

December 5, 2017

To: Mayor John Tory and Members of Council  
Toronto City Hall, 100 Queen Street West  
Toronto, ON M5V 2N2

Ms. Marilyn Toft, Council Secretariat  
[clerk@toronto.ca](mailto:clerk@toronto.ca)

RE: PG24.12 – Request for Direction Development Permit System Appeal – Official Plan Amendment No. 258
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This request for direction was walked on to the Planning and Growth Management Committee Meeting (PGMC) with confidential attachment, without Notice, and without affording members of the public that may be affected an opportunity to speak on the matter.

Teddington Park Residents Association Inc. (TPRA) and Avenue Road Eglinton Community Association (ARECA) are appellants in the Development Permit System (DPS) Appeal.

Mr. Smyth and I have been representing the interest of residents in the planning process; a process that includes Ontario Municipal Board (OMB). The OMB is an institution made up of people, too, and sometimes they get it wrong, but like every hearing we first have to know the case to meet and be given a fair chance to present our side and position. We haven't got there yet. TPRA and ARECA are awaiting to be heard.

The ability to appeal with reasons is a good thing and by every measure speaks well of how our democracy functions. The City is appealing the OMB's decision to divisional court on what they believe is an error in law. In this case, TPRA and ARECA support the OMB decision to adjourn the hearing on the merits in this instance but not necessarily the condition attached to that adjournment.

If Council should decide the matter requires the attention of Divisional Court, then TPRA and ARECA asks that funds be set aside for us to retain a solicitor of our choice, with Council approval, as a way of leveling the playing field, to ensure our position is heard at Divisional Court. However, no matter the outcome of this request; participatory rights, rights to appeal, and independent, impartial decision making under fair rules are worthy of defense whether we have legal counsel or not.

Respectfully,

Eileen Denny, President  
Teddington Park Residents Association Inc.

Patrick Smyth, for and on behalf of  
Avenue Road Eglinton Community Association