

## NOTICE OF MOTION

### Ontario Municipal Board Hearing – 348 Joicey Boulevard

Moved by: **Councillor Stintz**

#### SUMMARY:

On July 16, 2008 the Committee of Adjustment refused an application to sever a parcel of residential lands into two parts for conveyance purposes for the creation of a new residential building lot and the Minor Variance to construct a new two storey dwelling on each of the subdivided lots. Planning Staff recommended refusal of the application for Consent and Minor Variances. The Committee of Adjustment refused applications **B0045/08NY**, **A0398/08NY** and **A0399/08NY** on the following grounds:

- The intent and purpose of the Official Plan is not maintained.
- The general intent and purpose of the Zoning By-Law is not maintained.
- The variance is not considered desirable for the appropriate development of the land.
- The Committee does not consider the variance minor in nature.

The applicant appealed the refusal to the Ontario Municipal Board.

#### RECOMMENDATIONS:

That City Council authorize the City Solicitor and appropriate City staff to appear at the Ontario Municipal Board on November 26, 2008 to support the Committee of Adjustment's refusal of this application.

Date: October 7, 2008

#### According to Chapter 27, Council Procedures:

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 Committee/Community Council Requires two-thirds vote to consider at this meeting	
Motion Recommendations are <b>Urgent – (e.g. Health and Safety)</b>	

\* Deputy City Manager and Chief Financial Officer to advise.

*Members should discuss their Motions with appropriate City staff to ensure the correct information is included.*

**Motions Without Notice:**

**According to Chapter 27, Council Procedures:**

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 the Committee/Community Council Requires two-thirds vote to consider at this meeting	
City Clerk, in consultation with the Chair, agrees that the Motion Recommendations are <b>Urgent – (e.g. Health and Safety)</b>	

\* Deputy City Manager and Chief Financial Officer to advise.