

Authority: North York Community Council Item 33.51, adopted as amended,
by City of Toronto Council on July 8, 9, 10 and 11, 2014

CITY OF TORONTO

BY-LAW No. 80-2015

To amend City of Toronto Municipal Code Chapter 415, Development of Land, to apply the Alternative Parkland Dedication Rate to the North York Centre Secondary Plan.

Whereas Municipal Code Chapter 415, Development of Land, Article III, Conveyance of Land for Park Purposes as a Condition of Development, § 415-31D provides that where a secondary plan or a site or area specific policy legally in effect on January 1, 2008, provides for a different alternative rate than that set out in § 415-23 or for an exemption, the alternative rate or the exemption set out in the secondary plan or the site or area specific policy shall prevail over the alternative rates set out in § 415-23; and

Whereas the North York Centre Secondary Plan legally in effect on January 1, 2008, provided for a different alternative rate than that set out in § 415-23; and

Whereas at its meeting held on July 8, 9, 10 and 11, 2014, Council approved Official Plan Amendment No. 249 deleting the North York Centre Secondary Plan alternative parkland dedication rate legally in effect on January 1, 2008; and

Whereas subsection 17(38)(b) of the *Planning Act*, R.S.O. 1990, c. P.13, provides that if no notice of appeal is filed under subsection (36) in respect of all or part of the decision of the approval authority and the time for filing appeals has expired, the plan or part of the plan that was approved and that is not the subject of an appeal comes into effect as an official plan or part of an official plan on the day after the last day for filing a notice of appeal; and

Whereas the last day for filing a notice of appeal was August 13, 2014; and

Whereas in order to give effect to Council's intention that upon repeal of the North York Centre Secondary Plan alternative parkland dedication rate, the alternative parkland dedication rates set out in the City of Toronto Official Plan and in § 415-23 of Chapter 415 shall apply, it is necessary to amend the transition provision in Chapter 415, Schedule A, Article III and to amend Map 1a attached as Schedule "A" to Chapter 415, Schedule A, Article III;

The Council of the City of Toronto enacts:

1. Municipal Code Chapter 415, Development of Land, is amended by adding the following as § 415-31E:
 - E. Despite § 415-31D, the alternative rates set out in § 415-23 shall prevail over the alternative rate legally in effect on January 1, 2008 for the North York Centre Secondary Plan.
2. Schedule A, Article III, Conveyance of Land for Parks Purposes as a Condition of Residential Development, of Chapter 415 is amended by deleting Map 1a and replacing it with Map 1a attached to this by-law.

3. This by-law is retroactive and is deemed to have come into force on August 14, 2014.

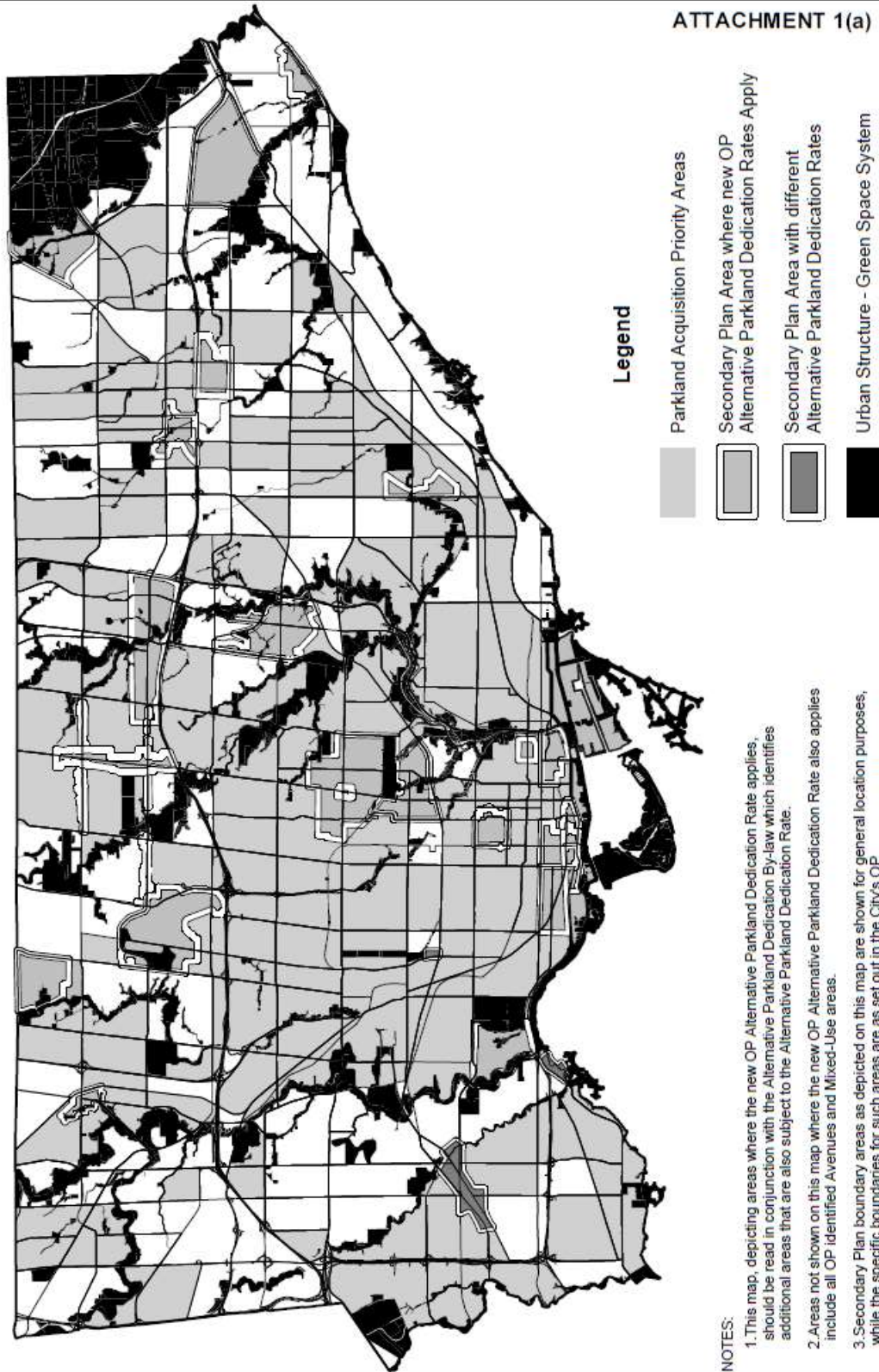
Enacted and passed on December 11, 2014.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)

Parkland Acquisition Priority Areas (Areas Where Alternative Parkland Dedication Rate Applies)



ATTACHMENT 1(a)