CITY COUNCIL

A G E N D A

Date of Meeting: Wednesday, September 28, 2005
Time: 9:30 a.m.
Location: City Hall Council Chamber
          100 Queen Street W., Toronto

Enquiry: Marilyn Toft
         Manager, Council Secretariat Support
         Tel. (416) 392-7032
         (mtoft@toronto.ca)

O CANADA.

MOMENT OF SILENCE AND PERSONAL REFLECTION.

CONFIRMATION OF MINUTES.

A. COMMUNICATIONS.

(1) Consider with Planning and Transportation Committee Report 7, Clause 5, headed “Private Streets in New Residential Developments”

(a) (September 14, 2005) from the Works Committee forwarding the Committee’s recommendation with respect to this matter.

(2) Consider with North York Community Council Report 7, Clause 13, headed “Intention to Designate under Part IV of the Ontario Heritage Act - 59 Wynford Drive (Bata International Building) (Ward 26 - Don Valley West)”

(a) (September 10, 2005) from Councillor Nadir Jamal, Township of Ramara.

(3) Consider with Toronto and East York Community Council Report 7, Clause 17, headed “Variances from Chapter 297, Signs, of the former City of Toronto Municipal Code - 25 Bishop Tutu Boulevard (Toronto-Spadina, Ward 20)”

(a) (September 18, 2005) from Leslie S. Abro, President and C.E.O., Abcon Media.

(4) Consider with Toronto and East York Community Council Report 7, Clause 21, headed “Exemption from Chapter 313 of the former City of Toronto Municipal Code to Permit Residential Boulevard Parking - Maple Grove Avenue Flank of 38 Brock Avenue (Parkdale-High Park, Ward 14)”

(a) (September 19, 2005) from Leonard Gurunlian and Kessa Laxton; and
(b) (September 21, 2005) from Sudhatri Murthy and Robert Allen.

(5) Consider with Toronto and East York Community Council Report 7, Clause 22, headed “Exemption from Chapter 313 of the former City of Toronto Municipal Code to Permit Residential Boulevard Parking - Lisgar Street Flank of 16 Afton Avenue (Davenport, Ward 18)”

(a) (September 15, 2005) from Margot E. Danard.

(6) Consider with Toronto and East York Community Council Report 7, Clause 26, headed “Boulevard Cafe - Thai Hua - 240 Queen Street West (Trinity-Spadina, Ward 20)”

(a) (September 16, 2005) from Craig R. Colraine, Birenbaum Steinberg Landau Savin & Colraine LLP, Barristers and Solicitors.

[Note: A copy of the submissions noted in the communication are on file in the City Clerk’s Office.]

(7) Consider with Toronto and East York Community Council Report 7, Clause 20, headed “Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit Front Yard Parking - 179 Indian Grove (Parkdale-High Park, Ward 14)”

(a) (September 19, 2005) from Michael Lindon.

B. PETITIONS.

C. ENQUIRIES AND ANSWERS.

1(a) (August 11, 2005) Enquiry from Councillor Michael Walker regarding the City’s Tsunami Relief Effort.

D. PRESENTATION OF DEFERRED CLAUSES, REPORTS OF THE STANDING COMMITTEES, COMMUNITY COUNCILS AND OTHER COMMITTEES.

Deferred Clauses from July 19, 20, 21 and 26, 2005:

Policy and Finance Committee Report 7, Clauses 38a and 45a
Administration Committee Report 6, Clauses 3a and 28a
Audit Committee Report 3, Clause 12a
Etobicoke York Community Council Report 6, Clause 8a
North York Community Council Report 6, Clauses 8a and 23a
New Committee Reports:

Policy and Finance Committee Report 8
Administration Committee Report 7
Community Services Committee Report 7
Economic Development and Parks Committee Report 8
Planning and Transportation Committee Report 7
Planning and Transportation Committee Report 8
Striking Committee Report 4
Works Committee Report 8
Policy and Finance Committee and Economic Development and Parks Committee Joint Report 1

New Community Council Reports:

Etobicoke York Community Council Report 7
North York Community Council Report 7
Scarborough Community Council Report 7
Toronto and East York Community Council Report 7

E. DECLARATIONS OF INTEREST.

Members of Council are requested to indicate the Report and Clause number wherein they have an interest together with the nature of the interest.

F. CONSIDERATION OF MOTIONS AND OTHER MATTERS PREVIOUSLY CALLED AND NOT DISPOSED OF.

G. CONSIDERATION OF REPORTS OF STANDING COMMITTEES, COMMUNITY COUNCILS AND OTHER COMMITTEES.

H. INTRODUCTION AND CONSIDERATION OF GENERAL BILLS NOT PREVIOUSLY INTRODUCED.

I. MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN.

(1) Leaf Blower Use Restriction in the City of Toronto
Moved by Councillor Walker, seconded by Councillor Jenkins

(2) Licensing of Livery Vehicles
Moved by Councillor Stintz, seconded by Councillor Saundercook

(3) Damage Resulting from Severe Storm on July 4, 2005 - Request for City Staff to Either Remove Debris or Waive Transfer Station Disposal Fees
Moved by Councillor Kelly, seconded by Councillor Jenkins
(4) 2005 Pedestrian Sundays in Kensington Market  
Moved by Councillor Mihevc, seconded by Councillor Moscoe

(5) Proposed Lease Agreement Between TEDCO, the City of Toronto and Toronto Film Studios Inc./Rose Corporation  
Moved by Councillor Kelly, seconded by Councillor Ootes

(See attachment – Notices of Motions appearing under Item I.)

J. NOTICES OF MOTIONS.

(1) Request for Government Action to Lower Gasoline Prices  
Moved by Councillor Walker, seconded by Councillor Altobello

(2) Parking for Motorized Scooters and Motorcycles  
Moved by Councillor Ootes, seconded by Councillor De Baeremaeker

(3) Aid to Disaster Stricken Areas in Southern United States  
Moved by Councillor Ootes, seconded by Councillor Walker

(4) Enhancing Tourism in Toronto with a Recreational Vehicle Campground  
Moved by Councillor Ootes, seconded by Councillor Ashton

(5) Contingency Plan For Toronto’s Garbage  
Moved by Councillor Ootes, seconded by Councillor Balkissoon

(6) Involvement of Members in Matters Arising in Other Members’ Wards  
Moved by Mayor Miller, seconded by Deputy Mayor Feldman

(See attachment – Notices of Motions appearing under Item J.)

K. INTRODUCTION OF BILL TO CONFIRM THE PROCEEDINGS OF COUNCIL AT THIS MEETING.

L. ADJOURNMENT.
O Canada! Our home and native land!
True patriot love in all thy sons command.
With glowing hearts we see thee rise,
The True North, strong and free!
From far and wide, O Canada, we stand on guard for thee.
God keep our land glorious and free!
O Canada, we stand on guard for thee.

O Canada! Terre de nos aïeux!
Ton front est ceint de fleurons glorieux!
Car ton bras sait porter l'épée, il sait porter la croix!
Ton histoire est une épopée Des plus brillants exploits.
Et ta valeur, de foi trempée,
Protégera nos foyers et nos droits,
Protégera nos foyers et nos droits.
SUPPLEMENTARY AGENDA No. 1
For Consideration by
The Council of the City of Toronto
September 28, 2005

A. COMMUNICATIONS.

(Communications (1)(a) to (7)(a) were distributed with the main agenda.)

(1) Consider with Planning and Transportation Committee Report 7, Clause 5, headed “Private Streets in New Residential Developments”

(b) (September 26, 2005) from the Policy and Finance Committee reconfirming the recommendations of the Planning and Transportation Committee.

(6) Consider with Toronto and East York Community Council Report 7, Clause 26, headed “Boulevard Cafe - Thai Hua - 240 Queen Street West (Trinity-Spadina, Ward 20)”

(b) (September 26, 2005) from Craig R. Colraine, Birenbaum Steinberg Landau Savin & Colraine LLP, Barristers and Solicitors.

(7) Consider with Toronto and East York Community Council Report 7, Clause 20, headed “Exemption from Chapter 400 of the former City of Toronto Municipal Code to Permit Front Yard Parking - 179 Indian Grove (Parkdale-High Park, Ward 14)”

(b) (September 23, 2005) from Martha Héder.

(8) Consider with Works Committee Report 8, Clause 8, headed “Joint Municipal Water Bottling Project”

(a) (September 22, 2005) Briefing Note from Toronto Water.

(9) Consider with Policy and Finance Committee Report 8, Clause 37, headed “Contract 05FS-48WS, Tender Call 151-2005, 1650mm Water Main on the Hydro Corridor from Bayview Avenue to Brookshire Boulevard (Ward 39 – Scarborough-Agincourt and Ward 24 - Willowdale)”

(a) (September 23, 2005) Briefing Note from Deputy City Manager, Fareed Amin.

(a) (September 26, 2005) from Sidney Ledson;
(b) (September 26, 2005) from Eugene E. Fisher; and
(c) (September 26, 2005) from Lorraine Johnson

(11) Consider with Works Committee Report 8, Clause 2, headed “Publication Dispensing Box By-law and Related Issues - Beautiful City Initiative (All Wards)”

(a) (September 26, 2005) from Adrienne De Francesco, Circulation Manager, and Brandon Matheson, Publisher and Editor-in-Chief, XTRA; and
(b) (September 26, 2005) from David Bronskill, Goodmans LLP.

(12) Consider with Policy and Finance Committee Report 8, Clause 27, headed “Comments on Proposed Carbon Offsets System for Canada”

(a) (September 26, 2005) from the Chair, Roundtable on the Environment forwarding recommendations from its meeting held on September 22, 2005.

(13) Consider with Etobicoke York Community Council Report 6, Deferred Clause 8a, headed “Request for Approval of Variances from Chapter 215, Signs, of the Former City of Etobicoke Municipal Code for a First Party Ground Pylon Sign at 1025 The Queensway (Ward 5 - Etobicoke-Lakeshore)”

(a) (September 27, 2005) from Greg Piccini;
(b) (September 27, 2005) from Juliet Palmer; and
(c) (September 27, 2005) from Steve Mercer.

(14) Consider with Etobicoke York Community Council Report 7, Clause 37, headed “(1) Curfew for Teens 16 years of age and under; (2) 24-hour on-site security at Toronto Community Housing Communities and Acceleration of Building Investments for selected communities; and (3) Information from all School Boards in Toronto”

(a) (September 27, 2005) from the City Clerk.

(15) Consider with Notice of Motion J(2), headed “Parking for Motorized Scooters and Motorcycles”

(a) (undated) from Dave McKillop.

(16) Consider with Joint Policy and Finance Report and Economic Development and Parks committee Report 1, Clause 1, headed “Portlands Film Industry/Media Complex Status Report and Lease Approval, and Available Suitable Space (All Wards)”
(a) (September 26, 2005) from the President and Chief Executive Officer, Toronto Economic Development Corporation.

C. ENQUIRY AND ANSWER.

1(b) (September 26, 2005) Answer from Mayor Miller regarding the City’s Tsunami Relief Effort.

H. INTRODUCTION AND CONSIDERATION OF GENERAL BILLS NOT PREVIOUSLY INTRODUCED.

Bill No. 720 To permanently close a portion of the public highway Phippen Avenue (commonly known as Parklea Drive) abutting 206 Hanna Road.

Authority North York Community Council Report 7, Clause 2, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 721 To exempt certain lands on Kidd Terrace, Delabo Drive, Aldwinkle Heights, Haynes Avenue, Murray Ross Parkway and Herzberg Gardens from Part Lot Control.

Authority North York Community Council Report 6, Clause 29, as adopted by City of Toronto Council on July 19, 20, 21 and 26, 2005.

Bill No. 722 To amend By-law No. 21319 to designate a Site Plan Control Area (Malvern Community) with respect to lands municipally known as 5644 Sheppard Avenue East.


Bill No. 723 To exempt certain lands at Cook Road, Mansur Terrace, Sentinel Road, Bowsfield Road and Murray Ross Parkway from Part Lot Control.


Bill No. 724 To exempt certain lands at Delabo Drive, Murray Ross Parkway, Mansur Terrace and Haynes Avenue from Part Lot Control.

Bill No. 725  To exempt certain lands at Cook Road, Delabo Drive, Kidd Terrace, Herzberg Gardens, Murray Ross Parkway and Leitch Avenue from Part Lot Control.


Bill No. 726  To exempt certain lands at Sentinel Road, Cook Road, Delabo Drive, Murray Ross Parkway and Bowsfield Drive from Part Lot Control.


Bill No. 727  To exempt certain lands at Bowsfield Road, Cook Road, Aldwinkle Heights and Delabo Drive from Part Lot Control.


Bill No. 728  To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting business licence thresholds.

Authority  Planning and Transportation Committee Report 5, Clause 11, as adopted by City of Toronto Council on June 14, 15 and 16, 2005.

Bill No. 729  To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.

Authority  Scarborough Community Council Report 7, Clauses 6, 10 and 11, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 730  To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.

Authority  Scarborough Community Council Report 7, Clauses 6, 7, 9, 12, 15, 16, 17, 18 and 19, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 731  To amend further By-law No. 23504 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.

Bill No. 732  To adopt Amendment No. 1140 to the Official Plan of the former City of Scarborough with respect to lands municipally known as 96 Staines Road.


Bill No. 733  To amend Morningside Heights Community Zoning By-law, as amended, with respect to lands municipally known as 96 Staines Road.


Bill No. 734  To adopt Amendment No. 1143 to the Official Plan of the former City of Scarborough with respect to lands on the east corner of Sandhurst Circle and White Heather Boulevard.


Bill No. 735  To amend the Agincourt North Community Zoning By-law No. 12797, as amended, with respect to lands on the east corner of Sandhurst Circle and White Heather Boulevard.


Bill No. 736  To designate an area that includes the existing Lakeshore Village Business Improvement Area as an Improvement Area.

Authority Economic Development and Parks Committee Report 8, Clause 6, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 737  To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the expanded boundaries of the Lakeshore Village Business Improvement Area.

Authority Economic Development and Parks Committee Report 8, Clause 6, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 738  To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to make changes to the size of various Business Improvement Area Boards of Management.

Authority Economic Development and Parks Committee Report 8, Clause 4, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 739  To designate an area along Yonge Street between Roehampton Avenue and
Glengrove Avenue, as an improvement area.

**Authority**  
*Economic Development and Parks Committee Report 8, Clause 7, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*

**Bill No. 740**  
To amend By-law No. 31001 of the former City of North York, as amended, regarding Wilmont Drive.

**Authority**  
*North York Community Council Report 7, Clause 14, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*

**Bill No. 741**  
To amend By-law No. 31001 of the former City of North York, as amended, regarding Whitehorse Road.

**Authority**  
*North York Community Council Report 7, Clause 15, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*

**Bill No. 742**  
To amend By-law No. 31001 of the former City of North York, as amended, regarding Driftwood Avenue.

**Authority**  
*North York Community Council Report 7, Clause 17, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*

**Bill No. 743**  
To amend By-law No. 31878, as amended, of the former City of North York, regarding Laurelcrest Avenue.

**Authority**  
*North York Community Council Report 7, Clause 18, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*

**Bill No. 744**  
To amend By-law No. 31001 of the former City of North York, as amended, regarding Aldwinckle Heights, Bowsfield Road, Cook Road, Delabo Drive, Haynes Avenue, Herzberg Gardens, Kidd Terrace, Leitch Avenue and Mansur Terrace.

**Authority**  
*North York Community Council Report 7, Clause 19, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*

**Bill No. 745**  
To amend By-law No. 31001 of the former City of North York, as amended, regarding Yewtree Boulevard.

**Authority**  
*North York Community Council Report 7, Clause 20, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.*
Bill No. 746 To amend By-law No. 31001 of the former City of North York, as amended, regarding Barksdale Avenue and Evanston Drive.


Bill No. 747 To amend By-law No. 31001 of the former City of North York, as amended, regarding Viewmount Avenue.

Authority North York Community Council Report 7, Clause 27, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 748 To amend By-law No. 31001 of the former City of North York, as amended, regarding Viewmount Avenue.

Authority North York Community Council Report 7, Clause 27, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 749 To amend By-law No. 31001 of the former City of North York, as amended, regarding Evanston Drive.


Bill No. 750 To amend By-law No. 31001 of the former City of North York, as amended, regarding Viewmount Avenue.

Authority North York Community Council Report 7, Clause 27, as adopted by City of Toronto Council on September 28, 29 and 30, 2005.

Bill No. 751 To amend By-law No. 31001 of the former City of North York, as amended, regarding Calico Drive and Giltspur Drive.


Bill No. 752 To amend By-law No. 32759, as amended, of the former City of North York, regarding Calico Drive and Giltspur Drive.


Bill No. 753 To amend By-law No. 31001 of the former City of North York, as amended, regarding Calico Drive and Giltspur Drive.

Bill No. 754  To amend By-law No. 31001 of the former City of North York, as amended, regarding Calico Drive and Giltspur Drive.


Bill No. 755  To amend By-law No. 31001 of the former City of North York, as amended, regarding Neptune Drive.


Bill No. 756  To exempt lands municipally known as 963 Roselawn Avenue from Part Lot Control.

Authority  North York Community Council Report 5, Clause 36, as adopted by City of Toronto Council on June 14, 15 and 16, 2005.
SUPPLEMENTARY NOTICES OF MOTIONS UNDER J

COUNCIL MEETING – SEPTEMBER 28, 2005

CITY CLERK
Notices of Motions Appearing Under Item J

[Note: Motions J(1) to J(7) were previously distributed.

 Moved by Mayor Miller, seconded by Deputy Mayor Feldman

J(8) Amendment to By-law No. 646-2005 which Levied Certain Amounts on Public Hospitals and Provincial Mental Health Facilities for the Years 1999, 2000 and 2001
 Moved by Councillor Soknacki, seconded by Councillor Rae

J(9) Amendment to By-law No. 293-2005 respecting the Northern Elms Branch Library, 123 Rexdale Boulevard
 Moved by Councillor Soknacki, seconded by Councillor Ford

J(10) Joint Marketing Campaign for the “You Belong Here” Tagline/Slogan
 Moved by Councillor Shiner, seconded by Mayor Miller

J(11) Request for City Legal Representation - OMB Appeal, 1601 Birchmount Road
 Moved by Councillor Thompson, seconded by Councillor Moscoe

J(12) Request to Setup a Special Account for Donations to Develop the Ward 37 Skateboard Park
 Moved by Councillor Thompson, seconded by Councillor De Baeremaeker

J(13) Moratorium on Front Yard Parking Applications in Ward 26 (Don Valley West)
 Moved by Councillor Pitfield, seconded by Councillor Mihevc

J(14) Request for Further Appeal to Ontario Municipal Board - 15 Glen Morris Street
 Moved by Councillor Chow, seconded by Deputy Mayor Pantalone

J(15) Liquor Licence Matters - 240 Richmond Street West - Krave Nightclub Inc.
 Moved by Councillor Chow, seconded by Deputy Mayor Pantalone

J(16) Liquor Licence Matters - 296 Richmond Street West - Metro Bar Inc.
 Moved by Councillor Chow, seconded by Deputy Mayor Pantalone

J(17) Removal of Thursday Parking Prohibition - St. Clarens Avenue, between College Street and Bloor Street West (Davenport, Ward 18)
 Moved by Councillor Giambrone, seconded by Councillor Carroll

J(18) Appointment of Downtown Yonge BIA Representative to the Yonge Dundas Square Board of Management
 Moved by Councillor Rae, seconded by Councillor McConnell

J(19) Report Request - Severance Agreements for Senior Staff
 Moved by Councillor Pittfield, seconded by Councillor Del Grande

J(20) Request for Attendance at Ontario Municipal Board Hearing - 74 Renfield Street
 Moved by Councillor Di Giorgio, seconded by Councillor Nunziata

J(21) Review of Tender Process for TTC Track Reconstruction on St. Clair Avenue
 Moved by Councillor Balkissoon, seconded by Deputy Mayor Feldman

J(22) Request to Restrict Hours of Operation at 1 Connie Street (Ward 12, York South-Weston)
 Moved by Councillor Di Giorgio, seconded by Councillor Li Preti
J(23) Revised Request to Dispense Voluntary Contribution from Shoppers Drug Mart for Streetscaping and Business Improvement Projects - 351 Queen Street East
Moved by Councillor McConnell, seconded by Councillor Rae

J(24) Funding Request for Tenant Representation for Possible Appeal to the Ontario District Court - 1765 and 1775 Weston Road (Ward 11, York South-Weston)
Moved by Councillor Nunziata, seconded by Councillor Walker

J(25) Canada Council for the Arts - Support to Increased Federal Funding
Moved by Councillor Rae, seconded by Mayor Miller

J(26) City of Toronto Emergency Preparedness Plan - Public Communication
Moved by Councillor Saundercook, seconded by Councillor Grimes

J(27) Waiving of Building Permit and Planning Application Fees - Habitat for Humanity Project at 8 Elsinore Path (Ward 6, Etobicoke-Lakeshore)
Moved by Councillor Grimes, seconded by Councillor Mihevc

J(28) Support for Canadian Citizenship Drive 2005
Moved by Councillor Palacio, seconded by Mayor Miller

J(29) Greenfield South Power Generation Proposal by Eastern Power
Moved by Councillor Milczyn, seconded by Councillor Grimes

J(30) Report of Integrity Commissioner on Councillor De Baeremaeker’s Securing of Promise of Community Donation
Moved by Mayor Miller, seconded by Deputy Mayor Feldman

J(31) Proposal for Use of Proceeds from Possible Sale of Parkland between 274 and 280 Searle Avenue and 315 and 323 Brighton Avenue
Moved by Deputy Mayor Feldman, seconded Councillor Stintz

J(32) Princes’ Gates Commemorative Open Space Design Competition
Moved by Deputy Mayor Pantalone, seconded by Mayor Miller

J(33) Appointment of Members to a Task Force to Assist the Integrity Commissioner
Moved by Mayor Miller, seconded by Deputy Mayor Bussin

J(34) Parking Prohibitions due to the Reconstruction of Finch Avenue West at Black Creek Drive
Moved by Councillor Li Preti, seconded by Councillor Di Giorgio

J(35) Status and Directions Report 2 – 350 Danforth Road, 74 Santamonica Boulevard and portion of former CNR Right-of-Way
Moved by Councillor Altobello, seconded by Councillor De Baeremaeker

J(36) Report Request - Safeguarding Confidential Documents
Moved by Councillor Pitfield, seconded by Councillor Davis