



## STAFF REPORT ACTION REQUIRED

### Installation and Maintenance of Pedestrian Scale Solar Light Poles – Dovercourt Village BIA

<b>Date:</b>	January 26, 2012
<b>To:</b>	Toronto and East York Community Council
<b>From:</b>	Acting Manager, Right of Way Management, Transportation Services Toronto and East York District
<b>Wards:</b>	Davenport, Ward 18 and Trinity-Spadina, Ward 19
<b>Reference Number:</b>	Te2012025te.row

#### SUMMARY

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This staff report is regarding a matter which Community Council has delegated authority from City Council to make a final decision.

Transportation Services has assessed an application from the Dovercourt Village Business Improvement Area to install and maintain eight (8) pedestrian scale solar light poles within the public right of way in the vicinity of the Dovercourt Road and Hallam Street intersection. Four poles will be installed on Dovercourt Road and four poles will be installed on Hallam Street.

As the installation and maintenance of the encroachments do not impact negatively on the public right of way, Transportation Services recommends their approval.

#### RECOMMENDATIONS

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**Transportation Services recommends that Toronto and East York Community Council:**

1. approve the installation and maintenance of the pedestrian scale solar light poles within the public right of way on Dovercourt Road and Hallam Street subject to the Dovercourt Village Business Improvement Area entering into an encroachment agreement with the City of Toronto, agreeing to but not limited to the following:

- a. maintain the pedestrian scale solar light poles at their own expense in good repair and a condition satisfactory to the General Manager of Transportation Services and will not make any additions or modifications to the encroachments beyond what is allowed under the terms of the Agreement;
  - b. obtain clearances and/or sign offs from all affected public utilities within the proposed area of construction and satisfy any requirements they may have;
  - c. ensure that all the solar light poles are not installed within 1.0 m of existing street furniture elements, third party elements, or trees.
  - d. remove the encroachments upon receiving 90 days written notice to do so;
  - e. pay for the costs of preparing the Agreement;
  - f. in the event that the City requires the removal of the pedestrian scale solar light poles, the Dovercourt Village BIA is responsible for restoring the area affected to standard concrete curb and sidewalk, or alternatively, pay the costs for the work if the work is to be carried out by the City;
  - g. obtain clearance and/or satisfy any further conditions of approval provided by Technical Services and/or Toronto Water;
  - h. accept such additional conditions as the City Solicitor or the General Manager of Transportation Services may deem necessary in the interest of the City;
2. request Legal Services to prepare and execute the Encroachment Agreement.

### **Financial Impact**

There is no financial impact to the City as a result of this report.

### **ISSUE BACKGROUND**

The City of Toronto's BIA Office on behalf of the Dovercourt Village BIA submitted an application requesting permission to install pedestrian scale solar light poles within the public right of way on Dovercourt Road and Hallam Street.

In total, there will be eight (8) pedestrian scale solar light poles installed along Dovercourt Road and Hallam Street. Four poles will be installed on Dovercourt Road and four poles on Hallam Street. The solar light poles with luminaire will stand

approximately four metres tall and be constructed of cast aluminum. Three solar panels on each luminaire and LED lamp with lithium batteries provide the light source. The Dovercourt Village BIA wishes to improve the streetscape by installing historic styled solar powered lights that provide reference to the area's historic past and respect for the environment and energy conservation.

A conceptual drawing of the light poles is provided in Appendix “A”.

The City of Toronto's BIA Office has submitted to Transportation Services clearances from the affected utility companies regarding the proposed work and has determined that it will not impact negatively on the public right of way.

The Dovercourt Village BIA will be required to enter into an encroachment agreement with the City for the ongoing maintenance of the encroachments.

Technical Services has indicated that a 900mm Cast Iron Trunk Watermain is in very close proximity to the location of the two proposed light poles on the south boulevard of Hallam St. The applicant has been given the conditions established by Technical Services to ensure the installation of the two light poles will not affect the watermain.

Furthermore, Technical Services has requested that the applicant contact Toronto Water two weeks in advance of the work to arrange for an inspector may be present during construction.

In order to not delay the project and in consultation with the Ward Councillors, Construction Permit No. 55663101 was issued January 26, 2012, authorizing the installation and maintenance of the pedestrian scale solar light poles.

## **COMMENTS**

### **Applicable Regulation**

The former City of Toronto Municipal Code does not make provisions for these types of encroachments, thereby requiring Transportation Services to report on this matter.

### **Reasons for Approval**

Transportation Services has reviewed the application and determined that the installation and maintenance of the pedestrian scale solar light poles will not impact negatively on the public right of way.

Details of the encroachment are on file with Transportation Services.

## **CONTACT**

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## **SIGNATURE**

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Kyp Perikleous  
Manager, Right of Way Management

## **ATTACHMENTS**

Appendix “A” – conceptual drawing

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