Item

Tracking Status
- This item was considered by Etobicoke York Community Council on April 9, 2013 and was adopted with amendments. City Council has delegated authority for this matter to the Etobicoke York Community Council and therefore, the decision is final.

Etobicoke York Community Council consideration on April 9, 2013

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<th>EY23.45</th>
<th>ACTION</th>
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<th>Ward:12</th>
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<tr>
<td>Flower Garden - 1 Veerland Drive (along the Maple Leaf Drive frontage)</td>
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Community Council Decision
Etobicoke York Community Council:

1. Directed the Director, Transportation Services, Etobicoke York District, and the Director, Public Realm Section, Transportation Services, to remove the existing garden from the Maple Leaf Drive frontage of 1 Veerland Drive, reduce the slope of the Maple Leaf Drive boulevard abutting 1 Veerland Drive, and restore the municipal boulevard with sod; such direction to be deferred until June 30, 2013, to provide an opportunity for the resident at 1 Veerland Drive to submit a proposal in writing to the Public Realm Section and Transportation Services which is consistent with the alternative option recommended and presented by the Public Realm Section at a community public meeting.

Origin
(March 25, 2013) Letter from Councillor Frank Di Giorgio, Ward 12, York South-Weston

Summary
The subject site has a history of complaints from area residents regarding the excavation and maintenance of a garden planted by the property owner in the boulevard area along the Maple Leaf Drive frontage of 1 Veerland Drive.

While Chapter 743 of the Toronto Municipal Code allows flower gardens to encroach in municipal boulevards, it is the property owner’s responsibility to ensure that the garden is properly maintained and does not create a hazard or nuisance. In this particular case, it is the gardening activity and drainage techniques associated with its continued excavation and maintenance that creates a nuisance to the community. This issue is unlikely to go away until the garden is removed.

In July of 2012, the Ward Councillor asked Transportation Services Public Realm Section to investigate measures to address the community’s concerns, including drainage enhancements to the garden area as well as removing the garden and replacing it with sod.

Design alternatives were presented to residents and the property owner at a public meeting held
by the Ward Councillor on March 5, 2012. The conclusive majority of residents who attended favour the alternative prepared by Public Realm that reduces the boulevard slope, removes the garden, and restores the municipal boulevard with sod.

**Background Information**
(March 25, 2013) Letter from Councillor Frank Di Giorgio regarding a flower garden at 1 Veerland Drive, along the Maple Leaf Drive frontage  
(http://www.toronto.ca/legdocs/mmis/2013/ey/bgrd/backgroundfile-57128.pdf)

**Communications**
(April 5, 2013) E-mail from M. Colalillo (EY.New.EY23.45.1)

**Motions**
Motion to Add New Business at Committee moved by Councillor Frances Nunziata *(Carried)*

1 - Motion to Adopt Item as Amended moved by Councillor Frank Di Giorgio *(Carried)*
That Etobicoke York Community Council amend Recommendation 1 in the letter from Councillor Di Giorgio, by adding following:

"such direction to be deferred until June 30, 2013, to provide an opportunity for the resident at 1 Veerland Drive to submit a proposal in writing to the Public Realm Section and the Transportation Services which is consistent with the alternative option recommended and presented by the Public Realm Section at a community public meeting."

Source: Toronto City Clerk at www.toronto.ca/council

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