



Karen Stintz
Councillor - Ward 16, Eglinton Lawrence

Date: October 17, 2013

To: North York Community Council – City Clerk's Office – Secretariat

From: Councillor Karen Stintz

Subject: Request for City Solicitor to attend OMB Hearing for 180 Joicey Blvd.

SUMMARY:

On July 4, 2013 the Committee of Adjustment considered this proposal to construct a new two-storey detached dwelling with an integral garage. The existing dwelling would be demolished. Staff did not comment on the application (A273/13NY)

It was the unanimous decision of the Committee of Adjustment to **refuse** the proposed building height and proposed west side yard setback for the following reasons:

- general intent and purpose of the Official Plan and Zoning By-law were not maintained; the variances were not considered desirable for the appropriate development of the land; and they were not minor.

It was the unanimous decision of the Committee of Adjustment to **modify and approve** the proposed building length for the following reasons:

- general intent and purpose of the Official Plan and Zoning By-law was maintained; the variance was considered desirable for the appropriate development of the land; and it was minor.

The decision was also subject to the conditions of Urban Forestry.

On July 22, 2013 the Applicant appealed the Committee's decision to the Ontario Municipal Board. A hearing has not been scheduled as yet for OMB #PL130899.

RECOMMENDATION:

1. That City Council authorize the City Solicitor and to retain outside planning consultant(s) and the City Solicitor and outside planning consultant(s) to attend the Ontario Municipal Board hearing to uphold the Committee of Adjustment's decision.