



**STAFF REPORT
ACTION REQUIRED
Confidential Attachment**

**224 King Street West – Rezoning and Site Plan
Applications – OMB Hearing - Request for Directions
Report**

Date:	August 26, 2010
To:	City Council
From:	City Solicitor
Wards:	Ward 20 – Trinity - Spadina
Reason for Confidential Information:	This report is about litigation that affects the City and concerns advice that is subject to solicitor-client privilege

SUMMARY

The applicant has appealed the Zoning By-law and Site Plan applications to the Ontario Municipal Board (OMB). Council has instructed the City Solicitor, the Chief Planner and Executive Director City Planning and other appropriate City staff to attend the Ontario Municipal Board (OMB) hearing in opposition to the current proposal. The Ontario Municipal Board has set aside 19 days for a possible hearing commencing October 12, 2010.

Further instruction is sought for the purposes of the hearing.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council consider whether to adopt the confidential instructions to staff in Attachment 1; and
2. City Council authorize the public release of the confidential recommendations if adopted.

FINANCIAL IMPACT

The recommendations will have no financial impact beyond what has already been approved in the current year's budget.

DECISION HISTORY

There are staff reports respecting the Site and related matters that have been considered by Council.

City Council at its meeting on March 31 and April 1, 2010 authorized the City Solicitor, and other appropriate staff to attend any Ontario Municipal Board hearing in opposition to the proposal. That proposal was for a 45 storey building with 200 dwelling units,

TE32.2 <http://www.toronto.ca/legdocs/mmis/2010/cc/decisions/2010-03-31-cc47-dd.htm>

CONTACT

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SIGNATURE

Anna Kinastowski, City Solicitor

ATTACHMENTS

Attachment 1- Confidential Attachment