TORONTO

STAFF REPORT
ACTION REQUIRED
Confidential Attachment

365-375 Church Street - Zoning Amendment Application OMB Hearing

Date:	May 8, 2012
To:	City Council
From:	City Solicitor
Wards:	Ward 27 – Toronto Centre-Rosedale
Reason for Confidential Information:	This report relates to a litigation matter before the Ontario Municipal Board and concerns advice that is subject to solicitor-client privilege.
Reference Number:	

SUMMARY

The purpose of this report is to seek Council's instruction.

The applicant has appealed the Zoning By-law Amendment to the Ontario Municipal Board (OMB) due to Council's failure to make a decision within the time allotted by the Planning Act. The OMB has recently scheduled a 2 day hearing of the appeal for July 11 and 12, 2012 at the Applicant's request. Staff will need direction from City Council for the hearing and are seeking instruction on how to proceed.

This report has been prepared in consultation with the Chief Planner and Executive Director, Community Planning (the Chief Planner).

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council provide instructions to staff on the upcoming Ontario Municipal Board Hearing regarding 365 – 375 Church Street; and

2. City Council authorize the public release of the instructions if adopted with the balance of the information to remain in-camera.

Financial Impact

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

DECISION HISTORY

The Preliminary Planning Report (January 18, 2011) was considered by the Toronto and East York Community Council at its meeting in February 16, 2011 and the recommendations of Planning staff were adopted directing staff to schedule a community consultation meeting, provide notice of the meeting and notice for the Planning Act public meeting.
http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2011.TE4.37

CONTACT

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SIGNATURE

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Anna Kinastowski, City Solicitor

ATTACHMENTS

Attachment 1- Confidential Attachment