



STAFF REPORT ACTION REQUIRED

Interim Procedures During Council Election (All Wards)

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| Date: | April 16, 2010 |
| To: | Planning and Growth Management Committee |
| From: | Chief Planner |
| Wards: | All |
| Reference Number: | Pg10034 |

SUMMARY

This report requests Council's authority to temporarily amend council adopted procedures to send city staff to the Ontario Municipal Board as needed during the election hiatus.

RECOMMENDATIONS

It is recommended that:

- (1) the Chief Planner and Executive Director, City Planning Division and the City Solicitor be authorized to send staff to Ontario Municipal Board hearings on matters of concern to the City, as needed, during the Council Election;
- (2) the Chief Planner and Executive Director, City Planning Division be requested to submit a status report to the Planning and Growth Management Committee and to each Community Council on the use of delegated authority during the election period;
- (3) the Chief Planning and Executive Director, City Planning Division consult with City Councillors on any Ontario Municipal Board attendance, and that individual Councillors who wish to have the City initiate an appeal, support or oppose an appeal or request a deferral, may formally file requests with the Chief Planner and Executive Director, City Planning Division on matters that are time sensitive; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

FINANCIAL IMPACT

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

ISSUE BACKGROUND

During the election hiatus, when there are no City Council meetings between September and December, it has been Council's practice to temporarily pre-authorize staff attendance at the Ontario Municipal Board (OMB) on Committee of Adjustment matters.

COMMENTS

In the interim period from September to December 2010, the City Planning Division will not be in a position to seek Council authority to send city staff to the Ontario Municipal Board (OMB) for Committee of Adjustment applications which have been appealed by third parties. In addition to the need to send city staff to the OMB for Committee of Adjustment applications which have been appealed by third parties, there could also be instances where the City may need to launch an appeal against a decision of the Committee of Adjustment, or items related to other city planning applications, which City staff attendance at the OMB is required. Staff should be authorized to use their discretion to determine whether there is a corporate city interest which warrants staff attendance at the OMB.

At the first regular meeting of the Planning and Growth Management Committee, the Chief Planner and Executive Director, City Planning Division will report on the use of delegated authority during the election period.

The interim process recommended in this report authorizes the Chief Planner and Executive Director, City Planning Division and the City Solicitor to send staff to OMB hearings on matters of concern to the City, as required, during the Council Election period, and will cease once the Community Council and City Council meeting cycle has re-convened.

CONTACT

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SIGNATURE

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