Member Motion

City Council

Notice of Motion

MM26.5	ACTION			Ward:29

208 Mortimer Avenue – Request for City Solicitor to Attend at Ontario Municipal Board Hearing - by Councillor Mary Fragedakis, seconded by Councillor David Shiner

**** Notice of this Motion has been given.***
**** This Motion is subject to referral to the Toronto and East York Community Council. A two thirds vote is required to waive referral.***
**** This Motion relates to an Ontario Municipal Board Hearing and has been deemed urgent.***

Recommendations

Councillor Mary Fragedakis, seconded by Councillor David Shiner, recommends that:

1. City Council authorize the City Solicitor to attend the Ontario Municipal Board hearing in support of the Committee of Adjustment's refusal of Application No. A0395/12TEY regarding 208 Mortimer Avenue and to retain outside consultants as necessary.

Summary

On August 22, 2012 the Toronto and East York Panel of the Committee of Adjustment refused Application No. A00395/12TEY for 208 Mortimer Avenue. The Committee's decision is attached. An appeal to the Ontario Municipal Board has been filed. A hearing date has not yet been scheduled.

In the opinion of the Committee of Adjustment, Toronto and East York Panel the application failed to maintain the general intent and purpose of the Official Plan and the Zoning By-law, the variances were not desirable for the appropriate development of the land, and the variances were not minor.

(Submitted to City Council on October 2 and 3, 2012, as MM26.5)

Background Information (City Council)

Member Motion MM26.5
Committee of Adjustment, Toronto and East York Panel, Notice of Decision on application for Minor Variance/Permission for 208 Mortimer Avenue