

City Council

Motion without Notice

MM28.26	ACTION			Ward:24
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**1001-1019 Sheppard Avenue East and 72 Esther Shiner Boulevard
(formerly 1001-1019 Sheppard Avenue East) OMB Hearing on Planning
Appeals of Concord Adex Investments Limited - Request for Directions
- by Councillor David Shiner, seconded by Councillor Giorgio
Mammoliti**

** 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.*

Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor-client privilege

Recommendations

Councillor David Shiner, seconded by Councillor Giorgio Mammoliti, recommends that:

1. City Council adopt the recommendations in the report (November 27, 2012) from the City Solicitor.

Summary

An Ontario Municipal Board hearing has been set to commence on February 11, 2013. This is the last Council meeting before the OMB hearing, hence the urgency of this motion. The appeal concerns the applications of Concord Adex Investments Ltd. to amend the official plan, the zoning bylaw, to approve the plan of subdivision and for site plan approval of one specific parcel of land.

A full day mediation session took place before a member of the OMB on September 5, 2012. Subsequent to that session, discussions with interested parties have continued on a without prejudice basis.

As a result of continuing discussions, further instructions are required respecting the upcoming hearing.

(Submitted to City Council on November 27 and 28, 2012 as MM28.26)

Background Information (City Council)

Member Motion MM28.26

(November 27, 2012) Report from the City Solicitor on 1001 Sheppard Avenue East and 72

Esther Shiner Boulevard (formerly 1001-1019 Sheppard Avenue East) OMB Hearing on
Planning Appeals of Concord Adex Investments Limited - Request for Directions
(<http://www.toronto.ca/legdocs/mmis/2012/mm/bgrd/backgroundfile-52543.pdf>)
Confidential Attachment 1