



Member Motion

City Council

Notice of Motion

MM39.14	ACTION			Ward:All
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Use of Conditions to temper approvals of Committee of Adjustment - by Councillor Joe Mihevc, seconded by Councillor Josh Matlow

** 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 Joe Mihevc, seconded by Councillor Josh Matlow, recommends that:

1. City Council request the Chief Planner and Executive Director, City Planning, in consultation with the City Solicitor and the Chief Building Official to report to the Planning and Growth Management Committee on the use of conditions to temper Committee of Adjustment approvals.

Summary

From time to time, the Committee of Adjustment approves of a minor variance or consent application that the applicant then uses for a building very different from the one shown at Committee.

For example, an applicant might show plans for a new building or structure, obtain the necessary approvals through the Committee, and then seek a building permit for a very different building or structure.

This Motion requests the Chief Planner, in consultation with the City Solicitor and the Chief Building Official to report back on the appropriate use of conditions to temper Committee of Adjustment approvals. For example, when and how conditions should be applied to address specific concerns raised by the variance and/or severance application. This should be based, in part, on a review of the practices of other Ontario municipalities.

(Submitted to City Council on October 8 and 9, 2013 as MM39.14)

Background Information (City Council)

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