

**HUMBER YORK COMMUNITY COUNCIL
AGENDA
MEETING NO. 5**

Date of Meeting:	Tue. June 10, 2003	Enquiry: Glenda Jagai
Time:	9:30 a.m.	Administrator
Location:	Toronto District School Board building (formerly York Board of Education) Boardroom, main floor 2 Trethewey Drive N/W corner of Eglinton Avenue W. & Trethewey Drive Toronto.	Tel: (416) 394-2516 gjaga@toronto.ca

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

Confirmation of Minutes – May 6, 2003

9:30 a.m. or shortly thereafter – Items 1 and 2, Planning Act Public Meetings

DEPUTATIONS/PRESENTATIONS

- 1. Information Report – 88 Industry Street; Application To Amend the (former) City of York Zoning By-law No. 1-83; Owner: Remnant Tabernacle Church of God; Applicant: Frank Mancini; (Ward 12-York South-Weston)**

PLANNING ACT PUBLIC MEETING

Information Report (May 14, 2003) from the Director, Community Planning, West District, providing a draft By-law to permit a place of worship as directed by the Humber York Community Council; advising that there are no financial implications resulting from the adoption of the report; and recommending that:

- (1) the draft Zoning By-law attached as Attachment No. 5 be made available for the Public Meeting; and
- (2) the City Solicitor be authorized to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required and to introduce a Bill in Council substantially in the form of the draft Zoning By-law Amendment attached to the report as Attachment No. 5.

2. Final Report – 1736 Weston Road; Application to Amend the (former) City of York By-law No. 1-83; Owner: Grace Restoration (International) Ministries Applicant: Reverend Barbara Lindsay (Ward 11 – York South-Weston)

PLANNING ACT PUBLIC MEETING

Final Report (May 9, 2003) from the Director, Community Planning, West District, reporting on a rezoning application for a Place of Worship use at 1736 Weston Road; advising that zoning approval is being recommended on a temporary basis for a period of three (3) years and passage of the Temporary Use By-law is conditional on the owner fulfilling the conditions identified in the recommendation section of the report within a six (6) month period from City Council approval; advising that there are no financial implications resulting from the adoption of the report; and recommending that:

- (1) amend the Zoning By-law No. 1-83 for the former City of York substantially in accordance with the draft Zoning By-law attached as Attachment No. 4;
- (2) authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law as may be required;
- (3) require the owner to, prior to the introduction of the necessary Bill to City Council, satisfy the following conditions:
 - (a) provide and maintain a minimum of 50 parking spaces that comply with the parking space dimensions of the Zoning By-law to serve the project, a minimum of two of which shall be located on-site and the remainder to be leased off-site within 300 metres of the site;
 - (b) secure the required number of off-site parking spaces to fulfill the minimum 50 space requirement within 300 metres of the site that are surplus to the donor site(s) and register on title of the donor site(s) the amount of parking to be provided for the Place of Worship use;
 - (c) provide and maintain adequate on-site rodent-proof storage facilities for garbage and recyclable materials generated between collections;
 - (d) submit, at least three weeks prior to the introduction of Bills in Council, a plan of survey satisfactory to the Commissioner of Works and Emergency Services and final floor plans to confirm the area for worship and other accessory uses and rooms, all to the satisfaction of the Director of Community Planning, West District;
 - (e) provide and maintain signage on the site and/or information within Church literature, of the location of any secured off-site parking spaces;

- (f) submit documentation and/or revised plans in accordance with Recommendation Nos. 3(a), 3(b) and 3(e), for the review and approval of the Commissioner of Works and Emergency Services;
- (g) submit a Landscape Plan with details and a cost estimate for landscape improvement of the front yard to the Urban Design Section of the Urban Development Services Department for approval;
- (h) provide the City with an Undertaking, the content and wording to be subject to the approval of the City Solicitor, to provide for the following:
 - (i) that the owner will landscape the lands for the proposed development and maintain the landscaping in accordance with the approved plans;
 - (ii) that the landscape work will be completed within one year of the passing of the implementing Zoning By-law and following completion, maintained for a period of one year to ensure healthy growth; and
 - (iii) that the owner will provide an Irrevocable Letter of Credit, in a form satisfactory to the City Solicitor, in an amount satisfactory to the City, to guarantee that the landscaping work will be completed and maintained within the prescribed period;
- (i) provide an Irrevocable Letter of Credit, in a form satisfactory to the City Solicitor in the amount of 100 percent of the estimated cost of the landscape development to guarantee the completion of the landscape work as referenced in the Undertaking;
- (4) require the owner to satisfy all the conditions within a six-month period from City Council approval;
- (5) direct the Manager, West District, Municipal Licensing and Standards to take appropriate action in the event of failure to comply with all the conditions; and
- (6) request staff to monitor the permitted Place of Worship use during the temporary use period to assess any adverse impact, following passage of the Temporary Use By-law.

3. Request for an exemption from Chapter 313 of the former City of Toronto Municipal Code to permit the existing paving to remain in connection with residential boulevard parking on the Caledonia Road flank of 22 Norman Avenue (Ward 17 – Davenport)

DEPUTATION ITEM

Report (May 26, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Chapter 313 of the former City of Toronto Municipal Code, to permit the existing paving to remain in connection with residential boulevard parking on the Caledonia Road Flank of 22 Norman Avenue, which does not meet the requirements of the Code; advising that as this is an appeal and a request for an exemption from the By-law, it is scheduled as a deputation item; and recommending that City Council deny the request to maintain the existing asphalt paving in connection with residential boulevard parking on the Caledonia Road flank of 22 Norman Avenue.

4. Request for an exemption from Chapter 313 of the former City of Toronto Municipal Code to permit residential boulevard parking on the Rusholme Park Crescent Flank of 45 Rusholme Park Crescent (Ward 18 – Davenport)

DEPUTATION ITEM

Report (May 26, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Municipal Code Chapter 313, Streets and Sidewalks, of the former City of Toronto Municipal Code, to permit residential boulevard parking on the Rusholme Park Crescent flank of 45 Rusholme Park Crescent, which does not meet the requirements of the Code; advising that as this is an appeal and a request for an exemption from the By-law, it is scheduled as a deputation item; and recommending that City Council deny the application for residential boulevard parking on Rusholme Park Crescent flank of 45 Rusholme Park Crescent.

5. 202 Medland Street – Request for an exemption from Chapter 400 of the former City of Toronto Municipal Code to permit front yard parking for 2 vehicles (Ward 13 - Parkdale-High Park)

DEFERRED FROM APRIL 1/03 MEETING

Report (March 14, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on a request for an exemption from Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code, to permit front yard parking for a second parking space which does not meet the requirements of the Code; advising that as this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item; and recommending that City Council **deny** the application.

Ref. Clause No. 50(f) of Report No. 3 of the Humber York Community Council, as adopted by City Council on April 14, 15 and 16, 2003.

6. 40 Mayfield Avenue – Request for an exemption from Chapter 248 of the former City of Toronto Municipal Code to permit driveway widening (Ward 13 - Parkdale-High Park)

DEFERRED FROM MAY 6/03 MEETING

Report (March 14, 2003) 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 which does not meet the requirements of the Code; advising that as this is an appeal and a request for an exemption from the by-law, it is scheduled as a deputation item; and recommending that City Council deny the application.

Ref. Clause No. 48(g) of Report No. 4 of the Humber York Community Council, as adopted by City Council on May 21, 22 and 23, 2003.

7. Poll Result for Front Yard Parking for a Second Parking Space at 444 Margueretta Street (Ward 18 – Davenport)

DEFERRED FROM MAY 6/03 MEETING

Report (April 15, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, reporting on the results of a poll in connection with an appeal for front yard parking for a second parking space at 444 Margueretta Street, as the poll results relate to an appeal and a request for an exemption from the By-law, it is scheduled as a deputation item; advising that there are no financial implications resulting from the adoption of the report; and recommending that the report be received for information.

Ref. Clause No. 48(e) of Report No. 4 of the Humber York Community Council, as adopted by City Council on May 21, 22 and 23, 2003.

REPORTS/COMMUNICATIONS

8. 103 & 111 Ingram Drive – Information Report (Ward 12 – York South-Weston)

DEFERRED FROM MAY 6/03 MEETING

Joint Information Report (May 2, 2003) the Acting Director, Community Planning, North District, and the Director, Building Division, North District, responding to the Community Council's request for a report on the zoning status, the exception regulations and options to restrict uses and improve conditions on the lands at 103 and 111 Ingram Drive; and recommending that the report be received for information.

9. Status and Directions Report – Part of 940 Lansdowne Avenue; Application to amend the Official Plan and Zoning By-law for the (former) City of Toronto for a portion of the former General Electric – Davenport Site; Olympia Elevator Service Ltd. (Burka Varacalli Architects) (Ward 17 – Davenport)

DEFERRED FROM MAY 6/03 MEETING

Status and Directions Report (April 17, 2003) from the Director, Community Planning, South District, regarding an application to amend the Official Plan and Zoning By-law for a Phase 1 development on the northerly portion of the former General Electric – Davenport site, 940 Lansdowne Avenue; advising that there are no financial implications resulting from the adoption of this report; and recommending that City Council:

- (1) request the applicant to submit an application for an official Plan Amendment for all the lands, commonly known as the former General Electric – Davenport site, in order to implement a Secondary Plan to guide the site's redevelopment in the long term;
- (2) direct the Commissioner of Urban Development Services to initiate a Secondary Plan process for all the lands, commonly known as the former General Electric – Davenport site, should the applicant fail to address Recommendation 1 within a reasonable period;
- (3) with respect to the Phase 1 application:
 - (i) request the applicant to revise the application to address the issues with the Phase 1 proposal identified in this report;
 - (ii) direct staff to report back to Community Council on:
 - (a) the status of the City's review;
 - (b) options for ensuring orderly development including use of a holding provision under Section 36 of the Planning Act; and
 - (iii) authorize the City Solicitor and City staff to attend at a future Ontario Municipal hearing to oppose the Phase 1 application unless all the outstanding issues can be resolved in advance of the hearing.

10. Introduction of permit parking on the north and east sides of Viella Street between Symes Road and Tarragona Boulevard (Ward 11 – York South-Weston)

Report (May 23, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, regarding the introduction of permit parking on the north and east sides of Viella Street between Symes Road and Tarragona Boulevard, on an area basis, within permit area IC, to operate during the 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 \$450.00 are contained in the Transportation Services Division 2003 Operating Budget; and recommending that:

- (1) permit parking be introduced on the north and east sides of Viella Street, between Symes Road and Tarragona Boulevard, on an area basis, within permit area 1C, 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 the north and east sides of Viella Street, between Symes Road and Tarragona Boulevard; 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.

11. Introduction of permit parking on the north side of Tarragona Boulevard between Symes Road and Gunns Road (Ward 11 – York South-Weston)

Report (May 23, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, regarding the introduction of permit parking on the north side of Tarragona Boulevard between Symes Road and Gunns Road, on an area basis, within permit area IC, to operate during the 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 \$450.00 are contained in the Transportation Services Division 2003 Operating Budget; and recommending that:

- (1) permit parking be introduced on the north side of Tarragona Boulevard, between Symes Road and Gunns Road, on an area basis, within permit area 1C, 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 the north side of Tarragona Boulevard, between Symes Road and Gunns Road; 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.

12. Construction and maintenance of a storage shed – Constance Street, rear of 9 High Park Gardens (Ward 14 – Parkdale-High Park)

Report (May 26, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, regarding the owner's request to construct and maintain a storage shed within the public right of way on Constance Street, rear of 9 High Park Gardens;

advising that as there are no provisions within Chapter 313 of the former City of Toronto Municipal Code for this type of encroachment, they are required to report on this matter; and recommending that:

- (1) City Council approve the construction and maintenance of the storage shed within the public right of way on Constance Street, rear of 9 High Park Gardens, subject to the property owners entering into an encroachment agreement with the City of Toronto, agreeing to but not limited to the following:
 - (a) indemnify the City from and against all actions, suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the Chief Financial Officer & Treasurer and in an amount not less than \$2,000,000.00 or such greater amount as the Chief Financial Officer & Treasurer may require;
 - (b) maintain the storage shed at their own expense in good repair and a condition satisfactory to the Commissioner of Works and Emergency Services and will not make any additions or modifications to the encroachment beyond what is allowed under the terms of the Agreement;
 - (c) remove the storage shed upon receiving 90 days written notice to do so; and
 - (d) accept such additional conditions as the City Solicitor or Commissioner of Works and Emergency Services may deem necessary in the interest of the Corporation; and
- (2) in the event of sale or transfer of the property abutting the encroachment, Legal Services and/or the Commissioner of Works and Emergency Services be authorized to extend the Encroachment Agreement to the new owner, subject to approval of the Commissioner of Works and Emergency Services.

**13. 318 Rusholme Road – Application for front yard parking
(Ward 18 – Davenport)**

Report (May 26, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, regarding an application for front yard parking at 318 Rusholme Road; and recommending that City Council approve the application for front yard parking at 318 Rusholme Road, as shown on Appendix 'A', subject to the applicant paying all applicable fees and complying with all other criteria set out in Municipal Code Chapter 400, Traffic and Parking, of the former City of Toronto Municipal Code.

**14. Maintenance of an electrical room under the laneway – Public laneway
at rear of 45 Lisgar Street
(Ward 18 – Davenport)**

Report (May 26, 2003) from the Manager, Right of Way Management, Transportation Services, District 1, regarding a request to maintain an electrical room which encroaches approximately 1.2 m and of a span of 24 m within the limits of the public laneway rear of 45 Lisgar Street; advising that as for former City of Toronto Municipal Code does not make provisions for this type of encroachment, they are required to report on this matter; and recommending that:

- (1) City Council approve the maintenance of an electrical room which encroaches approximately 1.2 m and for a span of 24 m within the public laneway rear of 45 Lisgar Street, subject to the property owner entering into an encroachment agreement with the City of Toronto, agreeing to but not limited to the following:
 - (a) indemnify the City from and against all actions, suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the Chief Financial Officer & Treasurer and in an amount not less than \$2,000,000.00 or such greater amount as the Chief Financial Officer & Treasurer may require;
 - (b) pay an annual rental fee for the electrical room, as determined by the Commissioner of Corporate Services;
 - (c) maintain the electrical room at their own expense in good repair and a condition satisfactory to the Commissioner of Works and Emergency Services and will not make any additions or modifications to the encroachment beyond what is allowed under the terms of the Agreement;
 - (d) limit the life of the Agreement to the removal of the encroachment or the date of the demolition of the building, whichever is the less; and
 - (e) accept such additional conditions as the City Solicitor or the Commissioner of Works and Emergency Services may deem necessary in the interest of the Corporation;
- (2) in the event of sale or transfer of the property abutting the encroachment, Legal Services and/or the Commissioner of Works and Emergency Services be authorized to extend the Encroachment Agreement to the new owner, subject to approval of the Commissioner of Works and Emergency Services; and
- (3) Legal Services be requested to prepare and execute the Encroachment Agreement.

15. Request to extend the No Stopping prohibition on Liverpool Street for No. 2490 St. Clair Avenue West (Ward 11 – York South-Weston)

Report (May 27, 2003) from the Director, Transportation Services, District 1, responding to a request from Councillor Nunziata from the Supportive Housing Coalition, 2490 St. Clair Avenue West, to extend the no stopping prohibition on Liverpool Street; advising that funds to cover the cost of the necessary sign adjustments estimated in the amount of \$100.00 are accommodated in the Transportation Services 2003 Operating Budget; and recommending that:

- (1) the Uniform Traffic By-law Nos. 196-84 and 2958-94 of the former City of York be amended to prohibit stopping at all times on the south side of Liverpool Street from a point 56.7 metres west of Runnymede Road to a point 6 metres further west; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

16. Dalrymple Drive – Turn prohibitions and “No Stopping” zone (Ward 11 – York South-Weston)

Report (May 26, 2003) from the Director, Transportation Services, District 1, regarding the introduction of a northbound right turn prohibition from the Tim Horton’s/plaza driveway to Dalrymple Drive and a “No Stopping” zone on the south side of Dalrymple Drive east of Jane Street, to address local resident concerns with traffic and illegal parking; advising that the estimated cost of \$1500 for the installation of turn prohibition and “No Stopping” signs can be accommodated within the Transportation Services 2003 Operating Budget; and recommending that:

- (1) Stopping be prohibited at all times on the south side of Dalrymple Drive from Jane Street to the west junction of Cameo Crescent;
- (2) northbound right turns be prohibited from the driveway, located 30.6 metres east of Jane Street, to Dalrymple Drive at all times; 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.

17. St. John’s Road and Willard Avenue – Speed hump implementation in conjunction with the proposed development of Premises No. 3487 Dundas Street West (Ward 11 – York South-Weston)

Report (May 26, 2003) from the Director, Transportation Services, District 1, regarding the introduction of traffic calming on St. John’s Road (Willard Avenue to Windermere Avenue) and Willard Avenue (St. John’s Road to Jillson Avenue) as agreed during site plan review; advising that all costs associated with the installation of traffic calming

measures estimated at \$12,000.00, be the responsibility of the developer of Premises No. 3487 Dundas Street West; and recommending that:

- (1) Transportation staff be authorized to conduct a poll of residents on Willard Avenue, between Dundas Street West and St. John's Road and on St. John's Road, between Willard Avenue and the west leg of Windermere Avenue at St. John's Road to determine majority support for the proposed traffic calming plan;
- (2) subject to favourable results of the poll:
 - (i) a by-law be prepared for the alteration of sections of the roadway on Willard Avenue, between Dundas Street West and St. John's Road and on St. John's Road, between Willard Avenue and the west leg of Windermere Avenue at St. John's Road, for traffic calming purposes as described below:

“The construction of two asphalt speed humps on Willard Avenue, between Dundas Street West and St. John's Road, and on St. John's Road, between Willard Avenue and the west leg of Windermere Avenue at St. John's Road, generally as shown on the attached print of Drawing No. 421F-6975, dated May 2003”;
 - (ii) pursuant to the requirements of the Municipal Class Environmental Assessment Act, Notice of Completion be issued;
 - (iii) the speed limit on Willard Avenue, between Dundas Street West and St. John's Road, and on St. John's Road, between Willard Avenue and the west leg of Windermere Avenue at St. John's Road be reduced from 40 km/h to 30 km/h, coincident with the installation of speed humps; and
- (3) 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 are required.

**18. Rockcliffe Boulevard – Request for a pedestrian crossover
(Ward 11 – York South-Weston)**

Report (May 26, 2003) from the Director, Transportation Services, District 1, responding to a request from the Humber York Community Council on the feasibility of installing a pedestrian crossover; advising that based on an eight-hour pedestrian study conducted on April 1, 2003, the technical warrants for the installation of a PXO were not satisfied; and recommending that the report be received for information.

19. John Street – Request to rescind “No Parking 8:00 a.m. to 10:00 a.m. on Saturday, June 1st through October 30th (Ward 11 – York South-Weston)

Report (May 23, 2003) from the Director, Transportation Services, District 1, regarding the rescinding of the parking prohibition on the south side of John Street between Rosemount Avenue and Elm Street on Saturday, commencing June 1st through to October 30th, each year; advising that funds for the sign adjustments related to parking regulation change on John Street, estimated at \$300.00, are accommodated in the Transportation Services 2003 Operating Budget; and recommending that:

- (1) the former City of York By-law Nos. 196-84 and 2958-94 be amended to rescind the parking prohibition during the hours 8:00 a.m. to 10:00 a.m., on Saturday, from June 1st through to October 30th on the south side of John Street between Rosemount Avenue and Elm Street; 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.

20. Armadale Avenue – Request for all-way stop control and traffic calming measures (Ward 13 – Parkdale-High Park)

Report (May 27, 2003) from the Director, Transportation Services, District 1, regarding the introduction of an all-way stop sign control and traffic calming measures on the southerly portion of Armadale Avenue, south of Bloor Street West; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$400.00 are accommodated in the Transportation Services 2003 Operating Budget; and recommending that:

- (1) stop signs be installed to regulate northbound and southbound traffic at the intersection of Armadale Avenue and Sunnybrook Road; and
- (2) 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 are required.

21. South Kingsway, west side, from Queen Street West to Riverside Drive – Introduction of a “No Parking Anytime” prohibition (Ward 13 – Parkdale-High Park)

Report (May 22, 2003) from the Director, Transportation Services, District 1, to prohibit parking at all times on the west side of South Kingsway from Queen Street West to Riverside Drive, except within the parking bay; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$1,000.00 are accommodated in the Transportation Services 2003 Operating Budget; and recommending that:

- (1) parking be prohibited at all times on the west side of South Kingsway, from Queen Street West to a distance of 52 metres north of Ripley Avenue and from a distance 74 metres north of Ripley Avenue to Riverside Drive; 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.

**22. Traffic calming poll results – Miranda Avenue between Bowie Avenue and Schell Avenue
(Ward 15 – Eglinton-Lawrence)**

Report (May 26, 2003) from the Director, Transportation Services, District 1, regarding the results of the resident poll undertaken to determine the level of support for installation of traffic calming on Miranda Avenue between Bowie Avenue and Schell Avenue; and recommending that no further action be taken to alter Miranda Avenue, between Bowie Avenue and Schell Avenue, by means of the installation of speed humps, as the minimum response rate to the resident poll was not satisfied as stipulated in the City of Toronto Traffic Calming Policy.

**23. Hanson Road – Installation of speed humps between Oakwood Avenue and Glenholme Avenue
(Ward 15 – Eglinton-Lawrence)**

Report (May 26, 2003) from the Director, Transportation Services, District 1, advising that the purpose of this report is to outline the findings of an investigation to install traffic calming (speed humps) on Hanson Road between Oakwood Avenue and Glenholme Avenue; that given the general operating characteristics of Hanson Road, between Oakwood Avenue and Glenholme Avenue, the installation of speed humps or other physical traffic calming measures is neither technically warranted nor would it be a prudent use of limited City resources; that operating characteristics suggest that no further action is warranted at this time; that other less restrictive measures such as enforcement and monitoring could be considered as appropriate first steps to deter infrequent incidents of excessive speeding and address the concerns expressed by residents of the street; and recommending that the report be received for information.

**24. Public lane system bounded by Davenport Road, Wiltshire Avenue, Adrian Avenue and Symington Avenue – Amendment to speed bump plan
(Ward 17 – Davenport)**

Report (May 27, 2003) from the Director, Transportation Services, District 1, regarding a request from the Ward Councillor to install an additional speed bump in the public lane system bounded by Davenport Road, Wiltshire Avenue, Adrian Avenue and Symington Avenue; advising that the implementation cost of this proposal is approximately \$500.00,

funds for which are contained in the Works and Emergency Services 2003 Capital Programme for Public Laneway Improvements; and recommending that:

- (1) the installation of an additional speed bump in the public lane system bounded by Davenport Road, Wiltshire Avenue, Adrian Avenue and Symington Avenue be approved;
- (2) Drawing No. 421F-6931 dated May, 2003, replace Drawing No. 421F-6024 dated April, 2001, in Chapter 400, Subsections 400-28B and 400-70B of the former City of Toronto Municipal Code; and
- (3) the appropriate City Officials be authorized to take any action necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

25. Rawlinson Community School, premises No. 231 Glenholme Avenue, Earnscliffe Road flankage – Request to move the School Bus Loading Zone (Ward 17 – Davenport)

Report (May 23, 2003) from the Director, Transportation Services, District 1, regarding the enhancement of sight lines for motorists exiting the school parking lot on Earnscliffe Road; 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 2003 Operating Budget; and recommending that:

- (1) the school bus loading zone on the north side of Earnscliffe Road between a point 59.5 metres east of Glenholme Avenue and a point 28 metres further east be relocated to a point 50.5 metres east of Glenholme Avenue and a point 28 metres further east;
- (2) stopping be prohibited between 8:00 a.m. and 4:00 p.m., Monday to Friday, on the north side of Earnscliffe Road from a point 78.5 metres east of Glenholme Avenue to a point 9 metres further east; and
- (3) 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.

26. Premises Nos. 93 and 95 Earlsclourt Avenue – Request for the installation of a planter box on the road to prohibit vehicles from blocking the driveways (Ward 17 – Davenport)

Report (May 27, 2003) from the Director, Transportation Services, District 1, responding to a request to report on the feasibility of installing a planter box or similar obstruction between Premises Nos. 93 and 95 Earlsclourt Avenue, to prevent vehicles from blocking the driveways at this location; advising that the installation of a planter box or similar device on the road between the two driveways is simply not a viable solution to address

the driveway obstruction concern; and recommending that the report be received for information.

- 27. 1. McRoberts Avenue, both sides, north of St. Clair Avenue West;
Request for a “No Stopping” Regulation;**
- 2. St. Clair Avenue West, north side, east and west of McRoberts Avenue;
Request for a “No Stopping” Regulation; and**
- 3. First lane north of St. Clair Avenue West (east branch);
Request for a “No Stopping” Regulation**
- (Ward 17 – Davenport)**

Report (May 26, 2003) from the Director, Transportation Services, District 1, regarding the introduction of “No Stopping” regulations on McRoberts Avenue, St. Clair Avenue West and the first lane north of St. Clair Avenue (east branch) to relieve traffic congestion in the immediate vicinity of St. Clair Avenue West, and McRoberts Avenue; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$1,400.00 are accommodated in the Transportation Services 2003 Operating Budget; and recommending that:

- (1) the parking prohibition at all times on the north side of St. Clair Avenue West from McRoberts Avenue to a point 15 metres further east, be rescinded;
- (2) the parking prohibition at all times on the north side of St. Clair Avenue West from McRoberts Avenue to a point 9 metres further west, be rescinded;
- (3) the parking prohibition at all times on both sides of the first lane north of St. Clair Avenue West (east branch) from McRoberts Avenue to a point 30.5 metres further east, be rescinded;
- (4) the standing prohibition at all times on both sides of McRoberts Avenue from St. Clair Avenue West to a point 43 metres further north, be rescinded;
- (5) stopping be prohibited at all times on the north side of St. Clair Avenue West from McRoberts Avenue to a point 15 metres further east;
- (6) stopping be prohibited at all times on the north side of St. Clair Avenue West from McRoberts Avenue to a point 9 metres further west;
- (7) stopping be prohibited at all times on both sides of the first lane north of St. Clair Avenue West (east branch) from McRoberts Avenue to a point 30.5 metres further east;
- (8) stopping be prohibited at all times on both sides of McRoberts Avenue from St. Clair Avenue West to a point 43 metres further north; and
- (9) 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.

**28. Installation/removal of on-street parking spaces for persons with disabilities
(Ward 13 – Parkdale-High Park; and Ward 17 – Davenport)**

Report (May 27, 2003) from the Director, Transportation Services, District 1, regarding requests for the installation/removal of a number of on-street disabled persons' parking spaces; advising that funds to undertake the necessary signage adjustments in the estimated amount of \$900.00 are contained in the Transportation Services Division 2003 Operating Budget; and recommending that:

- (1) the installation/removal of disabled on-street parking spaces 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.

**29. College Street and Margueretta Street – Request to review the feasibility of installing a pedestrian crossover
(Ward 18 – Davenport)**

Report (May 27, 2003) from the Director, Transportation Services, District 1, reviewing the feasibility of installing a pedestrian crossover at the intersection of College Street and Margueretta Street; advising that based on the above-noted study results, the installation of a PXO or traffic control signals is not warranted at this intersection; that additionally, the installation of a PXO or traffic control signals at this intersection is not advisable based on the sub-standard spacing to the adjacent traffic control signals at College Street and Brock Avenue; and recommending that this report be received for information.

**30. Abell Street, east side, from Queen Street West to the first lane further south;
Rescindment of a "No Parking Anytime" prohibition
(Ward 18 – Davenport)**

Report (May 21, 2003) from the Director, Transportation Services, District 1, regarding allowing parking on the east side of Abell Street from Queen Street West to the first lane further south; advising that the funds to cover the cost of the necessary sign adjustments estimated in the amount of \$1,000.00 are accommodated in the Transportation Services 2003 Operating Budget; and recommending that:

- (1) the existing parking prohibition, in effect at all times on the east side of Abell Street be rescinded; and
- (2) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.

31. Interim Control By-law Amendment Report to Exempt Part of Lands at 2209 Weston Road and the Lands at 16 King George Road (Ward 11-York South-Weston)

Report (May 12, 2003) from the Director, Community Planning, West District, reporting on a amendment to Interim Control By-law No 189-2003 to exempt the R2 zoned portion of the lands at 2209 Weston Road and 16 King George Road from Interim Control By-law No 189-2003; advising that there are no financial implications resulting from the report; and recommending that:

- (1) amend City of Toronto By-law No. 189-2003 (Interim Control) substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 2; and
- (2) authorize the City Solicitor to make such stylistic and technical changes to the raft Zoning By-law Amendment as may be required.

32. 2335 and 2337 St.Clair Avenue West - Site Plan Control Application; 889965 Ontario Limited (Sedum + Kanerva Architects Inc.) (Ward 11-York South-Weston)

Report (May 12, 2003) from the Director, Community Planning, South District, reporting on a site plan application for the subject site; advising that the proposal has been referred by Councillor Frances Nunziata to City Council for a decision through the Humber York Community Council, in accordance with By-law No. 483-200; and that there are no financial implications resulting from the report; and recommending that:

- (1) the proposed development, including all landscaping related thereto, shall be undertaken and maintained substantially in accordance with the plans and drawings referred to above;
- (2) the owner shall, prior to the issuance of a building permit, convey to the City, at nominal cost:
 - (i) a 1.98 metre wide strip of land along the full extent of the site abutting the north limit of the public lane; and
 - (ii) a 3.44 metre wide strip of land along the full extent of the site abutting the south limit of St. Clair Avenue West;

such lands to be free and clear of all encumbrances, save and except for utility poles, and subject to a right-of-way for access purposes in favour of the Grantor until such time as said lands have been laid out and dedicated for public highway purposes;

- (3) the owner shall deposit in the appropriate Land Registry Office, a Reference Plan of Survey, in metric units and referenced to the Ontario Co-ordinate System, delineating thereon by separate PARTS the lands to be conveyed to the City, and any appurtenant rights-of-way;

- (4) the owner shall construct the lands to be conveyed to the City, for lane widening purposes, in concrete, to City of Toronto standards, with grades compatible with the existing lane, at no expense to the City;
- (5) the owner shall eliminate any existing curb cuts that are no longer required for vehicular access and reinstate the public right-of-way, to City of Toronto standards, at no cost to the City;
- (6) the owner shall designate individually the resident, visitor and retail parking spaces by means of clearly visible signs;
- (7) the owner shall plant 2 new trees within the City road allowance as shown on Drawing No. L-1 Landscape Plan, date stamped April 10, 2003, to the satisfaction of the Commissioner of Economic Development, Culture and Tourism and in accordance with one of the following details:
 - (i) Street Trees in Turf: In accordance with Planting Detail No. 101 for Balled and Burlapped Trees in Turf Areas, dated June 2002; or
 - (ii) Street Trees in Tree Pits: In accordance with Planting Detail Nos. 103, 103-1, 103-2 & 103-3 for 1.2m x 2.4m Tree Pit, dated March 1997. Tree pits must be constructed in accordance with the Continuous Tree Pit details outlined in the Construction Details Section of the City of Toronto Streetscape Manual as Drawing Nos. RE-1833M-1, -2, -3, -4, -5, and -6, 1 of 2 and 2 of 2;
- (8) the owner shall conduct an investigation of underground utilities prior to new tree planting within the City road allowance. If planting is not possible due to a utility conflict, a utility locate information sheet from the respective utility company must be provided to the Supervisor of Urban Forestry Planning and Protection;
- (9) the owner shall ensure a clearance of 1.2 metres from the edge of a tree's root ball to the edge of the underground utility(s). For clearance less than 1.2 metres but greater than or equal to 0.6 metres, a root deflector must be installed in the tree pit between the tree's root ball and the utility(s);
- (10) the owner shall, prior to the issuance of a Landscape Permit by Works and Emergency Services, Transportation Services, Right-of-Way Management, provide revised plans showing the 2 proposed plantings in accordance with one of the planting details referenced in Condition No. 7. The trees may be planted in turf islands of at least a 2m diameter. A minimum of 11m³ of available soil volume is essential for reasonable tree growth and a portion of this should be open to the surface. Otherwise the standard continuous tree pit is required;
- (11) the owner shall provide a two-year renewable guarantee for all new tree plantings within the City road allowance and shall notify Mark Procnier, Supervisor of Urban Forestry Planning and Protection in writing, of the planting date prior to

planting. This date is used to establish the anniversary date of the required two-year renewable guarantee;

- (12) the owner shall maintain all new tree plantings within the City road allowance in good condition. Trees will be inspected during and prior to the end of the renewable guarantee period. If the trees are in good condition at the end of the renewable guarantee period, the City will assume maintenance and ownership of the trees;
- (13) the owner shall be responsible for the maintenance or replacement of all new tree plantings within the City road allowance if during or at the end of the renewable guarantee period the trees are not in good condition, require maintenance or require replacement. The owner will be responsible for rectifying the problem as determined by and to the satisfaction of the Commissioner of Economic Development, Culture and Tourism;
- (14) the owner shall maintain all newly replanted trees within the City road allowance in good condition and shall provide an additional two-year renewable guarantee;
- (15) the owner shall, prior to the issuance of a building permit, provide a tree planting security deposit in the form of an irrevocable Letter of Credit or certified cheque payable to the Treasurer, City of Toronto, in the amount of \$ 1,176.00 (\$588 per tree subject to change) for new tree planting within the City Road allowance;
- (16) the owner shall submit the tree planting security deposit to the attention of Mark Procnier, Supervisor of Urban Forestry Planning and Protection. The deposit will be drawn upon to cover all costs incurred by the City of Toronto in enforcing and ensuring that the trees are planted and kept in a healthy and vigorous state during the two-year guarantee period. The Commissioner of Economic Development, Culture and Tourism shall hold the tree planting security deposit for the duration of the renewable guarantee period;
- (17) the owner shall, prior to the issuance of a building permit, submit to the Commissioner of Works and Emergency Services, for review and acceptance a storm water management report, site servicing and grading drawings showing proposed service connections, existing and proposed elevations within the site and at the property line and the location of the existing/proposed fire hydrants including fire access routes;
- (18) the owner shall, prior to the issuance of an above grade building permit, submit a Record of Site Condition that has been acknowledged by the MOE, all environmental site assessment reports, and a Statement from a Professional Engineer (sealed and dated) that based on the environmental record of site condition and supporting documents, the site is suitable for its intended use and it is unlikely that there are any off-site hydrocarbon vapors or contamination on the adjacent rights-of-way that would exceed applicable MOE Guideline objectives or regulations resulting from past land uses;
- (19) the owner shall pay all costs associated with the City retaining a third-party peer reviewer and shall submit, prior to the issuance of a building permit, a certified

cheque payable to the City of Toronto in the amount of \$3,000.00 to cover the cost of a peer review;

- (20) the owner shall, prior to the issuance of a building permit, 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, commits to carrying out a remedial work plan acceptable to the City;
- (21) the owner shall inform all prospective purchasers and lessees through clauses in all offers of purchase and sale of residential units or rental agreements, that:
 - (i) “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 and that students may be accommodated in facilities outside the area, and further, that students may later be transferred”;
 - (ii) “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 in or outside of the area”;
- (22) the owner shall, prior to the issuance of any permit, prepare a Demolition and Excavation Dust Control Plan and submit this plan for approval by the Medical Officer of Health;
- (23) the owner shall implement the measures in the Demolition and Excavation Dust Control Plan approved by the Medical Officer of Health; and
- (24) the owner be advised that:
 - (a) 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, including the Fire Access Route requirements;
 - (b) that the proposal is subject to Development Charges pursuant to By-law 476-1999 as amended. For additional information please refer to the said by-law;
 - (c) that the proposal is subject to Education Development Charges, pursuant to the Toronto Catholic District School Board By-law 2001 No. 148. For additional information please refer to the said by-law;
 - (d) that the proposal requires conveyance of land for parks purposes, or payment in lieu thereof pursuant to Section 42 of the Planning Act;

- (e) of the need to make a separate application to the Commissioner of Works and Emergency Services for permits to carry out any works involving construction in, or occupancy of, the public lane and St. Clair Street West right-of-ways;
- (f) that the public lane used to access and egress the site is given lower priority for snow clearance; and
- (g) of the need to apply to the Commissioner of Works and Emergency Services for revised municipal.

**33. 1945 Lawrence Avenue West – Preliminary Report
Application To Amend The Official Plan and Zoning By-law
Forest Green Home, Global Architect Inc.
(Ward 11-York South-Weston)**

Preliminary Report (May 12, 2003) from the Director, Community Planning, West District, providing preliminary information on the application to amend the Official Plan and Zoning By-law for 1945 Lawrence Avenue West, 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 the 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.

**34. 34 Southport Street – Ontario Municipal Board Hearing; Application to amend
the Official Plan and Zoning By-law No. 438-86 and Site Plan Approval;
Mid-block between The Queensway and Ormskirk Avenue; Bently Valley
Investors Inc. (E.I. Richmond Architects Ltd.)
(Ward 13 – Parkdale-High Park)**

Report (May 22, 2003) from the Director, Community Planning, South District, advising that this report recommends that City Council adopt a position with respect to the OMB appeal on the above application, to permit two 2-storey residential buildings and a replacement shopping plaza at 34 Southport Street; that the pre-hearing before the OMB is scheduled to commence on June 13, 2003; and recommending that City Council:

- (1) authorize the City Solicitor to request the Ontario Municipal Board to set a hearing date that allows sufficient time for City staff to negotiate changes to the

height and massing of the proposal and the opportunity for Council consideration of an amended application;

- (2) authorize City Planning staff to secure a Section 37 Agreement for local City benefits in the event that the Ontario Municipal Board agrees to recommendation #1 and an acceptable settlement is reached and adopted by City Council; and
- (3) authorize the City Solicitor to secure the conditions of approval that will be requested by City departments and agencies, in relation to Site Plan Control.

35. 3446 Dundas Street West - Sign By-law Variance Application
Owner: Shoppers Drug Mart; Applicant: Mario Faraone
(Ward 13-Parkdale-High Park)

Report (May 12, 2003) from the Director, Community Planning, West District, and Director of Building and Deputy Chief Building Official, West District, on an application for variance from Sign By-law No. 3369-79, as amended, for the former City of York; advising that the proposed variances are for a business identification sign and two incidental signs on the property located at 3446 Dundas Street West; and that there are no financial implications resulting from the adoption of the report; and recommending that:

- (1) the application for relief from the provisions of Sign By-law No. 3369-79, as amended to permit a business identification sign that does not face a street and two incidental signs that exceed the maximum display area at 3446 Dundas Street 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
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

36. Western Waterfront Policy Study Respecting a Policy Study Between
Exhibition Place and the Humber River for the Purpose of
Determining The Appropriateness of Residential Development
South of Frederick G. Gardiner Expressway
(Ward 13 – Parkdale-High Park)

Report (May 22, 2003) from the Director, Community Planning, South District, responding to Humber York Community Council's further request, at its meeting held on February 20, 2003, to undertake a study to determine the appropriateness of residential development in the western waterfront study area; advising that there are no financial implications resulting from the adoption of the report; and recommending that the report be received for information.

37. 1840 Eglinton Avenue West- Sign By-law Variance Application
Owner: Shoppers Drug Mart; Applicant: Mario Faraone
(Ward 15-Eglinton-Lawrence)

Report (May 15, 2003) from the Director, Community Planning, West District, and Director of Building and Deputy Chief Building Official, West District, on an application for variance from Sign By-law No. 3369-79, as amended, for the former City of York; advising that the proposed variances are for three (3) incidental signs on the property located at 1830 Eglinton Avenue West; and that there are no financial implications resulting from the adoption of the report; and recommending that:

- (1) the application for relief from the provisions of Sign By-law No. 3369-79, as amended to permit three incidental signs that exceed the maximum display area at 1840 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
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

38. 2 Lightbourn Avenue – Preliminary Report; Application to amend the Official Plan and Zoning By-law of the (Former) City of Toronto
Formula Homes Inc., Jardin Design Group Inc.
(Ward 11-York South-Weston)

Preliminary Report (May 12, 2003) from the Director, Community Planning, South District, providing preliminary information on the application to amend the Official Plan and Zoning By-law for 2 Lightbourn Avenue, 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 the 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.

39. Further Report No. 2 – 1375 Dupont Street; 1534739 Ontario Ltd.
(Ward 18 – Davenport)

Further Report No. 2 (May 27, 2003) from the Director, Community Planning, South District, responding to a direction from Humber York Community Council to report on certain recommended conditions of Site Plan Approval identified as Recommendations

(6)(y), (6)(z) and (6)(aa) in City Planning's Final Report dated March 13, 2003, recommending approval of a seven-storey condominium building at 1375 Dupont Street; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) Recommendations (6)(y), 6(z) and (6)(aa) in the Final Report, dated March 13, 2003, be secured in the Site Plan Agreement or Undertaking; and
- (2) the City Solicitor and City staff be authorized to attend at a future Ontario Municipal hearing should the applicant appeal the conditions of Site Plan Approval.

39(a) Final Report (March 13, 2003) from the Director, Community Planning, South District, embodied in Clause No. 7 in Report No. 3 of the Humber York Community Council, as adopted without amendment by Council at its meeting held on April 14, 15 and 16, 2003.

39(b) Further Report (April 17, 2003) from the Director, Community Planning, South District, responding to a direction from Humber York Community Council to report on certain recommended conditions of Site Plan Approval identified as Recommendations (6)(y), (6)(z) and (6)(aa) in City Planning's Final Report dated March 13, 2003, recommending approval of a seven-storey condominium building at 1375 Dupont Street; advising that there are no financial implications resulting from the adoption of this report; and recommending that:

- (1) Recommendations (6)(y), 6(z) and (6)(aa) in the Final Report, dated March 13, 2003, be secured in the Site Plan Agreement or Undertaking; and
- (2) the City Solicitor and City staff be authorized to attend at a future Ontario Municipal hearing should the applicant appeal the conditions of Site Plan Approval.

39(c) Clause No. 5 in Report No. 7 of the Works Committee, adopted as amended by Council at its meeting held on June 18, 19 and 20, 2002, headed "Development Review Process: Harmonized Site Remediation Peer Review for Contaminated Sites"

39(d) Communication (March 28, 2003) from Rashmi Nathwani, 1524739 Ontario Ltd., requesting that staff of the Urban Development Services Department meet with representatives of 1534739 Ontario Ltd. to discuss alternate means of implementing ESA requirements.

40. Request for Noise Exemption by St. Matthews's Church at 706 Old Weston Road (Ward 12 – York South-Weston)

Report (May 21, 2003) from the West District Manager, Municipal Licensing and Standards, regarding a request by Reverend Santo Cigolini, c.s., Pastor for St. Matthew's Church, for a Noise Exemption of the Toronto Municipal Code, Chapter 591, sec.10, Noise By-law; and recommending that St. Matthews Church be granted an exemption

from the provisions of Toronto Municipal Code, Chapter 591, sec. 10, Noise By-law, for the following dates and times:

Date:	Time:
(a) Friday, August 29 th	from 8:00 p.m. to 12:00 a.m.;
(b) Saturday, August 30 th	from 6:00 p.m. to 12:00 a.m.;
(c) Sunday, August 31 st	from 1:00 p.m. to 12:00 a.m.;
(d) Monday September 1 st	from 3:00 p.m. to 10:00 p.m.

**41. 636 Vaughan Road; Application for an Outdoor Café
(Ward 15 – Eglinton-Lawrence)**

Report (May 21, 2003) from the West District Manager, Municipal Licensing and Standards, reporting on an application from Mr. Antonio Dias of Tony's Sports and Snack Bar, to lease 31.03 square metres of the municipal boulevard for the purpose of an outdoor boulevard café at 636 Vaughan Road; advising that there are no financial implications resulting from the adoption of the report; and recommending that the application to lease 31.03 square metres (4.57 metres x 6.79 metres) of the municipal boulevard, located at the front of 636 Vaughan Road be approved, subject to the applicant fulfilling the following conditions upon approval:

- (1) enter into an encroachment agreement with the City of Toronto;
- (2) pay the annual fee to the City of Toronto for use of the road allowance in the amount of \$25.00 plus \$5.50 per square metre. All fees are subject to change;
- (3) provide a certificate of insurance evidencing a third party bodily injury and property damage insurance in the amount of Two Million Dollars (\$2,000,000.00), or such other coverage and greater amount as the City of Toronto may require, naming the City of Toronto as an additional insured party under the policy; and
- (4) obtain a construction/streets permit prior to commencement of any construction.

**42. 18 Fern Avenue (John Gardhouse Stable); Application for demolition
under Section 34 of the Ontario Heritage Act
(Ward 11-York South-Weston)**

Report (May 15, 2003) from the City Clerk, advising that the Toronto Preservation Board, at their meeting held on May 15, 2003:

- (1) recommended to the Humber York Community Council, and Council, that the application to demolish the stable located on the property at 18 Fern Avenue (John Gardhouse Stable) under Section 34 of the Ontario Heritage Act, be refused; and
- (2) received the report (May 13, 2003) from the Commissioner of Economic Development, Culture and Tourism, entitled “18 Fern Avenue (John Gardhouse House and Stable) – Property Ownership”.

**43. 108 Stayner Avenue (Jacob P. Ross House)
Designation under Part IV of the Ontario Heritage Act
(Ward 15-Eglinton-Lawrence)**

Report (May 15, 2003) from the City Clerk, advising that the Toronto Preservation Board, at their meeting held on May 15, 2003:

- (1) recommended to the Humber York Community Council, and Council, the adoption of the report (March 11, 2003) from the Commissioner of Economic Development, Culture and Tourism; and
- (2) received the communication (April 22, 2003) from Ms. M. Virginia McLean, Solicitor, Willms & Shier.

**44. Declaration of St. Mary of the Angels Community Festival as a Community Event
(Ward 17 – Davenport)**

Communication (May 7, 2003) from the Office of Ward 17 Councillor, requesting that for liquor licencing purposes, the St.Mary of the Angels Community Festival being held on Saturday, July 12, 2003 and Sunday, July 13, 2003, at St.Mary of the Angels Parrish, be declared an event of municipal significance, and that the Alcohol and Gaming Commission be advised that City Council has no objection to the event taking place;

**45. Declaration of the Junction Arts Festival as a Community Event
(Ward 13 – Parkdale-High Park)**

Motion (May 27, 2003) from Councillor Miller advising that the Junction Arts Festival will be holding their Street Festival on September 13 and 14, 2003, that this event is in the public interest having regard to the needs and wishes of the residents; and requesting that City Council advise the Alcohol and Gaming Commission of Ontario that it has no objection to the issuance of a liquor licence to the Junction Arts Festival and the Junction Gardens BIA.

**46. Request for Speed Humps on Bude Street between Alameda Avenue and Oakwood Avenue
(Ward 15 – Eglinton-Lawrence)**

Motion (May 28, 2003) from Councillor Moscoe advising that the residents on Bude Street between Alameda Avenue and Oakwood Avenue have expressed concerns regarding the volume and speed of traffic on the roadway; and requesting staff conduct a poll also in the Italian and Greek languages, to determine support for the installation of speed humps.

**47. All-way Stop Control at Culford Road and Gulliver Road
(Ward 12 – York South-Weston)**

REFERRED BACK BY COUNCIL

Clause No. 16 in Report No. 4 of the Humber York Community Council, which was struck out by Council at its regular meeting held on May 21, 22 and 23, 2003, and referred back for further consideration.