



## Member Motion

### City Council

#### Notice of Motion

MM37.28	ACTION			Ward:All
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#### **Temporary Delegation to the Chief Planner - Authority During the Summer Recess to Direct Attendance at Ontario Municipal Board Hearings - by Councillor Mary Fragedakis, seconded by Councillor Sarah Doucette**

*\* Notice of this Motion has been given.*

*\* This Motion is subject to referral to the Planning and Growth Management Committee. A two-thirds vote is required to waive referral.*

#### **Recommendations**

Councillor Mary Fragedakis, seconded by Councillor Sarah Doucette, recommends that:

1. City Council delegate to the Chief Planner and Executive Director, City Planning, during the period of time from the completion of City Council's meeting commencing July 16, 2013 to the commencement of City Council's October 8, 2013 meeting, the authority to direct City staff to attend at Ontario Municipal Board Hearings on appeals of Committee of Adjustment decisions where City Planning staff have made written submissions to the Committee of Adjustment on the application. The delegation shall include the authority to direct the City Solicitor to appeal a Committee of Adjustment decision on behalf of the City where City Planning staff have commented in writing on the application and the authority to direct the City Solicitor to attend at the Hearing.
2. City Council request the Chief Planner and Executive Director, City Planning to submit a status report to the Planning and Growth Management Committee on the use of the delegated authority during the summer recess.

#### **Summary**

At the conclusion of the City Council meeting scheduled for July 16 and 17, 2013, City Council will be recessing until its meeting of October 8 and 9, 2013. During that period it is likely that there will be decisions arising from applications to the Committee of Adjustment which will be matters of concern to the City and would warrant the City's attendance at the Ontario Municipal Board either on an appeal by the City itself or on the applicant's appeal to the Board.

The purpose of this Motion is to delegate temporary authority during the summer recess to the Chief Planner and Executive Director of City Planning to instruct the City Solicitor, and appropriate City staff, to attend at the Ontario Municipal Board where City Planning staff has

written to the Committee of Adjustment on the application. This would include the authority to direct the City Solicitor to file an appeal of a decision. The discretion to send appropriate City staff to the OMB will be that of the Chief Planner. As City staff would be available to provide evidence at the Hearing, there will be no financial implications to this delegated authority. The City's position at the Hearing would be consistent with City Planning staff's written comments to the Committee of Adjustment.

This is an urgent matter as this is the last opportunity to delegate authority to the Chief Planner prior to the summer recess.

(Submitted to City Council on July 16 and 17, 2013 as MM37.28)

**Background Information (City Council)**

Member Motion MM37.28