TORONTO Member Motion

City Council

Notice of Motion

MM26.17	ACTION			Ward:43

Attendance at Ontario Municipal Board hearing to uphold the Committee of Adjustment's decision on 49 South Marine Drive - by Councillor Paul Ainslie, seconded by Councillor Denzil Minnan-Wong

**** Notice of this Motion has been given.***
**** This Motion is subject to referral to the Scarborough 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 Paul Ainslie, seconded by Councillor Denzil Minnan-Wong, recommends that:

1. City Council authorize the City Solicitor to attend the Ontario Municipal Board hearing on October 11, 2012, to uphold the Committee of Adjustment's decision of July 5, 2012 pertaining to 49 South Marine Drive.

Summary

Consideration is required on this motion as the Ontario Municipal Board Hearing is scheduled for October 11, 2012.

On July 5, 2012, the Committee of Adjustment refused a Minor Variance Application pertaining to 49 South Marine Drive. The application to build a single family residents with the proposed height of 10.2 m, where 9 m is permitted, proposed floor area of 0.55 times the lot area, where the maximum permitted floor are is 0.4 times the lot area.

The Committee of Adjustment panel refused the variance application for several reasons: the general intent of the purpose of the Official Plan or Zoning By-Law would not be maintained and the variances are not considered desirable for the appropriate development of the land. The panel was also of the opinion that the variances were not minor.

As the Local City Councillor I would like to protect the integrity of the South Marine Drive and this application is not in keeping with the community landscape or planning vision. The proposed structure would be out of character on South Marine Drive negatively impacting the street.

(Submitted to City Council on October 2 and 3, 2012 as MM26.17)

Background Information (City Council)

Member Motion MM26.17
Committee of Adjustment Scarborough Panel, Notice of Decision - 49 South Marine Drive