

---

**City Council**

---

MM45.9	ACTION			Ward: 22
--------	--------	--	--	----------

**1276 Yonge Street – Ontario Municipal Board Hearing – Request for City Solicitor to Appear at the Ontario Municipal Board - by Councillor Walker, seconded by Councillor Lee**

*\* Notice of this Motion has been given.*

*\* This Motion is subject to referral to the Toronto and East York Community Council. A two thirds vote is required to waive referral.*

*\* This Motion relates to an Ontario Municipal Board Hearing and has been deemed urgent.*

**Recommendations**

Councillor Walker, seconded by Councillor Lee, recommends that:

1. City Council request the City Solicitor to appear at the Ontario Municipal Board in support of the Committee of Adjustment's refusal of the application for 1276 Yonge Street.

**Summary**

An application for 1276 Yonge Street was heard and refused at the Committee of Adjustment, Toronto and East York Panel A, on December 2, 2009. The Committee of Adjustment's refusal of this application was subsequently appealed to the Ontario Municipal Board by the owner. A hearing at the Ontario Municipal Board is to take place in the very near future.

This application proposes to add an outdoor patio to the existing pub establishment located directly adjacent to residences.

(Submitted to City Council on January 26 and 27, 2010 as MM45.9)