

Minutes of the Humber York Community Council Meeting
Tuesday, October 23, 2001

City of Toronto

Clerk's Division

Meeting No. 9

October 23, 2001

The Humber York Community Council held a meeting on Tuesday, October 23, 2001 in the Council Chamber, York Civic Centre, 2700 Eglinton Avenue West at 9:30 a.m.

9:30 a.m. to
1:45 p.m.

Members present:	Councillor C. Korwin-Kuczynski, Chair	x
	Councillor F. DiGiorgio, Vice Chair	x
	Councillor B. Disero	x
	Councillor D. Miller	to 11:50 a.m.
	Councillor H. Moscoe	x
	Councillor M. Silva	x

Confirmation of Minutes.

The Minutes of the meeting held on September 12, 2001 were confirmed.

**9.1 1912 St.Clair Avenue West, 761 Keele Street;
35, 65, 117 Weston Road & Parts of 135, 141 & 153 Weston Road
Application to Amend the Official Plan and Zoning By-Law No. 438-86.
(York South-Weston, Ward 11)**

The Humber York Community Council held a statutory public meeting on October 23, 2001 and notice was given in accordance with the Planning Act.

The Humber York Community Council had before it the following:

- (i) (October 5, 2001) report from the Director, Community Planning, South District, reporting on an application to amend the Official Plan and Zoning By-law for 24, 4-storey apartment buildings in the form of stacked townhouses and a 4 storey mixed use building containing at grade retail at 1912 St.Clair Avenue West, 761 Keele Street, and 35, 65, 117 and parts of 135, 141 and 153 Weston Road; advising that there are no financial implications resulting from the adoption of the report; and recommending that City Council:

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- (1) Amend the Official Plan for the former City of Toronto substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 6;
- (2) Amend the Zoning By-law 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7;
- (3) Authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and draft Zoning By-law Amendment as may be required;
- (4) Require the Owner to enter into an Agreement with the City of Toronto pursuant to Section 37 of the Planning Act, in a form satisfactory to the City Solicitor, to implement the following:

Parkland Dedication Lands

- (a) the Owner shall convey to the City the lands identified as Parts 12, 13, 14, 15, 16, 17, 18 and 20 on Draft Plan of Survey prepared by J.D. Barnes Limited, date stamped as received on September 28, 2001, prior to the issuance of a building permit for the 201st residential unit. The lands are to be free and clear, above and below grade, of all easements, encumbrances and encroachments;
- (b) prior to the execution of the related agreement, the Owner shall enter into an Escrow Agreement with the City respecting the parklands. The parklands will be held in escrow until they are conveyed;
- (c) prior to the issuance of a building permit containing commercial uses, the Owner shall pay cash-in-lieu of parkland for the commercial component of the proposed development;
- (d) prior to the issuance of a building permit for the 563rd residential unit or above a residential gross floor area of 44,219m², the Owner shall pay cash-in-lieu of parkland. This cash-in-lieu of parkland payment will be used to develop and improve the park;
- (e) prior to the conveyance of the park lands, the Owner shall provide to the satisfaction of the City Solicitor all legal descriptions and applicable reference plans of survey for the parkland dedication lands;
- (f) the Owner shall pay for all associated costs of such conveyance, including any Land Transfer Tax and the preparation and registration of all relevant documents;

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- (g) the final location, grading, configuration and development of the parkland to be conveyed will be subject to the approval of the Commissioner of Economic Development, Culture & Tourism;
- (h) prior to the conveyance of the parklands, the Owner shall enter into an easement agreement with the City to provide free, unrestricted public access to the park through the development site for pedestrians and City vehicles;
- (i) prior to conveyance of the parklands, the Owner shall be responsible for an environmental assessment of the lands to be conveyed as parkland to the City and any associated costs or remediation works required as a result of that assessment. Such assessment or remediation shall ensure the dedicated parklands will, at the time of conveyance, meet all applicable laws, regulations and guidelines respecting sites to be used for public park purposes, including City Council policies respecting soil remediation of sites to be acquired by the City. The environmental assessment is to be prepared by a qualified environmental consultant and acceptable to the Commissioner of Economic Development, Culture & Tourism and Medical Officer of Health;
- (j) prior to the conveyance of the parklands, the Owner shall be responsible for the base construction and installation of base park improvements which includes the following: grading (inclusive of topsoil supply and placement), sodding, all necessary drainage systems, electrical and water connections to the street line, irrigation systems where deemed necessary, fencing (in accordance with Economic Development, Culture & Tourism Department's Specification for Fencing), guard-rails and raised curbs where deemed necessary. Given the grade constraints of the site, the Owner shall also be responsible for providing and installing an acceptable pedestrian access to the park from Weston Road to the satisfaction of the Commissioner of Economic Development, Culture & Tourism;
- (k) prior to the execution of the related agreement, the Owner shall post a letter of credit as security for the installation of the base park improvements, equal to 120% of the value of the improvements, including the pedestrian access from Weston Road. No credit shall be given towards the Parks and Recreation component of the Development Charges for the costs associated with the above-noted work;
- (l) at the time the parkland has been developed, the Owner shall provide certification from their landscape architect certifying that all work has been completed. At that time, the submitted letters of credit for park improvements will be released, less 20% which shall be retained for a two-year period as a performance guarantee;

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- (m) if the Owner has not proceeded with development of the subject lands within five years of the execution of the related agreements, the City may elect to have the parklands come out of escrow and conveyed for parks purposes and all associated letters of credit for development of the parkland will be cashed;
- (n) final design and programming of the conveyed parkland to the City shall be at the discretion of the Commissioner of Economic Development, Culture & Tourism;
- (o) prior to the execution of the related agreement, the Owner shall provide a street tree-planting plan subject to the approval of the City Forester and the Commissioner of Urban Development Services. That plan shall indicate the species, size, and location of all proposed street trees, location of any roads, sidewalks, driveways, and utilities;
- (p) prior to the execution of the related agreement, the Owner shall provide a letter of credit for 120% of the value of the street trees;
- (q) the owner shall be responsible for the cost of supplying and installing the street trees as per the approved street tree planting plan. There shall be a two-year maintenance period, with an annual inspection involving Urban Forestry and the Owner. At the end of that period, upon acceptance, the City shall accept maintenance responsibilities and return the letter of credit;
- (r) all stated letters of credit that are to be provided by the Owner, unless determined otherwise by the Commissioner of Economic Development, Culture and Tourism, are intended to be in current dollars and accordingly, shall be adjusted, either upwards or downwards, annually, on the anniversary of the date of execution of the related agreement, in accordance with change in the Construction Price Index during such one year period. Provided, however, that in no case shall the amount actually payable by the Owner at any time be less than the minimal amount set out in that agreement;

Roads and Municipal Services

- (s) the Owner shall convey to the City, at nominal cost, prior to the issuance of a building permit for any building on the site, the lands required to provide a westbound right turn lane at the intersection of St. Clair Avenue West and Keele Street, with approximately 30 metres of storage, exclusive of taper and a minimum 3.5 metre boulevard width adjacent to the right turn lane as identified as Part 6 on the Plan of Survey, date stamped as received on September 28, 2001;

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- (t) the Owner shall provide a minimum road allowance width of 16 m;
- (u) the Owner shall submit to and have approved by, the Commissioner of Works and Emergency Services, prior to the issuance of a building permit, a functional plan illustrating among other things, the pavement widths, triangular splays, the configuration of the proposed northerly Weston Road access for both the unsignalized and signalized alternatives, and such plan to include the required signage for the proposed right-in/right-out southerly access;
- (v) the Owner shall pay all costs associated with the required traffic alterations within the right-of-way at the two access locations;
- (w) the Owner shall submit funds, in the form of a letter of credit, for the installation of traffic control signals and any mitigating measures to address delays to TTC service at the northerly Weston Road access, in the event signals are required after City monitoring of this intersection;
- (x) the Owner shall convey to the City, at nominal cost, upon completion of the new public street, a minimum 16.0 m wide parcel of land extending easterly, thence northerly, thence westerly back to Weston Road, such lands to be free and clear of all encumbrances, save and except for the surface and subsurface public works services and facilities and utilities and subject to a right-of-way for access purposes in favour of the Grantor until such time as the said lands have been laid out and dedicated for public highway purposes;
- (y) the Owner shall provide and maintain 1.5m x 1.5 m triangular splays at all 90 degree corners;
- (z) the Owner shall prepare and submit for the review and approval of the Commissioner of Works and Emergency Services detailed design drawings in accordance with the City's design policies and specifications for all underground and surface municipal services and facilities and construct all such services and facilities in accordance with the approved drawings and specifications;
- (aa) the Owner shall engage the services of a qualified Municipal Consulting Engineer satisfactory to the Commissioner of Works and Emergency Services for the design and field supervision of all underground and surface municipal services and facilities;
- (bb) the Owner shall provide, upon completion of the work, "as constructed" drawings of all underground and surface municipal services and facilities, certified by the Municipal Consulting Engineer that such services and facilities have been constructed in accordance with the approved drawings and specifications;

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- (cc) the Owner shall provide a letter of credit in the amount of 120% of the estimated cost for all municipal infrastructure or such lesser amount as the Commissioner of Works and Emergency Services may approve, for the development (sewers, waterworks, streets, sidewalks, lanes, street lighting, street furniture etc.), as determined by the Municipal Consulting Engineer and approved by the Commissioner of Works and Emergency Services, prior to the earlier of the issuance of a building permit or commencement of construction of the infrastructure for the development until completion of the work. This letter of credit may be reduced to 25% of the value of the completed municipal infrastructure as a maintenance guarantee for a period of two years from the date of completion of the work as certified by the Municipal Consulting Engineer and acceptance by the Commissioner of Works and Emergency Services;
- (dd) the Owner shall provide a certified cheque in the amount of 3% of the final cost of works to cover Works and Emergency Services' Departmental engineering review and inspection in the field of the work outlined in the body of this report;
- (ee) the Owner shall provide, prior to the finalization of the 16 m right-of-way, a composite utility plan to ensure that all municipal services, street trees and utilities for this development can be accommodated within the right-of-way;
- (ff) the Owner shall construct all utilities underground;
- (gg) the Owner shall obtain, prior to the release of services for construction, sign off from the utility companies on the final utility co-ordination plan and submit such plan to the Commissioner of Works and Emergency Services for review and acceptance;
- (hh) the Owner shall remonument the proposed street limits after completion of construction, if necessary;
- (ii) the Owner shall agree that no building or unit in this project shall be occupied until the new public street has been substantially completed (not including top course of asphalt) to the satisfaction of the Commissioner of Works and Emergency Services;

Environment

- (jj) the Owner shall submit a report, prior to the issuance of a building permit, to the Commissioner of Works and Emergency Services, prepared by a qualified Environmental Consultant, confirming that there is no evidence of contamination within the public rights-of-way from previous activities on the site;

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- (kk) the Owner shall agree to enter into an agreement with the City, should it be determined that remediation of the adjacent right-of-ways is required, in which the Owner, or the party responsible for the off-site contamination, commit to carrying out the remedial work plan acceptable to the City;
- (ll) the Owner shall agree to engage a peer Environmental Consultant, paid for by the applicant, to review, on the City's behalf, the assessment of contamination of the public rights-of-way and any remedial work plans where required;
- (mm) the Owner shall provide details of a groundwater monitoring program, prior to the issuance of a building permit, to protect existing City municipal infrastructure and structures from the impacts of dewatering operations;
- (nn) the Owner shall implement, under the supervision of an on-site qualified environmental consultant, the Soil and Groundwater Management Plan as stipulated in the report approved by the Medical Officer of Health, and upon completion, submit a report from the on-site environmental consultant, to the Medical Officer of Health, certifying that the remediation has been completed in accordance with the Soil and Groundwater Management Plan;
- (oo) the Owner shall provide to the Medical Officer of Health, a copy of the Record of Site Condition (RSC) related to the Site Specific Risk Assessment (SSRA) as soon as it is acknowledged by the Ministry of the Environment and to implement the Dust Control Plan approved by the Medical Officer of Health;
- (pp) the Owner shall implement the measures in the Demolition and Excavation Dust Control Plan approved by the Medical Officer of Health;

Noise

- (qq) the Owner shall have a qualified Architect/Acoustical Consultant certify, in writing, to the Commissioner of Works and Emergency Services that the development has been designed and constructed in accordance with the Noise Impact Statement prepared by S. S. Wilson Associates Consulting Engineers dated April 18, 2001;
- (rr) the Owner shall include warning clauses with wording satisfactory to the Commissioner of Urban Development Services and the Medical Officer of Health in all development agreements, offers to purchase and agreements of Purchase and Sale or Lease of each dwelling unit warning potential purchasers of potential noise and odour impacts;

C.N. Main Line Requirements

- (ss) the Owner shall construct and maintain a safety berm a minimum of 2.5 metres above grade. The berm shall be adjoining and parallel to the railway rights-of-way with returns at the ends with side slopes not steeper than 2.5 to 1;

- (tt) the Owner shall construct and maintain a noise attenuation barrier adjoining and parallel to the railway rights-of-way with returns at the ends and a minimum total height of 5.5 metres above top-of-rail. The acoustic fence must be constructed without openings and be of a durable material weighing not less than 20 kg per square metre of surface area;

- (uu) the Owner shall satisfy CN rail with respect to vibration impacts;

- (vv) the Owner shall install and maintain a chain link fence of a minimum of 1.83 metres in height along the rear of the property line;

- (ww) the Owner shall ensure that any proposed alterations to the existing drainage pattern affecting railway property receive prior concurrence from Canadian National Railway and be substantiated by a drainage report to the satisfaction of the Canadian National Railway;

- (xx) the Owner shall ensure that the following clause is inserted in all development agreements, offers to purchase and agreements of Purchase and Sale or Lease of each dwelling unit within 300 metres of the railway right-of-way:

“Warning: Canadian National Railway Company or its assigns or successors in interest has or have rights-of-way within 300 metres from the land the subject hereof. There may be alterations to or expansions of the rail facilities on such right-of-way in the future including the possibility that the railway or its assigns or successors as aforesaid may expand its operations, which expansion may affect the living environment of the residents in the vicinity, notwithstanding the inclusion of any noise and vibration attenuating measures in the design of the development and individual dwelling(s). CNR will not be responsible for any complaints or claims arising from use of such facilities and/or operations on, over or under the aforesaid right-of-way”;

- (yy) the Owner, shall through restrictive covenants to be registered on title and all agreements of Purchase and Sale or Lease, provide notice to the public that the safety berm, fencing and vibration isolation measures implemented are not to be tampered with or altered and further that the

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Owner shall have sole responsibility for and shall maintain these measures to the satisfaction of Canadian National Railway;

- (zz) the Owner shall enter into an Agreement with Canadian National Railway stipulating how their concerns are to be resolved;
- (aaa) the Owner shall design the noise attenuation barrier/acoustical fence and provide certification to the Commissioner of Works and Emergency Services, by a Consulting Engineer that the barrier/wall/fence meets the requirements of CNR and is designed to the concurrence of the Commissioner of Works and Emergency Services;

Schools

- (bbb) the Owner shall erect and maintain signs, at points of egress and ingress of the development site, advising:

“Despite the best efforts of the Toronto District School Board, sufficient accommodation might not be locally available for all students anticipated from the development area. Students may be accommodated in facilities outside the area, and may later be transferred.”;

- (ccc) the Owner shall include the following warning clause in all development agreements and agreements of Purchase and Sale or Lease for each dwelling unit. Provisions must be included in the Agreement to ensure that the warning clause survives for a period of ten years following registration:

“Despite the best efforts of the Toronto District School Board, sufficient accommodation may not be locally available for all students anticipated from the development area. Students may be accommodated in facilities outside the area and may later be transferred.

Purchasers agree for the purpose of transportation to school, if bussing is provided by the Toronto District School Board in accordance with the Board’s policy, that students will not be bussed home to school, but will meet the bus at designated locations outside of the area.”;

Other

- (ddd) the Owner shall prepare and submit an overall municipal servicing and grading plan in connection with the development including phasing requirements and a Storm Water Management Plan for the review and approval of the Commissioner of Works and Emergency Services;
- (eee) the Owner shall provide space within the development for the construction of any transformer vaults, hydro and Bell maintenance holes and sewer maintenance holes required in connection with the development;

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- (fff) prior to site plan approval for Block D (Phase D), the Owner shall:
 - (i) provide, to the satisfaction of the Commissioner of Works and Emergency Services, a report from a qualified professional Geotechnical or Structural Engineer evaluating the loading that will be placed on the retaining wall during and after construction compared to the existing condition;
 - (ii) provide, to the satisfaction of the Commissioner of Works and Emergency Services, a monitoring program to measure any movement of the retaining wall system during construction and a pre-construction and post-construction inspection/survey, to be carried out before and after the construction as a contract requirement by a competent structural engineer;
 - (iii) provide, to the satisfaction of the Commissioner of Works and Emergency Services, a review of the present easement and the provision of a 5.0 m easement behind the wall for future maintenance;
 - (iv) pay for the costs of conducting a pre-condition survey prior to the commencement of any construction activities, and post-construction inspection survey and a peer review of the wall monitoring proposal;
- (5) Authorize the City Solicitor to introduce the necessary Bills in Council to give effect to these recommendations and to prepare the Agreement referred to provided:
 - (a) the Agreement is executed and registered as a first priority on title prior to the introduction of such Bills;
 - (b) the Owner submits to the Commissioner of Works and Emergency Services, for the purposes of assessment and Official Record municipal numbering purposes:
 - (i) names for the proposed new public street and private streets in accordance with the City's policy for naming streets so that it can be circulated for comments and forwarded to Community Council for its consideration;
 - (ii) a Reference Plan of Survey, in metric units and integrated with the Ontario Co-ordinate System, delineating thereon by separate

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PARTS the proposed parcels, the lands to be conveyed to the City and any appurtenant rights-of-way;

- (c) the owner submits to the Commissioner of Works and Emergency Services, at least 3 weeks prior to the submission of Bills in Council, final approved drawings of the development with sufficient horizontal and vertical dimensions of the exterior walls of the proposed buildings to enable the preparation of building envelope plans; and,
- (d) the Owner submits revised plans/information for the review and approval of the Commissioner of Works and Emergency Services with respect to the following:
 - (i) parking and the identification of visitor parking;
 - (ii) conveyance of land for a westbound right turn lane at the intersection of St. Clair Avenue West and Keele Street, with approximately 30 metres of storage, exclusive of taper and a minimum of 3.5 metre boulevard width adjacent to the right turn lane;
 - (iii) a functional plan illustrating pavement widths, triangular splays, the configuration of the proposed northerly Weston Road access for both the unsignalized and signalized alternatives and such plan shall include the required signage for the proposed right-in/right-out southerly access;
 - (iv) conveyance of land for a new public street identifying a 16.0 m wide parcel of land extending easterly, thence northerly, thence westerly back to Weston Road;
 - (v) an overall municipal servicing and grading plan and a Stormwater Management Report, including phasing requirements; and,
 - (vi) design of the noise wall/fence.
- (6) Advise the Owner:
 - (a) to apply to the Commissioner of Works and Emergency Services for revised municipal numbering prior to filing an application for a building permit;
 - (b) of the need to receive approval, prior to construction, from the Commissioner of Works and Emergency Services, for any work to be carried out within the abutting public rights-of-way, including obtaining access and streetscape permits, as well as potentially other permits such as hoarding, piling/shoring etc. from this Department prior to construction;

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- (c) that the issuance of any permit by the Chief Building Official will be conditional upon the proposal's full compliance with all relevant provisions of the Ontario Building Code;
 - (d) that the proposal is subject to Development Charges pursuant to By-law No. 476-1999 as amended. For additional information, refer to the said by-law;
 - (e) that the proposal is subject to Education Development Charges, pursuant to the Toronto Catholic School Board By-law 2001 No. 148. For additional information please refer to the said by-law.
- (7) Authorize the City Solicitor to report directly to Council if necessary upon resolving any outstanding issues regarding the terms of the Section 37 Agreement described in this report; and,
- (8) Determine that no further notice of public meeting is to be given in respect of the proposed by-laws; and
- (ii) (October 10, 2001) letter from Mr. Geoff Woods, Development Review Coordinator, CN Rail, advising that their previous comments of October 10, 2000 are still valid.

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

- Ms. Pamela Kraft, Lafarge Canada Inc.;
- Mr. Al Lightstone, President, Valcoustics Canada Ltd.;
- Ms. Sylvie Rodrigue, Toronto; and
- Mr. Gary Maister, The Rose Corporation, on behalf of the applicant.

Councillor Nunziata moved that the report (October 5, 2001) from the Director, Community Planning, South District, be adopted, subject to the following:

- 1. Regarding SCHEDULE "A" to Attachment 6 – Proposed Official Plan Amendment, by amending paragraph 3.(h) by deleting "Ward 11" and substituting the words "the Eglinton Avenue West and Black Creek Drive area", in lieu thereof, to read as follows:**
 - "3. in return for the residential densities and height permission granted, the owner:**
 - (h) shall provide \$50,000.00 for a proposed community centre within the "Eglinton Avenue West and Black Creek Drive area;"**

Motion carried.

Councillor Moscoe moved:

2. That the developer be required to satisfy the requirements of the September 20, 2001 Noise Impact Statement, instead of the April 18, 2001 Noise report.

Motion carried.

Councillor Disero moved:

- 3.(i) That of the 1 percent to be provided for the public art contribution, that the additional amount of \$50,000.00 to be provided for the community centre, be credited towards the amount of money to be acquired for the public art contribution.

Motion carried.

Councillor Miller moved:

- 3.(ii) That this money be spent on this specific development, or in the area immediately adjacent.

Motion carried.

Councillor Moscoe moved:

- (i) That developers be required to provide ducts for fibre optic cables on all public and private roads, to the specifications and satisfaction of the Commissioner of Urban Planning Development; and that the ducts on the public roadway be accrued to the ownership of the City.
- (ii) That there be no charge of any kind for visitor parking, for this and other developments.
- (iii) That all parking for this and other developments, be either fully enclosed or fully exposed, except as otherwise authorized by the Commissioner of Urban Development Services.
- (iv) That for all future developments, a public art contribution be made to be used for recreation and community centres.

- (v) **That in cases where the parking standards are lower due to the availability of public transit, that each resident in the project be provided with a TTC pass for a period of three months, at no charge to the resident, in order to encourage the use of public transit prior to occupancy in the building.**
- (vi) **Under the heading Parkland Dedication Lands:**
- (a) **Amending paragraph (4)(c) by adding the following “in the event that a public square is provided the owner may elect to provide the park dedication required instead of cash-in-lieu for the commercial uses or the cash-in-lieu shall be directed to providing amenities for the park or public square as directed by the Commissioner of Economic Development, Culture and Tourism;” to read as follows:**
- “(4)(c) prior to the issuance of a building permit containing commercial uses, the Owner shall pay cash-in-lieu of parkland for the commercial component of the proposed development; “in the event that a public square is provided the owner may elect to provide the park dedication required instead of cash-in-lieu for the commercial uses or the cash-in-lieu shall be directed to providing amenities for the park or public square as directed by the Commissioner of Economic Development, Culture and Tourism;”**
- (b) **Amending paragraph (4)(d) by inserting the words “dedicate to the City the land allocated for the public square and” after the words “the Owner shall”, and by inserting the word “any” after the word “pay”, and by inserting the words “or public square” at the end of the last sentence, so as to read as follows:**
- “(4)(d) prior to the issuance of a building permit for the 563rd residential unit or above a residential gross floor area of 44,219m², the Owner shall “dedicate to the City the land allocated for the park or public square and” pay “any” cash-in-lieu of parkland. This cash-in-lieu of parkland payment will be used to develop and improve the park “or public square”;**
- (c) **Amending paragraph (4)(m), by deleting the words “may elect” and substituting the word “shall” in lieu thereof, to read as follows:**
- “(4)(m) if the Owner has not proceeded with development of the subject lands within five years of the execution of the related agreements, the City shall have the parklands come out of escrow and conveyed for parks purposes and all associated letters of credit for development of the parkland will be cashed;”**

(vii) Under the heading Roads and Municipal Services:

- (a) Amending paragraph (4)(t) by adding the words “on public roads and a minimum of 12 m on other roads”, to read as follows:**

“(4)(t) the Owner shall provide a minimum road allowance width of 16 m on public roads and a minimum of 12 m on other roads.”

- (b) Amending paragraph (4)(cc) by adding the words “fibre optic cable ducts” after the words “street furniture”, to read as follows:**

“(4)(cc)the Owner shall provide a letter of credit in the amount of 120% of the estimated cost for all municipal infrastructure or such lesser amount as the Commissioner of Works and Emergency Services may approve, for the development (sewers, waterworks, streets, sidewalks, lanes, street lighting, street furniture, fibre optic cable ducts, etc.), as determined by the Municipal Consulting Engineer and approved by the Commissioner of Works and Emergency Services, prior to the earlier of the issuance of a building permit or commencement of construction of the infrastructure for the development until completion of the work. This letter of credit may be reduced to 25% of the value of the completed municipal infrastructure as a maintenance guarantee for a period of two years from the date of completion of the work as certified by the Municipal Consulting Engineer and acceptance by the Commissioner of Works and Emergency Services;

(viii) Under the heading Noise:

Amending paragraph (4)(rr) by adding the words “and shall agree to a form of wording to be included in all advertising for the sale of the units within this subdivision;” to read as follows:

“(4)(rr) the Owner shall include warning clauses with wording satisfactory to the Commissioner of Urban Development Services and the Medical Officer of Health in all development agreements, offers to purchase and agreements of Purchase and Sale or Lease of each dwelling unit warning potential purchasers of potential noise and odour impacts; “and shall agree to a form of wording to be included in all advertising for the sale of the units within this subdivision;”

(ix) Under the heading C.N. Main Line Requirements:

Amending paragraph (4)(vv) by adding the words “or of a higher standard if so determined through the site plan process;”, to read as follows:

“(4)(vv) the Owner shall install and maintain a chain link fence of a minimum of 1.83 metres in height along the rear of the property line; “or of a higher standard if so determined through the site plan process;”

(x) Under the heading Schools:

Amending paragraph (4)(bbb) by adding the words “and shall post a letter of credit in an amount sufficient to replace these signs as may be required should it become necessary;” after the word “transferred.”, to read as follows:

“(4)(bbb) the Owner shall erect and maintain signs, at points of egress and ingress of the development site, advising:

“Despite the best efforts of the Toronto District School Board, sufficient accommodation might not be locally available for all students anticipated from the development area. Students may be accommodated in facilities outside the area, and may later be transferred. “The owner shall also post a letter of credit in an amount sufficient to replace these signs as may be required should it become necessary.”

(xi) Instead of the proposed \$50,000.00 contribution to a community centre off site, the owner, in lieu of providing residential amenity space within the project, shall make a \$200.00 per unit contribution to the community centre off site, or alternatively, provide the required amenity space within the project.

Refer to APPENDIX A – Comments of Civic Officials – Under the heading Zoning Review, which indicates where the proposal does not comply with the City’s Zoning By-law No. 438-86, as amended, paragraph 5. reads:

“5. The by-law requires 1124 square metres of indoor residential amenity space and 1124 of outdoor residential amenity space. No indoor or outdoor residential amenity space is proposed. (Section 4(12).”

(xii) Having regard that the owner has requested that the Zoning By-law for the mixed use building and one of the stacked townhouses proposed for the corner of St. Clair Avenue West and Weston Road provide for greater heights than proposed by the development, should this request be granted, the owner be required to provide land for a public square at the north-east corner of St. Clair Avenue West and Weston Road, on the basis of a formula developed by staff, so that as additional units, floors or density points are added, the size of the public square increases.

(xiii) The public square, if provided, being the primary focus of funds secured through the percentage for art dedication, as secured under the Section 37

agreement.

- (xiv) **The public square being considered in addition to the parkland dedication provisions of this By-law, and shall be classified as parkland (public space).**

On motion by Councillor Disero, the Community Council referred the foregoing motions by Councillor Moscoe, to the Commissioner, Urban Development Services, for report to the November 6, 2001 meeting of City Council.

On motion by Councillor Disero, the Community Council:

- (xv) **directed that a Working Committee be established comprising the local Councillor, the applicant, City staff and area residents, to address concerns related to parking, parkland, the height of the chain link fence, and other issues related to the proposal.**

Motion carried.

(Clause No. 1, Report No. 9)

9.2 Final Report – Application to amend the (Former) City of Toronto Zoning By-Law No. 438-86; 156 Cowan Avenue; (West Side Of Cowan Avenue, North of King Street West); Tomislava And Barry Ivankovic. (Parkdale-High Park, Ward 14)

The Humber York Community Council held a statutory public meeting on October 23, 2001 and notice was given in accordance with the Planning Act; and no one addressed the Community Council.

The Humber York Community had before it a report (October 5, 2001) from the Director, Pilot Project, South District, reviewing and recommending approval of an application to amend the Zoning By-law to allow the owner to maintain the ten existing dwelling units within the residential building 156 Cowan Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that City Council:

- (1) amend the Zoning By-law No. 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No.5;
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required; and
- (3) before introducing the necessary Bill to City Council for enactment, the owner must complete the work necessary to comply with Building Code, Fire Code and Municipal Housing Standards pursuant to the Parkdale Pilot Project strategy approved by Toronto City Council on February 3, 2000. A letter from the

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Director, Parkdale Pilot Project verifying completion of the required work will be sufficient to enable the Bill to be introduced for enactment.

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

(Clause No. 3, Report No. 9)

9.3 Final Report – Application to amend the (Former) City of Toronto Zoning By-Law No. 438-86; 57 Cowan Avenue (East Side of Cowan Avenue, South Of King Street West) Lenco Developments Corporation, Mr. Leon Sookraj. (Parkdale-High Park, Ward 14)

The Humber York Community Council held a statutory public meeting on October 23, 2001 and notice was given in accordance with the Planning Act; and no one addressed the Community Council.

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Pilot Project, South District, reporting and recommending approval of an application to amend the Official Plan and Zoning By-law to allow the owner to maintain the nine existing dwelling units within the residential building at 57 Cowan Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that City Council:

- (1) amend the Official Plan for the former City of Toronto substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 6;
- (2) amend the Zoning By-law No. 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7; and
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and draft Zoning By-law Amendment as may be required.

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

(Clause No. 4, Report No. 9)

9.4 Final Report – Application to amend the (Former) City of Toronto Official Plan and Zoning By-Law No. 438-86; 30 Maple Grove Avenue (North side of Maple Grove Avenue, mid-block between O’Hara Avenue and Brock Avenue); Mr. John Eric Beierl. (Parkdale-High Park, Ward 14)

The Humber York Community Council held a statutory public meeting on October 23, 2001 and notice was given in accordance with the Planning Act; and on one addressed the Community Council.

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Pilot Project, South District, reporting and recommending approval of an application to amend the Official Plan and Zoning By-law to allow the owner to maintain

the six existing dwelling units within the residential building at 30 Maple Grove Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that City Council:

- (1) amend the Official Plan for the former City of Toronto substantially in accordance with the draft Official Plan Amendment attached as Attachment No.6.
- (2) amend the Zoning By-law No. 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7; and
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and draft Zoning By-law Amendment as may be required.

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

(Clause No. 5, Report No. 9)

**9.5 Request for an Alternative Roadway Narrowing Design
on Scott Road at Cameron Avenue.
(York South-Weston, Ward 12)**

The Humber York Community Council:

- (i) held a public meeting on May 23, 2000, regarding the Draft By-law pursuant to Clause No. 1 of Report No. 4 of the York Community Council, titled "Scott Road and Cameron Avenue – Intersection Narrowing Survey Results, Ward 27, York Humber", which was adopted without amendment by City Council on April 11, 12 and 13, 2000, and that a notice with respect to the proposed enactment of the Draft By-law was advertised in the Toronto Sun on May 1, 8, 15 and 22, 2000;
- (ii) deferred consideration of the Draft By-law at its meeting held on May 23, 2000, pending a report from the Director, Transportation Services, District 1, regarding traffic counts; and
- (iii) had before it Clause No. 1 in Report No. 4 of the York Community Council, which was adopted without amendment by Council at its meeting held on April 11, 12 and 13, 2000.

The Humber York Community Council also had before it a report (September 4, 2001) from the Director, Transportation Services, District 1, responding to a request from the Humber York Community Council to consider design refinements to the proposed roadway narrowing on Scott Road at its intersection with Cameron Avenue; advising that there are no financial implications resulting from the receipt of this report; and recommending that this report be received for information.

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

- Mr. Fred Lindsay, representative, Eglinton-Keele Residents Committee;
- Mr. Floyd Migory, President, Silverthorn Ratepayers' Association;
- Mr. Shiv Sood, Toronto;
- Ms. Joanne Sijka-Shaikh, representative from the mosque; and
- Ms. Eliana Pejkoivic, on behalf of her parents.

On motion by Councillor DiGiorgio,

The Humber York Community Council recommends that:

(1) the Draft By-law be enacted, with the following amendments:

- **by deleting reference to "4 metres" and inserting "5.25 metres" in lieu thereof;**
- **by deleting reference to "15 metres" and inserting "14 metres" in lieu thereof;**
- **by deleting reference to "Drawing No. 421F-5634" and substituting Drawing No. 421F-6205" in lieu thereof; so as to read as follows:**

"The Council of the City of Toronto HEREBY ENACTS as follows:

- 1. Scott Road is altered at its intersection by narrowing the roadway from a width of 8.5 metres to a width varying from 5.25 metres at its narrowest opening on the west side of Scott Road from Cameron Avenue to a point 14 metres south generally as shown on Drawing No. 421F-6205 attached as Schedule "A" to this By-law."**
- (2) Drawing No. 421F-6205 dated August, 2001, be revised to reflect the foregoing changes;**
 - (3) the Commissioner of Works and Emergency Services be authorized to reconfigure the intersection so as to allow for a drop off zone at the mosque; and that the appropriate signage be installed; and**
 - (4) that the necessary Bills be introduced in Council to give effect thereto.**

(Clause No. 6, Report No. 9)

9.6 Request for an Exemption from Ch. 248 of the (Former) City of Toronto Municipal Code To Permit Driveway Widening at 225 Glendonwynne Road. (Parkdale-High Park, Ward 13)

The Humber York Community Council had before it a report (October 2, 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 at 225 Glendonwynne Road, 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 City Council:

- (1) City Council deny the application for angled driveway widening at 225 Glendonwynne Road; OR
- (2) City Council approve the application for angled driveway widening at 225 Glendonwynne Road, as shown on Appendix 'A', notwithstanding the required 2.0 m setback will not be provided, and subject to:
 - (a) 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; and
 - (b) 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; OR
- (3) City Council approve the application for driveway widening at 225 Glendonwynne Road, as shown on Appendix 'B', subject to:
 - (a) 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; and
 - (b) 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.

On motion by Councillor Miller, the Community Council recommended to Council:

- (1) **the adoption of Recommendation (2) in the following report (October 2, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, viz:**

- “(2) City Council approve the application for angled driveway widening at 225 Glendonwynne Road, as shown on Appendix ‘A’, notwithstanding the required 2.0 m setback will not be provided, and subject to:**
- (a) 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; and**
 - (b) 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;” and**
- (2) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 7, Report No. 9)

9.7 Request for an Exemption from Ch. 400 of the (Former) City of Toronto Municipal Code to permit Front Yard Parking at 154 Nairn Avenue. (Davenport, Ward 17)

The Humber York Community Council had before it a report (October 2, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for exemption from Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit front yard parking at 154 Nairn 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 City Council:

- (1) deny the application for front yard parking at 154 Nairn Avenue; OR**
- (2) approve the application for front yard parking at 154 Nairn Avenue, notwithstanding that the property has access to other parking on site, subject to:**
 - (a) the parking area not exceeding 2.6 m by 5.1 m in dimension;**
 - (b) the parking area be paved 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) a formal poll being conducted and that such poll have a favourable result; 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.**

The Humber York Community Council also had before it a letter (October 22, 2001) from Lorraine Janelle and Kurt Rostek, Toronto, expressing objection to the application.

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

- Mr. Wayne Higham, Toronto; and
- Mr. Robert McBride, Toronto.

On motion by Councillor Disero, the Community Council recommended to Council the adoption of Recommendation (1) in the foregoing report (October 2, 2001) from the Manager, Right-of-Way Management, Transportation Services, District 1, viz:

“(1) City Council deny the application for front yard parking at 154 Nairn Avenue.”

(Clause No. 8, Report No. 9)

9.8 Request for an Exemption from Ch. 248 of the (Former) City of Toronto Municipal Code in Connection with the Licensed Driveway Widening at 44 Silverthorn Avenue. (Davenport, Ward 17)

The Humber York Community Council had before it a report (October 9, 2001) from the Manager, Right of Way Management, 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 waive the fee for the proposed ramp extension fronting 44 Silverthorn Avenue; advising that funds in the amount of \$546.56 to cover the cost of the ramp extension would have to be provided in the 2002 Operating Budget; and recommending that:

- (1) City Council deny the request to waive the fee for the ramp extension at 44 Silverthorn Avenue; OR
- (2) City Council approve the request to waive the fee for the ramp extension at 44 Silverthorn Avenue and that funds be provided from the 2002 operating Budget.

On motion by Councillor Disero, the Community Council recommended to Council:

- (1) **the adoption of Recommendation (1) in the following report (October 9, 2001) from the Manager, Right-of-Way Management, Transportation Services, District 1, viz:**

“(2) City Council approve the request to waive the fee for the ramp extension at 44 Silverthorn Avenue and that funds be provided from the 2002 Operating Budget.”; and

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

(Clause No. 9, Report No. 9)

**9.9 Application for Boulevard Parking Marketing Privileges
1253 St.Clair Avenue West.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 1, 2001) from the Manager, Municipal Licensing and Standards, South District, reporting on Councillor Disero's request regarding the application submitted June 22, 2001, by Mr. Resham Lal Kumar, for boulevard marketing privileges fronting 1253 St. Clair Avenue West; advising that there no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council approve the application for the boulevard marketing in front of 1253 St. Clair Avenue West, subject to the applicant complying with the criteria set out in Chapter 313, Streets and Sidewalks, of the former City of Toronto Municipal Code; OR**
- (2) City Council deny the application for the boulevard marketing in front of 1253 St.Clair Avenue West.**

On motion by Councillor Disero, the Community Council recommended to Council the adoption of Recommendation (2) in the foregoing report from the Manager, Municipal Licensing and Standards, South District, viz:

“(2) City Council deny the application for the boulevard marketing in front of 1253 St.Clair Avenue West.”

(Clause No. 10, Report No. 9)

**9.10 965 Jane Street – Sign By-law Variance; Owner: 1414248 Ontario Ltd.
Applicant: Pattison Outdoor Adertising.
(York South-Weston, Ward 11)**

(October 5, 2001) from the Director, Community Planning, West District and Director of Building and Chief Building Official, West District, reporting on an application for variances from Sign By-law No. 3369-79, as amended for the former City of York, to

permit a third party off-premise, double-face sign on the property located at 965 Jane Street in a residential zone and in excess of the maximum number of third party off-premise sign locations; advising that there are no financial implications arising from the adoption of this report; and recommending that:

- (1) the application for relief from the provisions of By-law No. 3369-79, as amended, to permit a third party, off premise double faced sign at 965 Jane Street be refused;
or, if Community Council is inclined to approved the application then,
- (2) the application for relief from the provisions of Sign By-law No. 3369-79, as amended to permit a third party off-premise sign, at 965 Jane Street be approved as a variance to the Sign By-law, subject to a building permit being obtained and the sign being installed substantially in accordance with the application plans on file with the Building Division, West District; and,
- (3) the appropriate City Officials be authorised and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Community Council deferred consideration of the foregoing report to its November 20, 2001 meeting:

(Clause No. 50(c), Report No. 9)

9.11 2030 Eglinton Avenue West – Sign By-law Variance
Owner: Giorgio Argentini; Applicant: Pattison Outdoor Advertising.
(Eglinton-Lawrence, Ward 15)

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Community Planning, West District and Director of Building and Chief Building Official, West District, reporting on an application for variances from Sign By-law No. 3369-79, as amended for the former City of York, to permit a third party off-premise, double-face sign on the property located at 2030 Eglinton Avenue West in excess of the maximum number of third party off-premise sign locations and within 91 metres from another third party off-premise sign facing the same traffic flow; advising that there are no financial implications arising from the adoption of this report; and recommending that:

- (1) the application for relief from the provisions of By-law No. 3369-79, as amended, to permit a double-faced, off-premise sign at 2030 Eglinton Avenue, be refused;
or, if the Community Council is inclined to approve the application then,
- (2) the application for relief from the provisions of Sign By-law No. 3369-79, as amended to permit a third party off-premise sign, at 2030 Eglinton Avenue be approved as a variance to the Sign By-law, subject to a building permit being

obtained and the sign being installed substantially in accordance with the application plans on file with the Building Division, West District; and,

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

On motion by Councillor Moscoe, the Community Council deferred consideration of the foregoing report to its November 20, 2001 meeting.

(Clause No. 50(d), Report No. 9)

9.12 1807 Eglinton Avenue West - Sign By-Law Variance Application

Owner: Alxor Investments Inc. (Zoran Cocov)

Applicant: Print And Promotion (Victor Lang).

(Eglinton-Lawrence, Ward 15)

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Community Planning, West District and Director of Building and Chief Building Official, West District, reporting on an application for variance from Sign By-law No. 3369-79, as amended for the former City of York, to permit a third party off-premise, single face sign on property located at 1807 Eglinton Avenue West; in excess of the maximum number of third party off-premise sign locations and within 91 metres from another third party off-premise sign facing the same traffic flow; and recommending that:

- (1) the application for relief from the provisions of By-law No. 3369-79, as amended, to permit a single-faced, off-premise sign at 1807 Eglinton Avenue West, be **refused**;

or, if the Community Council is inclined to approve the application, then,

- (2) the application for relief from the provisions of Sign By-law No. 3369-79, as amended to permit a third party off-premise sign, at 1807 Eglinton Avenue West be approved as a variance to the Sign By-law subject to a building permit being obtained and the sign being installed substantially in accordance with the application plans on file with the Building Division, West District; and,
- (3) the appropriate City Officials be authorised and directed to take the necessary action to give effect thereto.

Councillor Moscoe moved:

That Recommendation (1) in the following joint report (October 5, 2001) from the Director, Community Planning, West District, and the Director of Building and Deputy Chief Building Official, West District, be adopted, i.e. that the application be refused:

Recorded vote on the foregoing motion by Councillor Moscoe:

Yeas: Councillor Moscoe (1)

Nays: Councillors Disero, DiGiorgio, Korwin-Kuczynski, Nunziata and Silva (5)

Motion lost.

Councillor Disero moved:

That Recommendation (2) in the joint report (October 5, 2001) from the Director of Community Planning, West District and the Director of Building and Chief Building Official, West District, be adopted, viz:

“(2) the application for relief from the provisions of Sign By-law No. 3369-79, as amended to permit a third party off-premise sign, at 1807 Eglinton Avenue West be approved as a variance to the Sign By-law subject to a building permit being obtained and the sign being installed substantially in accordance with the application plans on file with the Building Division, West District; and,”

Recorded vote on the motion by Councillor Disero:

Yeas: Councillors Disero, DiGiorgio, Korwin-Kuczynski, Nunziata and Silva (5)

Nays: Councillor Moscoe (1)

Motion carried.

(Clause No. 11, Report No. 9)

**9.13 3235 Dufferin Street – Variance for Ground Sign.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it a report (August 23, 2001) from the Director of Building and Deputy Chief Building Official, reporting on a request for a variance from the Sign By-law by Leonard Wren, to permit the erection of a first party illuminated 20 foot high ground sign with an advertising face of 7 feet by 11.5 feet; advising that there are no financial implications associated with this report; and recommending that the request for a minor variance to the Sign by-law be refused.

On motion by Councillor Moscoe, the Community Council deferred consideration of the foregoing report to its November 20, 2001 meeting:

(Clause No. 50(e), Report No. 9)

**9.14. 1153 Queen Street West - Request for approval of a Variance from
Ch. 297, Signs, of the (Former) City of Toronto Municipal Code;
Applicant: Thomas Smith/Mediacom Inc. on behalf of Benjamin C. Woolfitt.
(Davenport, Ward 18)**

The Humber York Community Council had before it a report (September 4, 2001) from the Director, Community Planning, South District, reporting on a application for a variance to permit, for a third party advertising purposes, an illuminated ground sign on the Queen Street West frontage of the property at 1153 Queen Street West; advising that there are no financial implications resulting from the adoption of this report; and recommending that City Council **refuse** Application No. 901070 for a variance from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit, for third party advertising purposes, an illuminated ground sign on the Queen Street West frontage of the property at 1153 Queen Street West.

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

- Mr. Barry Alper, owner of 894 Queen Street West; and
- Mr. Thomas Smith of Mediacom.

On motion by Councillor Silva, the Community Council recommended to Council that:

- (1) Application No. 901070 for a variance from Ch. 297, Signs, of the former City of Toronto Municipal Code to permit, for third party advertising purposes, an illuminated ground sign on the Queen Street West frontage of the property at 1153 Queen Street West, be approved, subject to the owner of 894 Queen Street West removing the sign at that property; and**
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 12, Report No. 9)

**9.15 Request for Speed Humps on Silverthorn Avenue
between Rogers Road and St. Clair Avenue West.
(Davenport, Ward 17)**

The Humber York Community Council had before it a communication (May 30, 2001) from Councillor Betty Disero, forwarding a communication (May 1, 2001) from the Manager, Traffic Operations, District 1, advising that based on the results of a review with respect to the installation of speed humps, they are not recommended at this time.

On motion by Councillor Disero, the Community Council received the foregoing communication.

(Clause No. 50(f), Report No. 9)

9.16. St. Clarens Avenue, East Side, Premises No. 579

**Request To Install A Disabled Person's Parking Space.
(Davenport, Ward 18)**

The Humber York Community Council had before it a report (August 17, 2001) from the Director, Transportation Services, District 1, responding to consider a request to install a disabled persons parking space in the vicinity of Premises No. 579 St. Clarens Avenue; advising that there are no financial implications resulting from the receipt of this report; and recommending that the report be received for information.

The Humber York Community Council recommends that:

- (1) a disabled persons' parking space be installed on the east side of St. Clarens Avenue, from a point 63 metres north of Wallace Avenue to a point 5.5 metres further north;**
- (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; and**
- (3) a copy of this report be forwarded to the resident of No. 586 St. Clarens Avenue.**

(Clause No. 13, Report No. 9)

**9.17 Sign Permit and Variance Application Fee Harmonization.
(All Wards)**

The Humber York Community Council had before it a communication (August 22, 2001) from City Clerk, forwarding Clause No. 6 embodied in Report No. 10 of the Planning and Transportation Committee, as adopted by the Council of the City of Toronto at its meeting held on October 2, 3 and 4, 2001; advising that City Council on October 2, 3 and 4, 2001, to Community Councils for their consideration and comments to the Planning and Transportation Committee, prior to the public meeting on November 12, 2001.

On motion by Councillor Miller, the Community Council advised the Planning and Transportation Committee, that:

- (1) it concurs with the report (September 5, 2001) from the Commissioner, Urban Development Services;**
- (2) consideration be given to adopting the policy of the former City of Scarborough with respect to the annual fee for third party signs; and**

- (3) consideration be also given to the implementation of an additional charge to recover costs from an operational and administrative perspective.

On motion by Councillor Moscoe, the Community Council requested the Commissioner, Urban Development Services, to report to the Planning and Transportation Committee on:

- (i) the amount of revenue generated from the annual fee charged for third party signs by the former City of Scarborough; and on the legal basis for those charges;
- (ii) the concept of introducing a fast track program to expedite applications, for those applicants wishing to make a voluntary contribution of 10 percent of the cost of sign permit and variance applications, to be used towards a public art program; and
- (iii) the estimated cost associated with the processing of applications, appeals, etc. relative to staff time and any other issues relevant to the delivery of these services.

(Clause No. 50(a), Report No. 9)

**9.18 Harmonization of the Noise By-law.
(All Wards)**

The Humber York Community Council had before it a communication (September 19, 2001) from the City Clerk, Planning and Transportation Committee, recommending that the report (August 16, 2001) from the Commissioner of Urban Development Services and the communication (July 19, 2001) from the Secretary, Board of Health, be forwarded to the Community Councils and the Board of Health for their consideration and comment back to the Planning and Transportation Committee.

On motion by Councillor Moscoe, the Community Council advised the Planning and Transportation Committee that it concurs with the report (July 19, 2001) from the Board of Health; and recommended the following to the Planning and Transportation Committee, with respect to the report (August 16, 2001) from the Commissioner, Urban Development Services:

- (1) under the heading, **Public Safety and Highways**, that the following paragraph be deleted:

“The draft by-law creates an exemption for the City or any local board thereof, the Province of Ontario, the Government of Canada or any of their

agents, when the emission of sound is in connection with work undertaken for:

- 1. the immediate health, safety or welfare of the inhabitants of the City; or**
- 2. the preservation, restoration or demolition of any highway.”**

(2) under the heading, Third Party Verification, that the following be included:

“Where the noise has been heard by a by-law officer or any other employee of the City, that person shall automatically be deemed to be the third party for verification purposes.”; and

(3) Under the heading, Events Monitoring, that the words “with few exceptions and” be deleted, so as to read as follows:

“As part of the enforcement strategy, we are recommending that where an exemption to the by-law is approved by Council, that as a condition of approval, sound levels resulting from the event be monitored at the applicant’s expense.”

Councillor Nunziata moved, that the issue with respect to Noise be reopened, which was ruled out of order by the Chair.

Upon the question that the ruling of the Chair be upheld, it was carried.

(Clause No. 50(b), Report No. 9)

**9.19 Leaf Blowers.
(All Wards)**

The Humber York Community Council had before it a report (October 10, 2001) from the Commissioner of Works and Emergency Services, reporting on the implications on City operations of the registered use of leaf blowers as recommended by the Board of Health at their meeting held on July 16, 2001; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City staff continue using leaf blowers but only during the hours of 7:00 a.m. to 5:00 p.m., Monday to Friday, and not at any time in quiet zones unless required for emergency operations; and**
- (2) Staff be directed to develop an implementation plan to review work procedures, training requirements, and to research new types of equipment and leaf removal methods.**

Councillor Korwin-Kuczynski appointed Councillor DiGiorgio, Acting Chair, and vacated the Chair.

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

Councillor Korwin-Kuczynski returned to the Chair.

(Councillor Chris Korwin-Kuczynski declared an interest in the foregoing matter, in that he is the owner of a leaf blower.)

(Clause No. 14, Report No. 9)

9.20 Preliminary Report – 1736 Weston Road; Application to aAmend the (former) City of York Zoning By-law No. 1-83; Owner: Grace Restoration (International) Ministries; Applicant: Rev. Barbara Lindsay. (York South-Weston, Ward 11)

The Humber York Community Council had before it a report (October 2, 2001) from the Director, Community Planning, West District, providing preliminary information on the above-noted application and to seek Community Council's direction on further processing of the application and on the community consultation process; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) staff be directed to schedule a community consultation meeting together with the Ward Councillor;
- (2) notice for the community consultation meeting be given to landowners and residents within 120 metres of the site; and,
- (3) notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act.

On motion by Councillor Nunziata, the Community Council approved the recommendations in the foregoing report.

(Clause No. 50(g), Report No. 9)

9.21 Preliminary Report – 1120 Weston Road; Application to amend Zoning By-law No. 1-83 And Site Plan Application; Owner: Barryview Farms. (York South-Weston, Ward 11)

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The Humber York Community Council had before it a report (October 2, 2001) from the Director, Community Planning, West District, providing preliminary information on the above-noted application and to seek Community Council's direction on further processing of the application and on the community consultation process; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) staff be directed to schedule a community consultation meeting together with the Ward Councillor;
- (2) notice for the community consultation meeting be given to landowners and residents within 120 metres of the site; and,
- (3) notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act.

On motion by Councillor Nunziata, the Community Council approved the recommendations in the foregoing report.

(Clause No. 50(h), Report No. 9)

9.22 Preliminary Report - 2255 Keele Street; Application to amend the Zoning By-law of the former City of North York; Owner: 1208187 Ontario Limited. (York South-Weston, Ward 12)

The Humber York Community Council had before it a report (October 9, 2001) from the Director, Community Planning, North District, providing preliminary information on the above-noted application and to seek Community Council's direction on further processing of the application and on the community consultation process; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) Staff be directed to schedule a community consultation meeting together with the Ward Councillor.
- (2) Notice for the community consultation meeting be given to landowners and residents within 120 metres of the site.
- (3) Notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act.

On motion by Councillor DiGiorgio, the Community Council approved the recommendations in the foregoing report:

(Clause No. 50(i), Report No. 9)

9.23 Preliminary Report – 2100 and 2110 Keele Street; Application to amend the Zoning By-law of the former City of North York; Brown and Dryer Karol. (York South-Weston, Ward 12)

The Humber York Community Council had before it the following:

- (i) (October 3, 2001) from the Director, Community Planning, North District, providing preliminary information on the above-noted applications and to seek Community Council's directions on further processing of the applications and on the community consultation process; advising that there are no financial implications resulting from the adoption of this report; and recommending that:
 - (1) staff be directed to schedule a community consultation meeting together with the Ward Councillor(s);
 - (2) Notice for the community consultation meeting be given to landowners and residents within 120 metres of the site; and
 - (3) Notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act; and
- (ii) (September 27, 2001) from Mr. Adam Brown, Brown Dryer Karol, Barristers & Solicitors.

On motion by Councillor DiGiorgio, the Community Council:

- (1) **approved the recommendations in the following report; and**
- (2) **received the communication from Brown Dryer Karol, Barristers and Solicitors:**

(Clause No. 50(j), Report No. 9)

9.24 Final Report – Application To Exempt Parts 1 And 2 Of Plan 66R-19287 (Portion Of 135 Laughton Avenue) From Part Lot Control; Stafford Homes Ltd. (Davenport, Ward 17)

The Humber York Community Council had before it a report (October 3, 2001) from the Director, Community Planning, South District, reviewing and recommending approval of an application to lift Part Lot Control from the lots identified on Parts 1 and 2 of Plan 66R-19287; advising that there are no financial implications resulting from the adoption of this report; and recommending that City Council:

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- (1) authorize the City Solicitor to introduce Bills in Council exempting the lots identified on Parts 1 and 2 of Plan 66R-19287 from Part Lot Control for a period of three years following the enactment of the by-laws provided that:
 - (a) the Owner grants a permanent right-of-way/easement to the City over the lands in favour of the City for street lighting, fire hydrants and any other services which are to be installed within private property in order to service this project;
 - (b) the Owner submits to the Commissioner of Works and Emergency Services, at least 3 weeks prior to the introduction of the Bills in Council, a copy of the final Reference Plan of Survey submitted with the application and integrated with the Ontario Co-ordinate System which identifies any permanent right-of-way/easements, before being deposited in the appropriate Land Registry Office; and
 - (c) the City Solicitor is satisfied that the site has been severed into 4 blocks in accordance with the corrected Notice of Decision of the Committee of Adjustment dated April 19, 2001.

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

(Clause No. 15, Report No. 9)

9.25 1653 Dundas Street W. - Request for approval of a Variance from Ch. 297, Signs, of the (Former) City Of Toronto Municipal Code; Applicant: Delgado/V. Rosa Designs Ltd. on behalf of Novas De Alegria Ministries (Pentecostal Assemblies Of Canada). (Davenport, Ward 18)

The Humber York Community Council had before it a report (September 4, 2001) from the Director, Community Planning, South District, reporting on a application for a variance to maintain, for identification purposes, two illuminated fascia signs on the east and north elevations of the building at 1653 Dundas Street West; and advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council approve Application No. 901063, for a minor variance from Chapter 297, Signs, of the former City of Toronto Municipal Code to maintain, for identification purposes, two illuminated fascia signs on the east and north elevations of the building at 1653 Dundas Street West; and

- (2) the applicant be advised, upon approval of Application No. 901063, of the requirement to obtain the necessary permits from the Commissioner of Urban Development Services.

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

(Clause No. 16, Report No, 9)

9.26 120 Perth Avenue - Request for approval of a Variance from Ch. 297, Signs, of the (Former) City of Toronto Municipal Code; Applicant: Print N' Promotion on Behalf of Perth Avenue Housing Co-Operative Inc. (Davenport, Ward 18)

The Humber York Community Council had before it a report (September 27, 2001) from the Director, Community Planning, South District, reporting on a application for a variance to permit a non-illuminated fascia sign, for third party advertising purposes, on the west elevation of a 9 story co-operative building at 120 Perth Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council approve Application No. 901037 for a minor variance from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit a non-illuminated fascia sign, for third party advertising purposes, on the west elevation of the 9-storey co-operative building at 120 Perth Avenue; and
- (2) the applicant be advised, upon approval of Application No. 901037, of the requirement to obtain the necessary permits from the Commissioner of Urban Development Services.

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

(Clause No. 17, Report No. 9)

9.27 35 Ripley Avenue - Request for approval of a Variance from Ch. 297, Signs, of the (Former) City of Toronto Municipal Code; Applicant: Cast Lighting on behalf of Evertru Investments Co. Ltd. (Parkdale-High Park, Ward 13)

The Humber York Community Council had before it a report (September 27, 2001) from the Director, Community Planning, South District, reporting on a application for a variance to permit for identification purposes, one non-illuminated awning sign at the

east end of the north way and one partially projecting illuminated fascia sign at the west end of the north wall of the building at 35 Ripley Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) City Council approve Application No. 901064 for minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit, for identification purposes, one non-illuminated awning sign at the east end of the north wall and one partially projecting illuminated fascia sign at the west end of the north wall of the building at 35 Ripley Avenue; and
- (2) the applicant be advised, upon approval of Application No. 901064, of the requirement to obtain the necessary permits from the Commissioner of Urban Development Services.

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

(Clause No. 18, Report No. 9)

**9.28 136 Humbercrest Boulevard - O.M.B. Hearing.
(Parkdale-High Park, Ward 14)**

The Humber York Community Council had before it a report (October 9, 2001) from the City Solicitor, reporting on the outcome of the Ontario Municipal Board Hearing concerning 136 Humbercrest Boulevard; advising that there are no financial implications resulting from the adoption of this report; and recommending that this report be received for information.

On motion by Councillor Miller, the Community Council:

- (1) **received the foregoing report; and**
- (2) **requested the Deputy Chief Building Official, to monitor the building permit application process to ensure that it is granted in terms consistent with the Ontario Municipal Board's decision.**

(Clause No. 50(k), Report No. 9)

**9.29 Surplus Land Declaration and Proposed Closing of
an Unused Portion of Weston Road Allowance
abutting Premises Nos. 35, 36 and 135 Weston Road.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a joint report (October 2, 2001) from the Commissioner of Works and Emergency Services and the Commissioner of Corporate Services, recommending that an un-used portion of the Weston Road road allowance, be stopped-up and closed, declared surplus and sold, in order to accommodate

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a proposed residential and commercial development at Premises Nos. 35 to 135 Weston Road; advising that revenue in the amount of \$53,961.32 will be realized from the sale of the public highway; and that the applicant, 2002164 Ontario Inc., will be responsible for all costs associated with this transaction; and recommending that:

- (1) upon 2002164 Ontario Inc. (the "Applicant") becoming the registered owner of the abutting lands, and subject to the Official Plan amendment and Zoning By-law amendment pertaining to the lands comprising Nos. 35, 65 and 135 Weston Road (Application No. 100020) becoming final and binding and coming into full force and effect, and subject to compliance with the requirements of the *Municipal Act*, and upon compliance by the Applicant with the following terms and conditions, the public highway shown as PART 1 on the attached Sketch No. PS-2001-004 (the "Highway"), be stopped-up and closed as public highway:
 - (a) the Applicant shall obtain written consent to the closing and conveyancing of the Highway from the other registered owners of land abutting the Highway, together with a release from such owners of all liability, including injurious affection which might arise as a result of the closing and conveyancing, all in a form satisfactory to the City Solicitor;
 - (b) the Applicant, together with such other persons as the City Solicitor may require, shall indemnify the City against all loss, cost, damage or action arising as a result of the closing and conveyancing of the Highway;
 - (c) the Applicant shall agree to pay a sale price of \$40.36 per square metre for the fee in the Highway, estimated to be \$53,961.32, with the final sale price to be determined following the preparation of a Reference Plan of Survey;
 - (d) the Applicant shall agree to pay the cost of registering the authorizing by-law and any other documents necessary or incidental to the closing and conveyancing of the Highway;
 - (e) the Applicant shall agree to provide a minimum clearance of 2 metres from the face of the existing curb along the east side of Weston Road, to the new property line, for public highway purposes;
 - (f) the Applicant shall agree to contact Toronto Hydro, if necessary, to arrange for the support of the existing hydro poles during construction, and shall further agree to fully compensate Toronto Hydro for any work carried out, and/or any damage or alterations to the existing pole line;
 - (g) the Applicant shall pay the cost of the four (4) weeks of statutory advertising, estimated to be \$5,000.00, on the understanding that any such

expenses paid for by the Applicant will not be refunded in the event that the transaction is not completed;

- (h) the Applicant shall obtain and deposit in the appropriate Land Registry Office, at its sole cost and expense, a Reference Plan of Survey, integrated with the Ontario Co-ordinate System, satisfactory to the City Surveyor, delineating thereon as separate PARTS, the Highway and the remainder of the site; and
 - (i) the Applicant shall comply with any other terms and conditions related to the closing and conveyancing of the Highway, as the City Solicitor or the Commissioner of Works and Emergency Services may deem advisable to protect the City's interests.
- (2) the Highway be declared surplus to the City's requirements and notice of the proposed sale be given to the public in accordance with the requirements of Chapter 213 of the Toronto Municipal Code;
 - (3) the proposed conveyance of the Highway be declared to be in compliance with the former City of Toronto Part 1 Official Plan (Section 3.3);
 - (4) notice be given to the public of the proposed by-law to stop up, close and sell the Highway, in accordance with the requirements of the *Municipal Act*;
 - (5) the Humber York Community Council hold a public hearing concerning the proposed by-law if any person who claims that the person's land will be prejudicially affected by the proposed by-law applies to be heard, in accordance with the requirements of the *Municipal Act*;
 - (6) the sale price for the fee in the Highway be set at \$40.36 per square metre;
 - (7) following the stopping up and closing of the Highway, upon compliance by the Applicant with the terms and conditions set out in Recommendation (1) hereof and the payment by the Applicant of the sale price set out in Recommendation (6) hereof, the Highway be conveyed to the abutting owner; and
 - (8) the appropriate City Officials be authorized and directed to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any bills necessary to give effect thereto.

**9.30 Survey Results on Designating George Street One-Way.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a report (October 3, 2001) from the Director, Transportation Services, District 1, reporting on the results of the resident's survey undertaken on the proposal to designate George Street in a one-way southbound direction between Church Street and King Street; advising that because the total number of responses received was less than the 50 percent stipulated in the applicable policy, it is

recommended that no further action be taken regarding a one-way southbound designation of George Street between Church Street and King Street; and recommending that this report be received for information.

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

(Clause No. 50(l), Report No. 9)

**9.31 Request for Traffic Control Signals at the
intersection of Scarlett Road and Foxwell Street.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 1, responding to a request from Councillor Frances Nunziata for a report on the feasibility of installing traffic control signals at the intersection of Scarlett Road and Foxwell Street; advising that there are no funds associated with the receipt of this report; and recommending that this report be received for information.

The Humber York Community Council also had before it the following communications during consideration of the above matter:

- (i) (October 22, 2001) from Mr. Mario Barone, Mr. Enzo Marino and Mr. Roy Gies;
- (ii) (Undated) from Ms. Josie Aries; and
- (iii) (October 22, 2001) from Ms. Monica Glassen to Councillor Frances Nunziata, forwarding a petition.

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

- Ms. Donna Johnston, Toronto;
- Mr. Mario Barone, Toronto; and
- Resident.

On motion by Councillor Nunziata, the Community Council recommended to Council that:

- (1) traffic control signals be installed at the intersection of Scarlett Road and Delemere Avenue;**
- (2) the Commissioner of Works and Emergency Services be authorized to include funds in the 2002 Capital Budget for the installation of signals at this intersection; and**

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

(Clause No. 20, Report No. 9)

**9.32 Traffic Calming Measures: Gary Drive/Oak Street
and Meadow Oak Place/Yelland Street.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 3, reporting on the installation an all way stop control at the intersection of Gary Drive/Oak Street and Meadow Oak Place/Yelland Street; advising that all costs associated with the installation of an all way stop control are included within the 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 Gary Drive/Oak Street and Meadow Oak Place/Yelland Street.

On motion by Councillor Nunziata, the Community Council recommended to Council:

- (1) **the adoption of the foregoing report; and**
- (2) **that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 21, Report No. 9)

**9.33 All Way Stop Control - Gary Drive at Howbert Drive and Galewood Avenue.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 3, reviewing the feasibility of installing an all way stop at the intersection of Gary Drive and Howbert Avenue, as well as Gary Drive and Galewood Drive; advising that there are no financial implications resulting from the adoption of this report; and recommending that this report be received for information.

On motion by Councillor Nunziata, the Community Council recommended to Council that:

- (1) **an all-way stop control be installed at the intersection of Gary Drive at Howbert Drive for westbound traffic; and**
- (2) **that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 22, Report No. 9)

**9.34 All Way Stop Control – Queenslea Avenue and Purdy Crescent.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a report (September 7, 2001) from the Director, Transportation Services, District 3, reporting on the feasibility of installing an all way stop control at the intersection of Queenslea Avenue and Purdy Crescent; advising that the results of a study have confirmed that the warrants are not satisfied to support the installation; and recommending that this report be received for information.

The Humber York Community Council also had before it a letter (August 28, 2001) from Ross and Rose Parry, 247 Queenslea Avenue, to Councillor Frances Nunziata, expressing concerns regarding volume and speed of traffic and requesting the implementation of traffic control measures.

Mr. Ross Parry, Toronto, appeared before the Community Council in connection with the foregoing matter.

On motion by Councillor Nunziata, the Community Council recommended to Council that:

- (1) all-way stop controls be installed for east and westbound traffic at the intersection of Queenslea Avenue and Purdy Crescent; and**

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

(Clause No. 23, Report No. 9)

**9.35 Naming of Proposed Private Street at
1400 Weston Road (Block 2, Plan 66M-2265).
(York South-Weston, Ward 11)**

The Humber York Community Council had before it a report (October 5, 2001) from the City Surveyor, reporting on a recommendation that the proposed private street at 1400 Weston Road, located on the east side of Charlton Settlement Avenue, south of Sidney Belsey Crescent, be named "Shining Star Crescent"; advising that there are no financial implications resulting from the adoption of this report, and the estimated costs of \$300 for the street name signs are to be paid by the developer; and recommending that:

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- (1) the proposed private street at 1400 Weston Road (Block 2, 66M-2265), located on the east side of Charlton Settlement Avenue, south of Sidney Belsey Crescent and illustrated on Attachment No. 1, be named "Shining Star Crescent";
- (2) B.G. Schickedanz Homes Inc., be required to pay the costs estimated to be in the amount of \$300, for the fabrication and installation of the street name signs; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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

(Clause No. 24, Report No. 7)

**9.36 Clearview Heights Traffic Calming Survey Results.
(York South-Weston, Ward 12)**

The Humber York Community Council had before it a report (October 3, 2001) from the Director, Transportation Services, District 1, reporting on the results of the residents' survey undertaken on the feasibility of installing traffic calming on Clearview Heights between Trethewey Drive and Keele Street; advising that because the total number of responses received was less than the 50 percent stipulated in the applicable policy, it is recommended that no further action be taken regarding traffic calming on Clearview Heights between Trethewey Drive and Keele Street; and recommending that this report be received for information.

On motion by Councillor DiGiorgio, the Community Council recommended to Council that:

WHEREAS a poll of the residents on Clearview Heights between Trethewey Drive and Keele Street indicate that 78 percent of the respondents supported the installation of speed humps on Clearview Heights; and

WHEREAS this poll was conducted in accordance with the policy of the former City of York and while it does not meet the criteria of a 50 percent response of the residents surveyed, it meets the criteria of the policy of the former City of Toronto;

THEREFORE BE IT RESOLVED that in view of the favourable response from the majority of the residents who responded, that speed humps be installed on Clearview Heights between Trethewey Drive and Keele Street, having regard to Clause 21 of

Report No. 6 of the Southwest Community Council, which was adopted without amendment by City Council at its meeting held on June 26, 27 and 28, 2001.

(Clause No. 25, Report No. 9)

**9.37 Maintenance Of A Fence - Yore Road Flank of 7 Trethewy Drive.
(York South-Weston, Ward 12)**

The Humber York Community Council had before it a report (October 5, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on the home owner's request to maintain a wooden fence within the public right of way on the Yore Road flank of 7 Trethewy Drive; advising that there are no financial implications resulting from the adoption of this report; and recommending that the maintenance of the wooden fence and concrete retaining wall within the public right of way on the Yore Road flank of 7 Trethewy Drive be approved, subject to the owner entering into an agreement with the City of Toronto.

On motion by Councillor DiGiorgio, the Community Council recommended to Council that:

- (1) the foregoing report be adopted; and**
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 26, Report No. 9)

**9.38 Wright Avenue South Side between Roncesvalles Avenue
and Sorauren Avenue - Adjustment to Parking Prohibition.
(Parkdale-High Park, Ward 14)**

The Humber York Community Council had before it a report (October 1, 2001) from the Director, Transportation Services, District 1, reporting on prohibiting stopping at all times on the south side of Wright Avenue from a point 23 metres east of Roncesvalles Avenue to a point 25 metres further east, to allow the turning radius of heavy trucks entering/exiting the private driveway; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$1,000.00 will be accommodated in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) the parking prohibition, on the south side of Wright Avenue from a point 29 metres east of Roncesvalles Avenue to a point 13 metres further east, be rescinded;**
- (2) parking for a maximum period of one hour at other times, Monday to Saturday, on the south side of Wright Avenue from a point 23 metres east of Roncesvalles**

Avenue to a point 6 metres further east and from a point 42 metres east of Roncesvalles Avenue to a point 6 metres further east, be rescinded;

- (3) stopping be prohibited at all times, on the south side of Wright Avenue from a point 23 metres east of Roncesvalles Avenue to a point 25 metres further east; and
- (4) 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 Miller on behalf of Councillor Korwin-Kuczynski, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 27, Report No. 9)

**9.39 Chelsea Avenue from Dundas Street West
to Indian Road – Speed Hump Poll Results.
(Parkdale-High Park, Ward 14)**

The Humber York Community Council had before it a report (September 10, 2001) from the Director, Transportation Services, District 1, reporting on the results of a poll of residents regarding the installation of speed humps on Chelsea Avenue from Dundas Street West to Indian Road; advising that Funds for new traffic calming installations City-wide are provided in the Transportation Services Division 2001 Capital Budget, and all funds have now been expended for this year; advising that should Council grant approval to install speed humps on Chelsea Avenue, between Dundas Street West and Indian Road, funds (\$8,000.00) would have to be provided in the 2002 Capital Budget, subject to competing priorities; and recommending that:

- (1) Council decide whether a speed hump plan should be approved for installation on Chelsea Avenue, between Dundas Street West and Indian Road;
- (2) should Council authorize the speed hump plan for Chelsea Avenue, the following recommendations be approved:
 - (a) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Chelsea Avenue, between Dundas Street West and Indian Road, for traffic calming purposes, described as follows:

“The construction of speed humps on CHELSEA AVENUE, from Dundas Street West to Indian Road, generally as shown on the attached print of Drawing No. 421F-6007, dated March 2001”;
 - (b) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the

Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;

- (c) the speed limit be reduced from 40 km/h to 30 km/h on Chelsea Avenue, between Dundas Street West and Indian Road coincident with the implementation of speed humps; and
- (d) that 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 Miller, on behalf of Councillor Korwin-Kuczynski, the Community Council recommended to Council that:

- (1) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Chelsea Avenue, between Dundas Street West and Indian Road, for traffic calming purposes, described as follows:**

“The construction of speed humps on CHELSEA AVENUE, from Dundas Street West to Indian Road, generally as shown on the attached print of Drawing No. 421F-6007, dated March 2001”;

- (2) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;**
- (3) the speed limit be reduced from 40 km/h to 30 km/h on Chelsea Avenue, between Dundas Street West and Indian Road coincident with the implementation of speed humps; and**
- (4) that 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.**

(Clause No. 28, Report No. 9)

**9.40 Introduction of Permit Parking on both sides of
Lukow Terrace between Wabash Avenue and its Terminus.
(Parkdale-High Park, Ward 14)**

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The Humber York Community Council had before it a report (October 5, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on the introduction of permit parking on both sides of Lukow Terrace, between Wabash Avenue and its terminus, on a street specific basis, to operate during the hours of 12:01 a.m. to 7:00 a.m., 7 days a week; advising that f Funds to undertake the necessary signage adjustments in the estimated amount of \$802.00 are contained in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) permit parking be introduced on both sides of Lukow Terrace, between Wabash Avenue and its terminus, on a street specific basis, to operate during the hours of 12:01 a.m. to 7:00 a.m., 7 days a week;
- (2) Part A of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate both sides of Lukow Terrace, between Wabash Avenue and its terminus; and
- (3) 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 Miller, on behalf of Councillor Korwin-Kuczynski, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 29, Report No. 9)

**9.41 Proposed Parking Prohibition Neptune Drive, East of Rajah Street.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 3, reporting on an amendment to the existing parking prohibitions on the south side of Neptune Drive, east of Rajah Street; advising that all costs associated with the installation of parking restrictions are included in the District 3 Transportation Services Division's Operating Budget; and recommending that:

- (1) schedule VIII of By-law No. 31001, of the former City of North York, be amended by deleting the "No Parking Anytime" prohibition on the east/south sides of Neptune Drive, from the northerly limit of Baycrest Avenue to a point 212 metres east of the easterly limit of Rajah Street;
- (2) schedule VIII of By-law No. 31001, of the former City of North York, be amended by adding a "No Parking Anytime" prohibition on the east/south sides of Neptune Drive, from the northerly limit of Baycrest Avenue to the westerly limit of Rajah Street; and
- (3) schedule VIII of By-law No. 31001, of the former City of North York, be amended by adding a "No Parking Anytime" prohibition on the south side of Neptune Drive, from a point 100 metres east of the easterly limit of Rajah Street to a point 212 metres east of the easterly limit of Rajah Street

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

(Clause No. 30, Report No. 9)

**9.42 All Way Stop Control at Glengrove Avenue and Glenmount Avenue.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 3, reporting on the installation of an all way stop control at the intersection of Glengrove Avenue and Glenmount Avenue; advising that all costs associated with the installation of an all way stop control are included in the 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 Glengrove Avenue and Glenmount Avenue.

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

- (1) the foregoing report be adopted; and**
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 31, Report No. 9)

**9.43 Traffic Calming Measures on Sparrow Avenue.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 3, reporting on the feasibility of installing traffic calming measures (speed humps) on Sparrow Avenue; advising that funds for the installation of traffic calming measures (city-wide) have been requested in the Transportation Services Division's 2002 Capital Works Program. The construction of asphalt speed humps, estimated at \$10,800.00, will be subject to competing priorities; and recommending that:

- (1) a by-law be prepared and public notice be given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alterations of sections of the roadway on Sparrow Avenue for traffic calming purposes, described as follows:**

The construction of speed humps on Sparrow Avenue, generally as shown on Drawing No. NY-1357, attached;

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- (2) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have been recently enacted as Provincial Legislation, notice of study commencement be given to the Ministry of the Environment, Fire Services, Emergency Medical Services and Toronto Police Services and upon approval of a by-law by Council, Notice of Completion be issued;
- (3) By-law No. 31878, of the former City of North York, be amended by adding a 40 km/h speed limit on Sparrow Avenue, from Dufferin Street to Highland Hill; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.

Councillor Moscoe moved:

That the Community Council recommend to Council the adoption of the foregoing report, subject to:

- (1) **Recommendation (1) being amended by deleting the words “and public notice be given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act”, to read as follows:**

“It is recommended that:

- (1) **a by-law be prepared for the alterations of sections of the roadway on Sparrow Avenue for traffic calming purposes, described as follows:**

The construction of speed humps on Sparrow Avenue, generally as shown on Drawing No, NY-1357, attached;”

- (2) **the Minister of Environment being advised that the City of Toronto will only apply the requirements of Schedule B of the Municipal Class Environmental Assessment, on traffic calming measures valued in excess of \$100,000.00; and requests that Schedule B be amended accordingly, to reflect this proposed change; and**
- (3) **the foregoing amendment being applied specifically to this proposal for traffic calming on Sparrow Avenue.**

The Chair ruled the foregoing motions by Councillor Moscoe, out of order.

Upon the question that the ruling of the Chair be upheld:

Yeas: Councillor Korwin-Kuczynski (1)
Nays: Councillors DiGiorgio, Disero, Moscoe, Nunziata and Silva (5).

Motions carried.

(Clause No. 2, Report No. 9)

**9.44 Request for Traffic Calming on Hatherley Road.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (September 25, 2001), from the Director, Transportation Services, District 1, reporting on a request from Councillor Betty Disero for a report on the feasibility of introducing traffic calming on Hatherley Road; advising that an assessment of the local characteristics of this area and prevailing traffic conditions indicate that the installation of traffic calming on Hatherley Road would not be of benefit, and therefore, cannot be recommended; and recommending that this report be received for information.

On motion by Councillor Disero, the Community Council deferred consideration of the foregoing report to its January 29, 2002 meeting:

(Clause No. 50(m), Report No. 9)

**9.45 Harvie Avenue Traffic Calming Survey Results.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (April 1, 2001) from the Director, Transportation Services, District 1, reporting on the results of a survey of residents undertaken on the feasibility of installing traffic calming on Harvie Avenue between Rogers Road and Hatherley Road; advising that because the total number of responses received was less than the 50 percent level stipulated in the applicable policy, it is recommended that no further action be taken regarding traffic calming on Harvie Avenue between Rogers Road and Hatherley Road at this time; and recommending that this report be received for information.

On motion by Councillor Disero, the Community Council recommended to Council that:

WHEREAS 73 percent of the respondents support traffic calming measures on Harvie Avenue between Rogers Road and Hatherley Road; and

WHEREAS the poll results would meet the criteria of the former City of Toronto;

THEREFORE BE IT RESOLVED that:

- (1) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Harvie Avenue, between Rogers Road and Hatherley Avenue, for traffic calming purposes, described as follows:**

“The construction of speed humps on HARVIE AVENUE, between Rogers Road and Hatherley Road, generally as shown on the attached print of Drawing No. 421F-6106, dated July, 2001”

- (2) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;**
- (3) the speed limit be reduced to 30 km/h on Harvie Avenue, between Rogers Road and Hatherley Road, coincident with the implementation of speed humps; and**
- (4) 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.**

(Clause No. 32, Report No. 9)

**9.46 Harvie Avenue between Redhill Avenue and Eglinton Avenue West
Request for Traffic Calming.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (April 30, 2001) from the Director, Transportation Services, District 1, responding to a request from Councillor Betty Disero for a report on the feasibility of introducing traffic calming on Harvie Avenue; advising that an assessment of the local characteristics of the street and prevailing traffic conditions do not substantiate that speed is an issue; and recommending that this report be received for information.

On motion by Councillor Disero, the Community Council:

- (1) requested the Director, Transportation Services, District 1, to conduct a poll of the residents on Harvie Avenue between Redhill Avenue and Eglinton Avenue West, to determine resident support for traffic calming measures, using the criteria of the former City of Toronto; and**
- (2) received the foregoing communication.**

(Clause No. 50(n), Report No. 9)

**9.47 Lauder Avenue Traffic Calming Survey Results.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 3, 2001) from the Director, Transportation Services, District 1, reporting on the results of the residents' survey undertaken on the feasibility of installing traffic calming on Lauder Avenue between St. Clair Avenue West and Millerson Avenue; advising that because the total number of responses received was less than the 50 percent stipulated in the applicable policy, it is recommended that no further action be taken regarding traffic calming on Lauder Avenue between St. Clair Avenue West and Millerson Avenue; and recommending that this report be received for information.

On motion by Councillor Disero, the Community Council recommended to Council that:

WHEREAS 87 percent of the respondents support traffic calming measures on Lauder Avenue between St. Clair Avenue West and Millerson Avenue; and

WHEREAS the poll results would meet the criteria of the former City of Toronto;

THEREFORE BE IT RESOLVED that:

- (1) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Lauder Avenue, between St. Clair Avenue West and Millerson Avenue, for traffic calming purposes, described as follows:
“The construction of speed humps on LAUDER AVENUE, between St. Clair Avenue West and Millerson Avenue, generally as shown on the attached print of Drawing No. 421F-6113, dated July, 2001”;**
- (2) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;**
- (3) the speed limit be reduced to 30 km/h on Lauder Avenue, between St. Clair Avenue West and Millerson Avenue, coincident with the implementation of speed humps; and**
- (4) 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.**

(Clause No. 33, Report No. 9)

- 9.48**
- (1) Dufferin Street, south of St. Clair Avenue W.; and**
 - (2) Rosemount Avenue, west of Dufferin Street.**

**Adjustments to Parking Prohibitions.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 4, 2001) from the Director, Transportation Services, District 1, reporting on prohibiting standing at all times on the east side of Dufferin Street from St. Clair Avenue West to Rosemount Avenue, on the west side of Dufferin Street from a point 40 metres south of St. Clair Avenue West to Mackay Avenue to prevent delays to through traffic; and to prohibit standing at all times on the north side of Rosemount Avenue, between Dufferin Street and a point 56 metres further west to prevent motorists from blocking existing driveways; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$2,000.00 will be accommodated in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) the parking prohibition at all times, on the east side of Dufferin Street from St. Clair Avenue West to Rosemount Avenue, be rescinded;
- (2) the parking prohibition at all times, on the west side of Dufferin Street from a point 40 metres south of St. Clair Avenue West to Mackay Avenue, be rescinded;
- (3) standing be prohibited at all times, on the east side of Dufferin Street from St. Clair Avenue West to Rosemount Avenue;
- (4) standing be prohibited at all times, on the west side of Dufferin Street from a point 40 metres south of St. Clair Avenue West to Mackay Avenue;
- (5) the parking prohibition at all times, on the north side of Rosemount Avenue from Dufferin Street to a point 56 metres further west, be rescinded;
- (6) standing be prohibited at all times, on the north side of Rosemount Avenue from Dufferin Street to a point 56 metres further west; and
- (7) 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 Disero, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 34, Report No. 9)

**9.49 Norton Avenue from Dufferin Street to St. Clair Gardens
Speed Hump Poll Results.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (September 10, 2001) from the Director, Transportation Services, District 1, reporting on the results of a poll of residents regarding the installation of speed humps on Norton Avenue between Dufferin

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Street and St. Clair Gardens; funding for new traffic calming installations City-wide are provided in the Transportation Services Division 2001 Capital Budget, and all funds have now been expended for this year; advising that should Council grant approval to install speed humps on Norton Avenue, between Dufferin Street and St. Clair Gardens, funds (\$3,000.00) would have to be provided in the 2002 Capital Budget, subject to competing priorities; and recommending that:

- (1) City Council decide whether a speed hump plan should be approved for installation on Norton Avenue, between Dufferin Street and St. Clair Gardens;
- (2) should Council authorize the speed hump plan for Norton Avenue, the following recommendations be approved:
 - (a) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Norton Avenue, between Dufferin Street and St. Clair Gardens, for traffic calming purposes, described as follows:

“The construction of speed humps on NORTON AVENUE, from Dufferin Street to St. Clair Gardens, generally as shown on the attached print of Drawing No. 421F-5884, dated December 2000”;
 - (b) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;
 - (c) the speed limit be reduced from 40 km/h to 30 km/h hour on Norton Avenue, between Dufferin Street and St. Clair Gardens coincident with the implementation of speed humps; and
 - (d) that 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 Disero, the Community Council recommended to Council that:

- (1) a speed hump plan be approved for installation on Norton Avenue, between Dufferin Street and St. Clair Gardens;**
- (2) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Norton Avenue, between Dufferin Street and St. Clair Gardens, for traffic calming purposes, described as follows:**

The construction of speed humps on NORTON AVENUE, from Dufferin Street to St. Clair Gardens, generally as shown on the attached print of Drawing No. 421F-5884, dated December 2000";

- (3) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;**
- (4) the speed limit be reduced from 40 km/h to 30 km/h hour on Norton Avenue, between Dufferin Street and St. Clair Gardens coincident with the implementation of speed humps; 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.**

(Clause No. 35, Report No. 9)

**9.50 Installation of On-Street Parking Spaces for persons with disabilities.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 4, 2001) from the Director, Transportation Services, District 1, reporting on a request for the installation of an on-street disabled persons' parking space; 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; and recommending that:

- (1) the installation of a disabled on-street parking space as noted in Table "A" of this report be approved; and**
- (2) the appropriate City officials be requested to take any action necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.**

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

(Clause No. 36, Report No. 9)

**9.51 Premises No. 355 Northcliffe Boulevard - Establishment of a
“No Standing” Zone to facilitate the Pick-Up and Drop-Off
of a Disabled Person.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 1, 2001) from the Director, Transportation Services, District 1, reporting on providing access to the curb for Wheel-Trans vehicles picking up and dropping off a disabled resident at the subject address; advising that funds to undertake the necessary pole and sign installation in the estimated amount of \$300.00 are available in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) standing be prohibited on the east side of Northcliffe Boulevard between 7:30 a.m. and 9:00 a.m., and between 3:30 p.m. and 5:00 p.m., Monday to Friday, from a point 111 metres south of Rogers Road to a point 10.8 metres further south; 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 may be required.

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

(Clause No. 37, Report No. 9)

**9.52 Reduction of Permit Parking on Earls court Avenue
between St.Clair Avenue West and Ascot Avenue.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 4, 2001) from the Director, Transportation Services, District 1, reporting on the reduction of permit parking hours on Earls court Avenue, between St. Clair Avenue West and Ascot Avenue, from 12:01 a.m. to 7:00 a.m., 7 days a week, to 2:00 a.m. to 7:00 a.m., 7 days a week; advising that funds to undertake the necessary signage adjustments in the estimated amount of \$201.00 are contained in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) the permit parking hours on Earls court Avenue, between St. Clair Avenue West and Ascot Avenue, be reduced from 12:01 a.m. to 7:00 a.m., 7 days a week, to 2:00 a.m. to 7:00 a.m., 7 days a week;
- (2) Part H of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate Earls court Avenue between St. Clair Avenue West and Ascot Avenue; and

- (3) 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 Disero, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No, 38, Report No. 9)

**9.53 Blackthorn Avenue from St.Clair Avenue West
to Rockwell Avenue – Speed Hump Poll Results.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (September 10, 2001) from the Director, Transportation Services, District 1, reporting on the results of a poll of residents regarding the installation of speed humps on Blackthorn Avenue from St. Clair Avenue West to Rockwell Avenue; advising that funds for new traffic calming installations City-wide are provided in the Transportation Services Division 2001 Capital Budget; however; and that all funds have now been expended for this year, and, should Council grant approval to install speed humps on Blackthorn Avenue, between St. Clair Avenue West and Rockwell Avenue, funds (\$9,000.00) would have to be provided in the 2002 Capital Budget, subject to competing priorities; and recommending that:

- (1) Council decide whether a speed hump plan should be approved for installation on Blackthorn Avenue, between St. Clair Avenue West and Rockwell Avenue;
- (2) should Council authorize the speed hump plan for Blackthorn Avenue, the following recommendations be approved:
 - (a) a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Blackthorn Avenue, between St. Clair Avenue West and Rockwell Avenue, for traffic calming purposes, described as follows:

“The construction of speed humps on BLACKTHORN AVENUE, from St. Clair Avenue West to Rockwell Avenue, generally as shown on the attached print of Drawing No. 421F-5914, dated January 2001”;
 - (b) pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;

- (c) the speed limit be reduced from 40 km/h to 30 km/h on Blackthorn Avenue, between St. Clair Avenue West and Rockwell Avenue, coincident with the implementation of speed humps; and
- (d) that 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 Disero, the Community Council recommended to Council that:

- (1) **a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Blackthorn Avenue, between St. Clair Avenue West and Rockwell Avenue, for traffic calming purposes, described as follows:**

“The construction of speed humps on BLACKTHORN AVENUE, from St. Clair Avenue West to Rockwell Avenue, generally as shown on the attached print of Drawing No. 421F-5914, dated January 2001”;

- (2) **pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;**
- (3) **the speed limit be reduced from 40 km/h to 30 km/h on Blackthorn Avenue, between St. Clair Avenue West and Rockwell Avenue, coincident with the implementation of speed humps; and**
- (4) **that 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.**

(Clause No. 39, Report No. 9)

**9.54 Conversion of Permit Parking on Wiltshire Avenue between Adrian Avenue and Connolly Street from “Area Based Permit Parking” to “Street Name Permit Parking”.
(Davenport, Ward 17)**

The Humber York Community Council had before it a report (October 4, 2001) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on the conversion of permit parking on Wiltshire Avenue, between Adrian Avenue and Connolly Street, from "Area Based Permit Parking" to "Street Name Permit Parking",

with the current operating hours of 12:01 a.m. to 7:00 a.m., 7 days a week; advising that funds to undertake the necessary signage adjustments in the estimated amount of \$335.00 are contained in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) the permit parking program on Wiltshire Avenue, between Adrian Avenue and Connolly Street, be converted from "Area Based Permit Parking" to "Street Name Permit Parking"; and
- (2) 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 Disero, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 40, Report No. 9)

**9.55 Shanly Street between Dufferin Street and Dovercourt Road
Feasibility of Installing Speed Humps.
(Davenport, Ward 18)**

The Humber York Community Council had before it a report (October 5, 2001) from the Director, Transportation Services, District 1, reporting on a request from Councillor Silva to obtain authority to conduct a poll of residents for the installation of speed humps on Shanly Street, between Dufferin Street and Dovercourt Road; advising on the results of a recent 24-hour speed and volume survey and a check of the Toronto Police Service collision records over a three-year period ending May 2001, that the installation of speed humps or any other traffic calming device on the subject section of Shanly Street would not be particularly effective and recommending that this report be received for information.

On motion by Councillor Silva, the Community Council recommended to Council that:

- (1) **appropriate staff be authorized to conduct a poll of eligible residents on Shanly Street, between Dufferin Street and Dovercourt Road, to determine resident support for a proposed speed hump plan, in accordance with the former City of Toronto policy;**
- (2) **a by-law be prepared and public notice given pursuant to the Municipal Act and Municipal Class Environmental Assessment Act for the alteration of sections of the roadway on Shanly Street, between Dufferin Street and Dovercourt Road, for traffic calming purposes, described as follows:**

"The construction of speed humps on SHANLY STREET, between Dufferin Street and Dovercourt Road, generally as shown on the attached print of Drawing No. 421F-6235, dated October 2001";

- (2) **pursuant to the requirements of Schedule B of the Municipal Class Environmental Assessment Act which have recently been enacted as Provincial legislation, notice of study commencement be given to the Ministry of Environment, Fire Services, Emergency Medical Services and Toronto Police Services, and upon final approval of a by-law by Council, Notice of Completion be issued;**
- (3) **the speed limit be reduced from 40 km/h to 30 km/h on Shanly Street, between Dufferin Street and Dovercourt Road, coincident with the implementation of speed humps; and**
- (4) **that 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.**

(Clause No. 41, Report No. 9)

- 9.56 (1) Sterling Road, between Perth Avenue and Bloor Street West; and
(2) Perth Avenue, North Side, between Sterling Road and Perth Avenue;
Adjustments to Parking Prohibition.
(Davenport, Ward 18)**

The Humber York Community Council had before it a report (October 9, 2001) from the Director, Transportation Services, District 1, reporting on allowing parking on the east side of Sterling Road from Perth Avenue to Bloor Street West and on the north side of Perth Avenue, between Sterling Road and Perth Avenue, to increase parking spaces for area residents; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$1,000.00 will be accommodated in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) the parking prohibition from 8:00 a.m. to 6:00 p.m., Monday to Saturday, on the east side of Sterling Road from a point 96 metres north of Perth Avenue and a point 22.9 metres further north, be rescinded;
- (2) the parking prohibition at all times, on the north side of Perth Avenue from a point 10 metres west of Sterling Road to a point 12 metres further west and from a point 42 metres west of Sterling Road to a point 6 metres further west, be implemented
- (3) one hour parking from 8:00 a.m. to 6:00 p.m., Monday to Friday, on the north side of Perth Avenue from a point 10 metres west of Sterling Road to a point 12 metres further west and from a point 42 metres west of Sterling Road to a point 6 metres further west, be implemented;
- (4) the permit parking hours of operation from 12:01 a.m. to 7:00 a.m., 7 days a week, on the north side of Perth Avenue, from a point 10 metres west of Sterling

Road to a point 12 metres further west and from a point 42 metres west of Sterling Road to a point 6 metres further west, be implemented;

- (5) Part A of Schedule XXVI (Permit Parking), of Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, be amended to incorporate Perth Avenue (East/West-Leg), between Perth Avenue and Sterling Road; and
- (6) 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 Silva, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No, 42, Report No. 9)

**9.57. Gladstone Avenue West Side between Sylvan Avenue and North End of Gladstone Avenue - Adjustment to Parking Prohibition.
(Davenport, Ward 18)**

The Humber York Community Council had before it a report (October 1, 2001) from the Director, Transportation Services, District 1, reporting on prohibiting stopping at all times on the west side of Gladstone Avenue from Sylvan Avenue to the north end of Gladstone Avenue, to prevent any vehicles from parking/idling for long durations and to alleviate the obstruction of the laneway currently being experienced; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$1,000.00 will be accommodated in the Transportation Services Division 2001 Operating Budget; and recommending that:

- (1) the parking prohibition, on the west side of Gladstone Avenue from Sylvan Avenue to the north end of Gladstone Avenue, be rescinded;
- (2) stopping be prohibited at all times, on the west side of Gladstone Avenue from Sylvan Avenue to the north end of Gladstone Avenue; and
- (3) 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 Silva, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 43, Report No. 9)

9.58 Dufferin Street East Side from Dufferin Park Avenue to Bloor Street West - Adjustment to Parking Prohibition. (Davenport, Ward 18)

The Humber York Community Council had before it a report (October 9, 2001) from the Director, Transportation Services, District 1, reporting on the prohibition of parking on the east side of Dufferin Street, from Dufferin Park Avenue to Bloor Street West, from 7:00 a.m. to 6:00 p.m., daily and improve traffic circulation, congestion, lengthy delays and to enhance operational safety; advising that the funds associated with the adjustment of parking regulations on Dufferin Street, estimated at \$2,000.00 will be accommodated in the Transportation Services Division Operating Budget; and recommending that:

- (1) the current parking prohibition on the east side of Dufferin Street between Dufferin Park Avenue and Bloor Street West, in effect from 7:00 a.m. to 6:00 p.m., Monday to Saturday, be amended, to be in effect from 7:00 a.m. to 6:00 p.m., daily; 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 Silva, the Community Council recommended to Council the adoption of the foregoing report.

(Clause No. 44, Report No. 9)

9.59 24 Porter Avenue – Request for Repairs to Retaining Wall. (York South-Weston, Ward 11)

The Humber York Community Council had before it the following:

- (i) (Undated) from Councillor Frances Nunziata, recommending that the Commissioner of Works and Emergency Services be directed to carry out the necessary repairs to the retaining wall on the City's right of way at 24 Porter Avenue, on an exceptional basis, at an estimated cost of \$65,000.00; and
- (ii) (July 5, 2001) from Director, Engineering Services, Technical Services Division, to Councillor Frances Nunziata providing an update on the retaining wall at 24 Porter Avenue.

On motion by Councillor Nunziata, the Community Council:

- (1) **requested the Commissioner of Works and Emergency Services to report on the foregoing matter to its November 20, 2001 meeting; and**

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(2) received the communication from the Director, Engineering Services.

(Clause No. 50(o), Report No. 9)

**9.60 Crab Apple Trees – Summit Avenue.
(Davenport, Ward 17)**

The Humber York Community Council had before it a communication (September 21, 2001) from the Supervisor of Forestry, Planning and Protection, Economic Development, Culture and Tourism to Councillor Disero's office, commenting on the issue of crab apples falling onto the roadway.

The Humber York Community Council also had before it a letter (September 28, 2001) from Councillor Betty Disero, forwarding the above communication.

On motion by Councillor Disero, the Community Council recommended to Council that:

- (1) the Commissioner of Economic Development, Culture and Tourism, be authorized to remove the crab apple trees on the steep slope along the south side of Summit Avenue;**
- (2) the fee associated with the removal of these trees be waived; and**
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

(Clause No. 45, Report No. 9)

(Councillor Chris Korwin-Kuczynski declared an interest in the foregoing matter, in that he is the owner of a property on which crab apple trees are situated.)

**9.61 Boulevard Café Application – Queen's Pasta, 2263 Bloor Street West.
(Parkdale-High Park, Ward 13)**

- (i) (October 16, 2001) from the District Manager, Municipal Licensing and Standards, reporting on the business owner's appeal of staff's refusal of an application for a boulevard café on the Durie Street flank of 2263 Bloor Street West, as a result of a negative public poll; and recommending that the Humber York Community Council may recommend that City Council deny the application for a boulevard café on the Durie Street flank of 2263 Bloor Street West.
- (ii) (August 28, 2001) from Councillor David Miller, requesting that staff of the Municipal Licensing and Standards Section report on the refusal of an Outdoor Café Application for 2263 Bloor Street West; and

On motion by Councillor Miller, Community Council:

- (1) requested the District Manager, South District, Municipal Licensing and Standards, to undertake another poll of the area residents, having regard that the previous poll was conducted in October, 2000; and
- (2) received the foregoing report and communication.

(Clause No. 50(p), Report No. 9)

**9.62 530 Oakwood Avenue, Deluxe Restaurant,
Application for a Liquor Licence Application.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it a confidential communication (August 31, 2001) from Councillor Howard Moscoe, and a confidential letter (July 26, 2001) from R. Munroe, Staff Inspector, 13 Division, Toronto Police Service.

On motion by Councillor Moscoe, the Community Council recommended to Council that the Alcohol and Gaming Commission of Ontario be advised that the City of Toronto has no objection to the issuance of a liquor licence for 530 Oakwood Avenue, on the condition that the former owner/operator not be involved in the present operation of this establishment; and further that in accordance with the provisions of the Municipal Act, discussions pertaining to this Clause be held in camera, having regard that it contains personal information about identifiable individuals and is otherwise subject to the Municipal Freedom of Information and Protection of Privacy Act.

(Clause No. 46, Report No. 9)

**9.63 Request for Change in Parking Regulations on McRoberts Avenue
from Corby Avenue to Rogers Road.
(Davenport, Ward 17)**

The Humber York Community Council had before it a communication (October 3, 2001) from Councillor Betty Disero, requesting that staff report to the November 20th meeting on the feasibility of changing the parking on McRoberts Avenue from the west side to the east side, from December 1 to March 31.

On motion by Councillor Disero, the Community Council:

- (1) requested the Director, Transportation Services, District 1, to report to its November 20, 2001 meeting on the feasibility of changing the parking regulations on McRoberts Avenue from Corby Avenue to Rogers Road, from the west side of the street to the east side of the street, from December 1st to March 31st; and
- (2) received the foregoing communication.

(Clause No. 50(q), Report No. 9)

**9.64 56 Bentworth Avenue, Driveway Curb Cut.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it the following motion by Councillor Moscoe:

WHEREAS the owners of 56 Bentworth Avenue recently rebuilt their home; and

WHEREAS the new house required alterations to the driveway curb cut; and

WHEREAS the maximum allowable curb depression for this house should not exceed the width of the garage; and

WHEREAS the new curb cut is in excess of the 6.1 metres specified by the policy; and

WHEREAS as a result of an error, a field staff incorrectly marked and replaced approximately 8.5 metres of concrete curb and provided a new opening of approximately 8.3 metres; and

WHEREAS it is unclear how the entire asphalt apron between the curb and the sidewalk was removed during the curb and sidewalk repairs; and

WHEREAS to correct these errors the City would have to incur additional costs:

THEREFORE BE IT RESOLVED that to minimize the additional expense to the City the current driveway width of 8.3 metres remain as an exception to the policy; and

BE IT FURTHER RESOLVED that the property owners contribute \$250.00 to cover 50% of the cost of reinstating the asphalt apron.

On motion by Councillor Moscoe, the Community Council recommended to Council the adoption of the foregoing motion.

(Clause No. 47, Report No. 9)

**9.65 1708 Weston Road (8 Victoria Street), OMB Hearing.
(York South-Weston, Ward 11)**

The Humber York Community Council had before it the following motion by Councillor Nunziata:

The Humber York Community Council recommends the adoption of the following motion by Councillor Nunziata:

WHEREAS the Committee of Adjustment on June 26, 2001 refused an application for consent to sever a parcel of land at 1708 Weston Road to create a lot at 8 Victoria Street

and an application for minor variance to construct a 3 storey building with six apartment units and 6 enclosed ground floor parking spaces; and

WHEREAS an appeal of the Committee of Adjustment refusal decision for the consent and minor variance application was filed on behalf of the applicant by the applicant's Solicitor; and

WHEREAS since the Committee of Adjustment hearing the Buildings Divisions of the former City of York has advised that the location of the zoning boundary to set the zoning district within which the proposed development was to occur was mistakenly interpreted thereby resulting in a portion of the proposed development being located in an R1 Residential District and not being a permitted use within that R1 zone; and

WHEREAS the applicant's solicitor has given notice of a request for an additional proposed variance to be considered at the November 7, 2001 Ontario Municipal Board hearing in respect of the property at 1708 Weston Road and 8 Victoria Street; and

WHEREAS the additional variance requested is described in the notice as a very technical minor variance and is "to permit the portion of the residential "Apartment-House" located in the "R1-Residential District", whereas an "Apartment-House" is not listed as a permitted use in this use; and

WHEREAS the proposed additional variance is not a variance that conforms to the policies of the Official Plan; and

WHEREAS the application to permit the development in a zone in which the use is not permitted nor which does not permit similar multiple unit residential building uses is not a "very minor technical variance" and should be the subject of a rezoning application, with the required public consultation process and that is decided by City Council;

THEREFORE BE IT RESOLVED that the City Solicitor be authorized to attend at the Ontario Municipal Board with City planning staff in opposition to the request for an additional variance to permit the portion of proposed multiple unit residential in the R1 Residential District Zone.

On motion by Councillor Nunziata, the Community Council recommended to Council the adoption of the foregoing motion.

(Clause No. 48, Report No. 9)

**9.66 752 Glengrove Avenue – OMB Hearing.
(Eglinton-Lawrence, Ward 15)**

The Humber York Community Council had before it the following motion by Councillor Moscoe:

WHEREAS the Committee of Adjustment for the City of Toronto (Southwest District) has refused an application by Joseph Lofaro, the owner of 752 Glengrove Avenue, to

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permit the construction of a new two-storey dwelling on the property, requesting variances for front yard setback, east side yard setback and finished first floor elevation above the centre line of the road; and

WHEREAS staff have recommended that the application be deferred in order to identify all variances required and to submit an up-to-date survey of the property and revised plans; and

WHEREAS the decision for the minor variance application has been appealed to the Ontario Municipal Board; and

WHEREAS no date has been set for the hearing of the minor variance application appeal.

THEREFORE BE IT RESOLVED that City Council direct the City Solicitor to authorize City legal staff to attend the Ontario Municipal Board hearing to support the decision of the Committee of Adjustment and to uphold the City's by-law.

On motion by Councillor Moscoe, the Community Council recommended to Council the adoption of the foregoing motion.

(Clause No. 49, Report No. 9)

The meeting adjourned at 1:45 p.m.

Councillor Chris Korwin-Kuczynski
Chair