TORONTO

MOTION

108 Stayner Avenue- Amendments to Approved Site Plans

Moved by: **Councillor Moscoe**

SUMMARY:

At its meeting of May 23, 24 and 25, 2007, City Council, on the motion by Councillor Moscoe, referred the confidential report of the City Solicitor in this matter to the North York Community Council so as to give area residents the opportunity to make representation on the matter. City Council also directed that the City Solicitor, in consultation with the Ward Councillor, continue to mediate in order to attempt to achieve a settlement of this matter.

Discussions have continued between the developer and his lawyer and City staff in an effort to resolve all outstanding issues. It now appears that a settlement has been reached between the parties. This matter is urgent and must be dealt with by the North York Community Council because the Ontario Municipal Board ("OMB") has scheduled a Motion for Directions hearing on June 29, 2007 regarding the approved site plans and the City Solicitor needs authorization and direction to effect a settlement between the developer and the City of Toronto prior to the hearing.

RECOMMENDATIONS:

1. That the City of Toronto consent to the application to the Ontario Municipal Board (the "OMB") by Merin Investments Inc. (the "Owner"), owner of 108 Stayner Avenue (the "Land") to amend the approved site plans to show the "as built" site plans for Lots 4, 5 and 6 subject to the following condition:

    a. That the Owner immediately remove the house on Lot 7 and rebuild it in accordance with the plans and elevations approved by the OMB by Decision/Order dated June 8, 2006.

2. That the Owner submit any amendments to the approved landscaping plans for the Lands, as a result of the amendments to the approved site plans, to the satisfaction of the Director of Community Planning North York District.

3. That Council authorize the City Solicitor to attend any OMB hearing as may be required and take all necessary actions so as to give effect to these recommendations.

June 26, 2007