
**PLANNING AND TRANSPORTATION COMMITTEE
AGENDA
MEETING 1**

Date of Meeting:	Tuesday, January 4, 2005	Enquiry:	Patsy Morris
Time:	9:30 a.m.		Committee Administrator
Location:	Committee Room 1		416-392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto, Ontario		

Under the *Municipal Act, 2001*, the Planning and Transportation Committee must adopt a motion to meet In-camera (privately) and the reason must be given.

Declarations of Interest under the *Municipal Conflict of Interest Act*

Confirmation of Minutes – December 7, 2004

Speakers/Presentations - A complete list will be distributed at the meeting.

Communications/Reports:

1. 2005 Operating and Capital Budget Review. 10:00 a.m.

(Speakers)

Analyst Briefing Notes with respect to the 2005 Capital and Operating Programs under the purview of the Planning and Transportation Committee:

Operating Budgets:

- Urban Development Services; and
- Community Partnership and Investment Program.

Capital Budgets:

- Urban Development Services;
- Waterfront Revitalization Initiatives; and
- Yonge Dundas Redevelopment Project.

(Note: Members of the Planning and Transportation Committee are respectfully requested to bring their copies of the 2005 Operating and Capital Budget material that was distributed at the December 7, 2004, meeting.)

1(a). 2005 Toronto Cycling Committee Budget Submission

Communication (November 25, 2004) from the Toronto Cycling Committee advising that the Toronto Cycling Committee at its meeting held on November 15, 2004, amongst other things, recommending to the Planning and Transportation Committee that:

- (1) \$60,000.00 be added to the Urban Development Services Cycling Programs budget for Cycling Safety Programs in order to develop and implement the Bike Bus Safety Program to provide education about safe cycling to children and youth, and to work towards the development of a Bike-to-School Program, as per Recommendation 7-2 of the Toronto Bike Plan; and
- (2) \$50,000.00 be added to the Urban Development Services Cycling Program budget for Cycling Promotion to promote bicycle commuting by starting to implement the Urban Development Services 5 year plan for expanding the Bike User Group Network, as per Recommendation 7-6 of the Toronto Bike Plan.

1(b). Follow-up Report on Comprehensive Review of Fees in the Urban Development Services Department – All Wards

Report (December 14, 2004) from the Commissioner of Urban Development Services providing additional information to the Planning and Transportation Committee on a comprehensive review of fees in Urban Development Services.

Recommendation:

It is recommended that this report be received for information.

**1(c). Union Station Precinct Urban Design Study Budget Submission
61-71 Front Street West
Toronto Centre-Rosedale, Ward 28**

Report (December 15, 2004) from the Commissioner of Urban Development Services responding to City Council's request at its meeting on November 30, December 1 and 2, 2004, for the Commissioner of Urban Development Services to report as soon as possible to the Planning and Transportation Committee and the Budget Advisory Committee, as part of the 2005 budget review process on a budget, terms of reference and continuing the Master Plan with an urban design study for Union Station which would lead to an Urban Design Plan.

Recommendations :

It is recommended that the Planning and Transportation Committee:

- (1) recommend to the Budget Advisory Committee that the 2005 EMT Recommended UDS Capital Budget be increased \$0.500 million to undertake this study, be considered during the Budget Advisory Committee review of the 2005 EMT Recommended UDS Capital Budget;
- (2) authorize the Commissioner of Urban Development Services to develop Terms of Reference for the study within the context outlined in this report and retain such outside consultants as may be required to assist in the preparation of the Urban Design Plan to ensure that the work can be completed in a timely manner;
- (3) that the Commissioner of Urban Development Services be requested to report back to the Planning and Transportation Committee on the completion of the study.

2. Operation of Construction Equipment on Sundays and Statutory Holidays

Report (December 10, 1004) from the Commissioner of Urban Development Services reporting on possible amendments to the Noise Control By-law which would limit the operation of construction equipment on Sundays and statutory holidays.

Recommendation:

It is recommended that the by-law not be amended to further regulate the operation of construction equipment on Sundays and statutory holidays.

3. Harmonization of the Sign By-law Concerning Posters on Utility Poles

Report (December 8, 2004) from the Commissioner of Urban Development Services reporting on the harmonization of the Sign By-law concerning posters on public property, including signs on utility poles.

Recommendation:

It is recommended that this report be received for information purposes only.

- 3(a).** Communication (December 7, 2004) from the City Clerk advising that City Council on November 30, December 1 and 2, 2004, considered Clause 3 of Report 9 of the Policy and Finance Committee, entitled “Clean and Beautiful City – Five-Point City Action Plan to Make Toronto a Clean and Beautiful City – All Wards”, and directed that the Postering By-law be considered by the Planning and Transportation Committee at its first meeting in January, 2005.

4. Amendment to Toronto Municipal Code, Chapter 545, Article II as it relates to Driving School Restricted Areas within the City of Toronto to Coincide with the Relocation of a Driver Examination Centre from 1201 Wilson Avenue to 35 Carl Hall Road

(Public Meeting – 12:00 p.m. or as soon as possible thereafter)

Report (December 2, 2004) from the Commissioner of Urban Development Services recommending an amendment to Chapter 545 (Licensing) to provide for a driving school restricted zone to coincide with the relocation of a Driver Examination Centre from 1201 Wilson Avenue to 35 Carl Hall Road.

Recommendation:

It is recommended that:

Article II, Section 545-15A, Subsection 3 of Chapter 545 of The Toronto Municipal Code be deleted and the following subsection be added:

Section 545-15A(3) The area bounded on the north by Finch Avenue West, on the west by Jane Street, on the south by Highway 401 and on the east by Bathurst Street.

5. Clean and Beautiful City – Five-point City Action Plan to make Toronto a Clean and Beautiful City (All Wards)

Communication (November 30, 2004) from Deputy Mayor Sandra Bussin forwarding a communication (November 30, 2004) from the Roundtable on a Beautiful City advising that the Roundtable on a Beautiful City at its meeting on November 29, 2004 requested the Chair to forward the following recommendations to the Planning and Transportation Committee for consideration at its meeting on January 4, 2005:

- (a) that the Commissioner of Urban Development Services be requested to report to the Roundtable on a Beautiful City on the development and adoption of sustainable design principles and standards; and
- (b) that the proposed billboard policy/by-law be referred to the Roundtable on a Beautiful City for review and comment.

6. Review of City's Administrative Structure

Communication (December 7, 2004) from the City Clerk advising that City Council on November 30, December 1 and 2, 2004, considered a report (November 24, 2004) from Mayor Miller, and referred the following Motion to the Planning and Transportation Committee:

Moved by Councillor Milczyn:

That the Mayor's Report be amended to provide that the Planning and Building functions be integrated into one department to be called Urban Development Services.

7. Licence Fees for Private Parking Enforcement Agencies

Communication (December 9, 2004) from the City Clerk advising that City Council on November 30, December 1 and 2, 2004, re-opened Policy and Finance Committee Report 5, Clause 11, headed "Review of Business Licensing Fees/Establishment of Traditional Medicine Establishment and Practitioner Licences" for further consideration only as it pertains to the licence fees for Private Parking Enforcement Agencies, and adopted the balance of the following Motion, without amendment:

Moved by: Councillor Moscoe

Seconded by: Councillor Walker

“WHEREAS there are some 83 Private Parking Enforcement Agencies licensed by the City of Toronto; and

WHEREAS these agencies generate ticket revenues (by issuing legal City of Toronto tags on private property) estimated at approximately \$5.5M in 2004, for the City of Toronto; and

WHEREAS new licence fees established by Council for Private Parking Enforcement Agencies are scheduled to go into effect beginning January 1, 2005; and

WHEREAS these fees have been increased from \$186.00 for an initial licence and \$100.00 for a renewal in 2004 to \$2,571.00 for an initial licence and \$2,345.00 for a renewal in 2005, increases of some 1380 percent and 2350 percent respectively; and

WHEREAS the fees apply equally to all agencies whether they employ 300 officers or 3 officers; and

WHEREAS the net effect of this increase will be to drive all of the smaller agencies out of business or force them to operate illegally; and

WHEREAS the reason for the increases stem from the City's interpretation of the Licensing Provisions of the *Municipal Act* that require licensing activities to be cost recovered within the class of business, and there are massive increase in enforcement activities, ironically related to the companies that are operating outside the law, many of which are unlicensed and therefore do not pay licence fees; and

WHEREAS the matter is an issue of fairness and fundamental justice and one of some urgency to these companies;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Policy and Finance Committee Report 5, Clause 11, headed 'Review of Business Licensing Fees/Establishment of Traditional Medicine Establishment and Practitioner Licences' be re-opened for further consideration only as it pertains to the licence fees for Private Parking Enforcement Agencies;

AND BE IT FURTHER RESOLVED THAT the City give notice that it intends to review these rates, and the matter be referred to the Planning and Transportation for a public hearing under the *Municipal Act*;

AND BE IT FURTHER RESOLVED THAT the Commissioner of Urban Development Services, in consultation with the City Solicitor and the Chief Financial Officer and Treasurer, report to an upcoming meeting of the Planning and Transportation Committee to re-structure the licence fees related to this class of business through one or a combination of:

- (1) a graduated schedule of fees based on the number of Municipal Law Enforcement Offices employed by that company; and/or
- (2) a realignment of approximately 4.5 to 5 percent of parking ticket revenue which would offset the cost of administering and enforcing the Licensing by-law within Urban Development Services; and/or
- (3) a formula which combines both revenue sources, noted above;

AND BE IT FURTHER RESOLVED THAT the Commissioner of Urban Development Services report on this matter directly to the Planning and Transportation Committee as soon as possible in recognition of its time sensitive nature;

AND BE IT FURTHER RESOLVED THAT all enforcement for non-payment of fees within this class of license be suspended pending Council's review of this matter and resolution of appropriate fees for this class of license."