

Authority: Planning and Growth Management Committee Item 3.1,
as adopted by City of Toronto Council on April 23 and 24, 2007
Enacted by Council: April 24, 2007

CITY OF TORONTO

BY-LAW No. 357-2007

To designate certain lands in the Dundas West area as a community improvement project area, to adopt a community improvement plan for the Dundas West Community Improvement Project Area and to repeal former City of Toronto By-law Nos. 774-80, 18-81, 584-90 and 638-91, as amended.

WHEREAS Council of the former City of Toronto by By-law No. 584-90 designated, in accordance with the *Planning Act*, a community improvement project area known as the Bloor Junction Community Improvement Project Area; and

WHEREAS Council by By-law No. 638-91, amended by By-law No. 598-92, adopted a community improvement plan for the Bloor Junction Community Improvement Project Area, in accordance with the *Planning Act*, which plan is known as the Bloor Junction Community Improvement Plan; and

WHEREAS the programs contemplated in the Bloor Junction Community Improvement Plan have been successfully completed; and

WHEREAS Council of the former City of Toronto by By-law No. 774-80, amended by By-law No. 486-82, designated, in accordance with the *Planning Act*, a redevelopment area known as the Dundas-Dufferin Redevelopment Area; and

WHEREAS Council by By-law No. 18-81, amended by By-law No. 7-83, adopted a community improvement plan for the Dundas-Dufferin Redevelopment Area, in accordance with the *Planning Act*, which plan is known the Dundas-Dufferin Redevelopment Plan; and

WHEREAS the programs contemplated in the Dundas Dufferin Redevelopment Plan have been successfully completed; and

WHEREAS subsection 28(2) of the *Planning Act* provides that the council of a municipality which has an official plan containing provisions relating to community improvement, may by bylaw designate the whole or any part of an area covered by such an official plan as a community improvement project area; and

WHEREAS subsection 28(4) of the *Planning Act* provides for adoption of a community improvement plan respecting the designated area; and

WHEREAS the City of Toronto Official Plan contains provisions relating to community improvement in the areas contemplated in this by-law; and

WHEREAS a public meeting has been held in accordance with the *Planning Act*; and

WHEREAS Council of the City of Toronto has determined it appropriate to authorize designations of certain lands hereinafter described as a community improvement project area and to adopt a community improvement plan for said area;

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

1. Former City of Toronto By-law No. 584-90 is hereby repealed.
2. Former City of Toronto By-law No. 638-91 is hereby repealed.
3. Former City of Toronto By-law No. 598-92 is hereby repealed.
4. Former City of Toronto By-law No. 774-80 is hereby repealed.
5. Former City of Toronto By-law No. 486-82 is hereby repealed.
6. Former City of Toronto By-law No. 18-81 is hereby repealed.
7. Former City of Toronto By-law No. 7-83 is hereby repealed.
8. The area outlined by heavy lines shown on Map 1 of Schedule "A" attached to and forming part of this by-law is designated as a Community Improvement Project Area within the meaning of Section 28 of the *Planning Act*.
9. The community improvement project area shown on Map 1 of Schedule "A" shall be known as the Dundas West Community Improvement Project Area.
10. The community improvement plan attached and forming part of this by-law as Schedule "A" is hereby adopted as the Dundas West Community Improvement Plan.

ENACTED AND PASSED this 24th day of April, A.D. 2007.

GLORIA LINDSAY LUBY,
Deputy Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)

**SCHEDULE “A”
The Dundas West Community Improvement Plan**

1.0 Context

1.1 Project Area

This Community Improvement Plan applies to the designated Community Improvement Project Area outlined in heavy lines on Map 1 attached (the “Project Area”).

1.2 Description

The Dundas West BIA is situated along Dundas Street West in the former Village of Brockton. It covers the area from the CNR tracks just west of Lansdowne Avenue to Rusholme Road to the east and consists primarily of small businesses. The BIA, formed in 2006, was driven by a very dedicated and active steering committee consisting of retailers, artists, designers and a landscape architect. This group quickly initiated area improvements, the most notable being a revitalization of the Dundas - St. Clarens parkette. Plans are underway for streetscape improvements to develop the area into a more competitive and vital business area in a way that acknowledges the historic Village of Brockton and the more recent contribution of the Portuguese community.

2.0 Objectives

The purpose of this Plan is to enable the City to implement its Commercial Façade Improvement Program and cost share façade improvements with the owners or tenants of buildings containing retail, service or other commercial uses. This financial incentive will encourage private property owners to make necessary upgrades to their buildings and improve the physical appearance of the Project Area. A commercial façade improvement program is a cost-effective way to create a more positive visual and economic environment, helping to retain local businesses, attract new businesses, and attract shoppers.

3.0 Basis

The boundaries of the Project Area coincide with the boundaries of the local Business Improvement Area (BIA), previously designated under the *Municipal Act*. The BIA organizes local businesses and generates levies used to beautify and promote the area. The Commercial Façade Improvement Program will compliment the efforts of local business and other economic development initiatives of the City to ensure the long-term economic wellbeing of the Project Area.

BIAs are finding it an increasing challenge to compete and thrive because of competition from big-box and internet retailing and a general aging and decline in the building stock. These factors threaten the longer term economic vitality and viability of not only mainstreet retail areas but also the City as a whole. The Project Area is an integral part of the economic and social well-being of the community in which it is located, providing shopping and other services within close walking distance, and a focal point for neighbourhood activity and opportunities for local entrepreneurship and employment.

From a City-wide perspective, the quality of the BIAs and adjacent neighbourhoods has a direct impact on quality of life within the City and therefore on the City's overall economic competitiveness.

4.0 Authority

4.1 *Planning Act*

Section 28 of the *Planning Act* states that, where the Official Plan for a Municipality contains appropriate provisions, a By-law may be passed designating an area as a Community Improvement Project Area. The *Planning Act* further authorizes Council to prepare a plan suitable for adoption as a Community Improvement Plan for the Community Improvement Project Area.

Among other provisions, the *Planning Act* authorizes the City to make grants or loans to registered or assessed owners of lands and buildings within the Community Improvement Project Area with respect to the cost of rehabilitating such lands and buildings in conformity with the Community Improvement Plan.

4.2 Official Plan Policies

The Official Plans for each of the former municipalities within the City of Toronto contain the appropriate provisions related to Community Improvement as required in order to designate and prepare plans for Community Improvement Project Areas as envisioned in Section 28 of the *Planning Act*.

5.0 Commercial Façade Improvement Program

City Council has approved funding and guidelines for the implementation of a Commercial Façade Improvement Program related to the City's BIAs. The City's Commercial Façade Improvement Program contemplates, potential grants to commercial building owners and commercial tenants whose properties are located within the Business Improvement Areas and where there is an approved Community Improvement Plan with appropriate façade related provisions in place. The objective of the program is to further enhance the visual attractiveness, architectural character and general business climate in these areas by encouraging the redesign, renovation and restoration of commercial facades.

5.1 Program Details

Grants will cover a maximum of 50% of the eligible improvements to commercial and mixed commercial/residential building facades. The grant awarded will be based upon the lowest contractor estimate submitted with the application. The minimum grant is \$2,500 with a maximum of \$10,000 for non-corner properties.

A corner property is eligible for a maximum grant of \$12,500, provided improvements are proposed for both the front and corner-side wall of the building. For the purposes of this program, a property abutting a private lane, as opposed to a public road, is not considered a corner property.

5.2 Program Eligibility

The Commercial Façade Improvement Program is only offered to commercial property owners or commercial tenants within the Project Area if the coinciding BIA:

- has a Business Improvement Area Board of Management approved by City Council;
- has an operating budget, adopted at a general meeting of the BIA and approved by City Council, for the year in which the grant is requested;
- is in good standing with the respect to the provisions of all applicable legislation and the City's Municipal Code for BIAs; and
- has a demonstrated record of successfully carrying out area improvements, including but not limited to capital streetscape improvements projects, hosting special events or undertaking marketing/advertising programs for the area.

Priority is given to BIAs that meet the above criteria and that have been in existence for at least 5 years. These criteria will ensure that funding is provided to those BIAs that have demonstrated a commitment to area improvements. Decisions regarding financial commitments to the Commercial Façade Improvement Program will be at the discretion of Council in each budget year.

5.3 Applicant Eligibility

Prospective grant applicants within the Project Area:

- must be the owner of a property within the Project Area which is used for commercial purposes at street level or a commercial tenant within the Project Area who has the written permission of such a property owner;
- must not owe outstanding taxes to the City;
- must not start the improvement project before the grant application is approved;
- must not have received the maximum façade improvement grant for the property in the previous 10 years; and
- must agree to the terms and conditions of the facade program.

5.4 Program Administration and Implementation

A Review Committee consisting of representatives of business and other local interests within the Project Area will be established to review applications and will make recommendations to the City. The Review Committee and the City will work with applicants to ensure façade improvements that are in keeping with the local character of the area and that make a clear positive contribution to the overall appearance of building.

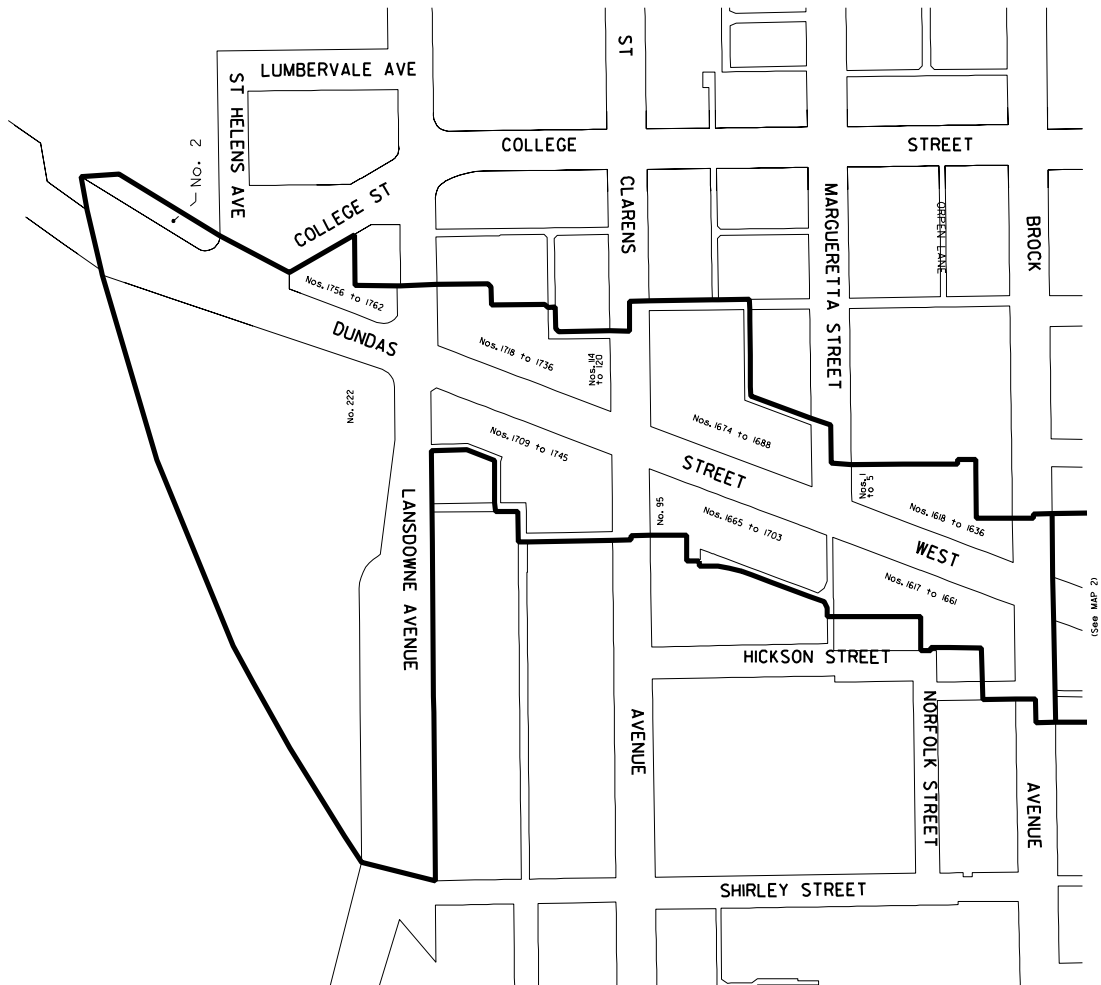
Priority will be given to those applications which:

- Propose complete façade renovations or restorations (including storeys above ground level if applicable) as opposed to the replacement of singular or multiple façade components such as windows, signage, doors etc;
- Propose the restoration of historic or unique façades; and
- Represent the improvement or renovation of two or more adjoining facades, either under one or multiple ownerships.

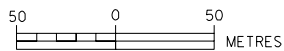
Staff from the Economic Development Division will administer the Commercial Façade Improvement Program identified in this Plan.

MAP 1

IMAGE 1 OF 3



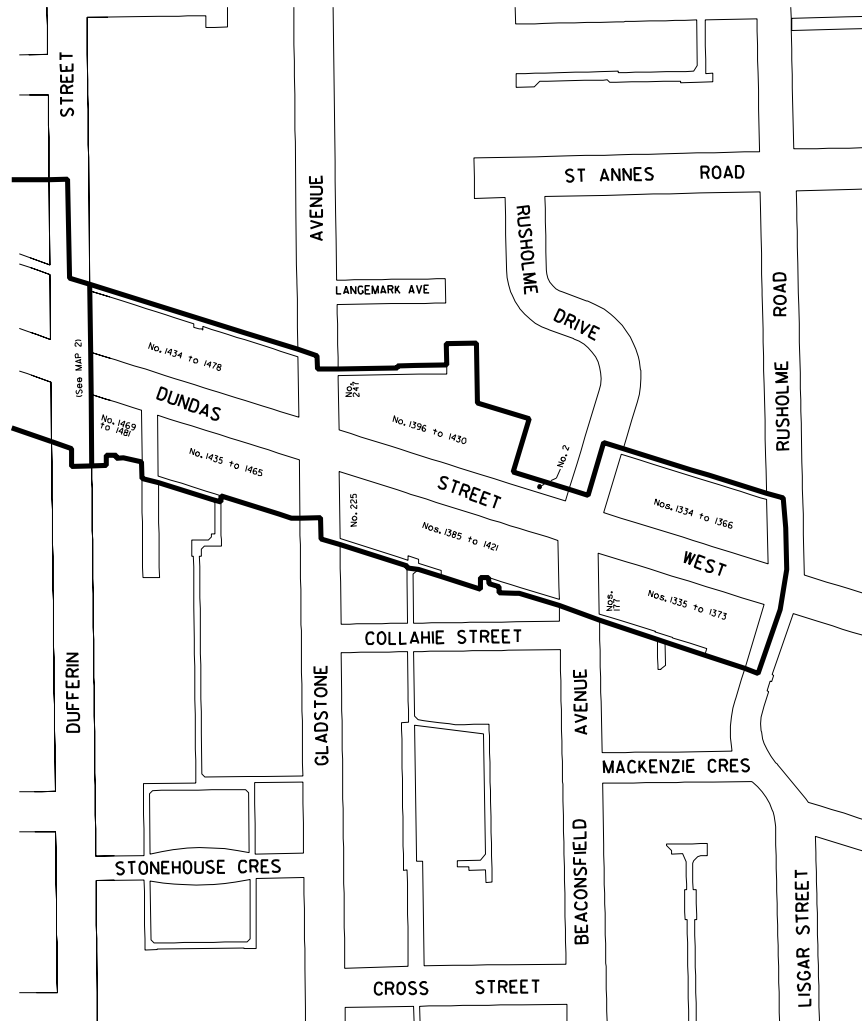
 DUNDAS WEST
COMMUNITY IMPROVEMENT PROJECT AREA



SURVEY AND MAPPING SERVICES
DECEMBER 2006 DRAWN: WS
CIP06/DUNDAS-WEST_CIP1.DGN
FILE:
MAP No. 48H-13 & 23, 49H-11

MAP 1

IMAGE 3 OF 3



 DUNDAS WEST
COMMUNITY IMPROVEMENT PROJECT AREA



SURVEY AND MAPPING SERVICES
DECEMBER 2006 DRAWN: WS
CIP06/DUNDAS-WEST_CIP3.DGN
FILE:
MAP No. 48H-13 & 23, 49H-11