

April 16, 2009

To: Chair and Members of the Toronto East York Community Council

Re: Committee of Adjustment Application A0191/09TEY

Recommendation: That the City solicitor and Director of Community Planning TEY District attend the upcoming Ontario Municipal Board (OMB) hearing in opposition to the Committee of Adjustment refusal decision for 1031 Shaw Street (File#: A0191/09TEY).

Discussion: On Wednesday, March 25, 2009, the Committee of Adjustment refused an application from the owner of 1031 Shaw Street to demolish the existing dwelling and to construct a new three-storey detached dwelling.

On July 2, 2007, this property, owned by Sharon Salsberg, was seriously damaged by a fire suspected to have been deliberately set. Unfortunately, this house was made uninhabitable as a result of the fire. The owner applied for variances needed to rebuild a house as per the attached Committee of Adjustment Notice. Despite the fact that there was no community opposition to the proposal and despite the fact that City Planners did not object to the proposal, the Committee of Adjustment rejected the application. The owner has appealed the refusal decision to the OMB.

As the local City Councillor, I have reviewed the application and find it to be in conformity with the neighbourhood. Furthermore, on a human basis I believe we should help, not hinder, those who – through no fault of their own – are left homeless as happened in this case, to rebuild a compatible home.

Thank you for your support.

Sincerely,

Joe Pantalone
Deputy Mayor
City of Toronto