# TORONTO Member Motion

# City Council

**Motion without Notice**

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| MM7.18 | ACTION | | | Ward: 27 |

## 288 Mount Pleasant Road – Ontario Municipal Board Hearing – May 12, 2011 - by Councillor Kristyn Wong-Tam, seconded by Councillor Mary-Margaret McMahon

**** This Motion has been deemed urgent by the Chair***
**** This Motion is not subject to a vote to waive referral***
**** This Motion has been added to the agenda and is before Council debate***

### Recommendations

Councillor Kristyn Wong-Tam, seconded by Councillor Mary-Margaret McMahon, recommends that:

1. City Council direct City Solicitor to attend the Ontario Municipal Board hearing scheduled on May 12, 2011, along with independent land-use planning experts if necessary, to defend the Committee of Adjustment's refusal of variances at 288 Mount Pleasant Road, (Application No.: A0916-10TEY).

### Summary

The owner of the property applied to the Committee of Adjustment for five variances for the property including height, front and rear yard setbacks, floor space index and lot area. The Committee of Adjustment refused the application on January 26, 2011 and the owner has subsequently appealed. An Ontario Municipal Board hearing is set for May 12, 2011. Recognizing the concerns of the community that the variances are not minor, and that they meet neither the general intent and purpose of the Zoning Bylaw nor the intent and purpose of the Official Plan, it is my view that the decision of the Committee of Adjustment should be upheld.

(Submitted to City Council on April 12 and 13, 2011 as MM7.18)