

**THE CITY OF TORONTO**

**Clerk's Department**

**Minutes of the Meetings of the North York Community Council**

**Thursday, February 18, 1999.**

The North York Community Council met on Thursday, February 18, 1999, in the Council Chamber, North York Civic Centre, commencing at 10:00 a.m.

Attendance

Members were present for some or all of the time periods indicated.

	10:00 a.m. to 1:15 p.m.
Councillor Berger, Chair	x
Councillor Augimeri	x
Councillor Chong	
Councillor Feldman	x
Councillor Filion	x
Councillor Flint	x
Councillor Gardner	x
Councillor King	
Councillor Li Preti	x
Councillor Mammoliti	
Councillor Minnan-Wong	x
Councillor Moscoe	x
Councillor Sgro	x
Councillor Shiner	x

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The North York Community Council, in accordance with subsection 11(8) of the Council Procedural By-law, waived the requirement of the 12:30 p.m. recess, in order to complete consideration of the remaining items on the agenda, which was carried, more than two-thirds of members present having voted in the affirmative.

Confirmation of Minutes

On motion by Councillor Feldman, North York Spadina, the minutes of the meeting of the North York Community Council held on January 20, 1999, were confirmed.

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**2.1 OFFICIAL PLAN AMENDMENT NO. 468 - B.Y. GROUP LTD. - 111 BARBER GREENE ROAD - APPEAL FROM REFUSAL OF COUNCIL TO AMEND BY-LAW NO. 7625 CITY OF TORONTO (FORMERLY CITY OF NORTH YORK) - ONTARIO MUNICIPAL BOARD DECISION - DON PARKWAY.**

The North York Community Council had before it a report (January 26, 1999) from the City Solicitor, reporting on the outcome of the Ontario Municipal Board hearing held with respect to 111 Barber Green Road on December 14, 1998, and recommending that the report be received for information.

The North York Community Council received the foregoing report.

**(Clause 13(a), Report No. 2)**

**2.2 DELUCA LABORATORIES - 129 WILLOWDALE AVENUE, 261 GREENFIELD AVENUE AND 260 MAPLEHURST AVENUE - ONTARIO MUNICIPAL BOARD DECISION - NORTH YORK CENTRE.**

The North York Community Council had before it a report (January 27, 1999) from the City Solicitor, reporting on the outcome of the Ontario Municipal Board hearing held on December 9 and 10, 1998, with respect to the subject property; and recommending that the report be received for information.

The North York Community Council received the foregoing report.

**(Clause 13(b), Report No. 2)**

**2.3 VARIANCE FROM SWIMMING POOL ENCLOSURE REQUIREMENT - 16 WELLESBOURNE CRESCENT - SENECA HEIGHTS.**

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The North York Community Council had before it a report (January 22, 1999) from the Commissioner, Urban Planning and Development Services, reporting on a request for a variance from the Swimming Pool Enclosure Requirement and recommending that the report be received for information

On motion by Councillor Feldman, North York Spadina, the North York Community Council deferred consideration of the foregoing report to its next meeting scheduled for March 30, 1999.

**(Clause 13(c), Report No. 2)**

**2.4 SIGN BY-LAW VARIANCE REQUEST - GROUND SIGNAGE - SENECA COLLEGE OF APPLIED ARTS AND TECHNOLOGY - 1750 FINCH AVENUE EAST - SENECA HEIGHTS.**

The North York Community Council had before it a report (February 18, 1999) from the Director and Deputy Chief Building Official, reporting on a request for a minor variance from the Sign By-law and recommending that the request be approved.

The North York Community Council recommended to Council the adoption of the foregoing report.

**(Clause 1, Report No. 2)**

**2.5 PARKING PROHIBITIONS - WEETWOOD STREET - NORTH YORK CENTRE SOUTH.**

The North York Community Council had before it a report (January 25, 1999) from the Director, Transportation Services, District 3, recommending that Schedule VIII of By-law No. 31001, of the former City of North York, be amended to prohibit parking between 8:00 a.m. and 6:00 p.m., Monday to Saturday, on both sides of Weetwood Street, for its entire length.

On motion by Councillor Flint, North York Centre South, the North York Community Council:

- (1) deferred consideration of the foregoing report to its next meeting scheduled for March 30, 1999; and
- (2) requested the Director, Transportation Services, District 3, to circulate a survey to the residents on Weetwood Street to ascertain whether there is

public acceptance of the request to install parking prohibitions on Weetwood Street, north of Old Orchard Grove.

**(Clause 13(d), Report No. 2)**

**2.6 SEWER AND WATER CONNECTION CHARGES - 1999 - ALL NORTH YORK COMMUNITY COUNCIL WARDS.**

The North York Community Council had before it a report (January 8, 1999) from the Commissioner of Works and Emergency Services, reporting on proposed sewer and water connection charges to install standard residential sewer and water connections on all former City of North York road allowances located in District 3, and recommending that the rates outlined therein be executed by the City.

- A. Councillor Shiner, Seneca Heights, moved that:
- (1) the foregoing report (January 8, 1999) from the Commissioner of Works and Emergency Services, be adopted; and
  - (2) the Commissioner of Works and Emergency Services be requested to contact the Toronto Home Builders Association advising them of the new fees for the sanitary sewer and storm sewer connection charges, and to obtain their comments on how these fees compare to fees in other parts of the GTA.
- B. Councillor Moscoe, North York Spadina, moved that the Commissioner of Works and Emergency Services provide a report to the next meeting of the North York Community Council scheduled for March 30, 1999, listing:
- (1) the specific bids made by all contractors and which contractors were awarded the tenders throughout the entire City of Toronto; and
  - (2) the contractors that were used last year in each area and the associated costs.
- C. Councillor Shiner, Seneca Heights, moved that prior to the Bid Committee recommending approval of future tenders which substantially increase fees for services such as sewer and water connections, Council and/or the affected Community Council, be informed of the effects of accepting the recommended tender.
- D. Councillor Shiner, Seneca Heights, moved that the Commissioner of Works and Emergency Services provide a report to the next meeting of the North York Community Council scheduled for March 30, 1999, listing the areas in the City of

Toronto that are not required to install storm sewer connections to infill and new homes; which of these areas have combined sewers and if these homes are allowed to be built with only a sanitary sewer, how the area could be converted from combined sewer systems in the future.

Upon the question of the adoption of the foregoing motions A., B., C. and D., it was carried.

**(Clause 2, Report No. 2)**

**2.7 APPEAL OF BY-LAW NO. 826-1998 - ZONING AMENDMENT APPLICATION UDZ-97-12 - EDILCAN DEVELOPMENT CORPORATION - 16, 18, 20, 26 AND 30 BYNG AVENUE - NORTH YORK CENTRE.**

The North York Community Council had before it a report (January 20, 1999) from the Director, Community Planning, North District, reporting on an appeal of By-law No. 826-1998 dealing with 16, 18, 20, 26 and 30 Byng Avenue filed by Mrs. Shirley Gordon and recommending that the report be received for information.

The North York Community Council received the foregoing report.

**(Clause 13(e), Report No. 2)**

**2.8 STATUS REPORT - ZONING AMENDMENT APPLICATION UDZ-98-08 - 1205373 ONTARIO LIMITED (PETER FREED) - 70, 72, 76, 78, 80, 84, 88, 90, 96, 100 AND 102 ELLERSLIE AVENUE - NORTH YORK CENTRE.**

The North York Community Council had before it a report (February 3, 1999) from the Director, Community Planning, North District, reporting on the status of the application and recommending that this application be deferred sine die pending a decision by the Ontario Municipal Board on the Official Plan matters before it which affect the rezoning application.

The North York Community Council deferred sine die, the foregoing report.

**(Clause 13(f), Report No. 2)**

**2.9 PRELIMINARY EVALUATION REPORT - ZONING AMENDMENT APPLICATION UDZ-98-33 - MONARCH CONSTRUCTION LIMITED - 17 AND 25 HILLCREST AVENUE AND 10, 18, 20 AND 22 ELMWOOD AVENUE - NORTH YORK CENTRE.**

The North York Community Council had before it a report (January 31, 1999) from the Director, Community Planning, North District, providing preliminary comments on an application to amend the Zoning By-law to permit a 32 storey residential condominium apartment building containing 240 units on a site occupying the middle portion of the block bounded by Yonge Street, Hillcrest Avenue, Elmwood Avenue and Doris Avenue; and recommending that staff continue processing the application in the manner outlined in the report.

The North York Community Council received the foregoing report.

**(Clause 13(g), Report No. 2)**

**2.10 PRELIMINARY EVALUATION REPORT - OFFICIAL PLAN AND ZONING AMENDMENT APPLICATION UDOZ-99-02 - BROWN DRYER KAROL (QUADRANT DENTAL TECHNOLOGIES INC.) - 181 FINCH AVENUE WEST - NORTH YORK CENTRE.**

The North York Community Council had before it a report (February 3, 1999) from the Director, Community Planning, North District, providing preliminary comments on an application to amend the Official Plan and Zoning By-law to permit a medical office with an accessory dental laboratory and a professional office within a new 2 storey building; and recommending that staff continue processing the application in the manner outlined in the report.

On motion by Councillor Filion, North York Centre, the North York Community Council received the foregoing report; and requested that:

- (1) the Director, Transportation Services, District 3, commission an independent review of the parking requirements for the proposed use on this site; and that such review be paid for by the applicant; and
- (2) the Acting Director, Community Planning, North District, as part of his final report on this application to the North York Community Council, evaluate the zoning regulations for other comparable dental laboratories of this type that are not located in an industrial zone, particularly with respect to parking.

A recorded vote on the request for a report from the Director, Transportation Services, District 3, moved by Councillor Filion, was as follows:

FOR: Councillors Sgro, Li Preti, Moscoe, Flint, Filion, Minnan-Wong

AGAINST: Councillors Feldman, Berger, Gardner

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ABSENT: Councillors Mammoliti, Augimeri, Chong, Shiner, King

Carried

A recorded vote on the request for a report from the Acting Director, Community Planning, North District, moved by Councillor Filion, was as follows:

FOR: Councillors Sgro, Li Preti, Moscoe, Feldman, Berger, Flint, Gardner, Filion, Minnan-Wong

AGAINST: NIL

ABSENT: Councillors Mammoliti, Augimeri, Chong, Shiner, King

Carried

Councillor Shiner, Seneca Heights, declared his interest in the foregoing matter in that the Solicitor for the applicant is representing Councillor Shiner on another matter.

**(Clause 13(h), Report No. 2)**

**2.11 APPLICATION FOR PART LOT CONTROL EXEMPTION UD54-98-13-REL - 757 SHEPPARD AVENUE WEST LIMITED - 757 SHEPPARD AVENUE WEST - NORTH YORK SPADINA.**

The North York Community Council had before it a report (January 5, 1999) from the Director, Community Planning, North District, reporting on an application for exemption from part lot control in order that 14 townhouse units may be conveyed into separate ownership, and submitting recommendations with respect thereto.

The North York Community Council recommended to Council the adoption of the foregoing report.

**(Clause 3, Report No. 2)**

**2.12 COMMITTEES - COMMITTEE OF ADJUSTMENT - UDCA-98-556 - APPEAL BY MORO FINANCIAL SERVICES - 5 QUEENSLEA AVENUE - ONTARIO MUNICIPAL BOARD HEARING - NORTH YORK HUMBER.**

The North York Community Council had before it a report (January 26, 1999) from the City Solicitor, requesting further instructions from Council with respect to this matter and recommending that the City Solicitor be directed to settle the appeal.

The North York Community Council recommended to Council the adoption of the foregoing report.

**(Clause 4, Report No. 2)**

**2.13 FEASIBILITY STUDY - YORKWOODS COMMUNITY CENTRE - BLACK CREEK.**

The North York Community Council had before it a report (February 1, 1999) from the Commissioner of Economic Development, Culture and Tourism, providing an update on the progress of the Yorkwoods Feasibility Study and recommending that:

- (1) the Commissioner of Economic Development, Culture and Tourism Department, Parks and Recreation Division and staff continue with the co-ordination and completion of this study; the cost not to exceed \$10,000.00;
- (2) this report be received as an update on the activities that have taken place to date. This update will be in addition to the report previously placed before North York Community Council December 9-10, 1998; and
- (3) the report reflect terms of reference developed by staff in conjunction with the Ward Councillors and interested community stakeholders.

The North York Community Council recommended to Council the adoption of the foregoing report.

**(Clause 5, Report No. 2)**

**2.14 SIGN BY-LAW VARIANCE REQUEST - ROOF SIGNAGE - WINCH PLANNING AND DEVELOPMENT SERVICES - 3827-3829 BATHURST STREET - NORTH YORK CENTRE SOUTH.**

The North York Community Council had before it a report (January 28, 1999) from the Director and Deputy Chief Building Official, recommending that the request for a variance from the sign by-law be refused.

Mr. Mel Winch, Winch Planning and Development Services, appeared before the North York Community Council in connection with the foregoing matter.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council the adoption of the foregoing report.

**(Clause 6, Report No. 2)**

**2.15 APPEAL OF STREET VENDING PERMIT APPLICATION NO. 109 - FATEMEH SORGHANS - SOUTH SIDE OF GODSTONE ROAD, EAST OF DON MILLS ROAD - SENECA HEIGHTS.**

The North York Community Council had before it a report (January 25, 1999) from the Director, Transportation Services, District 3, recommending that the report be adopted and the vending permit not be issued.

Mr. Michael Doyle, Solicitor on behalf of the applicant, appeared before the North York Community Council in connection with the foregoing matter, and he requested a deferral in order to allow further consultation with the Ward Councillors.

On motion by Councillor Shiner, Seneca Heights, the North York Community Council deferred consideration of the foregoing report to its next meeting scheduled for March 30, 1999.

**(Clause 13(i), Report No. 2)**

**2.16 APPEAL OF STREET VENDING PERMIT APPLICATION NO. 113 - BANBURY ROAD, NORTH OF YORK MILLS ROAD - NORTH YORK CENTRE SOUTH.**

The North York Community Council had before it a report (January 26, 1999) from the Director, Transportation Services, District 3, recommending that the report be received and the appeal of the decision to refuse the application not be supported.

Mr. Michael Doyle, Solicitor on behalf of the applicant, appeared before the North York Community Council in connection with the foregoing matter, and requested a deferral of this matter in order to consult further with the principals of the schools situated in close proximity to the proposed location of the vending cart.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council the adoption of the foregoing report.

**(Clause 7, Report No. 2)**

**2.17 APPEAL OF STREET VENDING PERMIT APPLICATION NO. 112 - JOSEPH GILMOUR - EAST SIDE OF KENNETH AVENUE, 30 METRES SOUTH OF**

**PRINCESS AVENUE, ADJACENT TO EARL HAIG SECONDARY SCHOOL - NORTH YORK CENTRE.**

The North York Community Council had before it a report (February 1, 1999) from the Director, Transportation Services, District 3, recommending that the report be received and the appeal of the decision to refuse the application not be supported.

Mr. Michael Doyle, Solicitor on behalf of the applicant, appeared before the North York Community Council in connection with the foregoing matter and he indicated that his client was withdrawing the appeal in light of the concerns expressed by the Ward Councillors and residents in the area.

On motion by Councillor Gardner, North York Centre, the North York Community Council received the foregoing report upon the applicant having withdrawn his appeal.

**(Clause 13(j), Report No. 2)**

Councillor Flint assumed the Chair.

**2.18 SIGN BY-LAW VARIANCE REQUEST - SKYVIEW OUTDOOR - 2145 AVENUE ROAD - NORTH YORK CENTRE SOUTH.**

The North York Community Council had before it a report (December 15, 1998) from the Director and Deputy Chief Building Official, recommending that the request for a variance from North York Sign By-law No. 30788 to permit the erection of a billboard roof sign, be refused.

Mr. Sal Vitiello appeared before the North York Community Council in connection with the foregoing matter.

On motion by Councillor Berger, North York Centre South, the North York Community Council recommended to Council that the foregoing report (December 15, 1998) from the Director and Deputy Chief Building Official, not be adopted and that the request for a variance from the sign by-law, be approved.

A recorded vote on the motion moved by Councillor Berger, to approve the request for a variance from the sign by-law, was as follows:

FOR: Councillors Sgro, Li Preti, Feldman, Berger, Flint, Gardner

AGAINST: Councillors Moscoe, Filion, Minnan-Wong, Shiner

ABSENT: Councillors Mammoliti, Augimeri, Chong, King

Carried

**(Clause 8, Report No. 2)**

Councillor Berger assumed the Chair.

**2.19 DEEMING BY-LAW 33158 FOR LOTS IN THE EAST WILLOWDALE NEIGHBOURHOOD - NORTH YORK CENTRE.**

The North York Community Council had before it a report ((December 23, 1998) from the Director, Community Planning, North District, providing information on Deeming By-law No. 33158.

The North York Community Council also had before it a communication (February 15, 1999) from Mr. HESSIE RIMON, President, PMG Planning Consultants, requesting the opportunity to address the North York Community Council on behalf of Mr. Paul KROMER, regarding 345 and 357 Hollywood Avenue.

Mr. HESSIE RIMON, PMG Planning Consultants, appeared before the North York Community Council in connection with the foregoing matter on behalf of the property owner of 345 and 347 Hollywood Avenue and requested that these lands be exempted from By-law No. 33158.

On motion by Councillor FILION, North York Centre, the North York Community Council recommended to Council that Deeming By-law No. 33158 be confirmed.

**(Clause 9, Report No. 2)**

**2.20 PRESENTATION BY TORONTO ARTS COUNCIL.**

The North York Community Council received a presentation by the following individuals from the Toronto Arts Council:

- Ms. MARVELLE KOFFLER, Board Member, Festival and Urban Arts Committee;
- Ms. JOAN PIERRE;
- Mr. DON MOFFATT, Board Member; and
- Ms. RITA DAVIES, Executive Director.

The presentation, a copy of which is on file in the office of the City Clerk, North York Civic Centre, focused on the Toronto Arts Council's:

- Mission Statement;
- membership of the Toronto Cultural Advisory Corporation;
- functional structure;
- review and approval process;
- accountability to the City of Toronto;
- operating expenses;
- changes to its structure;
- services;
- payback on the City's arts investment;
- arts and culture grants as a percentage of 1998 levy;
- the positive impact generated by having less than one half of one cent in every levied dollar;
- an excerpt from "A Profile of Toronto and the GTA"; and
- the positive benefits of awarding M. T. Kelly the Writers Grant.

**(Clause 13(k), Report No. 2)**

## **2.21 HEART HEALTH COMMUNITY AWARDS.**

Councillor Filion welcomed the following recipients of the Heart Health Community Awards who were nominated by their colleagues and chosen for their contribution towards people adopting a healthy lifestyle:

- Ms. Ameris Christofoli, Volunteer, Senior Women's Exercise Club, Grandravine Community Centre;
- Mr. Jeff Frenette; Volunteer, training others in the technique of CPR as well as providing education about the prevention of heart disease;
- Ms. Debbie Johnson, on behalf of the Sentinel Park Devils Baseball Association;
- Dr. Shafiur Rahman, Board Member, Black Creek Community Health Centre;
- Mr. Jim McGowan, Member, Goulding Hockey Association;
- Mr. Rob Evans, Teacher, Rockford Public School;
- Mr. Charles Hyatt, Teacher, Topcliffe Public School;
- Ms. Carole Holtzman, Teacher, Cresthaven Public School; and
- Ms. Agnes Oosterhof, Teacher, Crawford Adventist Academy.

Councillor Berger, on behalf of the Members of Council, congratulated the winners and presented them with the Heart Health Community Award.

**(Clause 13(l), Report No. 2)**

**2.22 REQUEST TO WAIVE BUILDING PERMIT FEES - CANADIAN MEMORIAL CHIROPRACTIC COLLEGE - ANNUAL FUNDRAISING - "BACKS IN MOTION" RUN/WALK - APRIL 25, 1999 - SUNNYBROOK PARK - NORTH YORK CENTRE SOUTH.**

The North York Community Council had before it the following:

- (i) report (February 11, 1999) from the Director and Deputy Chief Building Official; and
- (ii) memorandum (February 8, 1999) from Councillor Flint, North York Centre South, forwarding a communication (January 13, 1999) from Ms. Sharon Lee, Special Events Coordinator, Canadian Memorial Chiropractic College, requesting that the building permit fees for the temporary tent for this annual fundraising event, be waived.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council that the foregoing report (February 11, 1999) from the Director and Deputy Chief Building Official, be adopted; and that the request to waive the permit fee for the erection of a temporary tent at the subject event be approved.

**(Clause 10, Report No. 2)**

**2.23 RENUMBERING OF RESIDENTIAL PROPERTY AND WAIVING OF PLANNING FEES - 54 WALLASEY AVENUE TO 52 WALLASEY AVENUE - NORTH YORK HUMBER.**

The North York Community Council had before it the following Resolution from Councillor Mammoliti, North York Humber:

WHEREAS the residential property listed as 54 Wallasey Avenue, North York, includes both lots of 54 Wallasey Avenue and 52 Wallasey Avenue (52 Wallasey Ave. presently non-existent); and

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WHEREAS the owner of property at 54 Wallasey Avenue, Donato Liotino, has requested by way of his son, Vito Liotino, to re-number the above said mentioned property and now be listed as 52 Wallasey Avenue; and

WHEREAS a consultation has occurred with both adjoining residents of the abutting residences and properties; and

WHEREAS the consultation process has resulted in an approval of a renumbering change, by both of the abutting neighbours; and

WHEREAS the renumbering request and the results of the neighbouring consultation has been documented in a letter sent by Vito Liotino to Councillor Mammoliti; and

THEREFORE BE IT RESOLVED THAT the City approve of the renumbering of the property now to be listed at 52 Wallasey Avenue; and

BE IT FURTHER RESOLVED THAT the city planning policies that determines fees, be waived for this occasion and that no fee be incurred upon the Liotino's who are requesting the above mentioned renumbering residential address change.

The North York Community Council also had before it a communication (February 10, 1999) from Mr. Vito N. Liotino, advising of his opposition to the planning fee charged for renumbering a residential property.

On motion by Councillor Feldman, North York Spadina, the North York Community Council recommended to Council that the planning fee for renumbering the residential property at 54 Wallasey Avenue to 52 Wallasey Avenue, not be waived but that it be reduced to \$250.00, plus G.S.T., and that the owner of 54 Wallasey Avenue be so advised.

A recorded vote on the motion moved by Councillor Feldman, was as follows:

FOR: Councillors Sgro, Li Preti, Augimeri, Feldman, Berger, Flint, Filion

AGAINST: Councillors Moscoe, Gardner, Minnan-Wong

ABSENT: Councillors Mammoliti, Chong, Shiner, King

Carried

**(Clause 11, Report No. 2)**

**2.24 COMMITTEE OF ADJUSTMENT UDCA-98-547 - TORONTO FRENCH SCHOOL - 294 LAWRENCE AVENUE EAST - ONTARIO MUNICIPAL BOARD APPEAL - RETENTION OF OUTSIDE PLANNING CONSULTANT - NORTH YORK CENTRE SOUTH.**

The North York Community Council had before it the following Resolution by Councillor Flint, North York Centre South:

WHEREAS on September 17, 1998, the North York Committee of Adjustment refused a variance requested by the owner of 294 Lawrence Avenue East to permit a portion of the existing dwelling located in lands zoned G (Greenbelt) to be used as a school; and

WHEREAS this was an unanimous decision by the Committee members; and

WHEREAS the applicant has appealed the Committee of Adjustment decision to the Ontario Municipal Board; and

WHEREAS a hearing date has been set for 10:00 a.m., Monday, March 8, 1999; and

WHEREAS there is a great community interest and significance in this application;

THEREFORE BE IT RESOLVED THAT the City retain the services of a planning consultant to defend the Committee of Adjustment decision at the Ontario Municipal Board at a maximum cost of \$5,000.00 to be provided from the Corporate Contingency Account.

On motion by Councillor Flint, North York Centre South, the North York Community Council recommended to Council the adoption of the foregoing Resolution.

**(Clause 12, Report No. 2)**

The North York Community Council adjourned its meeting at 1:15 p.m., Thursday, February 18, 1999.

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Chair.