

Date: August 6, 2015
To: Members of the Etobicoke York Community Council
From: Councillor Mark Grimes
Subject: Ontario Municipal Board Appeal Minor Variance Approval 170 and 194 Evans Avenue

SUMMARY

On June 4, 2015, the Etobicoke York panel of the Committee of Adjustment (the "Committee") approved application number A228/15EYK, an application for minor variances to permit a proposed private school, day nursery and associated outdoor play area at 170 and 194 Evans Avenue. The subject property is located in an Employment Zone and the proposed uses are not permitted under the Zoning By-law and do not conform with the Employment Area policies in the Official Plan. The Committee attached a condition to the decision that the approval would expire in 20 years.

On June 12, 2015, the City Solicitor appealed the decision of the Committee on behalf of the City under the direction of City Council Item ED33.9, headed "Deputy Mayor's Manufacturing Roundtable Summary Report" adopted by City Council at its meeting on August 25, 26, 27 and 28, 2014. Recommendation 2 of ED33.9 provides the City Solicitor and appropriate City Staff with standing direction to appeal any Committee of Adjustment decision that does not conform with the Official Plan's Employment Area policies. A hearing date has not been set at the Ontario Municipal Board.

RECOMMENDATION

1. That Etobicoke York Community Council direct the City Solicitor to withdraw the City's appeal of the Committee of Adjustment decision for application # A228/15EYK, approving private school, day nursery and associated outdoor play area uses at 170 and 194 Evans Avenue.

Thank you, in advance, for your consideration of this request.

Sincerely,



Mark Grimes
Councillor Ward 6, Etobicoke Lakeshore

Attachment: Committee of Adjustment Decision A228/15EYK

T: 416.397.9273
F: 416.397.9279
E: councillor_grimes@toronto.ca
www.markgrimes.ca