

**CITY OF VAUGHAN**

**EXTRACT FROM COUNCIL MEETING MINUTES OF JUNE 25, 2013**

Item 39, Report No. 28, of the Committee of the Whole, which was adopted without amendment by the Council of the City of Vaughan on June 25, 2013.

**39**

**DEPUTATION – MS. VITTORIA ASPRO  
WITH RESPECT TO AN AMENDMENT TO A CITY OF VAUGHAN BY-LAW**

**The Committee of the Whole recommends:**

- 1) That the deputation of Ms. Vittoria Aspro, Forest Drive, Woodbridge, and Communication C2, be received; and**
- 2) That staff prepare a report for September 2013 outlining the options with respect to, and the arguments pro and con, for the City reregulating trees on private property.**

**VAUGHAN**
 4.1  
 FAX (905) 832-8535  
**RECE**

c.2 Communication CW: June 11/13 Item: Dep 3)
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**DEPUTATION REQUEST FORM** MAY 27 2013

(For matters not listed on a Standing Committee agenda)

 This deputation request form and any written communications or background information for consideration must be submitted to the City Clerk **thirteen (13)** or more days prior to the Committee date.

 Your deputation will be subject to the guidelines outlined below. If you need any assistance completing this form or if you have any questions, please contact the City Clerk's Office: [Clerks@vaughan.ca](mailto:Clerks@vaughan.ca) or 905.832.8504.

Committee Meeting Name: <b>COMMITTEE OF THE WHOLE</b>	Date of Request: <b>JUNE 11, 2013</b>
Committee Meeting Date: <b>JUNE 11, 2013 and JUNE 18, 2013</b>	
Name: <b>VITTORIA ASPRO on behalf of FRANK ASPRO</b>	Mail: _____
Address: <b>390 FOREST DRIVE</b>	Tele no: <b>(905) 851-7103</b>
City: <b>WOODBRIDGE</b> Postal Code: <b>L4L 6N7</b>	Mobile no: <b>N/A</b>
Name of Organization (if applicable): _____	
Describe in detail the reason for the deputation and what action you will be asking the Committee to take: <b>I would like to put forth a motion regarding an amendment to the existing municipal bylaw currently stating that the City of Vaughan cannot intervene with respect to trees planted on private property.</b> <b>SEE PAGES 2 → 5 attached for continuation.</b>	
Do you wish to provide a written or electronic communication or background information? Yes <input type="checkbox"/> Please describe: _____ No <input checked="" type="checkbox"/> <b>Uaspro</b>	

**Deputation Guidelines**

1. Deputations shall only be permitted in respect of subject matters that deal with municipal issues and are within the City's jurisdiction, being those that Council is responsible for, as outlined in the Municipal Act, S.O. 2001, c.25, as may be amended from time to time, and other applicable legislation.
2. A person may make a deputation regarding only one subject matter per meeting.
3. Any Deputation on behalf of an organization, including any corporation/association, or on behalf of any group, shall be made by a single representative.
4. Deputations are limited to five (5) minutes.
5. All requests will be reviewed by City staff prior to approval. The review will take into consideration the rules and principles of the City's Procedure By-law.

Personal information will be used for the purposes of sending correspondence relating to matters before Council. Your name, address, comments and any other personal information is being collected and maintained for the purpose of creating a record that is available to the general public in a hard copy format and on the Internet in an electronic format pursuant to Section 27 of the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c.M.56, as amended. Questions about this collection should be directed to the City Clerk, City of Vaughan, 2141 Major Mackenzie Drive, Vaughan, Ontario, L6A 1T1, telephone number: 905. 832.8504.

I would like the current by-law to allow for the municipality's intervention when a neighbour's LIVING or DEAD plant, shrub, or tree INFRINGES upon an adjacent neighbour's basic human rights to live on and enjoy his/her property as he/she sees fit, and/or creates a hazard and/or a nuisance and/or additional expenses to the neighbouring property. The city should have the authority upon a qualified city inspector's recommendation to have the LIVING or DEAD plant, shrub, and/or tree on PRIVATE PROPERTY REMOVED at the expense of the property owner who houses the forementioned.

The owner of 394 FOREST DR., has two mulberry trees, which bear dark staining fruit, planted in very close proximity to the backyard fence dividing the two properties. For many years my Father, FRANK ASPRO, has cut down the branches. He is currently 78 years old and <sup>50</sup>a couple of years ago (SUMMER 20<sup>13</sup>), with the help of MR. CARELLA'S OFFICE, most of the branches that overhung on our

backyard property were cut down by the residents of 394 FOREST DRIVE.

Currently one tree is dying or is already dead and the remaining living one, whose branches intertwine with the dying or dead tree, has shoots that have since grown and are touching the roof and the walls of our home.

In addition, the mulberries have in the past stained our picnic table and our interlocking patio stones. Furthermore and worse of all, we were, <sup>and</sup> are still, prevented from hanging laundry on <sup>our</sup> outdoor umbrella clothesdryer because the dark fruit permanently stains clothing.

We are law-abiding citizens who pay property taxes and it is not fair that we are not able to live as we would like on our own property. For example, we are forced to dry our laundry indoors in our basement, space permitting, and/or are obligated to use our electric dryer. It is

Attention: COMMITTEE OF THE WHOLE (continued Pg.

noteworthy to point out that NOT only are electricity fees very expensive and constant on the rise but that the rates are TRIPLE on weekdays when used in the prime hours of the day. WHY must we be DENIED the right to choose the less expensive and less wasteful alternative of hanging laundry outdoors when the weather permits and we wish to do so?

More and more, governments on all levels are imposing laws regarding GREENER LIVING, for example, recycling, and the prohibited use of harmful fertilizers and pesticides. If we want to live a lifestyle that is in accordance with the City's newer updated laws, then we should be allowed to FREELY do so!

Yes, it is true that the owner of 394 FOREST DRIVE is also a tax-paying citizen and as such is entitled

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to live on her property however she pleases as long as her way of living does NOT violate another's rights to live on their property as they so wish. This is where the LAW, in this case, the municipal government should come into play, given that we live in a democracy.

Not only do I request that the city's bylaw be amended allowing for the removal of LIVING or DEAD plants, shrubs or trees ON PRIVATE PROPERTY when deemed necessary by a qualified city inspector, but also that these two intrusive mulberry trees be permanently cut down.

THANK YOU FOR YOUR TIME AND CONSIDERATION.

CORDIALLY,

Vittoria Aspro  
VITTORIA ASPRO  
on behalf of FRANK ASPRO,  
owner of 300 Forest Drive

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