2) adopt the procedure as outlined in the Line Fences Act and that the necessary bill(s) be prepared by the City Solicitor to implement the procedure and the fees recommended in this report and to appoint members of the Property Standards Committee as fence viewers for the purposes of the Act. In addition, it is recommended that the bill provide that no fence viewing will take place between the 1st day of November and the 31st day of March in the next following year, as provided for in the Act; and
 - (3) receive the balance of this report for information; and
- report (May 7, 2001) from the City Clerk bringing to the Committee's attention implications identified by the City Clerk if Recommendation No. 2 of the above mentioned report (Report No. 5, Meeting No. 5, Planning and Transportation Committee Meeting of May 7, 2001) is adopted, and recommending, in the event that Recommendation No. 2 of the Commissioner's Report entitled, “Harmonization of the Division Fence By-law” is adopted, that:

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- (1) City Clerk's be allocated one additional staff person in order to carry out the additional responsibilities with funds required therefor drawn from the fees collected as a result of the adoption of the Line Fences Act arbitration process; and
- (2) this report, as adopted, be submitted to the Budget Advisory Committee for consideration as part of the 2002 budget process.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended to City Council, for its meeting on May 30, 2001, that:

- (1) the following Recommendations (2) and (3) of the report (April 11, 2001) from the Commissioner of Urban Development Services be adopted:
 - “(2) the procedure as outlined in the Line Fences Act be adopted and that the necessary bill(s) be prepared by the City Solicitor to implement the procedure and the fees recommended in this report and to appoint members of the Property Standards Committee as fence viewers for the purposes of the Act. In addition, it is recommended that the bill provide that no fence viewing will take place between the 1st day of November and the 31st day of March in the next following year, as provided for in the Act; and
 - (3) the balance of this report be received for information.”; and
- (2) the report (May 7, 2001) from the City Clerk, as follows, be adopted:
 - “(1) City Clerk's be allocated one additional staff person in order to carry out the additional responsibilities with funds required therefor drawn from the fees collected as a result of the adoption of the Line Fences Act arbitration process; and
 - (2) this report, as adopted, be submitted to the Budget Advisory Committee for consideration as part of the 2002 budget process.”; and
 - (3) Commissioner of Urban Development Services, in consultation with the City Solicitor, to report directly to City Council on:

- (a) a by-law amendment which would allow the City, in unique circumstances, to share in the costs of erecting fences abutting public highways; and
- (b) a mechanism for providing an appeal process to the appropriate Committee.

On motion by Councillor Pantalone, the Planning and Transportation Committee requested the Commissioner of Urban Development Services and the City Clerk to report directly to Council on the costs involved in implementing Recommendation (2) of the report (April 11, 2001) from the Commissioner of Urban Development Services and advise whether the application fees proposed therein are sufficient to cover the costs of administering this program entirely including the provision of any additional staff and if not, provide suggested application fees necessary in order to ensure that the program is conducted on a full cost recovery basis.

(Commissioner, Urban Development Services; City Solicitor; City Clerk; c.c.: Paul Jones, Director, Legislative Services, City Clerk's Department - May 14, 2001)

(Clause No. 3, Report No. 5)

5.6 Integration of Rooming House Licensing with the General Licensing By-law

The Planning and Transportation Committee gave consideration to a report (April 17, 2001) from the Commissioner, Urban Development Services advising of the status of possible integration of the Rooming House Licensing By-law with the general Licensing By-law, and recommending that this report be received for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee deferred consideration of the report (April 17, 2001) from the Commissioner of Urban Development Services to its next meeting on June 4, 2001 and requested the City Solicitor to report to that meeting on the process for extending the powers provided to the former Cities of Toronto and Etobicoke with respect to Rooming House licensing, to the entire City.

On motion by Councillor Ashton, the Planning and Transportation Committee, in view of the fact that the Municipal Act will likely not be amended in the near future, requested the Commissioner of Urban Development Services to report to the Planning and

Transportation Committee on similar amalgamation-related matters which require addressing.

(Commissioner, Urban Development Services; City Solicitor - May 10, 2001)

(Clause No. 7(c), Report No. 5)

5.7 Vending Exemptions for Farmers and Businesses that Pay Property Taxes

The Planning and Transportation Committee gave consideration to a report (April 17, 2001) from the Commissioner, Urban Development Services reporting on possible changes to provincial legislation regarding vending with specific reference to the exemptions being given to farmers and businesses “that pay business taxes” and recommending that this report be received for information.

On motion by Councillor Moscoe, the Planning and Transportation Committee received the report (April 17, 2001) from the Commissioner of Urban Development Services and requested the Commissioner of Urban Development Services, in consultation with the City Solicitor, to report further to the Committee on the implications of amending Section 2(17) of By-law 574-2000 by eliminating the exemptions noted therein.

(Commissioner, Urban Development Services; City Solicitor - May 10, 2001)

(Clause No. 7(d), Report No. 5)

5.8 Amendment to By-law 574-2000, Schedule 2 as it Relates to Driving School Restricted Areas within the City of Toronto

The Planning and Transportation Committee gave consideration to a transmittal letter (April 18, 2001) from the City Clerk, Licensing Sub-Committee advising that the Licensing Sub-Committee recommended that:

- (1) in order to accommodate the new Ministry of Transportation Driver Examination Centre located at 5500 Eglinton Avenue West, a new restricted area be established and incorporated into Schedule 2, Section 10 of By-law 574-2000 so that Section 10 of Schedule 2, be amended by adding the following section:

- "1(d) The area bounded on the north by Eglinton Avenue West, on the west by Etobicoke Creek (Toronto-Mississauga border), on the south by Bloor Street West and on the east by Highway 427"; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also had before it a map respecting the area bounded on the north by Eglinton Avenue West, on the west by Etobicoke Creek (Toronto-Mississauga border), on the south by Bloor Street West and on the east by Highway 427.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended to City Council, for its meeting on May 30, 2001, the adoption of the recommendations of the Licensing Sub-Committee as contained in the transmittal letter (April 18, 2001) from the City Clerk, and that authority be granted for the introduction of the necessary bill in Council to give effect thereto.

(Clause No. 4, Report No. 5)

5.9 Amendment to By-law 574-2000, Schedule 8 as it Relates to Taxicab Drivers, Taxicab Printing Meters, Camera Safety Devices and Notification Statements regarding Corporate Access and Privacy

The Planning and Transportation Committee gave consideration to a transmittal letter (April 18, 2001) from the City Clerk, Licensing Sub-Committee advising that the Licensing Sub-Committee recommended that:

- (1) By-law 574-2000 be amended to:
- (a) make it an offence for a taxicab driver to operate a taxicab in the City of Toronto without a fully functioning taxicab printing meter and properly functioning safety devices; and
 - (b) make it an offence for a taxicab owner or driver to operate a taxicab without notification decals advising the riding public that photographs are being recorded pursuant to the City of Toronto Act 1997 and By-law 574-2000; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The following persons appeared before the Planning and Transportation Committee in connection with the foregoing matter:

- Mohammed Hakimzadah;
- Ikram Freed, President, Take a Taxi; and
- Robert A. Stewart, Law Clerk.

On motion by Councillor Moscoe, the Planning and Transportation Committee recommended to City Council, for its meeting on May 30, 2001, that:

- (1) By-law 574-2000 be amended to:
 - (a) make it an offence for a taxicab driver to operate a taxicab in the City of Toronto without:
 - (i) a fully functioning taxicab printing meter;
 - (ii) properly functioning safety devices; and
 - (b) make it an offence for a taxicab owner or driver to operate a taxicab without notification decals advising the riding public that photographs are being recorded pursuant to the City of Toronto Act 1997 and By-law 574-2000; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

(Clause No. 5, Report No. 5)

5.10 Toronto Preservation Board Annual Report

The Planning and Transportation Committee gave consideration to a communication (March 7, 2001) from Catherine Nasmith, Chair, Toronto Preservation Board submitting the Annual Report 2000 of the Toronto Preservation Board, and requesting the Planning and Transportation Committee to:

- (1) receive the Annual Report 2000;
- (2) agree to hold a briefing on the Memorandum of Understanding process from all involved;

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- (3) ensure prompt action on processing Demolition Control Legislation; and
- (4) the City Clerk provide clerical support to the Toronto Preservation Board.

The Committee also had before it a report (April 30, 2001 from the City Clerk requesting that the City Clerk be given the opportunity to review the staffing and resource implications of a request made by the Toronto Preservation Board for the City Clerk to provide clerical support to the Board, and recommending that the request contained in a communication dated March 7, 2001, from the Chair, Toronto Preservation Board, that the Planning and Transportation Committee:

“(4) request the City Clerk to provide clerical support to the Toronto Preservation Board”

be referred to the City Clerk for review and appropriate action, and for a report thereon to the Administration Committee, if deemed necessary, in accordance with §27-88 of the Toronto Municipal Code Council Procedures.

Ms. Catherine Nasmith, Chair, Toronto Preservation Board, addressed the Committee with regard to this matter.

On motion by Councillor Moscoe, the Planning and Transportation Committee:

- (1) received Recommendation (4) of the report (March 7, 2001) from the Chair, Toronto Preservation Board and the report (April 30, 2001) from the City Clerk; and
- (2) referred the balance of the report (March 7, 2001) from Catherine Nasmith, Chair, Toronto Preservation Board to the Commissioner of Urban Development Services with a request that she report further to the Committee on the feasibility of adding a heritage charge to demolition permits to help fund the heritage function of the Toronto Preservation Board.

(Commissioner, Urban Development Services; c.c.: City Clerk; Catherine Nasmith, Chair, Toronto Preservation Board - May 10, 2001)

(Clause No. 7(e), Report No. 5)

5.11 Membership Adjustments for Citizen Members to Community LACAC Panels (All Wards)

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The Planning and Transportation Committee gave consideration to a communication (February 22, 2001) from Catherine Nasmith, Chair, Toronto Preservation Board advising that Council, at its meeting on January 30 and 31 and February 1, 2001 appointed Council members to serve on the Community LACAC Panels to suit the new Community Council boundaries, and that Council, previous to this, appointed citizen members of the Community LACAC panels until November 30, 2003 according to the former Community Council boundaries, and recommending that:

- (1) the existing Community LACAC Panels (CLP) continue to meet as established under the former Community Council boundaries until their membership is realigned. This respects Council's decisions regarding both the CLPs and the Community Council boundaries and common practices followed by previously established boards including the Committee of Adjustment;
- (2) in conjunction with the existing CLP members, the Toronto Preservation Board to review and report to Community Councils for the re-distribution of the already appointed CLP members;
- (3) if a new CLP is oversubscribed, the affected Community Council would select CLP members from those expressing an interest in serving;
- (4) any vacancies identified or created by the re-distribution would be appointed by Council as per current policy and practice firstly by referring to applications on file for the Community Council area, if any, and, secondly, by advertising for members to fill vacancies; and
- (5) until the members have been re-assigned to suit new Community Council boundaries, and any vacancies filled, the Councillors appointed to the new CLP would be invited to attend meetings of the existing CLP as they appear to correspond.

The Committee also had before it a report (April 25, 2001) from the Commissioner, Economic Development, Culture and Tourism responding to the Toronto Preservation Board Annual Report and to letters from the Chair, Toronto Preservation Board regarding the need for Membership Adjustments for Citizen Members to Community LACAC Panels, and recommending that:

- (1) the report of the Chair, Toronto Preservation Board be received and forwarded to the Economic Development and Parks Committee for information; and
- (2) the Committee thank the Preservation Board and the Heritage Community for its work and contribution to the on going development of the new City of Toronto.

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

- (1) adopt recommendations (2), (3), (4) and (5) of the report (February 22, 2001) from Catherine Nasmith, Chair, Toronto Preservation Board; and
- (2) receive the report (April 25, 2001) from the Commissioner, Economic Development Culture and Tourism.; and

forwarded these recommendations in a transmittal letter, addressed to City Council from the City Clerk, for consideration with the recommendations of the Economic Development and Parks Committee respecting this matter.

(Economic Development and Parks Committee - May 11, 2001)

(Clause No. 7(f), Report No. 5)

5.12 Toronto's Tree Advocacy Program

The Planning and Transportation Committee gave consideration to a communication (May 2, 2001) from Councillor Pantalone requesting the Committee's approval of the following recommendations:

- (1) that the Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture, and Tourism be asked to report as to the automatic inclusion of funds in the Work's Capital Budget for tree planting along public streets (where possible) with the tree-planting being undertaken by City Forestry staff on receipt of a work order from Works and Emergency Services;
- (2) that the Commissioners of Works and Emergency Services, Economic Development, Culture and Tourism, and Urban Development Services be asked to report on Councillor Pitfield's suggestion on the passing of a City-wide by-law to require that whenever new townhouse developments take place in the City of Toronto at least one tree be planted at the front of each townhouse, if, in the opinion of the City Forester sufficient space is available; and
- (3) that such a report be brought forward to the Planning and Transportation Committee meeting of June 4, 2001.

On motion by Councillor Silva, the Planning and Transportation Committee adopted the report (May 2, 2001) from Councillor Pantalone and in so doing requested that the following reports be submitted to the Planning and Transportation Committee's next meeting on June 4, 2001:

- (1) the Commissioner of Works and Emergency Services and the Commissioner of Economic Development Culture and Tourism report as to the automatic inclusion of funds in Work's Capital Budget for tree-planting along public streets (where possible) with the tree-planting being undertaken by City Forestry staff on receipt of a work order from Works and Emergency Services; and
- (2) the Commissioners of Urban Development Services, of Works and Emergency Services, and of Economic Development Culture and Tourism to report on Councillor Pitfield's suggestion on the passing of a City-wide by-law to require that whenever new townhouse developments take place in the City of Toronto that at least one tree be planted at the foot of each townhouse if, in the opinion of the City Forester, sufficient space is available.

(Clause No. 7(g), Report No. 5)

5.13 Graffiti Transformation Program: 2001 Recommendations

The Planning and Transportation Committee gave consideration to a report (April 13, 2001) from the Commissioner, Urban Development Services recommending grants to sixteen organizations for the removal of graffiti and the transformation of vandalized surfaces into murals. As a re-investment in both the liveability of urban neighbourhoods and the youth in those communities, agencies train and employ young people to carry out the work, and recommending that:

- (1) the Graffiti Transformation grants be allocated to the community groups as outlined in Appendix A of this report;
- (2) the Commissioner of Urban Development Services be authorized to complete discussions with the community groups in the Etobicoke and North York areas described in this report, and if feasible, to allocate the remaining funds of \$ 6,420 to one and/or both of these groups for work to begin this summer and if not feasible, to increase allocations to the existing groups as appropriate;
- (3) Council deem these Grants to be in the interest of the Municipality; and

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

Pamphlet attached to the following report, titled "Toronto's Graffiti Transformation Program", is on file in the office of the City Clerk.

On motion by Councillor Altobello, the Planning and Transportation Committee:

- (1) approved the introduction of the report; and
- (2) recommended to City Council, for its meeting on May 30, 2001, the adoption of the report (April 3, 2001) from the Commissioner of Urban Development Services.

(Clause No. 6, Report No. 5)

5.14 Posting of Gasoline Pump Prices at Service Stations

The Planning and Transportation Committee gave consideration to the following motion (undated) from Councillor Moscoe:

WHEREAS: The retail price of gasoline fluctuates in ever increasing upward spirals; and

WHEREAS: The pump price of gasoline appears to be more in tune with the weather than the wholesale price of crude; and

WHEREAS: Consumers are becoming increasingly tired of playing weekend roulette with the gas companies; and

WHEREAS: The gas prices of all retailers seem to mysteriously fluctuate in perfect harmony and be better synchronized than municipal traffic signals; and

WHEREAS: The gas 'watch dog' panel established by the Ontario Government last year turned out to be a 'lap dog' panel; and

WHEREAS: Federal and Provincial politicians appear to be captive of oil interests and are incapable of putting in place measures to control price gouging by the petroleum industry; and

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WHEREAS: The present practice of requiring the prominent posting of gas prices at service stations originally stemmed from a municipal initiative;

THEREFORE BE IT RESOLVED THAT: The City of Toronto either through the licensing powers available to it or by whatever means possible establish a requirement that any and all changes in gas pump pricing be required to be publicly and prominently posted exactly 48 hours in advance; and

BE IT FURTHER RESOLVED THAT: this matter be referred to the legal department for a report to the Licensing Sub-Committee on how this can best be accomplished; and

BE IT FURTHER RESOLVED THAT a report on this matter be tabled before the Licensing Sub-Committee for a public hearing this summer.

On motion by Councillor Moscoe, the Planning and Transportation Committee:

- (1) approved the introduction of the report; and
- (2) referred the motion from Councillor Moscoe to the City Solicitor with a request that he report to the Licensing Sub-Committee on how this can best be accomplished and that a report be submitted to the Licensing Sub-Committee to enable a public hearing to be conducted on this matter this summer.

(City Solicitor; c.c.: Councillor Moscoe; Secretary, Licensing Sub-Committee - May 14, 2001)

(Clause No. 7(h), Report No. 5)

The meeting adjourned at 4:30 p.m.

Chair