
City Council

Motion without Notice

MM52.48	ACTION			Ward: 20
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224 King Street West – Rezoning and Site Plan Applications - Appeals to the OMB - by Councillor Vaughan, seconded by Councillor Feldman

** This Motion has been deemed urgent by the Chair. Council has added this Motion to the agenda for debate.*

Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and concerns advice that is subject to solicitor-client privilege

Recommendations

Councillor Vaughan, seconded by Councillor Feldman, recommends that:

1. City Council consider the report dated August 26, 2010 from the City Solicitor and provide further instructions.

Summary

At its meeting on March 31 and April 1, 2010 City Council authorized the City Solicitor and appropriate staff to attend any Ontario Municipal Board hearing in opposition to the applicant's appeals respecting this application.

City Council also authorized the Chief Planner and Executive Director, City Planning, in consultation with the Ward Councillor, to secure services, facilities or matters pursuant to Section 37 of the *Planning Act* should the proposal be approved in some form by the Ontario Municipal Board and City Council authorized appropriate City Planning Staff and the City solicitor to continue to negotiate with the applicant and attend the Ontario Municipal Board to represent the City's interests if necessary.

Since that time, City staff have recommended and City Council has approved the issuance of a Notice of Intention to Designate the balance of the buildings in the subject block on King Street West under Part IV of the *Ontario Heritage Act*.

The Ontario Municipal Board has scheduled a hearing of the applicant's zoning and site plan appeals beginning October 12, 2010. The City Solicitor requires further instructions and has prepared a report.

(Submitted to City Council on August 25 and 26, 2010 as MM52.8)