

NOTICE OF MOTION**Instructions to the City Solicitor to Consent to the Removal of 215 Queen Street West from By-law 979-2007, at the Ontario Municipal Board**

Moved by: Councillor Vaughan

Seconded by: Councillor Walker

SUMMARY:

At its meeting of July 16, 17, 18 and 19, 2007, Council passed By-law 979-2007 pursuant to Section 41 of the *Ontario Heritage Act*. By-law 979-2007 designated Queen Street West between University Avenue and Bathurst Street as a Heritage Conservation District.

By-law 979-2007 was appealed to the Ontario Municipal Board by three separate landowners in the area who were subject to the By-law. One of the appellants is the owner of 215 Queen Street West, which is currently a vacant site being used as a parking lot. 215 Queen Street West currently has no heritage buildings on the site and the owner is proposing to construct a new office building in the future. The appeal by this owner is delaying the implementation of the Heritage District By-law for the remainder of the properties subject to the By-law.

RECOMMENDATION:

1. That, in return for the owner's support for the early approval by the Ontario Municipal Board of the remainder of By-law 979-2007 on all other properties in the Queen Street West Heritage District, City Council instruct the City Solicitor to consent to the removal by the Ontario Municipal Board of the property located at 215 Queen Street West from By-law 979-2007.

May 26, 2008

According to Chapter 27, Council Procedures:

Notice given	(v)
Fiscal Impact Statement provided	
Should have Fiscal Impact Statement prior to debate Requires two-thirds to waive requirement if Council wishes to debate	*
Should be referred to Toronto and East York Community Council Requires two-thirds vote to consider at this meeting	(v)
Motion Recommendations are Urgent - OMB	(v)

* Deputy City Manager and Chief Financial Officer to advise.