



June 14, 2017

Dear John Fisher Junior Public School Community,

The safety of students at John Fisher Junior Public School (JFJPS) continues to be a priority for the school and the Toronto District School Board (TDSB) and we continue to work with the City and developer to enhance safety measures and mitigate risks during the demolition and construction of the 18-30 Erskine Avenue development.

The KG Group and the TDSB have entered into a further agreement (see attached) conditional on City Council approval of demolition permits and the site plan at its upcoming meeting on July 4-6 and on the KG Group being permitted to start work this summer. Below is a summary of the key terms of this agreement as to monitoring and enforcement, the KG Group's additional financial contribution to the TDSB, and future communication and consultation.

### **Monitoring and Enforcement**

We continue to work with the KG Group to create the best outcome for the school community. As you know, the TDSB and KG Group will each have independent third party monitors to ensure compliance with the risk mitigation measures. In order to resolve disputes between the third party monitors, new measures would be implemented:

- The KG Group has agreed to the appointment of an independent expert retained to make final decisions on any disagreements between these monitors.
- Decisions made by the independent expert will be final, and the developer will be required to comply with such decisions.

### **Developer's Financial Contribution**

- The KG Group has agreed to provide an additional \$250,000 to the TDSB within 10 days of the developer's receipt of all above-grade building permits required to start above-grade work for this project.
- This is in addition to the \$500,000 that the KG Group will pay to the TDSB. The \$750,000 will assist the TDSB in meeting its mitigation costs; and/or, make improvements to the playground/recreation area of JFJPS.
- The KG Group will pay all reasonable expenses (up to a maximum of \$10,000) related to public art the TDSB will place on the hoarding to be built on the school site.

### **Communication and Consultation**

- The KG Group will regularly update its website on the status of the construction and safety mitigation measures.
- The KG Group will also participate in a committee, which will be established by the TDSB and will include two members from each of the John Fisher school community, the local community, the developer and TDSB. This committee will meet monthly and discuss construction issues, including the status of the work and any areas of concern.



## **Traffic Safety**

As you know, a parent group commissioned a traffic safety study. The City has sole responsibility for any changes to the traffic flow and restrictions on heavy trucks during construction. Two weeks ago, the TDSB wrote to the City requesting it review the study's recommendations with a view to having the City adopt and implement traffic safety measures near the school property. Yesterday, at the North York Community Council, a motion that will place restrictions on traffic, including on the use of trucks during morning drop-off and afternoon pick-up times was submitted. The matter will be presented at City Council on July 4-6, 2017. Highlights of other traffic safety measures include:

- Reduce the speed limit on Erskine Avenue to 30km/h.
- Investigate a pedestrian crossing to protect children crossing Erskine Avenue to JFJPS.
- Reduce truck traffic on local streets.
- Install 'School Zone' signs on Erskine Avenue.
- Reduce the number of vehicles reversing from the construction site.

To learn more about all traffic safety measures being addressed by the City see the attached motion. If you have any concerns/suggestions about this motion, please contact Councillor Jaye Robinson at [councillor\\_robinson@toronto.ca](mailto:councillor_robinson@toronto.ca) or 416-395-6408.

## **TDSB/KG Group Safety and Risk Mitigation Measures**

As you know, after consultations with parents, the TDSB approved on May 24, 2017 a safety and risk mitigation action plan for the school that is unprecedented in terms of its comprehensive coverage.

Highlights of the action plan include:

- Install double paned windows with seals to reduce noise.
- Install window unit air conditioning to reduce the need to open windows, reducing noise and dust.
- Remove all friable asbestos dust containing material that could be disturbed by construction related vibration.
- Remove all lead containing paint that may be flaking or deteriorating.
- Regular monitoring for air, noise and radon as well as the school building for any structural damage.
- Create a hard surface play area on the east side of the school to reduce exposure to noise and dust.
- A 12-foot high hoarding wall to be installed by the developer near the property line and a further 12-foot-high hoarding wall to be installed by the TDSB on school property to provide a safety buffer and further noise attenuation.
- The KG Group will use cranes that will not swing over the school property.
- Significant construction will be suspended from the start of the school year to October 15 or until the TDSB has completed certain key risk mitigation measures.

Details of the TDSB's comprehensive safety and risk management action plan can be found on page 67 of this report:

<http://www.tdsb.on.ca/Leadership/Boardroom/AgendaMinutes.aspx?Type=A&Folder=Agenda%2f20170517&Filename=170517+John+Fisher+Tower+3129.pdf>.

The safety and risk mitigation measures outlined in this letter, including the traffic safety measures introduced by the City, continue to respond to parent's concerns and suggestions. We strongly believe that

the appropriate steps are being taken to ensure students and staff are safe during construction and that the adjacent development has as minimal impact as possible under these circumstances.

The KG Group has committed to this project and to working with the TDSB. However, if for any reason the KG Group decides to sell the property, the terms outlined in the Mitigation Agreement will apply to the buyer.

At this time we would also like to thank Trustee Gershon for continuing to represent the voice of school parents in all discussions with the City, the developer and at the TDSB Board table. We also thank the School Council Chair Tanya Razek, Principal Marlene Harroun and Vice-Principal Lee-Anne Maier for being strong advocates for students, staff and parents throughout this long process of building a safety plan for the school.

We will share additional information on the school website as it becomes available.

Sincerely,



Beth Butcher  
Executive Superintendent LC1



Angelos Bacopoulos  
Associate Director, Facilities, Sustainability  
and Employee Services

