



Member Motion

City Council

Motion without Notice

MM24.32	ACTION			Ward:29
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20 St. Hubert Avenue – Request for City Solicitor to attend at the Ontario Municipal Board - by Councillor Mary Fragedakis, seconded by Councillor Mark Grimes

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 for debate.*

Recommendations

Councillor Fragedakis, seconded by Councillor Mark Grimes, recommends that:

1. City Council direct the City Solicitor to attempt to negotiate a settlement in the appeal of Committee of Adjustment Application No. A0860/11TEY and authorize the City Solicitor to settle the matter on behalf of the City in her discretion after consultation with the Chief Planner and Ward Councillor.
2. In the event a settlement cannot be reached, City Council authorize the City Solicitor to appear at the Ontario Municipal Board and to retain outside consultants as necessary to support the decision of the Committee of Adjustment in refusing Application No. A0860/11TEY respecting 20 St. Hubert Avenue.

Summary

At its hearing on February 8, 2012, the Committee of Adjustment refused Application No. A0860/11TEY respecting 20 St. Hubert Avenue to allow the construction of a second floor addition to the existing one-storey detached dwelling. The requested variance was to increase the maximum permitted floor space index from 0.45 to 0.646 times the area of the lot. Members of the public are in opposition to the application. The applicant has appealed the refusal of the Committee of Adjustment to the Ontario Municipal Board.

A hearing has been scheduled for July 3, 2012, and as such this is a time sensitive matter. (Submitted to City Council on June 6 and 7, 2012 as MM24.32)

Background Information (City Council)

Member Motion MM24.32

Committee of Adjustment Notice of Decision on 20 St. Hubert Avenue
<http://www.toronto.ca/legdocs/mmis/2012/mm/bgrd/backgroundfile-48231.pdf>