

THE CITY OF TORONTO

City Clerk's Division

Minutes of the North York Community Council

Meeting No. 4

Wednesday, May 7, 2003.

The North York Community Council met on Wednesday, May 7, 2003, in the Council Chamber, North York Civic Centre, commencing at 10:10 a.m.

Attendance:

Members were present for some or all of the time periods indicated.

| | 10:10 a.m. to 12:30 p.m. | 2:00 p.m. to 5:00 p.m. |
|---------------------------------|-----------------------------|---------------------------|
| Councillor Mammoliti, Chair | x | x |
| Councillor Augimeri, Vice-Chair | x | |
| Councillor Filion | x | x |
| Councillor Feldman | x | x |
| Councillor Li Preti | x | x |
| Councillor Shiner | x | |
| Councillor Sutherland | | |

Confirmation of Minutes:

- A. Councillor Filion, Ward 23 – Willowdale, moved that a technical amendment be made to the minutes of the meeting of the North York Community Council held on April 2, 2003, related to Minute No. 3.25 – Final Report – Application to Amend the Official Plan and Zoning By-law 7625 – TB CMB 2002 0005, TB SPC 2002 0034 – 1314193 Ontario Limited – 27- 49 Bales Avenue and 30, 32, 24 and 42 Glendora Avenue, so that the recorded vote with respect to Motion A., moved by Councillor Feldman, being amended to reflect Councillor Filion in the negative; and that the minutes, as amended, be confirmed.

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Upon the question of the confirmation of the minutes, it was carried.

Declarations of Interest:

| Councillor | Minute # | Reason for Declaration |
|--------------------------------------------|----------|---------------------------------------|
| Councillor Li Preti, Ward 8 – York West | 4.20 | In that he owns property in the area. |

4.1 Encroachment Report – 1 Roycrest Avenue (Ward 23 – Willowdale).

The North York Community Council had before it a report (March 14, 2003) from the North District Manager, Municipal Licensing and Standards, reporting on a request by the applicant for an existing hedge running parallel beside a wooden fence which was approved with a previous application located along the north-west flankage of the City property bordering Roycrest Avenue; and recommending that:

- (1) the encroachment be approved by the City, subject to the condition that the owner enter into an Encroachment Agreement with the City to the satisfaction of the City Solicitor and the Commissioner of Urban Development Services;
- (2) that written responses be received from the utility companies prior to registration of the encroachment agreement; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 1)

4.2 Naming of Proposed Private Street – Maurice Coulter Mews (Ward 9 – York Centre).

The North York Community Council had before it a report (April 22, 2003) from the City Surveyor, Works and Emergency Services, recommending that the proposed private street at 25 Highview Avenue and the rear of 188 to 208 Downsview Avenue, be named “Maurice Coulter Mews”; and further recommending that:

- (1) the proposed private street at 25 Highview Avenue and the rear of 188 to 208 Downsview Avenue, illustrated on Attachment No. 1, be named "Maurice Coulter Mews";
- (2) the developer, Northstar Homes, be required to pay the estimated cost of \$200, for the fabrication and installation of a street name sign; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

The North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 2)**4.3 Parking Prohibitions – Seneca Hill Drive (Ward 33 – Don Valley East).**

The North York Community Council had before it a report (April 16, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, seeking approval to prohibit parking on the north side of Seneca Hill Drive; 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 north side of Seneca Hill Drive, from the westerly limit of Don Mills Road to a point 175 metres westerly thereof.

The North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 3)

4.4 Parking Prohibitions – Rockford Road (Ward 10 – York Centre).

The North York Community Council had before it a report (April 16, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on the installation of parking prohibitions on Rockford Road, east of Stonedene Boulevard; and recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended by prohibiting parking at anytime on the north side of Rockford Road, from the easterly limit of Stonedene Boulevard to a point 75 metres easterly thereof.

On motion by Councillor Feldman, Ward 10 – York Centre, the North York Community Council deferred consideration of the foregoing report to its next meeting scheduled for June 11, 2003.

(Report No. 4 – Clause No. 23(a))

4.5 Installation of Two Way Centre Left Turn Lane and Right Turn Lane Designations – Keele Street, Wilson Avenue to Finch Avenue West (Ward 8 – York West and Ward 9 – York Centre).

The North York Community Council had before it a report (April 10, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on the designation and installation of a two way centre turn lane on Keele Street, Paxtonia Boulevard to Whitburn Crescent and Dovehouse Avenue to Finch Avenue West; and recommending that:

- (1) the pavement markings on Keele Street, from a point 75 metres south of Paxtonia Boulevard to Whitburn Crescent, be modified to provide for two northbound traffic lanes, two southbound traffic lanes and a centre lane designated for northbound and southbound left turns only;
- (2) the pavement markings on Keele Street, from a point 25 metres north of Dovehouse Avenue to Finch Avenue West, be modified to provide for two northbound traffic lanes, two southbound traffic lanes and a centre lane designated for northbound and southbound left turns only;

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- (3) the westbound curb lane on Sheppard Avenue West at Keele Street, be designated for right turns only, buses excepted, between Keele Street and a point 65 metres easterly thereof;
- (4) the southbound curb lane on Keele Street at Sheppard Avenue West, be designated for right turns only, buses excepted, between Sheppard Avenue West and a point 65 metres northerly thereof;
- (5) the northbound curb lane on Keele Street at Toro Road, be designated for right turns only, buses excepted, between Toro Road and a point 40 metres southerly thereof;
- (6) the westbound curb lane on Finch Avenue West at Keele Street, be designated for right turns only, buses excepted, between Keele Street and a point 50 metres easterly thereof;
- (7) the northbound curb lane on Keele Street at Finch Avenue West, be designated for right turns only, buses excepted, between Finch Avenue West and a point 50 metres southerly thereof;
- (8) the southbound curb lane on Keele Street at Finch Avenue West, be designated for right turns only, buses excepted, between Finch Avenue West and a point 50 metres northerly thereof; and
- (9) the appropriate by-law(s) be amended accordingly.

On motion by Councillor Augimeri, Ward 9 – York Centre, the North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 4)

4.6 Stopping Regulations – Patricia Avenue (Ward 10 – York Centre).

The North York Community Council had before it a report (March 24, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on

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amending the existing stopping regulations on Patricia Avenue, adjacent to Fisherville Junior High 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 Anytime prohibitions on the south side of Patricia Avenue, from a point 149 metres east of the easterly limit of Bathurst Street to a point opposite the westerly limit of Homewood Avenue;
- (2) 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 north side of Patricia Avenue, from a point 30 metres east of the easterly limit of Bathurst Street to the westerly limit of Laconia Drive; and
- (3) Schedule IX of By-law No. 31001, of the former City of North York, be amended to prohibit stopping on the north side of Patricia Avenue, between the hours of 8:00 a.m. and 6:00 p.m., Monday to Friday, from a point 30 metres east of the easterly limit of Bathurst Street to the westerly limit of Homewood Avenue.

The North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 5)

4.7 Request for All Way Stop Control – Patricia Avenue at Homewood Avenue (Ward 10 – York Centre).

The North York Community Council had before it a report (April 17, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, reporting on the feasibility of installing an all way stop control at the intersection of Patricia Avenue and Homewood Avenue; and recommending that this report be received for information purposes only.

The North York Community Council received the foregoing report.

(Report No. 4 – Clause No. 23(b))

4.8 40 km/h Speed Limit – Bradmore Avenue, Jasmine Road, Flaxman Road, Acacia Avenue, Flindon Road, Griffith Street, Lilac Avenue, Omagh Avenue and Reuben Avenue (Ward 7 – York West).

The North York Community Council had before it a report (April 15, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, seeking approval to reduce the speed limit on all of the above noted roadways; and recommending that:

- (1) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Bradmore Avenue, from the westerly limit of Weston Road to the westerly limit of Bradmore Avenue;
- (2) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Jasmine Road, from the southerly limit of Bradmore Avenue to the northerly limit of Flindon Road;
- (3) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Flindon Road, from the westerly limit of Weston Road to the westerly limit of Flindon Road;
- (4) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Flaxman Road, from the northerly limit of Flindon Road to the northerly limit of Flaxman Road;
- (5) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Acacia Avenue, from the southerly limit of Flindon Road to the westerly limit of Acacia Avenue;
- (6) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Griffith Street, from the southerly limit of Acacia Avenue to the westerly limit of Reuben Avenue;
- (7) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Lilac Avenue, from the westerly limit of Weston Road to the westerly limit of Lilac Avenue;

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- (8) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Omagh Avenue, from the westerly limit of Weston Road to the westerly limit of Omagh Avenue; and
- (9) By-law No. 31878, of the former City of North York, be amended by installing a 40 km/h speed limit on Reuben Avenue, from the westerly limit of Weston Road to the easterly limit of Griffith Street.

The North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 6)

4.9 All Way Stop Control – Pleasant Avenue and Fargo Avenue (Ward 23 – Willowdale).

The North York Community Council had before it a report (April 17, 2003) from the Director, Transportation Services, District 3, Works and Emergency Services, commenting on the feasibility of installing an all way stop control at the intersection of Pleasant Avenue and Fargo Avenue; and recommending that:

- (1) Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to delete the designation of Fargo Avenue as a through street, from the northerly limit of Patricia Avenue to the southerly limit of Moore Park Avenue;
- (2) Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Fargo Avenue as a through street, from the northerly limit of Patricia Avenue to the southerly limit of Pleasant Avenue;
- (3) Schedule XVIII of By-law No. 31001, of the former City of North York, be amended to designate Fargo Avenue as a through street, from the northerly limit of Pleasant Avenue to the southerly limit of Moore Park Avenue;
- (4) Schedule XIX of By-law No. 31001, of the former City of North York, be amended to require traffic on Pleasant Avenue to stop east and west of Fargo

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Avenue; and

- (5) Schedule XIX of By-law No. 31001, of the former City of North York, be amended to require traffic on Fargo Avenue to stop north and south of Pleasant Avenue.

The North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 7)

4.10 Preliminary Report – Application to Amend the North York Zoning By-law 7625 – TB ZBL 2003 0005 – Yu-Min Zhang (c/o Action Planning Consultants) – 230 Finch Avenue East (Ward 24 – Willowdale).

The North York Community Council had before it a report (April 9, 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 site; and
- (3) Notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act.

The North York Community Council approved the foregoing report.

(Report No. 4 – Clause No. 23(c))

4.11 Preliminary Report – Application to Amend the Zoning By-law TB ZBL 2002 0020

– Daniels Kenaston North Corporation (Kirkor Architects & Planners) – 12–24 Kenaston Gardens, 23 Kenaston Gardens (Ward 24 – Willowdale).

The North York Community Council had before it a report (April 16, 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 directions 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 be given according to the regulations under the Planning Act.

On motion by Councillor Shiner, Ward 24 - Willowdale, the North York Community Council approved the foregoing report, subject to:

- (1) Recommendation No. (2) being amended to read as follows:

“(2) Notice for the community consultation meeting be given to landowners and residents within 120 metres of the site, the neighbouring area to the east, in addition to the local Ratepayers Association in Ward 24 in the Bayview Village area.”

- (2) Recommendation No. (3) being amended to read as follows:

“(3) Notice for the Public Meeting under the Planning Act be given according to the regulations under the Planning Act and to all those individuals within the expanded notification area referred to in Recommendation (2) above.”

(Report No. 4 – Clause No. 23(d))

4.12 Preliminary Report – Application to Amend the North York Zoning By-law 7625 – TB ZBL 2003 0001 – Jacek & Joanna Gorka – 261 Willowdale Avenue (Ward 23 – Willowdale).

The North York Community Council had before it a report (March 6, 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 directions 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 be given according to the regulations under the Planning Act.

The North York Community Council also had before it the following communications, copies of which are on file with the office of the City Clerk, North York Civic Centre:

- (March 27, 2003) from Joyce Thompson;
- (March 27, 2003) from Anna Jeong; and
- (March 27, 2003) from and Catherine McKernan.
- (April 14, 2003) from Vincent, S.H. Wang;
- (May 3, 2003) from Muriel Angus;

- A. Councillor Shiner, Ward 24 – Willowdale, moved that the provisions of Section 27-132 D.(1) of Chapter 27 of the City of Toronto Municipal Code, be waived in order to allow the deputant an opportunity to address the North York Community Council.

Upon the question of the adoption of Motion A., moved by Councillor Shiner, it was lost.

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- B. On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council approved the foregoing report.

(Report No. 4 – Clause 23(e))

4.13 Poster Art Competition.

Councillor Mammoliti, on behalf of the North York Community Council, welcomed the winners of the Poster Art Competition.

Councillor Feldman provided background information on the Poster Art Competition and with the assistance of Councillor Shiner, Inspector John Walls of the Toronto Police Services, Ms. Lorrie Ming-Sun and Teacher, Mr. Derek Farera, presented framed scrolls to the following recipients:

- 1st place - Christina Madriaga, St. Robert Catholic School – Ward 10
- 2nd place - Catherine Lau, St. Agnes Catholic School – Ward 24
- 3rd place - Keifer Baker, Lawrence Heights Middle School – Ward 15

The North York Community Council received a presentation to recipients of the Poster Art Competition to commemorate March 21, 2003, the International Day for the Elimination of Racial Discrimination, by North York Community Council in conjunction with Community Partnerships and 32 Division Community Police Liaison Committee.

(Report No. 4 – Clause No. 23(f))

4.14 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 1800 Sheppard Avenue East – Fairview Mall (Ward 33 – Don Valley East).

The North York Community Council had before it a report (April 15, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, reporting on a request by 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 porgrammable display at the above noted location; and recommending that:

- (1) the request for the variance be refused for the reasons outlined in this report; and
- (2) the applicant be advised, if he wishes to proceed further, to make an application for

a site-specific amendment to the former North York Sign By-law No. 30788, as amended.

On motion by Councillor Feldman, Ward 10 – York Centre, on behalf of Councillor Sutherland, Ward 33 – Don Valley East, the North York Community Council recommended to City Council that:

- (1) the report (April 15, 2003) from the Director of Building and Deputy Chief Building Official, Urban Development Services, not be adopted; and
- (2) the request for a 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 sign, be approved.

(Report No. 4 – Clause No. 8)

4.15 Tree Removal Request – 9 Findlay Boulevard (Ward 10 – York Centre).

The North York Community Council had before it a report (April 15, 2003) from the Commissioner of Economic Development, Culture and Tourism, reporting on a request for permission to remove one City-owned tree, situated on the City road allowance adjacent to 9 Findlay Boulevard; and recommending that:

- (1) North York Community Council deny the request for the removal of one City owned tree located at 9 Findlay Boulevard; or
- (2) North York Community Council approve the request for the removal of one City owned tree located at 9 Findlay Boulevard conditional on:
 - (i) the applicant paying for the value of the Silver Maple tree and for all associated removal and replacement costs, that is \$9,960.00; and
 - (ii) the subject tree not being removed until permitted excavation related activities in accordance with approved plans commence and warrant the destruction of the tree; and

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- (iii) the applicant planting one 70 mm replacement tree to the satisfaction of the Commissioner of Economic Development, Culture and Tourism; and
- (iv) the applicant furnishing a two-year renewable guarantee for the proposed tree planting, in the form of a letter of credit/certified cheque for \$588.00 to cover the costs of planting and maintenance of the 70-mm tree on City property.

Mr. Gino Matrundola, on behalf of the owner, appeared before the North York Community Council in connection with the foregoing matter.

A. Councillor Feldman, Ward 10 – York Centre, moved that Recommendation No. (2) in the report (April 15, 2003) from the Commissioner of Economic Development, Culture and Tourism, be adopted, viz:

- “(2) that the request for the removal of one City owned tree located at 9 Findlay Boulevard conditional on:
 - (i) the applicant paying for the value of the Silver Maple tree and for all associated removal and replacement costs, that is \$9,960.00; and
 - (ii) the subject tree not being removed until permitted excavation related activities in accordance with approved plans commence and warrant the destruction of the tree; and
 - (iii) the applicant planting one 70 mm replacement tree to the satisfaction of the Commissioner of Economic Development, Culture and Tourism; and
 - (iv) the applicant furnishing a two-year renewable guarantee for the proposed tree planting, in the form of a letter of credit/certified cheque for \$588.00 to cover the costs of planting and maintenance of the 70-mm tree on City property.”

Upon the question of the adoption of Motion A., moved by Councillor Feldman, it was lost.

- B. Councillor Shiner, Ward 24 - Willowdale, moved that the North York Community Council recommend to City Council, the adoption of Recommendation No. (1) in the following report (April 15, 2003) from the Commissioner of Economic Development, Culture and Tourism, viz:

“(1) that the request for the removal of one City-owned tree located at 9 Findlay Boulevard, be denied.”

Upon the question of the adoption of Motion B., moved by Councillor Shiner, it was carried.

(Report No. 4 – Clause No. 9)

4.16 Tree Removal Request – 75 Madawaska Avenue (Ward 24 – Willowdale).

The North York Community Council had before it a report (April 10, 2003) from the Commissioner of Economic Development, Culture and Tourism, reporting on a request for permission to remove one City-owned tree, situated on the City road allowance adjacent to 75 Madawaska Avenue; and recommending that:

- (1) North York Community Council deny the request for the removal of one City owned tree located at 75 Madawaska Avenue; or
- (2) North York Community Council approve the request for the removal of one City owned tree located at 75 Madawaska Avenue conditional on:
 - (i) The applicant paying for the value of the Bradford Pear tree and for all associated removal and replacement costs, that is \$1,057.00; and
 - (ii) the subject tree not being removed until permitted construction and/or demolition related activities in accordance with plans commence and warrant the destruction of the tree; and
 - (iii) the applicant planting one 70 mm replacement tree to the satisfaction of the Commissioner of Economic Development, Culture and Tourism; and

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- (iv) the applicant furnishing a two-year renewable guarantee for the proposed tree planting, in the form of a letter of credit/certified cheque for \$588.00 to cover the costs of removal, maintenance and replacement of the 70-mm tree planted on City property.
- (v) the applicant be directed to remove the privately owned 35-cm diameter Silver Maple tree, prior to any development related excavation activity.

On motion by Councillor Shiner, Ward 24 - Willowdale, the North York Community Council recommended to City Council, the adoption of Recommendation No. (1) in the foregoing report, viz:

- “(1) that the request for the removal of one City-owned tree located at 75 Madawaska Avenue, be denied.”

(Report No. 4 – Clause No. 10)

4.17 Tree Removal Requests – 54 Westdale Avenue (Ward 9 – York Centre).

The North York Community had before it a report (April 4, 2003) from the Commissioner of Economic Development, Culture and Tourism, reporting on a request for permission to remove two City-owned trees, situated on the City road allowance adjacent to 54 Westdale Avenue; and recommending that:

- (1) North York Community Council deny the request for the removal of two City owned trees located at 54 Westdale Avenue; or
- (2) North York Community Council approve the request for the removal of one or both City owned trees located at 54 Westdale Avenue conditional on:
 - (i) the applicant paying for the values of the Colorado Blue Spruce and/or Norway Maple tree and for all associated removal and replacement costs, that is \$6,039.00; and
 - (ii) the subject tree(s) not being removed until permitted excavation related

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activities in accordance with approved plans commence and warrant the destruction of the tree; and

- (iii) the applicant planting one-for-one 70 mm replacement tree(s) to the satisfaction of the Commissioner of Economic Development, Culture and Tourism; and
- (iv) the applicant furnishing a two-year renewable guarantee for the proposed tree planting, in the form of a letter of credit/certified cheque for \$588.00, per replacement tree, to cover the costs of planting and maintenance of the 70-mm tree(s) on City property.

On motion by Councillor Feldman, Ward 10 – York Centre, the North York Community Council recommended to City Council, the adoption of Recommendation No. (1) in the foregoing report, viz:

- “(1) that the request for the removal of two City-owned trees located at 54 Westdale Avenue, be denied.”

(Report No. 4 – Clause No. 11)

4.18 Final Report – Application to Amend the Zoning By-law 7625 – TB ZBL 2002 0013 – Nikolai Shtepa (M-Arch Design Group Inc.) - 631 Sheppard Avenue West (Ward 10 – York Centre).

As directed by the North York Community Council, at its meeting held on January 21, 2003, appropriate notice of this statutory public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (April 23, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law to permit the construction of a second floor on the existing dwelling at 631 Sheppard Avenue West and convert the building into a medical office; and recommending that City Council:

- (1) amend the Zoning By-law 7625 for the former City of North York substantially in

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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 Council for enactment, require the applicant to:
 - (i) obtain site plan approval for this application from the Acting Director, Community Planning, North District; and
 - (ii) convey a 2.76 metre road widening along the entire Sheppard Avenue West frontage of this site to the City of Toronto.
 - (iii) if necessary, enter into an agreement with Works and Emergency Services to allow for any encroachment of the existing stairs, which may partially encroach on the Sheppard Avenue West road allowance.

The North York Community Council also had before it the following communications, which are on file in the office of the City Clerk, North York Civic Centre:

- (February 20, 2003) from Mr. Harry Pisarek; and
- (February 20, 2003) from Mrs. Evelyn LoPatriello.

Mr. Elliott Sud, David Mart Investments Limited, representing the Sheppard Plaza, appeared before the North York Community Council in connection with the foregoing matter.

On motion by Councillor Feldman, Ward 10 – York Centre, the North York Community Council recommended to City Council, the adoption of the foregoing report.

(Report No. 4 – Clause No. 12)

4.19 Final Report – Application to Amend the Official Plan and Zoning By-law 7625 – TB ZBL 2002 0005 – Equilateral Investments Inc. (Haim Riback Architect) – 85 & 87 Finch Avenue East (Ward 23 – Willowdale).

As directed by the North York Community Council, at its meeting held on September 18, 2002, appropriate notice of this statutory public meeting was given as directed and in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (April 23, 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 3-storey townhouse building with eight residential units at 85 & 87 Finch Avenue East; and recommending that City Council:

- (1) Amend the Official Plan for the former City of North York substantially in accordance with the draft Official Plan Amendment as attached as Attachment No. 6;
- (2) Amend the Zoning By-law 7625 for the former City of North York substantially in accordance with the draft Zoning By-law Amendment as attached as Attachment No. 7;
- (3) Authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and Zoning By-law Amendment as may be required.
- (4) Before introducing the necessary Bills to Council for enactment, require the applicant to:
 - (i) obtain site plan approval for this application from the Acting Director, Community Planning, North District; and
 - (ii) convey a 4.9 metre road widening along the entire Finch Avenue East frontage of this site to the City of Toronto, and
 - (iii) enter into an agreement with Works and Emergency Services to allow for any encroachment of the stairs of the northernmost unit, which may partially encroach on the Finch Avenue East road allowance.

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- (5) Council request the appropriate civic officials to take the necessary actions to modify the new City of Toronto Official Plan adopted by Council on November 26, 27 and 28 2002, to reflect any changes resulting from the adoption of the Official Plan Amendment attached to this report.

The North York Community Council also had before it a communication (undated) from Chi-Fu Su & Chen Yu-Chiao Su, which is on file in the office of the City Clerk, North York Civic Centre.

Mr. Adam Brown, Sherman Brown Dryer Karol Gold Lebow, appeared before the North York Community Council, in connection with the foregoing matter, on behalf of the applicant.

- A. Councillor Filion, Ward 23 – Willowdale, moved that the North York Community Council:

- (1) defer consideration of the foregoing report (April 23, 2003) from the Acting Director, Community Planning, North District, Urban Development Services.
- (2) approve the following Resolution submitted by Councillor Filion, Ward 23 – Willowdale:

“WHEREAS the application for this site, as currently proposed, does not comply with the Central Finch Area Secondary Plan, and

WHEREAS the applicant did not file for an Official Plan Amendment until March 21, 2003, and

WHEREAS at the community consultation meeting held December 4, 2002, there was no indication that an Official Plan Amendment was being proposed or even contemplated, and

WHEREAS the Official Plan provides for community consultation on Official Plan Amendments prior to the holding of a statutory public meeting;

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THEREFORE BE IT RESOLVED that:

- (a) the application be deferred.
- (b) the applicant be encouraged to revise the application to conform with the Central Finch Avenue Secondary Plan; and
- (c) in the event that the applicant chooses not to revise his proposed development to conform with the Central Finch Avenue Secondary Plan, that a community consultation meeting be scheduled regarding an Official Plan Amendment prior to consideration of this item by North York Community Council at a subsequent statutory public meeting.

B. Councillor Li Preti, Ward 8 – York West, moved in amendment to Motion A., moved by Councillor Filion, that:

- (i) Recommendation (1) be amended by adding thereto, the words, “for one month” so that the Recommendation shall now read as follows:

“defer consideration of the foregoing report (April 23, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, for one month”; and

- (ii) Section (a) of the Operative Paragraph, contained in the Resolution submitted by Councillor Filion be amended by adding thereto, the words “for one month” so that the section shall now read as follows:

“(a) the application be deferred for one month.”

Upon the question of the adoption of Motion B., moved by Councillor Li Preti, it was carried.

Upon the question of the adoption of Motion A., moved by Councillor Filion, as amended by Motion B., moved by Councillor Li Preti, it was carried.

(Report No. 4 – Clause No. 23(g))

4.20 Final Report – Application to Amend the Zoning By-law – TB ZBL 2002 0010 – Jeanice Klerer & Yoel Lichtblau – 499 Wilson Heights Boulevard (Ward 10 – York Centre).

As directed by the North York Community Council, at its meeting held on November 13, 2002, appropriate notice of this statutory public meeting was given in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (April 22, 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 law office as a home occupation use; and recommending that City Council:

- (1) amend the Zoning By-law substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 9
- (2) Before introducing the necessary Bills to City Council, the applicant shall obtain site plan approval for this project from the Director, Community Planning, North District, with particular attention given to the comments of civic officials set out in Attachments 5 through 8 of this report.

The North York Community Council also had before it the following communications, which are on file in the office of the City Clerk, North York Civic Centre:

- (May 1, 2003) from Ms. Angela Riggillo;
- (May 1, 2003) from Ms. Josie Frano;
- (May 1, 2003) from Mr. Mario DiManno;
- (May 1, 2003) from Mr. Vittorio Pede;
- (May 1, 2003) from Ms. Maria DiManno;

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- (May 1, 2003) from Ms. Antonietta Riggillo;
- (May 1, 2003) from Mr. Giuseppe Riggillo; and
- (May 1, 2003) from Mr. Joe Frano.

Mr. Franco Romano, Action Planning Consultants, appeared before the North York Community Council in connection with the foregoing matter, on behalf of the applicant.

On motion by Councillor Feldman, Ward 10 – York Centre, the North York Community Council recommended to City Council, the adoption of the foregoing report.

(Councillor Li Preti declared an interest in the foregoing, in that he owns property in the area).

(Report No. 4 – Clause No. 13)

4.21 Final Report – Partial Removal of Holding (H) Symbol & Draft Plan of Subdivision – TB ZBL 2002 0007 & TB SUB 2002 0001 – Trinity Development Group (McNaughton Hermsen Britton Clarkson Planning Limited) – Southwest Corner of Dufferin Road and Steeles Avenue West (Ward 8 – York West).

Appropriate notice of this statutory public meeting was given in accordance with the Planning Act and the regulations thereunder; as well as Notice of Intention to Amend the Zoning By-law to partially remove a Holding Provision (H).

The North York Community Council had before it a report (April 22, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on an application to amend the Zoning By-law to partially remove a holding (H) symbol to permit a retail development and set out the conditions for a Draft Plan of Subdivision that creates a new public road; and recommending that City Council:

- (1) Amend the 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. 5.

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- (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, require the Owner to:
 - (a) obtain Site Plan Approval under Section 41 of the *Planning Act* from the Acting Director, Community Planning, North District.
 - (b) obtain draft plan approval of Draft Plan of Subdivision Application TB SUB 2002 0001 to the satisfaction of the Chief Planner, City Planning Division, Urban Development Services.
 - (c) obtain a final and binding decision for Minor Variance Application #A309/02NY, pursuant to Section 45 of the *Planning Act*.
- (4) City Council be advised that the Chief Planner, who has been delegated authority to approve conditions of draft plan of subdivision approval, proposes to approve Draft Plan of Subdivision Application TB SUB 2002 0001 on the following conditions:
 - (a) This approval applies to the draft plan of subdivision prepared by McNaughton Hermsen Britton Clarkson Planning Limited, revision date March 6, 2003, as Attachment 2 to this report.
 - (b) Street "A" shall be dedicated to the City of Toronto as public highway on the final plan.
 - (c) That Blocks 7 and 8 shall be dedicated to the City of Toronto and shown as a municipal 0.3 metre reserve on the final plan.
 - (d) The conveyance of all lands to the City of Toronto shall be free and clear, above and below grade, of all easements, encumbrances, except those already on the land that are for the benefit of the City.
 - (e) Prior to final approval and registration of this plan, the Owner shall provide a street tree planting plan and boulevard tree planting, to the satisfaction of the Commissioner of Urban Development Services and the Commissioner

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of Economic Development, Culture and Tourism.

- (f) Prior to final approval and registration of this plan, the Owner shall provide an analysis of the soil conditions and soil improvements on the west side of public boulevard of Street "A" to the satisfaction of the Commissioner of Economic Development, Culture and Tourism.
- (g) Prior to final approval and registration of this plan, the Owner shall agree in the subdivision agreement, in wording satisfactory to the Commissioner of Urban Development Services and the City Solicitor, to carry out or cause to be carried out the Recommendations of the Report prepared by Rothbury International Inc., titled "Report on the Proposed Sienastone ® Segmental Retaining Walls Trinity Development Group Steeles and Dufferin, Toronto", dated March 2003 and any addendums to these reports as may be required by the City.
- (h) Registration of easements between Blocks 2 and 3 for parking access to the satisfaction of the Commissioner of Works and Emergency Services.
- (i) The appropriate conditions of approval for subdivisions (Attachment 7)
- (j) The conditions of Works and Emergency Services (Attachment 6A)
- (k) The conditions of Economic Development, Culture and Tourism, Policy Development Division (Attachment 6B)
- (l) The conditions of Bell (Attachment 6D)
- (m) The conditions of Community & Neighbourhood Services – Public Health Division (Attachment 6F)
- (n) The Owner shall provide a copy of the subdivision agreement to outside agencies including but not limited to: Toronto Hydro, Bell Canada, Enbridge Consumers Gas and Canada Post Corporation.

Notes to Draft Approval

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- A. Toronto Hydro is to confirm that the Owner has made satisfactory arrangements, financial and otherwise with Toronto Hydro for the installation of an underground electrical distribution system and street lighting system.
- B. Bell Canada is to confirm that the Owner has made satisfactory arrangements, financial and otherwise for any Bell Canada facilities servicing this draft plan of subdivision which are required by the City to be installed underground.
- C. The Owner shall make satisfactory arrangements, financial and otherwise, with a gas provider such as Enbridge Consumers Gas satisfactory to the City Solicitor, for the delivery of gas services to the plan of subdivision.
- D. Enbridge Consumers Gas standard minimum clearances of 0.3 metres vertically and 0.6 metres horizontally are to be maintained.
- E. The Owner shall enter into an agreement with an electricity provider.
- F. The Owner shall make satisfactory arrangements, financial and otherwise with Canada Post Corporation.

The North York Community Council also had before it the following communications, which are on file in the office of the City Clerk, North York Civic Centre:

- (March 28, 2003) from Mr. Jeffrey B. Goldenberg, Fogler Rubinoff, on behalf of the applicant;
- (April 11, 2003) from Mr. Jeffrey B. Goldenberg, Fogler Rubinoff, on behalf of the applicant;
- (April 15, 2003) from Mr. Jeffrey B. Goldenberg, Fogler Rubinoff, on behalf of the applicant;
- (April 24, 2003) from Mr. J. Dawson, McCarthy, Tetrault, on behalf of Highland Farms Inc., forwarding a copy of a communication (January 17, 2003) from Mr. Stephen H. Diamond, McCarthy Tetrault, addressed to the Acting Director,

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Community Planning, North District;

- (April 24, 2003) from Mr. Alex Siamaki, on behalf of Carpet Land;
- (April 24, 2003) from Jorgy Stoyakovich, on behalf of Coffee Diner;
- (April 24, 2003) from Mr. Paul Wizman, on behalf of St. Clair Imports;
- (April 25, 2003) from B. Collis, on behalf of Mattress Firm;
- (April 28, 2003) from Mr. Isaac Hosseu, on behalf of Cholkan Insurance Brokers;
- (April 30, 2003) from Mr. Michael Galili, on behalf of Gastronou;
- (April 30, 2003) from Litvinov Vladimir, on behalf of Orion Art Design Inc.;
- (May 1, 2003) from Mr. Irwin Woodrow, on behalf of The Flag Ship;
- (May 2, 2003) from Mr. Hassan Lauhan, on behalf of Cozy Living Furniture;
- (May 3, 2003) from Ms. Olga Seudebora, on behalf of Key to Health;
- (May 3, 2003) from Mr. Amitab, on behalf of Plug and Play;
- (May 3, 2003) from Mr. Frank Duranti, on behalf of Autobahn;
- (May 3, 2003) from Yuval Barzokay, on behalf of Absolute Mobility Rogers AT & T;
- (May 4, 2003) from Yoram Popper, Daena's Swim Centre;
- (May 5, 2003) from Inhee Namlee, on behalf of Kum Kan San Korean Japanese Restaurant; and
- (May 5, 2003) from Mr. Steve Freedman, on behalf of the Chesterfield Shop.

A staff presentation was made by Colin Ramdial, Senior Planner, Community Planning,

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North District, Urban Development Services.

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

- Mr. Brent Clarkson, on behalf of the applicant, Trinity Development Group (McNaughton Hermsen Britton Clarkson Planning Limited); and
- Mr. Steve Diamond, McCarthy Tétrault, on behalf of Highland Farms Inc.

A. Councillor Feldman, Ward 10 – York Centre, moved that the North York Community Council recommend to City Council:

- (1) the adoption of the foregoing report (April 22, 2003) from the Acting Director, Community Planning, North District, Urban Development Services.

B. Councillor Li Preti, Ward 8 – York West, moved that the North York Community Council recommend to City Council:

- (a) the adoption of the following Resolution:

“WHEREAS there are existing traffic operations issues in the Allen Road/Dufferin Street corridor; and

WHEREAS in recognition of future transit initiatives, an Environmental Assessment study to analyze bus rapid transit in the area has been initiated by the TTC and the City with participation by GO Transit;

THEREFORE BE IT RESOLVED THAT:

- (1) the study team be requested to ensure that travel demand through the Allen Road/Dufferin Street corridor, associated with existing and future development, be an essential component of the study;
- (2) the study team be requested to expedite the study schedule

and conclusion so that the recommendations stemming from the study can be implemented in 2004”; and

- (b) that Recommendation (3)(c) contained in the report (April 22, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, be deleted.

Upon the question of the adoption of Motion B., moved by Councillor Li Preti, it was carried.

Upon the question of the adoption of Motion A., moved by Councillor Feldman, it was carried.

(Report No. 4 – Clause No. 14)

4.22 Final Report – Application to Amend the Official Plan and Zoning By-law 7625 – TB CMB 2002 0013 – 974443 Ontario Limited – 230 Milvan Drive (Ward 7 – York West).

The North York Community Council had before it a report (April 23, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reporting on applications to amend the Official Plan and Zoning By-law for an 8-storey apartment building with at-grade retail uses; and recommending that:

- (1) City Council refuse the Official Plan and Zoning Amendment applications for the property located at 230 Milvan Drive File No: TB CMB 2002 0013.
- (2) Should this application be appealed to the Ontario Municipal Board, the City Solicitor and City Staff be authorized to appear before the Ontario Municipal Board to defend the refusal of this application.

The North York Community Council also had before it the following, which are on file in the office of the City Clerk, North York Civic Centre:

- communication (May 5, 2003) from Mrs. Lucy Di Schiavi, Luel & Joehma Investments Ltd.; and

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- petition submitted by Mr. Vincenzo Scida, President, North Islington Seniors, and signed by 44 area residents.

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

- Mr. Vincenzo Scida, President, North Islington Seniors;
- Mr. John Tory;
- Mr. Bernardo Cascone; and
- Mr. Adam Brown, Sherman Brown Dryer Karol Gold Lebow, on behalf of the applicant.

Councillor Feldman assumed the Chair.

On motion by Councillor Mammoliti, Ward 7 – York West, the North York Community Council recommended to City Council that:

- (1) the report (April 23, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, not be adopted;
- (2) the application submitted by 974443 Ontario Limited to permit an eight (8) storey apartment building with at-grade retail uses, at 230 Milvan Drive, be accepted, subject to the holding of a statutory public meeting;
- (3) the appropriate City Officials be directed to bring forward the Zoning By-law and Official Plan to implement the proposal, for consideration at a statutory public meeting to be held by the North York Community Council at its meeting scheduled for June 11, 2003; and
- (4) the petition submitted by Mr. Vincenzo Scida, President, North Islington Seniors, and filed with the North York Community Council, be forwarded to City Council for its meeting scheduled for May 21, 2003.

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(Report No. 4 – Clause No. 15)

Councillor Mammoliti resumed the Chair.

4.23 Final Report - UD03-FW – Emery Village Zoning - Finch Avenue and Weston Road (Ward 7 – York West).

Appropriate notice of this statutory public meeting was given as directed and in accordance with the Planning Act and the regulations thereunder.

The North York Community Council had before it a report (April 22, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, reviewing and recommending approval of an implementing Zoning By-law for lands designated Arterial Corridor Area in the Emery Village Secondary Plan, as well as a technical amendment to the Emery Village Secondary Plan to clarify matters related to density and height incentives; and recommending that City Council:

- (1) amend the Official Plan for the former City of North York and the new Official Plan for the City of Toronto substantially in accordance with the draft Official Plan Amendments attached as Attachments No. 1 and 2.
- (2) amend the 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. 3.
- (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.

A staff presentation was made by Sharon Hill, Senior Planner, Community Planning, North District, Urban Development Services.

The North York Community Council also had before a communication (May 6, 2003) from Ms. N. Jane Pepino, Aird & Berlis, on behalf of Imperial Oil Limited.

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

- Mr. Tim Lambrinos; Chair, Emery Village Historical & Arts Advisory Committee;

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- Mr. Tony Corsetti; who submitted a petition (April 28, 2003) signed by 134 area residents;
- Mr. Jorma Palomaki;
- Mr. Winston Clark, Marcus Garvey Centre for Leadership & Enterprise, on behalf of the President, Dr. Charmaine Marine;
- Mr. Larry Agyeman, Ghana Amansie Canadian Multicultural Association;
- Mr. Mario Giangioppo;
- Mrs. Sophia Zeber;
- Ms. Deirdre Gibson, Gibson & Associates Ltd., Development Consultants, who submitted a written brief;
- Mr. Steve Zakem, Aird & Berlis, on behalf of Imperial Oil Limited; and
- Mr. Chris Kourtesiotis.

Councillor Feldman assumed the Chair.

- A. Councillor Mammoliti, Ward 7 – York West, moved that the North York Community Council recommend to City Council:
- (1) the adoption of the report (April 22, 2003) from the Acting Director, Community Planning, North District;
 - (2) the lands subject of the Application TB CMB 2001 0005 for 2350 Finch Avenue West submitted by Robert Reimers Architect Limited on behalf of the Ghana Amansie Canadian Multicultural Association of Toronto be removed from the Emery Village Draft Zoning By-law and be dealt with separately;
 - (3) the height map Schedule attached to the Draft Zoning By-law be amended to reflect the permitted heights of 2 to 10 storeys on the lands

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north of Toryork Drive and 2 to 18 storeys on the lands north of the north-west corner of Finch Avenue West and Toryork Drive;

- (4) the proposed flag pole not exceed 125 metres and be permitted in all zones within the Emery Village Secondary Plan area;
- (5) 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 0106) 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 \$50,000.00 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; and
- (6) the petition (April 28, 2003) from the area residents, filed with the North York Community Council be forwarded to City Council for its meeting scheduled for May 21, 2003; and

- B. Councillor Li Preti, Ward 8 – York West, moved that the Acting Director, Community Planning, North District, be requested to bring forward the final report on Application TB CMB 2001 0005 submitted by Robert Reimers Architect Limited on behalf of the Ghana Amansie Canadian Multicultural Association for consideration by the North York Community Council at its meeting scheduled for June 11, 2003 meeting, if possible, or for the meeting scheduled for July 9, 2003.

Upon the question of the adoption of Motion A., moved by Councillor Mammoliti and Motion B., moved by Councillor Li Preti, it was carried.

(Report No. 4 – Clause No. 16)

4.24 Woolworth Canada Inc. – 2277-2295 Sheppard Avenue West and 100 Mainshep Road – Use of Lands as a Flea Market (Ward 7 – York West).

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The North York Community Council had before it the following confidential reports:

- (April 17, 2003) from the Director and Deputy Chief Building Official, Urban Development Services, responding to a request from the North York Community Council, at the April 2, 2003 meeting;
- (April 17, 2003) from the District Manager, Municipal Licensing and Standards, Urban Development Services, responding to a request from the North York Community Council at the April 2, 2003 meeting; and
- (April 28, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, responding to two requests from the North York Community Council.

On motion by Councillor Mammoliti, Ward 7 – York West, the North York Community Council received the foregoing confidential reports respecting Woolworth Canada Inc. – 2277-2295 Sheppard Avenue West and 100 Mainshep Road – Use of Lands as a Flea Market; which in accordance with the Municipal Act, were forwarded to all Members of the North York Community Council, under separate cover, having regard that the subject matter relates to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose:

Councillor Mammoliti resumed the Chair.

(Report No. 4 – Clause No. 23(h))

4.25 Selected Avenue Studies for 2003 and 2004 – File No. 002050.

The North York Community Council had before it a communication (April 28, 2003) from the City Clerk, Planning and Transportation Committee, advising that the Planning and Transportation Committee, during its consideration of a report (April 8, 2003) from the Commissioner of Urban Development Services, amended the report (April 8, 2003) from the Commissioner of Urban Development Services by:

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- (1) adding to the list of 2004 Avenue Studies contained on page 4 of the report, the following Avenue Study:

“St. Clair Avenue from Keele Street to Scarlett Road”; and

- (2) directing the Commissioner of Urban Development Services to fast track the “Bloor Street between Mimico Creek and Prince Edward Drive (West District)” study, included as item (c) in the report;

and forwarded this report, as amended, to the Etobicoke, North York and Toronto East York Community Councils to endorse the planning studies for 2003 outlined in this report at their May meeting and requested that their recommendations to initiate the studies be forwarded back to the Planning and Transportation Committee for its meeting of June 3, 2003.

On motion by Councillor Augimeri, Ward 9 – York Centre, the North York Community Council recommended to the Planning and Transportation Committee that:

- (1) the Avenue studies referred to in the report (April 8, 2003) from the Commissioner of Urban Development Services, be endorsed and initiated; and
- (2) the recommendations from the North York Community Council on any Avenue Studies in the North York Community Council boundary area, be forwarded directly to City Council rather than through a Standing Committee of Council.

(Report No. 4 – Clause No. 23(i))

4.26 Preliminary Report – Application to Amend the Zoning By-law and Draft Plan of Subdivision – TB ZBL 2003 0002 & TB SUB 2003 0001 – Bombardier Inc./Dehavilland Limited – Beffort Road (Ward 9 – York Centre)

The North York Community Council had before it a communication (April 28, 2003) from the City Clerk, North York Community Council, advising that City Council, at its meeting

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held on April 14, 15 and 16, 2003, directed that the aforementioned Clause be referred back to the North York Community Council for further consideration.

The North York Community Council also had before it a report (March 11, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, providing preliminary information on the above-noted applications and seeking Community Council's directions on further processing of the applications 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.

On motion by Councillor Augimeri, Ward 9 – York Centre, the North York Community Council:

- (1) deferred consideration of the report (March 11, 2003) from the Acting Director, Community Planning, North District, Urban Development Services, until after the conference on the aerospace industry to be held this Summer by the Economic Development Division of the Economic Development, Culture and Tourism Department; and
- (2) received the communication (April 28, 2003) from the City Clerk.

(Report No. 4 – Clause No. 23(j))

4.27 Special Occasion Permit Request – Community Event – The Canadian Hispanic Day Parade at Downsview Arena - Sunday, September 28, 2003 (Ward 7 – York West)

The North York Community Council had before it the following Resolution submitted by

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

“WHEREAS The Canadian Hispanic Day Parade will be hosting a cultural celebration at Downsview Arena on Sunday September 28, 2003; and

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

WHEREAS this event will include a Special Occasion Beer Garden; 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 Beer Garden 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”.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended to City Council, the adoption of the foregoing Resolution.

(Report No. 4 – Clause No. 17)

4.28 Special Occasion Permit Request – Cultural Celebration – The Latin American Foundation at Elm Park/John Booth Arena – Saturday, July 19, 2003 and Sunday, July 20, 2003 (Ward 9 – York Centre).

The North York Community Council had before it the following Resolution submitted by Councillor Li Preti, Ward 8 – York West, for consideration by the North York Community Council:

“WHEREAS The Latin American Foundation will be hosting a cultural celebration at Elm Park/John Booth Arena on July 19 and 20, 2003; and

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

WHEREAS this event will include a Special Occasion Beer Garden; 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 Beer Garden 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

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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”.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended to City Council, the adoption of the foregoing Resolution.

(Report No. 4 – Clause No. 18)

4.29 Special Occasion Permit Request - Community Event - East Indian Drama Festival – August 1, 2 and 3, 2003 Leah Posluns Theatre in Bathurst Jewish Community Centre - 4588 Bathurst Street (Ward 10 – York Centre).

The North York Community Council had before it a communication (April 24, 2003) from Sujoy Kanungo, President, Indo Canada Overseas Broadcasting Corporation, requesting that the North York Community Council, for liquor licensing purposes, declare the East Indian Dram Festival, to be held on August 1, 2 and 3, 2003 by Springar Radio Program - Indo-Canada Broadcasting Corporation in Leah Posluns Theatre, located in the Bathurst Jewish Community Centre at 4588 Bathurst Avenue, to be an event of municipal and/or community significance.

The North York Community Council recommended to City Council, that City Council, for liquor licensing purposes, declare the East Indian Drama Festival, to be held on August 1, 2, and 3, 2003, by Springar Radio Program, a branch of Indo-Canada Overseas Broadcasting Corporation, in Leah Posluns Theatre, located in the Bathurst Jewish Community Centre at 4588 Bathurst Street, to be an event of municipal/andor community significance; that it has no objection to the event taking place and that the Alcohol and Gaming Commission be so advised.

(Report No. 4 – Clause No. 19)

4.30 Ontario Municipal Board Hearing – Committee of Adjustment Applications – 153-155 Beecroft Road and 4968 - 4978 Yonge Street (Ward 23 – Willowdale)

The North York Community Council had before it the following Resolution submitted by Councillor Filion, Ward 23 – Willowdale, for consideration by the North York Community Council:

“WHEREAS the Committee of Adjustment for the City of Toronto (North District) refused applications by Broadway Residences Inc. (A278/02NY), the owner of 153-155 Beecroft Road and Ultima Broadway Inc. (A279/02NY), the owner 4968 – 4978 Yonge Street for the proposed residential buildings currently under construction to have a reduced number of visitor parking spaces located on site.

WHEREAS variance was requested for 100 visitor parking spaces to be located on site Where 145 visitor spaces are required for 153-155 Beecroft Avenue

WHEREAS variance was requested for an overall residential parking count of 1,485 spaces, where 1,385 are allocated for residential use and 100 are allocated for visitor use Where an overall residential parking count of 1,485 spaces, where 1,340 spaces are allocated for residential use and 145 spaces are allocated for visitor use is required for 4968-4978 Yonge Street.

WHEREAS the Ontario Municipal Board has set Monday, June 9th, 2003 as the date for the hearing.

THEREFORE BE IT RESOLVED that Council direct the City Solicitor to authorize City Staff to attend the Ontario Municipal Board hearing to uphold the City’s By-law and defend the Committee of Adjustments’ decision”.

On motion by Councillor Filion, Ward 23 – Willowdale, the North York Community Council recommended to City Council, the adoption of the foregoing Resolution.

(Report No. 4 – Clause No. 20)

4.31 Greater Toronto Airports Authority (GTAA) – Airport Noise Monitoring.

The North York Community Council had before it a communication (February 4, 2003) from Mr. Steve Shaw, Vice President, Corporate Affairs & Communications, Greater Toronto Airports Authority, responding to North York Community Council's request that the Greater Toronto Airports Authority (GTAA) make annual presentations to the Community Councils on noise management and to hear from Ward Councillors on problems that may be affecting local communities; and advising that:

- (a) the Greater Toronto Airports Authority (GTAA), in addition to the Noise Management Committee, also hosts public forums in locations in the communities surrounding the airport to provide the opportunity for residents to ask specific questions on airport operations as they relate to their respective community, as well as to provide an education session for those not familiar with airport operations and procedures; and
- (b) that these extensive and public consultative processes, in their opinion, provide elected officials and residents the appropriate forums to work together to further mitigate the affects of aircraft noise on residential streets.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council received the foregoing communication.

(Report No. 4 – Clause No. 23(k))**4.32 Surplus Land Declaration and Proposed Closing of a Portion of Murray Ross Parkway Road Allowance (Ward 8 – York West).**

The North York Community Council had before it a joint report (April 30, 2003) from the Commissioner of Works and Emergency Services and the Commissioner of Corporate Services, recommending that a portion of the Murray Ross Parkway road allowance, shown as Part 1 on the attached Sketch No. PS-2003-056 (the "Highway"), be stopped up and closed and declared surplus to municipal requirements; and further recommending that:

- (1) subject to compliance with the requirements of the *Municipal Act, 2001*, and

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following Council's approval of a long-term lease of the Highway, the Highway be permanently closed as a public highway;

- (2) following Council's approval of a long-term lease 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;
- (3) following closure of the Highway, easements be granted to any affected utility companies, including Toronto Hydro and Enbridge Gas Distribution Inc., 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 lessee of the Highway, with such costs to be determined by the appropriate utility companies;
- (4) the Highway be declared surplus to the City's requirements with the intended method of disposal to be by way of a long-term lease and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken;
- (5) authority be granted to enter into negotiations for a long-term lease with the developer of the adjoining lands; and
- (6) 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 necessary to give effect thereto.

On motion by Councillor Li Preti, Ward 7 – York West, the North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present having voted in the affirmative.

On motion by Councillor Li Preti, Ward 7 – York West, the North York Community Council recommended to City Council, the adoption of the foregoing joint report.

(Report No. 4 – Clause No. 21)

4.33 Requirement for Irrigation Systems for Trees Planted on City Boulevards.

The North York Community Council had before it the following Resolution submitted by Councillor Li Preti, Ward 8 – York West:

“WHEREAS City Council, at its meeting on November 26, 2002, adopted the recommendations of Toronto East York Community Council Report No. 12, Clause No. 50, as moved by the City’s Tree Advocate, Councillor Joe Pantalone, with respect to a requirement for irrigation systems for trees planted on City boulevards, within that respective Community Council area; and

WHEREAS protecting the integrity of our urban forest will be pivotal as our erratic climate becomes even more severe;

THEREFORE BE IT RESOLVED THAT in order to ensure that new tree planting does not suffer as it did during last summer’s drought; the North York Community Council consider adopting the same recommendations within the North York Community Council area; and

BE IT FURTHER RESOLVED THAT the following recommendations be adopted, ensuring that our local communities’ tree stock will receive much needed protection:

- (1) all rezoning and/or site plan approvals hereafter, within North York Community Council area include, at the applicant’s expense, an irrigation system with automatic timer where three or more trees are planted on the City’s right-of-way or boulevard;
- (2) such an irrigation system be to the satisfaction of the Commissioner of Works and Emergency Services, including requirements to maintain same in good order and operational; and
- (3) that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

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On motion by Councillor Li Preti, Ward 7 – York West, the North York Community Council, in accordance with the provisions of §27-126B, Supplementary Items, of Chapter 27 of the City of Toronto Municipal Code, waived the requirement that the supplementary item be placed on the agenda for the next subsequent regular meeting, and decided to consider same at that meeting, which carried, more than two-thirds of members present having voted in the affirmative.

On motion by Councillor Li Preti, Ward 8 – York West, the North York Community Council recommended to City Council, the adoption of the foregoing Resolution.

(Report No. 4 – Clause No. 22)

Adjournment:

The North York Community Council adjourned its meeting at 5:00 p.m., Wednesday, May 7, 2003.

Chair.