
City Council

Motion Without Notice

MM50.31	ACTION			Ward:11
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Attendance at an Ontario Municipal Board Hearing - 241 Pellatt Avenue - by Councillor Frances Nunziata, seconded by Councillor Frank Di Giorgio

- * Notice of this Motion has not been given. A two-thirds vote is required to waive notice.*
- * 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 Frances Nunziata, seconded by Councillor Frank Di Giorgio, recommends that:

1. City Council authorize the City Solicitor to appear at the Ontario Municipal Board hearing in the matter of 241 Pellatt Avenue and oppose the appeal of the decision dated March 6, 2014 of the Committee of Adjustment - Etobicoke York Panel.
2. City Council authorize the City Solicitor to take all necessary action so as to give effect to this Motion.

Summary

By decision dated March 6, 2014, the Committee of Adjustment- Etobicoke York Panel (“COA”) refused the severances and minor variances for the property at 241 Pellatt Avenue (“Subject Property”). The owner of the Subject Property has appealed the refusals to the Ontario Municipal Board (“OMB”).

The applicant is seeking to sever the property into two undersized residential lots and construct two new detached dwellings with integral garages.

In addition to the objection to the proposal voiced by area residents at the COA, Community Planning – Etobicoke York District, recommended that the application be refused.

Authorization is being requested to oppose the appeal at the OMB and to defend the decision of the COA. There is urgency in this matter because the appeal will be scheduled for a hearing shortly.

(Submitted to City Council on April 1 and 2, 2014 as MM50.31)