

City Council

Motion without Notice

MM51.39	ACTION			Ward:11
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Ontario Municipal Board Appeal - 708 Jane Street - 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 708 Jane Street and oppose the appeal of the Committee of Adjustment- Etobicoke York Panel decision dated April 3, 2014 and to retain an outside planning consultant.
2. City Council authorize the City Solicitor to take all necessary action so as to give effect to this Motion.

Summary

By decision dated April 3, 2014, the Committee of Adjustment - Etobicoke York Panel (“COA”) refused the minor variance for the property at 708 Jane Street (“Subject Property”). The owner of the Subject Property has appealed the refusal to the Ontario Municipal Board (“OMB”).

The applicant is seeking to convert the ground floor into residential use in this combined commercial and residential building.

At the Committee of Adjustment, local residents voiced opposition to the proposal, and submitted a petition with the signatures of over 50 area residents requesting that the application be refused.

Authorization is being requested to oppose the appeal at the Ontario Municipal Board and to defend the decision of the Committee of Adjustment. There is urgency in this matter because the appeal will be scheduled for a hearing shortly.

(Submitted to City Council on May 6 and 7, 2014 as MM51.39)

Background Information (City Council)

Member Motion MM51.39

Committee of Adjustment Etobicoke York Panel - Notice of Decision on minor variance for 708 Jane Street

<http://www.toronto.ca/legdocs/mmis/2014/mm/bgrd/backgroundfile-69071.pdf>