

CITY OF TORONTO

BY-LAW No. 703-2014

To amend Zoning By-law No. 413-2009(OMB) being a by-law to amend former City of Toronto By-law No. 438-86, as amended, with respect to the lands municipally known as 319 Carlaw Avenue.

Whereas authority is given to the Council of the City of Toronto by Section 34 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, to pass this By-law; and

Whereas the Council of the City of Toronto has provided adequate information to the public and has held at least one public meeting in accordance with the *Planning Act*; and

Whereas the Section 37 provisions that are set out in Zoning By-law No. 413-2009(OMB) are proposed to be amended;

The Council of the City of Toronto enacts:

1. Section 3(d) of Zoning By-law No. 413-2009(OMB) is deleted in its entirety and replaced with the following:

"(d) a cash contribution in the amount of \$20,000 be allocated as follows:

- i. \$7,246 for Park bench beautification in the area of the site; and
- ii. \$12,754 for improvements at the Outdoor Learning Commons at Roden/Equinox Public School, provided arrangements satisfactory to the General Manager, Parks, Forestry and Recreation are made with the School Board for public access."

2. A new paragraph is inserted into Section 3 immediately following the sentence "All such payments to be paid to the City prior to the issuance of the first above-grade building permit." at the end of the section as follows:

"In the event that the cash contributions referred to in Sections 3(a) to (i) of this By-law, including any accrued interest since the date of payment, have not been otherwise reallocated or used for the intended purpose within 3 years of the date of this By-law coming into full force and effect, or, in the case of Section 3(d)(ii), where arrangements for public access are not able to be made with the School Board, the monies may be redirected at the discretion of the Chief Planner and Executive Director of City Planning, in consultation with the local Councillor, toward local park improvements, streetscape improvements, community gardens, pedestrian and cycling facilities, heritage related improvements and other public realm improvements in the vicinity of the *lot*."

Enacted and passed on July 11, 2014.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)