



October 17, 2013

To: Chair and Members of Etobicoke York Community Council

c.c.: Rosemary MacKenzie – Committee Administrator

Re: 2522 Keele Street

Integrity of the Planning Process

Summary

The Official Plan for the City of Toronto outlines the process for informing and obtaining the views of the public in respect of a proposed zoning by law amendment. In the City of Toronto, the real public hearing is always at Community Council prior to a decision by Council.

Under Section 24 of the Planning Act, City Council may not pass a by law that does not conform with the Official Plan. Accordingly, on July 19th 2013 City Council elected to adhere to the Official Plan and referred the planning matter at 2522-2542 Keele Street to Etobicoke York Community Council for further deliberation and a statutory public hearing.

The protection of the public interest relies on due process, proper notification of proposed projects and procedural fairness. Fortunately, Council rules on due process because any deviation from normal practice or circumvention of due process results in the violation of natural justice in the form of undesirable, irrational and unreasonable outcomes.



Recommendation

That City Council reconfirm the decision of July 19th, 2013 to refer the matter to Etobicoke York Community Council and not approve a site specific Official Plan amendment to avoid a statutory public meeting at Community Council.

Sincerely,

Councillor Frank Di Giorgio
York South – Weston, Ward #12