

City Council

Notice of Motion

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| MM45.7 | ACTION | | | Ward:5 |
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Request for Attendance at an Ontario Municipal Board Hearing - appeal of the Committee of Adjustment decision for 17 Thorndale Avenue (B3/13EYK, A43/13EYK, A44/13EYK) - by Councillor Peter Milczyn, seconded by Councillor Peter Leon

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Etobicoke York Community Council. A two-thirds vote is required to waive referral.*

** This Motion relates to an Ontario Municipal Board Hearing and has been deemed urgent.*

Recommendations

Councillor Peter Milczyn, seconded by Councillor Peter Leon, recommends that:

1. City Council direct the City Solicitor to attend the Ontario Municipal Board meeting in support of the Committee of Adjustment Decision to refuse the consent application and variance applications at 17 Thorndale Avenue (PL131218, PL131220, PL131219).

Summary

On October 10, 2013 the Committee of Adjustment heard the application for this property in Ward 5. The Applicant was seeking approval for consent to sever this property into two undersized 7.62m lots. Further to the severance, each new Part created had eight associated variances being considered by the Committee.

This application was strongly opposed by the surrounding community and Planning Staff also submitted their comments to the Committee, recommending refusal of this application. As local Councillor, my objections and concerns were made clear to the Committee of Adjustment as well.

The Committee of Adjustment refused the Application, but it was subsequently appealed to the Ontario Municipal Board.

Should this consent be approved, it would change the character of the neighbourhood, and lot patterns that currently exist.

The Ontario Municipal Board Hearing is scheduled for May 1, 2014.

(Submitted to City Council on December 16 and 17, 2013 as MM45.7)

Background Information (City Council)

Member Motion MM45.7

Committee of Adjustment, Etobicoke York Panel - Revised Public Hearing Notice Minor Variance/Permission for 17 Thorndale Avenue - Part 1

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64669.pdf>)

Committee of Adjustment, Etobicoke York Panel - Revised Public Hearing Notice Minor Variance/Permission for 17 Thorndale Avenue - Part 2

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64670.pdf>)

Committee of Adjustment, Etobicoke York Panel - Revised Public Hearing Notice on Consent for Thorndale Avenue

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64671.pdf>)

Appointment for Hearing for Environment and Land Tribunals Ontario - 17 Thorndale Avenue

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64672.pdf>)

Committee of Adjustment, Etobicoke York Panel - Notice of Decision on Minor Variance/Permission for 17 Thorndale Avenue - Part 1

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64685.pdf>)

Committee of Adjustment, Etobicoke York Panel - Notice of Decision on Minor Variance/Permission for 17 Thorndale Avenue - Part 2

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64734.pdf>)

Committee of Adjustment, Etobicoke York Panel - Notice of Decision on Consent for 17 Thorndale Avenue

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64735.pdf>)

(October 3, 2013) Report from the Director, Community Planning, Etobicoke York District, on 17 Thorndale Avenue

(<http://www.toronto.ca/legdocs/mmis/2013/mm/bgrd/backgroundfile-64737.pdf>)