

NOTICE OF MOTION**STAFF REPRESENTATION AT THE ONTARIO MUNICIPAL BOARD – 105 YORK DOWNS DRIVE**

Moved by: Councillor MICHAEL FELDMAN

Seconded by: Councillor _____

SUMMARY:

Antonietta Mozzone, the owner of 105 York Downs Drive, made an application to the Committee of Adjustment, North York District for the division of a parcel of residential lands into two parts for the creation of a new residential building lot.

Minor Variance Applications were also made for the construction of a new two storey dwelling on each of the proposed lots. Variances were requested with respect to lot frontage and width, lot area, east and west side yard setbacks, lot coverage, dwelling height, finished first floor elevation and front yard hard surface area.

The applications were considered by the Committee of Adjustment on July 4th, 2007, where it was the decision of the Committee to refuse the severance and the associated minor variance applications.

Planning staff reported that the proposed severance would result in lots that were in keeping with the surrounding lot pattern in the immediate area. Staff further reported that the proposed lots were similar to the lots located at 99 and 99A York Downs Drive and the proposed dwellings at 105 York Downs Drive should be built within the parameters of variances granted for those lots. Staff recommended amendments to the variances requested.

The applicant appealed the Committee's refusal of the Consent and the Minor Variance Applications to the Ontario Municipal Board.

The Ontario Municipal Board has set December 18th, 2007 as the date for the hearing.

The Councillor is requesting that Legal staff and outside planning consultants attend the Ontario Municipal Board hearing in support of the Committee's decision.

RECOMMENDATIONS:

1. That Council authorize the City Solicitor to retain outside Planning representation and to attend the Ontario Municipal Board hearing to uphold the Committee's decisions.