

Authority: Economic Development Committee Item 8.3,
adopted as amended, by City of Toronto Council on October 22 and 23, 2007
Enacted by Council: October 23, 2007

CITY OF TORONTO

BY-LAW No. 1144-2007

**To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas
with respect to board advocacy issues and to reflect the delegation of authority to
Community Councils to establish Boards of Management.**

WHEREAS under section 7 and paragraph 5 of subsection 8(2) of the *City of Toronto Act, 2006* (the “Act”), the City may designate business improvement areas as part of its authority to pass by-laws respecting the economic, social and environmental well-being of the City; and

WHEREAS under sections 7 and 8 of the Act and the specific power in section 141, the City may establish city boards for those purposes; and

WHEREAS by the enactment of By-law No. 636-2007, Council approved the adoption of a revised Municipal Code Chapter 19, Business Improvement Areas, to govern the designation of new business improvement areas, and the operation of all business improvement area boards of management; and

WHEREAS by the enactment of By-law No. 635-2007, Council delegated to community council the establishment of business improvement area boards of management; and

WHEREAS Council wishes to amend Chapter 19 to permit business improvement area boards of management to advocate on behalf of their interests, and to reflect the delegation to community council;

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

1. Chapter 19, Business Improvement Areas, of the City of Toronto Municipal Code is amended as follows:
 - (A) Section 19-3 is amended by:
 - (1) deleting the first sentence and substituting the following:

“Where Council passes a designation by-law, Council, or community council under delegated authority, may establish a Board under this Chapter.”; and
 - (2) by adding the following after section F:

“G. To advocate on behalf of the interests of the business improvement area.”

(B) Section 19-19 is amended by adding the following after section F:

“G. Participate in a hearing of the Ontario Municipal Board, Committee of Adjustment, or other similar tribunal unless the Board has conducted a general meeting of the membership to obtain approval to participate, and to get approval of any related expenditures.”

(C) Section 19-23 is deleted and the following substituted:

“§ 19-23 Refusal to appoint.

Council, or community council under delegated authority, may refuse to appoint a person selected by the members of a business improvement area, in which case Council, or community council as the case may be, may leave the position vacant or direct that a meeting of the members of the business improvement area or the Board be held to elect or select another candidate for Council’s or community council’s consideration.”

ENACTED AND PASSED this 23rd day of October, A.D. 2007.

SANDRA BUSSIN,
Speaker

ULLI S. WATKISS
City Clerk

(Corporate Seal)