

**MOTION
ETOBICOKE YORK COMMUNITY COUNCIL**

**Request for Attendance at an Ontario Municipal Board Hearing – Appeal
of Committee of Adjustment Decision for 39 Astoria Avenue**

Moved By: **Councillor** **Nunziata**

SUMMARY:

On April 19, 2007, the Committee of Adjustment refused Minor Variance applications (File No. A158/07EYK and A159/07EYK) and a Consent application (File No. B27/07EYK) for 39 Astoria Avenue. The applications sought approval for consent to sever the land into two undersized residential lots and to construct a pair of two storey semi-detached dwellings each with an integral single car garage.

City Planning Staff prepared for Committee a Staff Report recommending refusal and a lot frontage analysis of existing properties in the surrounding area for information purposes.

A petition signed by 41 residents in opposition to the application and 7 letters in opposition were submitted to the Committee of Adjustment.

The agent for the applicant appealed the Committee of Adjustment refusal decision to the Ontario Municipal Board. No hearing date has been set.

In view of the refusal decision of the Committee of Adjustment, staff recommendations to refuse the application and the opposition to the development expressed in a petition signed by area residents, this motion is brought forward to authorize the City Solicitor and City Planning Staff to attend the OMB hearing to oppose the applications and proposal.

RECOMMENDATIONS:

1. That City Council authorize the City Solicitor and City Planning staff to attend the Ontario Municipal Board hearing to seek refusal of the Consent and Minor Variance application Nos. B27/07EYK, A158/07EYK and A159/07EYK, respectively relating to 39 Astoria Avenue.

Attachment: Notices of Decision dated April 24, 2007 from the Manager and Deputy Secretary Treasurer, Committee of Adjustment, Etobicoke York Panel respecting 39 Astoria Avenue.