



**STAFF REPORT  
ACTION REQUIRED  
Confidential Attachment**

**Ossington Avenue Between Queen Street West and  
Dundas Street West – City-Initiated Official Plan  
Amendment TE28.5, Request for Directions**

<b>Date:</b>	December 3, 2014
<b>To:</b>	City Council
<b>From:</b>	City Solicitor
<b>Wards:</b>	Ward 19 – Trinity-Spadina
<b>Reason for Confidential Information:</b>	This report is about litigation or potential litigation that affects the City or one of its agencies, boards, and commissions and this report contains advice or communications that are subject to solicitor-client privilege.
<b>Reference Number:</b>	

**SUMMARY**

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The Ontario Municipal Board (the “OMB”) has set a hearing date for one day on Wednesday, February 18, 2015 to hear the appeal regarding Official Plan Amendment 237 (OPA No. 237). Further direction from City Council is required in advance of the hearing.

**RECOMMENDATIONS**

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The City Solicitor recommends that:

1. Council adopt the confidential Recommendation to staff in Attachment 1 and authorize the public release of that Recommendation.

## **Financial Impact**

Adopting this report will have no financial impact beyond what has already been approved in the current year's budget.

## **DECISION HISTORY**

On December 16, 2013, City Council considered Item TE28.5. This was a City-initiated Official Plan Amendment to create area-specific Official Plan policies for Ossington Avenue, between Queen Street West and Dundas Street West. The policies are based on the findings and recommendations of the Ossington Avenue Planning Study that was brought forward to Toronto and East York Community Council at the meeting held on October 17, 2013.

City Council enacted By-law No. 1706-2013 to adopt OPA No. 237.

For more detailed Decision History, see the Final Report dated October 31, 2013 from the Director, Community Planning, Toronto and East York District, at the following link:

<http://www.toronto.ca/legdocs/mmis/2013/te/bgrd/backgroundfile-63426.pdf>

## **ISSUE BACKGROUND**

OPA No. 237 was appealed by three parties, the owners of 9 Ossington Avenue, 41 Ossington Avenue and 103, 109-111 Ossington Avenue.

By letter dated September 16, 2014, the owners of 41 Ossington Avenue and 103, 109-111 Ossington Avenue withdrew their appeals to Official Plan Amendment No. 237. The sole remaining appeal is the appeal by the owner of 9 Ossington Avenue.

## **COMMENTS**

This report is about litigation before the OMB and contains advice or communications that are subject to solicitor-client privilege. The attachment to this report contains confidential information and should be considered by Council in camera.

## **CONTACT**

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## **SIGNATURE**

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Anna Kinastowski, City Solicitor

## **ATTACHMENTS**

Attachment 1: Confidential Recommendation and Confidential Information - Request for directions regarding the OMB hearing scheduled for February 18, 2015.