
**NORTH YORK COMMUNITY COUNCIL
AGENDA
MEETING No. 7**

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| Date of Meeting: | September 10, 2003 | Enquiry: | Francine Adamo |
| Time: | 10:00 a.m. | | Administrator |
| Location: | North York Civic Centre Council Chambers 5100 Yonge Street, Lower Level | | (416) 395-7348 fadamo@toronto.ca |

**DECLARATIONS OF INTEREST PURSUANT TO
THE MUNICIPAL CONFLICT OF INTEREST ACT.**

CONFIRMATION OF MINUTES OF THE MEETING OF JULY 9, 2003

COMMUNICATIONS/REPORTS

1. Improvements to the Nomination Process for Community Preservation Panels (All Wards)

Communication (July 28, 2003) from the City Clerk, forwarding, for information, Clause No. 11 of Report No. 6 of the Economic Development and Park Committee, headed “Improvements to the Nomination Process for Community Preservation Panels (All Wards)”, which was adopted, without amendment, by the Council of the City of Toronto, at its meeting held on July 22, 23 and 24, 2003.

2. Boulevard Leasing Agreement – 3788 Bathurst Street (Ward 10 – York Centre)

Report (July 18, 2003) from the North District Manager, Municipal Licensing and Standards, Urban Development Services, reporting on an application to lease a portion of the municipal boulevard on the west side of Bathurst Street, north of Charleswood Drive, for the purpose of a boulevard cafe at 3788 Bathurst Street; and recommending that the encroachment be approved by the City, subject to the following conditions:

- (1) that the owner(s) enter into a Boulevard Lease Agreement with the City to the satisfaction of the City Solicitor and the Commissioner of Urban Development Services;

- (2) that the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto;
- (3) that no claims will be made against the City by the owner(s) for damage occurring to the patio, equipment or enclosure during snow removal;
- (4) that the life of the Agreement be limited to 1 year from the date of registration or to the date of removal of the encroachment, at which time the City may consider the Agreement for further extension, if required by the applicant;
- (5) the indemnification of the City by the owner(s) of the encroachments for all liability relating in any way to the encroachment and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the City Solicitor in an amount not less than \$2,000,000.00 or such greater amount as the City Solicitor may require;
- (6) in the event of sale or transfer of the property abutting the encroachment, Legal Services be authorized to extend the Encroachment Agreement to the new owner, subject to the approval of the Commissioner of Urban Development Services;
- (7) the owner(s) will, at their expense and to the satisfaction of the Commissioner of Urban Development Services, keep and maintain the encroachment in a good and proper state of repair and safety and will not make any additions or modifications to the encroachment beyond what is allowed under the terms of the Agreement;
- (8) all encroachments be subject to a legal agreement being entered into between the City and the owner of the property abutting the encroachment, such agreement be to the satisfaction of the City Solicitor and the Commissioner of Urban Development Services;
- (9) not more than 6 (six) tables and an occupancy of not more than 24 (twenty four) people;
- (10) no loud music;
- (11) hours of operation from 10:00 a.m. to 10:00 p.m.;
- (12) approval be obtained from the Alcohol and Gaming Commission of Ontario, as necessary;
- (13) a new endorsement be obtained from Municipal Licensing and Standards;
- (14) the owner pays the following fees:

application fees based on the occupancy of 165 square feet, and 2003 road allowance leasing rates, established by the City of Toronto, Corporate Services, Facilities and Real Estate, of \$8.42. Total fee: \$8.42 x 165 square feet = \$1389.30.

3. Political Demonstrations at Mel Lastman Square (Ward 23 – Willowdale)

Report (August 18, 2003) from the Commissioner of Economic Development, Culture and Tourism, seeking Council's approval to treat organizations requesting permits at Mel Lastman Square for the purpose of political demonstrations or protests as non-profit or charitable organizations in accordance with the Public Space Policy; and recommending that:

- (1) external organizations requesting permits at Mel Lastman Square for the purpose of political demonstrations or protests be treated as non-profit or charitable organizations in accordance with the Public Space Policy, specifically, these organizations must obtain the sponsorship of a City Councillor; and
- (2) these organizations be required to adhere to all City By-laws and regulations governing Mel Lastman Square; and
- (3) these organizations be required to hire Corporate Security Officers to attend and provide security to all participants and to City property, where appropriate; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

4. Parkland Encroachment – 2 Pineway Boulevard (Ward 24 – Willowdale)

Report (August 18, 2003) from the Commissioner of Economic Development, Culture and Tourism, forwarding the recommendation of the Encroachment Review Committee, that the City recommend a land sale by the Toronto and Region Conservation Authority to resolve an encroachment at 2 Pineway Boulevard; and recommending that:

- (1) the City of Toronto recommend that the Toronto and Region Conservation Authority sell parkland related to the encroachment at 2 Pineway Boulevard subject to conditions and approvals outlined in the Parkland Encroachment Policy and Procedure and Protocol for resolving Parkland Encroachments and upon the following conditions set by the Toronto and Region Conservation Authority:
 - (a) the owner be responsible for all related costs including survey, registration, etc.
 - (b) a restrictive covenant be registered on title defining the use of the purchased land; and

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

5. Parkland Encroachment – 5 Eldorado Court (Ward 9 – York Centre)

Report (August 18, 2003) from the Commissioner of Economic Development, Culture and Tourism, forwarding the recommendation of the Encroachment Review Committee, that the City recommend a land sale by the Toronto and Region Conservation Authority to resolve an encroachment at 5 Eldorado Court; and recommending that:

- (1) the City of Toronto recommend that the Toronto and Region Conservation Authority sell parkland related to the encroachment at 5 Eldorado Court subject to conditions and approvals outlined in the Parkland Encroachment Policy and Procedure and Protocol for resolving Parkland Encroachments and upon the following conditions set by the Toronto and Region Conservation Authority:
 - (a) the owner be responsible for all related costs including survey, registration, etc.
 - (b) a restrictive covenant be registered on title indicating that the owner of 5 Eldorado is responsible for the long-term maintenance of the gabion wall located on the land being sold and indemnifying the Authority and the City from any related action; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

6. Ontario Municipal Board Proceedings – Application for Official Plan and Zoning Amendments – 40 Fountainhead Road and 470 Sentinel Road – Met Cap Living Management Inc. (Ward 8 – York West)

Report (August 21, 2003) from the City Solicitor, advising of the outcome of the Ontario Municipal Board (“Board”) appeals; and recommending that City Council:

- (1) receive this report for information; and
- (2) authorize execution of a Section 37 agreement prepared by the City Solicitor that includes the benefits directed by the Ontario Municipal Board and described in a report of the City Solicitor dated August 21, 2003.

7. Surplus Land Declaration and Proposed Closing of portions of the Kenaston Gardens Road Allowance (Ward 24 – Willowdale)

Report (July 31, 2003) from the Commissioner of Works and Emergency Services and the Commissioner of Corporate Services, recommending that portions of the Kenaston Gardens road allowance, shown as Parts 1 and 2 on the attached Sketch No. PS-2003-028 (the “Highway”) be permanently closed and declared surplus to municipal requirements; and recommending that:

- (1) the Highway be declared surplus to the City’s requirements and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the owner of the adjoining lands;
- (2) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken;
- (3) subject to compliance with the requirements of the *Municipal Act, 2001*, and following Council’s approval of a sale of the Highway, the Highway be permanently closed as a public highway;
- (4) following Council’s approval of a sale of the Highway, notice be given to the public of a proposed by-law to permanently close the Highway, in accordance with the requirements of Chapter 162 of the City of Toronto Municipal Code and the North York Community Council hear any member of the public who wishes to speak to this matter;
- (5) following the closure of the Highway, easements be granted to any affected utility companies for the existing utilities plant located in the Highway or, with the consent of the said utility companies, the utilities plant be relocated, adjusted or abandoned, at the sole cost of the purchaser of the Highway, with such costs to be determined by the appropriate utility companies; and
- (6) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

8. Parking Prohibitions – High Meadow Place (Ward 7 – York West)

Report (July 29, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on amending the existing parking regulations on High Meadow Place; and recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking at anytime on the south and east sides of High Meadow Place, from the westerly limit of Signet Drive to the southerly limit of High Meadow Place.

9. 40 km/h Speed Limit – Maxwell Street, Wilmington Avenue to Elder Street (Ward 10 – York Centre)

Report (August 19, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on reducing the speed limit on Maxwell Street to 40 km/h; and recommending that By-law No. 31878, of the former City of North York, be amended to reduce the speed limit on Maxwell Street, from the easterly limit of Wilmington Avenue to the easterly limit of Elder Street, to 40 km/h.

10. Stopping Prohibitions – Richelieu Road (Ward 10 – York Centre)

Report (August 19, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on amending the existing stopping prohibitions on Richelieu Road; and recommending that:

- (1) Schedule IX of By-law No. 31001, of the former City of North York, be amended by deleting the No Stopping, 8:00 a.m. to 6:00 p.m., Monday to Saturday prohibitions on the east side of Richelieu Road, from the southerly limit of Wilson Avenue to a point 91.5 metres south of the southerly limit of Wilson Avenue;
- (2) Schedule IX of By-law No. 31001, of the former City of North York, be amended by installing No Stopping, 8:00 a.m. to 6:00 p.m., Monday to Saturday prohibitions on the east side of Richelieu Road, from the southerly limit of Wilson Avenue to the southerly limit of Richelieu Road.

11. Parking Prohibitions – Maureen Drive (Ward 24 – Willowdale)

Report (August 21, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on amending the parking regulations on Maureen Drive; and recommending that:

- (1) Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking from 9:00 a.m. to 6:00 p.m., Monday to Friday, on the north side of Maureen Drive, from the easterly limit of Blue Ridge Road to the westerly limit of Ambrose Road; and
- (2) Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking from 9:00 a.m. to 6:00 p.m., Monday to Friday, on the south side of Maureen Drive, from the easterly limit of Blue Ridge Road to a point 50 metres west of Ambrose Road.

12. On-Street Metered Parking – Yonge Street between Church Avenue and Byng Avenue (Ward 23 – Willowdale)

Report (August 21, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on amending the existing parking regulations on the east side of Yonge Street to facilitate additional on-street metered parking spaces; and recommending that:

- (1) the limit of the prohibited no stopping anytime on the east side of Yonge Street between Byng Avenue and a point 128 metres north of Church Avenue be reduced to prohibit stopping at anytime on the east side of Yonge Street, from Byng Avenue to a point 145 metres north of Church Avenue;
- (2) the northerly limit of the prohibited stopping zone between the hours of 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m., Monday to Friday, on the east side of Yonge Street, from Greenfield Avenue to a point 128 metres north of Church Avenue be extended by 17 metres to a point 145 metres north of Church Avenue;
- (3) the City Solicitor be directed to prepare the appropriate bills for the installation of metered parking on the east side of Yonge Street between a point 128 metres north of Church Avenue and a point 17 metres northerly thereof; and
- (4) all appropriate by-laws be amended, accordingly.

13. Stopping Prohibitions – Sheppard Avenue West (Ward 10 – York Centre)

Report (August 20, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on amending the parking and stopping regulations on the south side of Sheppard Avenue West, east of W.R. Allen Road adjacent to Downsview Subway Station; and recommending that:

- (1) stopping be prohibited at anytime (buses excepted) on the south side of Sheppard Avenue West, from the easterly limit of W.R. Allen Road to a point 202 metres easterly thereof; and
- (2) that the appropriate by-law(s) be amended, accordingly.

14. Stopping/Parking Amendments – Gosford Boulevard (Ward 8 – York West)

Report (August 21, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on amending the existing stopping/parking regulations on Gosford Boulevard, in the vicinity of Gosford Public School; and recommending that:

- (1) Schedule IX of By-law No. 31001, of the former City of North York, be amended by deleting the No Stopping, 8:00 a.m. to 6:00 p.m., Monday to Friday prohibitions on the west side of Gosford Boulevard, from a point 33.55 metres north of the northerly limit of Artech Court to a point 244 metres north of the northerly limit of Artech Court;
 - (2) Schedule IX of By-law No. 31001, of the former City of North York, be amended by installing No Stopping Anytime prohibitions on the west side of Gosford Boulevard, from the northerly limit of Artech Court to a point 149 metres north of the northerly limit of Artech Court;
 - (3) Schedule IX of By-law No. 31001, of the former City of North York, be amended by installing No Stopping, 4:00 p.m. to 8:00 a.m., prohibitions on the west side of Gosford Boulevard, from the southerly limit of Secroft Crescent (south leg) to a point 119 metres south of the southerly limit of Secroft Crescent;
 - (4) Schedule X of By-law No. 31001, of the former City of North York, be amended by installing 15 Minute Permitted Parking, 8:00 a.m. to 4:00 p.m., on the west side of Gosford Boulevard, from the southerly limit of Secroft Crescent (south leg) to a point 119 metres south of the southerly limit of Secroft Crescent; and
 - (5) Schedule IX of By-law No. 31001, of the former City of North York, be amended by installing No Stopping, 8:00 a.m. to 4:00 p.m., prohibitions on the east side of Gosford Boulevard, from the northerly limit of Artech Court to the southerly limit of Secroft Crescent (south leg).
- 14(a).** Clause No. 1 of North York Community Council Report No. 6, titled “All Way Stop Control – Gosford Boulevard and Milo Park Gate (Ward 8 – York West)”, which City Council, at its meeting held on July 22, 23 and 24, 2003, adopted, without amendment.
- 15. Installation of Neighbourhood Identification Signage – Henry Farm Community (Ward 33 – Don Valley East)**

Report (August 21, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on a request from representatives of the Henry Farms Community to install a Neighbourhood Identification Sign on Shaughnessy Boulevard, south of Sheppard Avenue East; seeking Council’s authorization to enter into an appropriate agreement and recommending that:

- (1) Staff be authorized to enter into an agreement, with representatives of the Henry Farm Community, subject to all terms and conditions associated with the Identification and Directional Road Signage Policy;
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give affect thereto.

16. Request for Driveway Entrance Widening – 115 Giltspur Drive (Ward 8 – York West)

Report (August 21, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on a request to widen the driveway entrance at 115 Giltspur Drive from 3.5 metres to 5.0 metres; and recommending that the request for a variance from the driveway entrance policy be approved, pending sign-off from Toronto Hydro.

17. Request for Driveway Entrance Widening – 114 Fisherville Road (Ward 10 – York Centre)

Report (August 18, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on a request to widen the driveway entrance at 144 Fisherville Road from 4.5 metres to 6.0 metres; and recommending that the request for a variance from the residential driveway entrance policy be approved.

18. Request for Driveway Entrance Widening – 174 Armour Boulevard (Ward 10 – York Centre)

Report (August 19, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on a request for a driveway entrance widening from 3.8 metres to 5.0 metres at 174 Armour Boulevard; and recommending that the request for a variance from the residential driveway entrance policy be approved.

19. Request for Driveway Entrance Widening – 14 Tumbleweed Road (Ward 33 – Don Valley East)

Report (August 25, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on a request to widen the driveway entrance at 14 Tumbleweed Road from 5.6 metres to 7.2 metres; and recommending that the request for a variance from the residential driveway entrance policy be approved.

20. Preliminary Report – Application to Amend North York Zoning By-law No. 7625 – TB ZBL 2003 0010 – Alent X-Ray Management Inc. (c/o Franco Romano) – 139 Finch Avenue West (Ward 23 – Willowdale)

Report (August 18, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, providing preliminary information on the above noted application and seeking Community Council's direction on further processing the application and on the community consultation process; 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.

21. Preliminary Report – Application to Amend North York By-law 7625 – TB ZBL 2003 0009 – Edit and Laszlo Papp – 132 Gorman Park Road (Ward 10 – York Centre)

Report (August 18, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, providing preliminary information on the aforementioned application and seeking Community Council's direction on further processing of the application and on the community consultation process; 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 to be given according to the regulations under the Planning Act.

22. Preliminary Report – Application to Amend North York Official Plan and Zoning By-law – 03 160478 NNY 10 OZ – 801 Sheppard Avenue West Ltd. – 801 to 807 Sheppard Avenue West (Ward 10 – York Centre)

Report (August 22, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, providing preliminary information on the aforementioned application and seeking Community Council's direction on further processing of the applications to permit a 6-storey residential building with ground floor commercial office uses, and on the community consultation process; 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.

23. Appeal of Site Plan Control Application – TB SPC 2002 0107 – Passionist Community of Canada – 650 & 672 Sheppard Avenue East (Ward 24 – Willowdale)

Report (August 13, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application and seeking Council's direction on an appeal for a new place of worship at 650 Sheppard Avenue East; and recommending that City Council:

- (1) instruct City Legal and other appropriate staff to attend at the Ontario Municipal Board Hearing and request the Board to approve the application subject to the site plan conditions listed in Attachment 6 and the plans and drawings listed in Attachment 7: and
- (2) The City Solicitor advise the OMB of any other conditions of approval which may arise as a result of further review of the application.

24. Direction Report – Ontario Municipal Board Appeal for an Application to Amend the Official Plan, Zoning By-law 7625 and Draft Plan of Subdivision – TB ZBL 2002 0015 & TB SUB 2002 0003 – Joseph Maffei, Grazia Maffei, 1143287 Ontario Inc. Yuet Hoi Yeung, Yu Sun Yeung – 292, 294, 296 & 298 Cummer Avenue (Ward 24 – Willowdale)

Report (August 18, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Official Plan, Zoning By-law and a Draft Plan of Subdivision to permit 17 new single detached dwellings on the properties known as 292, 294, 296 and 298 Cummer Avenue; which has been appealed to the Ontario Municipal Board, and recommending that the City Solicitor be authorized to bring forward City Council's position on the application at the hearing and further recommending that City Council:

- (1) Refuse the applications for an Official Plan Amendment, Zoning By-law Amendment and Draft Plan of Subdivision, on the basis of the reasons outlined in this report;
- (2) Request the City Solicitor to attend the Ontario Municipal Board hearing in support of such refusal;
- (3) Authorize the City Solicitor and appropriate City staff to take such actions as necessary to give affect to the above recommendation; and

- (4) Authorize City staff to continue discussions with the applicant to revise his proposal so it is more in keeping and compatible with the surrounding neighbourhood lot sizes.

25. Final Report – Application for Part Lot Control Exemption – TB PLC 2002 0003 – 1379288 Ontario Limited – 4691 Bathurst Street, 500 Ellerslie Avenue, 47-51 Farrell Avenue (Ward 23 – Willowdale)

Report (July 28, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to request exemption from part lot control in order that 60 townhouses may be conveyed into separate ownership; and recommending that:

- (1) the Owner of the subject lands first register a Section 118 Restriction under the Land Titles Act to the satisfaction of the City Solicitor, agreeing not to convey or mortgage any part of the lands without the prior written consent of the Chief Planner or his designate; and
- (2) staff obtain proof of payment of all current property taxes for the subject site from the owner prior to the enactment of the Part Lot Control Exemption By-law;
- (3) City Council enact a Part-Lot Control Exemption By-law, prepared to the satisfaction of the City Solicitor, to be registered on title, and to expire two years after it has been enacted; and
- (4) the Director of Community Planning, North District be authorized to consent to the release of the Section 118 Restriction once the Common Element Condominium is registered.

**DEPUTATION ITEMS/PUBLIC HEARINGS UNDER THE MUNICIPAL ACT/
STATUTORY PUBLIC MEETINGS UNDER THE PLANNING ACT:**

26. Draft By-law – To Permanently Close a Portion of the Murray Ross Parkway Road Allowance, extending southerly from Shoreham Drive (Ward 8 – York West)

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| <i>Deputation Item – Scheduled for 10:30 a.m.</i> |
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Report from the City Solicitor, submitting a Draft By-law to Permanently Close a Portion of the Murray Ross Parkway Road Allowance, extending southerly from Shoreham Drive.

- 26(a).** Communication (July 8, 2003) from the City Clerk, advising that City Council, at its meeting held on June 24, 25 and 26, 2003, adopted, without amendment, a Motion respecting a Long Term Lease of a Portion of the Murray Ross Parkway Road Allowance (Ward 8 – York West).
- 26(b).** Clause No. 21 of North York Community Council Report No. 4, titled “Surplus Land Declaration and Proposed Closing of a Portion of Murray Ross Parkway Road Allowance (Ward 8 – York West)”, which was amended and adopted by City Council, at its meeting held on May 21, 22 and 23, 2003.
- 27. **Amendment to the Sign By-law for the former City of North York to Restrict Signs on Office and Industrial Buildings in the Yonge Street City Centre Area (Ward 23 – Willowdale)****

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| <i>Deputation Item – Scheduled for 10:45 a.m.</i> |
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Communication (July 30, 2003) from the City Clerk, advising that Clause No. 16 of North York Community Council Report No. 6, titled “Amendment to the Sign By-law for the former City of North York, to restrict Signs on Office and Industrial Buildings in the Yonge Street City Centre area (Ward 23 – Willowdale)”, which City Council, at its meeting held on July 22, 23 and 24, 2003, was struck out and referred back to the North York Community Council for further consideration at its next meeting scheduled to be held on September 10, 2003, and that the Commissioner of Urban Development Services, was requested to submit a further report to the North York Community Council, for consideration therewith, on amendments to the By-law to address potential impacts and other uses within office and industrial buildings.

- 27(a).** Report (August 22, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on an amendment to the North York Sign By-law (the “By-law”) to restrict the content of signs on office and industrial buildings in the Yonge Street City Centre area to the display of the names of lawful businesses operating from the buildings and their business logos or symbols; and recommending that:
- (1) the draft by-law amendment attached to this report be approved; and
 - (2) the City Solicitor be directed to introduce a Bill into Council substantially in the form of the draft amendment.

28. Final Report – Application to Amend North York Zoning By-law No. 7625 – TB ZBL 2003 0005 (03 035353 NNY 24 OZ) – Yu-Min Zhang (c/o Action Planning Consultants) – 230 Finch Avenue East (Ward 24 – Willowdale)

Statutory Public Meeting – Scheduled for 11:00 a.m.

Report (August 18, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law to permit a drugless practice/holistic centre that includes acupuncture, massage, and herbal treatments as a home occupation use within the existing residential dwelling at 230 Finch Avenue East; and recommending that:

- (1) Amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7.
- (2) Authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
- (3) Before introducing the necessary Bill to City Council for enactment, require the owner to:
 - (a) Convey or cause to be conveyed to the City for a nominal sum, free of all encumbrances, 4.89 m in perpendicular width across the entire frontage of the property along Finch Avenue East.
 - (b) Obtain Site Plan Approval from the Acting Director, Community Planning, North District, under Section 41 of the Planning Act.

29. Final Report – Application to Amend Zoning By-law 7625 – TB ZBL 2002 0009 – Pacifico and Presentacion Rementilla (EMVD International Design and Project) – 209 Finch Avenue West (Ward 23 – Willowdale)

Statutory Public Meeting – Scheduled for 11:15 a.m.

Report (August 25, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law for a new two-storey professional medical office building at 209 Finch Avenue West, on the south side of Finch Avenue West between Senlac Road and Finchurst Drive; and recommending that City Council:

- (1) amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 6;

- (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, require the owner to:
 - (a) convey to the City, for a nominal sum and free and clear of all encumbrances, a road widening measuring approximately 2.76 m along the full extent of the site's Finch Avenue West frontage; and
 - (b) have obtained Site Plan Approval under Section 41 of the Planning Act from the Acting Director, Community Planning, North District.

30. Status Report – TB CMB 2002 0012 & TB SPC 2002 0106 – Centrillum Inc. – 15-19, 21 and 23 Toryork Drive and vacant lands located at the north-west corner of Toryork Drive and Weston Road (Ward 7 – York West)

Deputation Item – Scheduled for 11:30 a.m.

Now Available

31. Status Report – Application to amend the Official Plan and Zoning By-law 7625 – UDOZ-99-06, Draft Plan of Subdivision Application UDSB-1245 and Application for Site Plan Approval UDSP-99-021 – Medallion Properties Inc. – 3415 Weston Road & 2345 Finch Avenue West (Ward 7 – York West)

Deputation Item – Scheduled for 11:45 a.m.

Now Available

32. Request for Approval of Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of a full-colour programmable display at the Sheppard Centre at 4841 Yonge Street (Ward 23 – Willowdale)

*Deputation Item – Scheduled for 12:00 p.m.
Deferred from the North York Community Council Meeting of July 9, 2003*

Report (June 9, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Jeremy Kramer of Kramer Design Associates Limited, on behalf of Cadillac Fairview Corporation Ltd., for approval of the variance from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a full-colour programmable display at the above-noted location;

and recommending that the request for the variances be refused for the reasons outlined in this report.

33. Request for Approval of Variances from the former City of North York Sign By-law No. 30788, as amended, for the erection of a third party advertising roof sign at 795 Wilson Avenue (Ward 9 – York Centre)

*Deputation Item – Scheduled for 12:05 p.m.
Deferred from the North York Community Council Meeting of July 9, 2003*

Report (June 23, 2003) from the Director of Building and Deputy Chief Building Official, North District, Urban Development Services, reporting on a request by Leroy Cassanova of Astral Media Outdoor, on behalf of Automated Management Ltd., for a variance from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a back to back off premise roof sign on a commercial building; and recommending that the request for a variance be refused for the reasons outlined in this report.

34. Request for Approval of a Variance from the former City of North York Sign By-law No. 30788, as amended, for the erection of a 240 sq. ft. double faced, non-illuminated land development ground sign at 25 Finch Avenue West (Ward 23 – Willowdale)

Deputation Item – Scheduled for 12:10 p.m.

Report (July 14, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Stephen Armstrong of Empire Limited, for approval of a variance from the former City of North York Sign By-law No. 30788, as amended, for the erection of a 240 sq. ft. double faced, non-illuminated land development ground sign at 25 Finch Avenue West; and recommending that:

- (1) the request for the variance be approved for the reasons outlined in this report; and
- (2) the applicant be advised, upon approval of the variance, of the requirement to obtain the necessary sign permit.

35. Request for Approval of a Variance from the former City of North York Sign By-law, as amended, for the erection of an off-premise roof sign at 4949 Bathurst Street (Ward 23 – Willowdale)

Deputation Item – Scheduled for 12:15 p.m.

Report (August 22, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by Roy Dzeko of Skyscape Outdoor Inc. on behalf of Daughton Management for approval of a variance from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of an 18.58 sq. m. (200 square feet) double illuminated off-premise roof sign at the above noted location; and recommending that:

- (1) the request for variance be approved, subject to the following condition:
 - (a) that the illumination of the proposed roof sign be turned off from 11:00 p.m. to 7:00 a.m. with a timer; and
- (2) the applicant be advised, upon approval of the variance, of the requirement to obtain the necessary sign permit.

36. Request for Variance from the former City of North York Sign By-law No. 30788, as amended, for the erection of a third party Billboard Sign in the Railway Corridor adjacent to 1000 Wilson Avenue (Ward 9 – York Centre)

Deputation Item – Scheduled for 12:20 p.m.

Report (August 18, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on an request by Tony Romanelli of RCC Media, for a variance from the former City of North York Sign By-law No. 30788, as amended, to permit the erection of a third party billboard sign (23.3 m² (250 sq. ft.) in the railway corridor adjacent to 1000 Wilson Avenue; and recommending that:

- (1) The request for variance be refused for the reasons outlined in this report.

37. Final Report – Application to Amend the Official Plan and Zoning By-law – TB OPA 2003 0001 and TB ZBL 2002 0011 – Berkley Homes (Finch) Inc. (RN Design) – 134, 136 & 138 Finch Avenue West, rear portions of 16, 18 & 18A Altamont Road and Part of Lot 23, Registered Plan 2056 (Ward 23 – Willowdale)

Statutory Public Meeting – Scheduled for 2:00 p.m.

Report (August 28, 2003) from the Acting Director, Community Planning, North District, Urban Development, reporting on an application to amend the Official Plan and Zoning

By-law for a 73 unit townhouse development on the north side of Finch Avenue West, west of Yonge Street between Altamont Road and Carney Road; and recommending that City Council:

- (1) amend the Official Plan substantially in accordance with the draft Official Plan Amendments attached as Attachments 7a and 7b;
- (2) amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 8;
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendments and draft Zoning By-law Amendment as may be required;
- (4) before introducing the necessary Bills to City Council for enactment, require the owner to:
 - (a) convey to the City, for a nominal sum and free and clear of all encumbrances, a road widening measuring approximately 2.76 m along the full extent of the site's Finch Avenue West frontage, to the satisfaction of the Commissioner of Works and Emergency Services (Director, Development Engineering);
 - (b) have submitted to and have approved by the Commissioner of Works and Emergency Services (Director, Development Engineering) a satisfactory stormwater management plan and any necessary supporting materials addressing among other matters management of the overland flow system and stormwater storage capacity;
 - (c) have entered into a stormwater management agreement with the City to the satisfaction of the City Solicitor and the Commissioner of Works and Emergency Services (Director, Development Engineering), to register on title of all the residential units that are to be built under this application, to include, but not be limited to, the following conditions:
 - (i) that the owner/condominium corporation promises, covenants and agrees to protect and save harmless the City of Toronto from any claims whatsoever arising from or in any way due to the presence of the stormwater management facility, and forever releases and discharges the City of Toronto from any and all claims therefor;
 - (ii) that the owner/condominium corporation promises, covenants and agrees to construct, maintain and keep safe the stormwater management facility solely at the cost of the owner/condominium corporation. At no time shall the owner/condominium corporation request the City of Toronto to assume maintenance or cost of maintenance of the stormwater management facility; and

- (iii) the owner agrees that there shall be no building openings to habitable space below the flood line contour of 182.19 m;
- (d) have deposited with the Commissioner of Works and Emergency Services (Director, Development Engineering) a letter of credit or certified cheque for the estimated cost of construction and a certified cheque for the 3% engineering review fee for the following works:
 - (i) the relocation of the existing sidewalk across the entire development site frontage to the standard location 1.0 m from the widened property line, at the estimated cost of construction of \$14,500.00;
 - (ii) \$435.00 representing the 3% engineering review fee for the sidewalk construction work referenced in (i) above; and
 - (iii) \$14,400.00 representing the 3% engineering review fee for the stormwater management facility;
- (e) have obtained Site Plan Approval under section 41 of the Planning Act from the Acting Director, Community Planning, North District, with the Site Plan Application having addressed to the City's satisfaction the following specific requirements, among others:
 - (i) a revised grading plan that includes appropriate grading adjacent to property lines to minimize the need for retaining walls;
 - (ii) complete elevations for each of the townhouse blocks, including appropriate treatment of front, rear and side facades;
 - (iii) a revised landscape plan and landscape details that address, among other matters, appropriate streetscape treatment, tree and shrub plantings and fencing; and
 - (iv) any matters that the Commissioner of Works and Emergency Services (Director, Development Engineering) may require to be addressed;
- (f) have provided to the satisfaction of Economic Development, Culture and Tourism (Supervisor, Urban Forestry Services) a letter of credit in the amount of \$6,245.00 for a tree protection security deposit for the City-owned tree to be protected on Finch Avenue West; and
- (g) have obtained from the Medical Officer of Health approval of a Demolition and Excavation Dust Control Plan for the project;

- (5) authorize the City Solicitor to sign, execute and register a release of the agreements regarding development by plan of subdivision that are registered on title on the portion of the site described as part of Lot 23, Registered Plan 2056, dated December 1, 1961 and October 14, 1964 (Instrument Nos. 376624 and 444871, respectively), following registration of any Site Plan Agreement for this project.

38. Final Report – Application to Amend Zoning B-law 7625 – TB ZBL 2003 0008 – Chestnut Hill Homes, Av Shwartz Architect Inc., Architect – 8, 10 & 12 Clairtrell Road (Ward 23 – Willowdale)

Statutory Public Meeting – Scheduled for 2:15 p.m.

Report (August 20, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law for a 23 unit townhouse development at 8, 10 & 12 Clairtrell Road; and recommending that City Council:

- (1) amend Zoning By-law 7625 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.
- (3) before introducing the necessary Bills to City Council for enactment, the applicant is required to enter into a Site Plan Agreement under Section 41 of the Planning Act.

38(a). Communication (undated) from Dr. Michael Lai.

39. Final Report – Application to Amend the Zoning By-law – TB ZBL 2002 0020 – Daniels Kenaston North Corporation “The Rockefeller” – 12-26, 23 Kenaston Gardens (Ward 24 – Willowdale)

Statutory Public Meeting – Scheduled for 2:30 p.m.

Report (August 5, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law for a 20-storey condominium apartment building with grade related units on the west side of Kenaston Gardens, located south of Sheppard Avenue and east of Bayview Avenue; and recommending that City Council:

- (1) Amend Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7.
- (2) Authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
- (3) Before introducing the necessary Bills to City Council for enactment, the owner is required to satisfy the following conditions:
 - (i) enter into an Agreement under Section 37 of the Planning Act for:
 - the exemption of indoor private recreational amenity area from the calculation of gross floor area to a maximum of 542.8m²; and,
 - depositing a letter of credit or certified cheque in the amount of \$10,000.00 to the satisfaction of the Chief Financial Officer and Treasurer, for future traffic monitoring to be undertaken;
 - (ii) obtain Site Plan approval under Section 41 of the Planning Act; and,
 - (iii) provide confirmation that arrangements have been made to satisfy the requirements of the Works and Emergency Services Department as outlined in their memorandum dated July 30, 2003.
 - (iv) an option for the City of Toronto to obtain lands at a nominal fee to accommodate a 20m wide right of way generally across the south end of the site in order to construct a connection from Kenaston Gardens to Bayview Avenue be secured through an agreement to the satisfaction of the City Solicitor.

40. Final Report – Application to Amend the Official Plan and Zoning By-law – Combined Application – TB CMB 2002 0018 – 1465334 Ontario Inc., c/o Tor-Bel Group – 929, 931, 933, 935, 937, 939 Sheppard Avenue West (Ward 10 – York Centre)

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| <i>Statutory Public Meeting – Scheduled for 2:45 p.m.</i> |
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Report (August 20, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Official Plan and the Zoning By-law to permit a 9 storey apartment building containing 111 dwelling units at 929 to 939 Sheppard Avenue West; and recommending that City Council:

- (1) amend the Official Plan substantially in accordance with the draft Official Plan Amendments attached as Attachments 12 and 13.

- (2) amend the Zoning By-law for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment 14.
- (3) authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendments and draft Zoning By-law Amendment as may be required.
- (4) Before introducing the necessary Bills to City Council for enactment, the owner shall be required to enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide the following facilities, services and/or matters:
 - (a) \$100,000 for capital improvements to parks and/or community facilities in Ward 10, the expenditure of which is to be determined by Economic Development, Culture and Tourism and the local Councillor.
- (5) Before introducing the necessary Bills to City Council for enactment, the owner is required to:
 - (a) obtain site plan approval from the Director, Community Planning, North District under Section 41 of the Planning Act.
 - (b) submit to the Chief Financial Officer and Treasurer as a deposit a letter of credit or certified cheque for the value of the proposed trees to be planted on the neighbouring properties municipally known as 41 to 51 Findley Avenue in the amount of \$36,000[as discussed in section Land Use (iii)] .
 - (c) have conveyed to the City for a nominal sum, a widening measuring approximately 4.9 metres across the entire frontage of the property to satisfy the requirements of a 36-metre right-of-way for Sheppard Avenue West.



NORTH YORK COMMUNITY COUNCIL

SUPPLEMENTARY AGENDA

MEETING No. 7

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|-------------------------|---------------------------------------|-----------------|-------------------------|
| Date of Meeting: | September 10, 2003 | Enquiry: | Francine Adamo |
| Time: | 10:00 a.m. | | Administrator |
| Location: | North York Civic Centre | | (416) 395-7348 |
| | Council Chamber | | fadam@toronto.ca |
| | 5100 Yonge Street, Lower Level | | |

COMMUNICATIONS/REPORTS:

The following material relates to items already listed on the main agenda.

30. Progress Report – TB CMB 2002 0012 – Application to lift the (H) - Centrillum Inc. – 15-19, 21 and 23 Toryork Drive and vacant lands located at the north-west corner of Toryork Drive and Weston Road (Ward 7 – York West)

Report (September 3, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, updating the status of the above-noted application for the development of 1,227 apartment residential units and 1,100 m² of commercial floor area on lands on the north and south side of Toryork Drive, west of Weston Road and seeking authority, as appropriate, to request the Ontario Municipal Board to lift the holding provisions related to the subject lands; and recommending that:

- (1) The City Solicitor and relevant City staff be authorized to request the Ontario Municipal Board, at the appeal of the Emery Village implementing zoning by-law 422-2003 (as amended), lift the (H1) holding provision in relation to the applicant's lands, provided the applicant has satisfied the (H1) holding provision conditions as set out in the by-law and has undertaken the necessary actions and entered into the necessary agreements to address City Council's direction of November 26-28, 2002 and May 21-23, 2003 regarding the application as follows:

- (a) In the event that the required Traffic Impact Study for Phase I does not require the construction of the local road connecting Toryork Drive to Finch Avenue as shown in the Emery Village Secondary Plan, then prior to the issuance of a building permit for Phase II, the applicant shall construct or provide the necessary funds to the City for the construction of this road.
- (b) Prior to the issuance of a building permit for Phase II, the applicant shall construct or provide the necessary funds to the City for the construction of the 110 metre flagpole proposed at the northwest corner of Finch Avenue and Weston Road.
- (c) Prior to the issuance of a building permit for Phase III, the applicant shall provide the necessary funds for the construction of 50% of the traffic circle at the Finch Avenue and Weston Road intersection, if the traffic circle receives approval through the Municipal Class Environmental Assessment process. In the event that the traffic circle is not approved through this process, such funds shall be used by the City for other community facilities in the immediate area.
- (d) The proponents for the development applications located in the north-west quadrant of Finch Avenue and Weston Road and at Toryork Drive and Weston Road (TB CMB 2002 0012 and TB SPC 2002 01016) submitted by Centrillium Inc.; and the proponents for the south-east quadrant of Finch Avenue and Weston Road (UDOZ-99-06, UDSB-1245 and UDSP-99-021) submitted by Medallion Properties) each contribute \$50,000 towards the Emery Village Heritage and Cultural Plan and that these funds be forwarded to the Emery Village Arts and Heritage Committee once the applicant is in receipt of the permit to build.

31. Progress Report - Application to amend the Official Plan and Zoning By-law 7625 and lift the (H) – UDOZ-99-06 – Medallion Properties Inc. – 3415 Weston Road & 2345 Finch Avenue West (Ward 7 – York West)

Report (September 3, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, updating the status of the above-noted application for a mixed-use residential and commercial development on lands at the south-east corner of Finch Avenue and Weston Road; and recommending that this report be received for information.

- 37. Final Report – Application to Amend the Official Plan and Zoning By-law – TB OPA 2003 0001 and TB ZBL 2002 0011 – Berkley Homes (Finch) Inc. (RN Design) – 134, 136 & 138 Finch Avenue West, rear portions of 16, 18 & 18A Altamont Road and Part of Lot 23, Registered Plan 2056 (Ward 23 – Willowdale)**
- 37(a)** Communication (August 28, 2003) from Sau Mei Lai
- 37(b)** Communication (September 4, 2003) from Robert & Claire Penczak
- 38. Final Report – Application to Amend Zoning B-law 7625 – TB ZBL 2003 0008 – Chestnut Hill Homes, Av Shwartz Architect Inc., Architect – 8, 10 & 12 Clairtrell Road (Ward 23 – Willowdale)**
- 38(b)** Communication (August 27, 2003) from Dr. Alice Lai
- 40. Final Report – Application to Amend the Official Plan and Zoning By-law – Combined Application – TB CMB 2002 0018 – 1465334 Ontario Inc., c/o Tor-Bel Group – 929, 931, 933, 935, 937, 939 Sheppard Avenue West (Ward 10 – York Centre)**
- 40(a)** Communication (August 28, 2003) from Ms. Chrystal Shephard

ADDED ITEMS

- 41. Request for Driveway Entrance Widening – 156 Burbank Drive (Ward 24 – Willowdale)**
- Report (August 28, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on a request for a driveway entrance widening from 5.7 metres to 7.9 metres at 156 Burbank Drive; and recommending that the request for the variance from the driveway entrance policy be approved.
- 42. Sale of Surplus Property – Parcel of Vacant Land, Part of Block H, Plan 5345, Northwest side of Averill Crescent, adjacent to 53 Cummer Avenue (Ward 24 – Willowdale)**
- Report (August 27, 2003) from the Commissioner of Corporate Services, reporting on the results of negotiations for the sale of Block H on Plan 5345, save and except a one-foot strip fronting on Averill Crescent, collectively referred to as “Block H” and to secure authority to execute an Offer to Purchase with the Trustees of the Newtonbrook

Congregation of the United Church of Canada (the “Church”) so that the land may be used by the Church for the development of affordable rental housing; and recommending that:

- (1) the Offer to Purchase from the Trustees of the Newtonbrook Congregation of the United Church of Canada to purchase Block H be accepted on the terms and conditions outlined in the body of this report and in a form acceptable to the City Solicitor and that either one of the Commissioner of Corporate Services or the Director of Real Estate Services be authorized to accept the Offer on behalf of the City;
- (2) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of any necessary expenses and amending the closing date to such earlier or later date as she considers reasonable; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

43. Sale of Surplus Vacant Land – Part of Nos. 7 and 11 Blakeley Road (Ward 23 – Willowdale)

Report (September 4, 2003) from the Commissioner of Corporate Services, reporting on authorizing the sale of two parcels of vacant land comprising part of Nos. 7 and 11 Blakeley Road; and recommending that:

- (1) the Offer to Purchase from Empire (Continental Towers) Limited to purchase two parcels of vacant land comprising part of Nos. 7 and 11 Blakeley Road, being part of Lots 86 and 88, Plan 3705, also shown as Parts 1 and 2 on Sketch No. PS-2003-081, in the amount of \$3,150.00, be accepted on the terms outlined in the body of this report, and that either one of the Commissioner of Corporate Services or the Director of Real Estate Services be authorized to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the proceeds on closing to fund the outstanding expenses related to the property;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of any necessary expenses and amending the closing date to such earlier or later date as she considers reasonable; and
- (4) the appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

44. Traffic Calming - Request for Speed Hump– Shawnee Circle, between Cherokee Boulevard and Micmac Crescent (north leg) (Ward 33 – Don Valley East)

Councillor Sutherland, Ward 33 – Don Valley East, submitting the following Resolution, for consideration by the North York Community Council:

“WHEREAS the residents of Shawnee Circle have expressed concern with regards to the rate of speed of vehicles on the roadway between Cherokee Boulevard and Micmac Crescent (north leg);

WHEREAS staff of District 3, Transportation Services Division has confirmed that the 85th percentile speed of the 1800 vehicles on Shawnee Circle, between Cherokee Boulevard and Micmac Crescent (north leg) is 52 km/h within the 40 km/h speed zone;

THEREFORE BE IT RESOLVED that the appropriate staff be authorized to conduct a poll of eligible residents on Shawnee Circle, between Cherokee Boulevard and Micmac Crescent (north leg) to determine resident support for the speed hump plan, in accordance with the City of Toronto Traffic Calming Policy, and public notice be given pursuant to the Municipal Class Environmental Assessment Act including Notice of Study Commencement to the Ministry of Environment, Fire Services, Emergency Services and Toronto Police Services;

BE IT FURTHER RESOLVED that subject to favourable results of the poll;

- (i) A by-law be prepared for the alteration of sections of the roadway on Shawnee Circle, between Cherokee Boulevard and Micmac Crescent (north leg), for traffic calming purposes as shown in the attached speed hump plan No. NY-1490; and
- (ii) Pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued.

BE IT FURTHER RESOLVED 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.”

45. Request for Reduction in Speed Limit from 50 km/h to 40 km/h on King High Avenue, between Wilson Avenue and Invermay Avenue and Request for an All Way Stop Control at the intersection of King High Avenue and De Quincy Boulevard (Ward 10 – York Centre)

Councillor Feldman, Ward 10 – York Centre, submitting the following Resolution for consideration by the North York Community Council:

“WHEREAS residents of King High Avenue, between Wilson Avenue and Invermay Avenue, have expressed concern with regards to the vehicle speed and volume of traffic on the roadway, and concern for pedestrian safety;

WHEREAS staff of the Transportation Services Division has confirmed that vehicles are travelling at speeds in excess of the 50 km/h regulatory speed limit;

WHEREAS there are no stop controls on King High Avenue between Wilson Avenue and Invermay Avenue;

WHEREAS King High Avenue is a local road on which there is significant vegetation on private properties which limit the visibility of motorists on King High Avenue of egressing traffic from private driveways and intersecting roadways;

THEREFORE BE IT RESOLVED that the regulatory speed limit on King High Avenue, between Wilson Avenue and Invermay Avenue, be reduced to 40 km/h;

BE IT FURTHER RESOLVED that an all way stop control be introduced at the intersection of King High Avenue and De Quincy Boulevard;

BE IT FURTHER RESOLVED that 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.”

46. Ontario Municipal Board Hearing – Committee of Adjustment Application – 3070 Bayview Avenue (Ward 23 – Willowdale)

Councillor Fillion, Ward 23 – Willowdale, submitting the following Resolution for consideration by the North York Community Council:

“WHEREAS the Deputy Secretary Treasurer for the City of Toronto (North District) refused an application by Beth Tikvah Synagogue, the owner of 3070 Bayview Avenue for the division of a parcel of residential lands into two parts and for the granting of easements/rights-of-way.

WHEREAS the applicant has appealed the Deputy Secretary Treasurer’s decision to the Ontario Municipal Board.

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

THEREFORE BE IT RESOLVED that Council authorize the City Solicitor to attend the Ontario Municipal Board hearing to defend the Deputy Secretary Treasurer’s decision.”

47. Special Occasion Permit Request – 6th Annual Celebration – Festival of la Pupusa – The Canadian Hispanic Congress at Downsview Arena on September 13 & 14, 2003

Councillor Li Preti, Ward 8 – York West, submitting the following Resolution for consideration by the North York Community Council:

“WHEREAS The Canadian Hispanic Congress will be hosting a FESTIVAL OF LA PUPUSA, to be held at Downsview Arena on Saturday, September 13 and Sunday September 14, 2003 between the hours of 11:00 a.m. and 11:00 p.m.; and

WHEREAS This event is considered to be a community event; and

WHEREAS This event will require a Special Occasion Permit; and

WHEREAS The Alcohol and Gaming Commission of Ontario requires that for events of this nature, approval be granted by City Council; and

WHEREAS It is recommended that:

- (1) Permission be granted to hold this Special Occasion Permit event;
- (2) A Special Occasion Permit from the Alcohol and Gaming Commission of Ontario be obtained;
- (3) A \$50.00 facility permit fee and additional costs incurred by the Parks and Recreation Division for goods and services not readily available at the site be charged;
- (4) Proof of liability insurance coverage in the amount of \$2M, naming the City as additional insured be provided;
- (5) All bartenders and servers be required to attend a Smart Serve Training Program at the group’s expense;
- (6) All regulations outlined in all City policies pertaining to alcohol consumption at the time of the event be complied with; and
- (7) The appropriate City officials be authorized and directed to take the necessary action to give effect thereto;

BE IT RESOLVED THAT City Council, for liquor licensing purposes, declare this community event to be an event of municipal and/or community significance; that it has no objection to this event taking place, and that the Alcohol and Gaming Commission of Ontario be so advised.