

## Councillor Paul Ainslie

Scarborough East – Ward 43

November 13, 2007

### Bell tower Questions and Facts 140 Guildwood Parkway Guildwood Presbyterian Church

Question	Fact	Responsibility
Why was the Councillor not informed?	<b>The application was never circulated to the local Councillor or any City Department.</b> All development applications which are processed by the City are circulated to the local Councillor including Site Plan Applications. In the case of 140 Guildwood Pkwy, the Site Plan Application was submitted to the City Planning Division but subsequently closed and the fee refunded to Bell because the City does not have jurisdiction over telecommunication towers and Site Plan approval is therefore not required.	Joe Nanos, Manager Community Planning
What authority does the City of Toronto have in dealing with Industry Canada?  What are the zoning by-laws?	Under the Radio Communications Act, Industry Canada has the final authority to approve the location of the telecommunication towers and antennae. Therefore, municipal zoning by-laws do not have to be considered.  Industry Canada's Client Procedure Circular (CPC) established the process to be followed by proponents regarding telecommunication installations. Applicants must follow a standard consultation process as set out in the CPC.  A court decision was issued on March 2, 2007, which determined that telecommunication installations are not subject to site plan control as they are a Federal undertaking.  Telus appealed the City of Toronto By-law which directed the planning department to go through a site plan approval for any telecommunication towers in the City. Telus won the appeal.	Anna Kinastowski City Solicitor.  Dianna Dimmer Director Legal Services  Frank Stirpe, Planner Community Planning
Does Bell Mobility have a lease in place with Guildwood Presbyterian Church?	20 year lease in place between Bell Canada and Guildwood Presbyterian Church.	The applicant (from Bell Mobility) is Piero Greco, 905-282-3622.
Who is financially gaining on building of the tower?	Guildwood Presbyterian Church – lease information is confidential	The applicant (from Bell Mobility) is Piero Greco, 905-282-3622.
Could the City lease "flagpole" tower to Bell?	The flag pole is not the City's to lease it belongs to Bell Canada who has entered into a lease with the Church.	
Is a building permit required for the HVAC shelter?	Permit will be required if the shed is over 100 square feet. If the shed remains the size as outlined on the plan, a permit will be required.	Ted Stuart Zoning Examiner Building Division
Is a public meeting not needed when this type of structure is being proposed?	With the new regulations which are to be in place on January 1, 2008 a public consultation meeting will be obligatory. <b>I have requested that one takes place</b>	Joe Doria District Engineer Industry Canada Tel: (905)713-2671

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Why did Bell Canada choose this location?	This was not their first choice. It was the third choice. 140 Guildwood Parkway had the required reception and the property owner agreed to a lease.	Piero Greco, 905-282-3622.
Why the Guild Community ?	Locations are sought out when there is a combination of 1. Random technician looks for hot spots for low reception. 2. Response from Bell customer complaints of poor reception on there mobiles / text messages/blackberry/palm users.	Piero Greco, 905-282-3622.
Industry Canada Notification Process?	Telecommunication companies are to notify the community via written notification after a location has been secured. Community input is then gathered by the applicant. There is no meeting required at this time but the community can request that one take place. In January 2008 new rules will apply wherein the City will have to be notified and public meetings will have to take place. <b>I have asked Industry Canada if the new procedure can apply to this application as it is to be built in May 2008</b>	Joe Doria District Engineer Industry Canada - Spectrum Management Toronto District Office 55 St. Clair Avenue East, 9 <sup>th</sup> Floor Toronto, ON M4T 1M2 Tel: (905)713-2671, Fax: (416)954-3553 <b>Email: <a href="mailto:doria.joe@ic.gc.ca">doria.joe@ic.gc.ca</a></b> <b>Internet:</b> <a href="http://spectrum.ic.gc.ca">http://spectrum.ic.gc.ca</a>
What is Industry Canada's role?	Issues spectrum licenses to telecommunications providers.	MP John McKay 416-283-1226 or Joe Doria at 905-713-2671
Can another telecommunication carrier also install a tower for their service needs at this proposed site at another time?	This has never been done. The usual practice is for any other carrier to use the same tower as a source	Joe Doria at 905-713-2671

Further information can be accessed at the following web site addresses for Industry Canada Cell Tower rules:

A site with frequently asked questions is located here:

<http://strategis.ic.gc.ca/epic/site/smt-gst.nsf/en/sf08788e.html>

The new set of rules that take affect as of Jan. 1, 2007 is located here:

<http://strategis.ic.gc.ca/epic/site/smt-gst.nsf/en/sf01031e.html>