

NOTICE OF MOTION

ONTARIO MUNICIPAL BOARD HEARING – COMMITTEE OF ADJUSTMENT APPLICATION 18, 20, 22 and 26 Poyntz Ave. and 11, 15 and 19 Bogert Ave.

Moved by:	Councillor	JOHN FILION
Seconded by:	Councillor	

SUMMARY:

Premium Properties Limited, the owners of 18, 20, 22 and 26 Poyntz Avenue and 11, 15 and 19 Bogert Avenue, submitted a minor variance application to permit an extension of interim Car Rental Agency use and ancillary paid parking lot use.

In addition to permitting the interim Car Rental Agency use and ancillary paid parking lot use, variances were requested for a maximum 107 surface parking spaces, of which 73 surface parking spaces are devoted to an ancillary paid parking lot and a setback of 5m from Bogert Avenue to the existing trailer in association with an interim car rental agency use and ancillary paid parking lot use.

The Committee of Adjustment for the City of Toronto (North York) refused minor variance application at their December 14, 2006 meeting.

Planning staff commented that the proposed development did not meet the general purpose and intent of the Official Plan, with respect to interim land uses for phased developments and the transportation objectives of the North York Centre Secondary Plan. The proposal also failed to meet the general purpose and intent of the Zoning By-law, which clearly cites the only permitted uses for the lands. The requests were not considered to be minor in nature and therefore it was recommended that no extension of the interim uses be approved.

The owner has appealed the decision of the Committee of Adjustment for the minor variance application to the Ontario Municipal Board.

The Ontario Municipal Board has set May 9, 2007 as the date for the hearing of the appeal.

The Councillor is requesting representation at the Ontario Municipal Board Hearing.

RECOMMENDATIONS:

1. That Council authorize the City Solicitor and City Planning Staff to attend the Ontario Municipal Board Hearing to uphold the City's By-law and the Committee of Adjustment's decision.