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**City Council****Notice of Motion**

<b>MM34.12</b>	<b>ACTION</b>			Ward: 13
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**260 Church Street - Technical Correction to Previous Council Approval on Heritage matters - by Councillor Kristyn Wong-Tam, seconded by Councillor Gord Perks**

*\* Notice of this Motion has been given.*

*\* This Motion is subject to a re-opening of Item TE24.12. A two-thirds vote is required to reopen that Item. If re-opened, the previous Council decision remains in force unless Council decides otherwise.*

**Recommendations**

Councillor Wong-Tam, seconded by Councillor Gord Perks, recommends that:

1. City Council amend its decision on Item TE24.12 by:

a. deleting Parts 6.b.3 to 6.b.6.

b. inserting a new Part 6.c as follows:

6.c. prior to site plan approval for the proposed Zoning By-law Amendment by City Council for the property located at 260 Church Street the owner shall:

1. provide final site plan drawings substantially in accordance with the approved Conservation Plan required in Part 6.b.2 above to the satisfaction of the Senior Manager, Heritage Planning;
2. provide a Heritage Lighting Plan that describes how the exterior of the heritage property will be sensitively illuminated to enhance its heritage character to the satisfaction of the Senior Manager, Heritage Planning and thereafter shall implement such Plan to the satisfaction of the Senior Manager, Heritage Planning;
3. provide a detailed landscape plan for the subject property, satisfactory to the Senior Manager, Heritage Planning;
4. provide an Interpretation Plan for the subject property, to the satisfaction of the Senior Manager, Heritage Planning and thereafter shall implement such Plan to the satisfaction of the Senior Manager, Heritage Planning; and

5. provide a Signage Plan for the subject property, to the satisfaction of the Senior Manager, Heritage Planning and thereafter shall implement such Plan to the satisfaction of the Senior Manager, Heritage Planning.

c. re-lettering the existing Part 6.c as Part 6.d due to the insertion of the new Part 6.c above, to read as follows:

6.d. prior to the issuance of any permit for all or any part of the property at 260 Church Street, including a heritage permit or a building permit, but excluding permits for repairs and maintenance and usual and minor works for the existing heritage building as are acceptable to the Senior Manager, Heritage Planning, the owner shall:

1. provide building permit drawings, including notes and specifications for the conservation and protective measures keyed to the approved Conservation Plan required in Part 6.b.2. above, including a description of materials and finishes, to be prepared by the project architect and a qualified heritage consultant to the satisfaction of the Senior Manager, Heritage Planning;
2. provide a Letter of Credit, including provision for upwards indexing, in a form and amount and from a bank satisfactory to the Senior Manager, Heritage Planning to secure all work included in the approved Conservation Plan, Lighting Plan, Interpretation Plan and Landscape Plan; and
3. provide full documentation of the existing heritage property, including two (2) printed sets of archival quality 8" x 10" colour photographs with borders in a glossy or semi-gloss finish and one (1) digital set on a CD in tiff format and 600 dpi resolution keyed to a location map, elevations and measured drawings, and copies of all existing interior floor plans and original drawings as may be available, to the satisfaction of the Senior Manager, Heritage Planning;

and

d. re-lettering the existing Part 6.d as Part 6.e. due to the insertion of the new Part 6.c above, to read as follows:

6.e. prior to the release of the Letter of Credit required in Part 6.d.2 above, the owner shall:

1. provide a letter of substantial completion prepared and signed by a qualified heritage consultant confirming that the required conservation work and the required interpretive work has been completed in accordance with the Conservation Plan and Interpretation Plan and that an appropriate standard of conservation has been maintained, all to the satisfaction of the Senior Manager, Heritage Planning; and
2. provide replacement Heritage Easement Agreement photographs to the satisfaction of the Senior Manager, Heritage Planning.

## **Summary**

At its meeting of March 24, 2021 the Toronto Preservation Board adopted Item PB22.2, a revised report recommending the Inclusion on the City of Toronto's Heritage Register,

Intention to Designate under Part IV, Section 29 of the Ontario Heritage Act, Alterations to a Heritage Property, and Authority to Enter into a Heritage Easement Agreement - 260 Church Street, which included revised conditions.

At its meeting of April 21, 2021, the related Zoning Amendment Final Report, Item TE24.9, was adopted by the Toronto and East York Community Council which included the revised conditions consistent with Item PB22.2. At the same meeting, the Toronto and East York Community Council adopted Item TE24.12, recommending the Inclusion on the City of Toronto's Heritage Register, Intention to Designate under Part IV, Section 29 of the Ontario Heritage Act, Alterations to a Heritage Property, and Authority to Enter into a Heritage Easement Agreement - 260 Church Street with conditions. However, the report considered by the Toronto and East York Community Council, through inadvertence, did not contain the revised conditions that were adopted as part of Item PB22.2 and Item TE24.9.

Therefore, at the following May 5 and 6, 2021 City Council meeting, City Council adopted the Final Report and Item TE24.12, approving the Inclusion on the City of Toronto's Heritage Register, Intention to Designate under Part IV, Section 29 of the Ontario Heritage Act, Alterations to a Heritage Property, and Authority to Enter into a Heritage Easement Agreement - 260 Church Street with conditions that are inconsistent with those set out in Item PB22.2 and Item TE24.9.

Heritage Planning Staff are requesting that the City Council decision for Item TE24.12 be amended, as noted in this Motion, to be in keeping with Item PB22.2 as adopted by the Toronto Preservation Board and Item TE24.9 as adopted by City Council. The proposed revisions do not change the nature or content of the conditions contained in the staff recommendations, however corrects them to be in keeping with the adopted Item PB22.2 and Item TE24.9, reflecting the standard practice for timing Heritage Planning-related conditions.

**REQUIRES RE-OPENING:**

Toronto and East York Community Council Item TE24.12 (May 5 and 6, 2021 City Council meeting) only as it pertains to Part 6 of City Council's decision.

**Background Information (City Council)**

Member Motion MM34.12