

June 13<sup>th</sup>, 2022

**To:** Daniel Antonacci, Manager & Deputy Secretary-Treasurer City Planning,  
Community Planning – North York District  
**From:** David Bostock, Supervisor, Tree Protection and Plan Review – North York District  
**Re:** **File No. A0020/22NY, A0021/22NY, A0022/22NY 1-3 Talwood Dr – Consent & Minor Variance**

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Urban Forestry staff have reviewed the application and recommend that the Committee of Adjustment panel:

- **Deny the consent and minor variances.** As proposed, the construction will result in the removal of four (4) healthy bylaw-protected private trees at the rear of the properties.
- The trees include three (3) healthy mature red oak trees measuring 65cm, 79cm and 98cm respectively; and a healthy 46cm Siberian Elm.

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

- 1) TPRP Condition 2: Submission of a complete application for a permit to injure or remove a private owned tree(s), as per City of Toronto Municipal Code Chapter 813, Trees Article III.

**TPRP specifically requests that any approval should not be subject to any "substantially in accordance" clause.**

#### **Additional Information (Following Page)**

As outlined, approval of the requested variances may result in construction that requires the removal of the following significant and healthy bylaw protected trees and the permanent loss of viable planting space

**Trees 1-4 (shown to the rear of both existing dwellings):**



Photo source: Google Streetview, August 2021

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;

**Advisory Comments**

1. Any application to remove a City owned tree and any application to injure a City tree that is not supported by Urban Forestry will be denied 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 [david.bostock@toronto.ca](mailto:david.bostock@toronto.ca) or call 416-395-6134.

David Bostock  
Supervisor, Tree Protection and Plan Review – North York District

cc: Forestry File  
Committee of Adjustment