
City Council

Motion without Notice

MM54.20	ACTION			Ward:13
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1926 Lake Shore Boulevard West - Request for further direction - by Councillor Sarah Doucette, seconded by Councillor Frank Di Giorgio

** This Motion has been deemed urgent by the Chair.*

** This Motion is not subject to a vote to waive referral. This Motion has been added to the agenda and is before Council for debate.*

Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and advice that is subject to solicitor client privilege

Recommendations

Councillor Sarah Doucette, seconded by Councillor Frank Di Giorgio, recommends that:

1. City Council adopt the following recommendations in the report (July 8, 2014) from the City Solicitor:
 1. City Council adopt the instructions to staff in Confidential Attachment 1.
 2. City Council authorize the public release only of the recommendation adopted by Council and, if confidential recommendation 1 is adopted, also authorize the public release of Appendices 1 and 2 to the Confidential Attachment 1. The remainder of the Confidential Attachment 1 shall remain confidential in all circumstances as it contains advice that is subject to solicitor-client privilege and information regarding pending litigation before the Ontario Municipal Board.

Summary

The applicant for 1926 Lake Shore Boulevard West has appealed its zoning by-law amendment to the Ontario Municipal Board due to Council's failure to make a decision within the times prescribed by the Planning Act. An eight-day hearing has been scheduled to commence on September 2, 2014. Witness statements are due on August 1, 2014. The parties participated in a one-day mediation session on June 25, 2014.

The confidential attachment to the report (July 8, 2014) from the City Solicitor contains advice that is subject to solicitor-client privilege and must remain confidential. The City Solicitor seeks further direction regarding the pending Ontario Municipal Board hearing that must be obtained at this Council meeting.

(Submitted to City Council on July 8 and 9, 2014 as MM54.)

Background Information (City Council)

Member Motion MM54.20

(July 8, 2014) Report from the City Solicitor on request for direction - 1926 Lake Shore Boulevard West

<http://www.toronto.ca/legdocs/mmis/2014/mm/bgrd/backgroundfile-71341.pdf>

Confidential Attachment 1

Confidential Appendix 1 - confidential communication dated June 27, 2014

Confidential Appendix 2 - Section 37 Remainder Allocation

Confidential Appendix 3 - Residents' position