

City Council**Motion without Notice**

MM30.25	ACTION			Ward:31
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28 Maryland Boulevard - Request for City Solicitor to Appeal to Ontario Municipal Board - by Councillor Janet Davis, seconded by Councillor Shelley Carroll

- * 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 Janet Davis, seconded by Councillor Shelley Carroll, recommends that:

1. City Council authorize the City Solicitor to appeal the minor variances approved by the Committee of Adjustment, Toronto and East York Panel, on February 6, 2013 for the property located at 28 Maryland Boulevard, and authorize the City Solicitor and City Planning staff to attend the Ontario Municipal Board hearing in opposition to the minor variance application and to retain outside consultants as necessary.

Summary

On February 6, 2013 the Toronto and East York panel of the Committee of Adjustment approved Application No.A0881/12TEY for 28 Maryland Boulevard, contrary to the recommendations from Community Planning. The Committee's decision and the staff report related to this item are attached.

The report from the Director of Community Planning, Toronto and East York District, recommended that the proposed floor space index of 0.95 times the lot area be reduced and the proposed height of 10.06m be refused to "ensure that the proposal is in keeping with the prevailing building heights of the dwellings in the surrounding neighbourhood".

If the approved permissions stand, the development will result in a house that is excessive in size and does not reflect the character or protect the stability of the neighbourhood. I am requesting that the City appeal the decision of the Committee of Adjustment, and defend the City's position with respect to this development.

This Motion is urgent as the Ontario Municipal Board may set a hearing date before the next City Council meeting.

(Submitted to City Council on February 20 and 21, 2013 as MM30.25)

Background Information (City Council)

Member Motion (MM30.25)
(January 30, 2013) Report from the Director, Community Planning, Toronto and East York
District on 28 Maryland Boulevard
Committee of Adjustment, Toronto and East York Panel Notice of Decision on application for
Minor Variance/Permission for 28 Maryland Boulevard