



**STAFF REPORT  
ACTION REQUIRED  
with Confidential Attachment**

**By-law No. 277-2015, a By-law designating a specific area as a heritage conservation study area for a period of one year while the City completes a heritage conservation district study – Further Direction Required**

<b>Date:</b>	September 23, 2015
<b>To:</b>	City Council
<b>From:</b>	City Solicitor
<b>Wards:</b>	Ward 27 - Toronto Centre-Rosedale
<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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Further direction from City Council is required on matters that have been appealed to the Ontario Municipal Board (the 'OMB') regarding By-law 277-2015.

## **RECOMMENDATIONS**

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The City Solicitor recommends that:

1. Council adopt the Confidential Recommendations in Attachment 1; and
2. Council authorize the public release of the Confidential Recommendations, if adopted, with the balance of the Confidential Attachment 1 to remain confidential at the discretion of the City Solicitor.

## **Financial Impact**

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

## **DECISION HISTORY**

City Planning is currently assessing the cultural heritage value of Yonge Street between Davenport Avenue and College Street, as part of undertaking a Council authorized heritage conservation district (HCD) study.

The first public meeting for the Historic Yonge Street HCD Study was held by the City of Toronto (Heritage Preservation Services) on September 25, 2013. The second community consultation was held by the City on March 26, 2014. A preliminary report entitled "Proceeding to Plan Phase of the Proposed Historic Yonge Street Heritage Conservation District" dated July 3, 2015 was adopted by the Toronto Preservation Board on July 28, 2015. A final report with recommendations is anticipated to be before the Toronto Preservation Board on December 15, 2015 and will subsequently be considered at the first meetings of Toronto and East York Community Council and City Council in 2016.

The HCD study area designation by-law was adopted by City Council at its February 10 and 11, 2015 and there were a number of site-specific appeals to the Ontario Municipal Board. A prehearing has been scheduled for October 30, 2015.

## **ISSUE BACKGROUND**

There are matters that have been appealed to the OMB that require further direction from City Council.

## **COMMENTS**

This report is about litigation 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

## **ATTACHMENT**

Attachment 1 - Confidential Information