

Mark Sherman
Acting Supervisor, Tree Protection and Plan
Review

Address
North York Civic Centre
5100 Yonge Street, 3rd Floor
Toronto, Ontario M2N 5W4

Tel: 416-395-6195
Fax: 416-395-6714
mark.sherman@toronto.ca
toronto.ca

January 29, 2019

To: Daniel Antonacci, Manager & Deputy Secretary-Treasurer City Planning, Community Planning – North District
From: Mark Sherman, Acting Supervisor, Tree Protection and Plan Review - North District
Re: **File No. A0841/18NY, 14 Brookfield Road - Minor Variance or Consent to Sever Application**

Urban Forestry staff have reviewed the application and provide the following recommendation:

- Urban Forestry requests that the Committee of Adjustment panel deny the minor variance application due to impacts to bylaw protected trees.

As outlined, approval of the requested variances may result in construction of a driveway that requires the removal of the following healthy bylaw protected trees:

Tree No. 1



(facing north)

One (1) city -owned Norway maple tree measuring 48 cm in diameter protected by MC 813 Trees Article II Street Tree Bylaw or 813.

Urban Forestry understands that the Committee panel considers in its deliberations the application's adherence to the City of Toronto's Official Plan (OP). The policies within the OP strive to balance economic, social and environmental factors. The OP contains policies relating specifically to the protection, preservation and enhancement of trees, including the following:

Section 3.4: The Natural Environment – Policy 1.d)

To support strong communities, a competitive economy and a high quality of life, public and private city-building activities and changes to the built

environment, including public works, will be environmentally friendly, based on:

d) preserving and enhancing the urban forest by:

- i) providing suitable growing environments for trees;
- ii) increasing tree canopy coverage and diversity, especially of long-lived native and large shade trees; and
- iii) regulating the injury and destruction of trees;

If despite Urban Forestry's recommendation, the Committee of Adjustment panel approves the requested variances, Urban Forestry requests the variances be subject to the following conditions:

- 1) Submission of a complete application for a permit to injure or remove a City owned tree(s), as per City of Toronto Municipal Code Chapter 813, Trees Article II Trees on City Streets.

Advisory Comments

1. Any application to injure and/or remove a City owned tree may be denied by Urban Forestry regardless of Committee of Adjustment approval. Should the applicant wish to appeal a denial by Urban Forestry, the matter may be referred to City Council through Community Council for consideration.
2. Approval of the consent/minor variances listed in the subject Committee of Adjustment application does not preclude the applicant from obtaining the necessary tree removal/injury permits from Urban Forestry.
3. All bylaw protected trees located on site and within 6 m of the site (12 m within the ravine protected area) must be protected in accordance with the City's *Tree Protection Policy and Specifications for Construction near Trees*. No excavation, grade changes, cutting of tree roots, extensive pruning to the tree's canopy or movement or storage of equipment/construction material/excavated soil is permitted within the minimum tree protection zones of trees unless prior authorization has been obtained from Urban Forestry.

If approved, applicants must provide Urban Forestry with a copy of the Committee of Adjustment Final & Binding Letter or the Toronto Local Appeal Body decision. A clearance letter will be issued once the required conditions are fulfilled. For additional information please forward inquiries to tpprnorth@toronto.ca or call 416-395-6670.

(Original signed by)

Mark Sherman

Acting Supervisor, Tree Protection and Plan Review - North District

cc: Forestry File

Committee of Adjustment