

City Council**Notice of Motion**

MM3.24	ACTION			Ward:24
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Request for an Attendance at an Ontario Municipal Board Hearing Committee respecting 500 Cummer Avenue - by Councillor David Shiner, seconded by Councillor Cesar Palacio

** Notice of this Motion has been given.*

** This Motion is subject to referral to the North 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 David Shiner, seconded by Councillor Cesar Palacio, recommends that:

1. City Council authorize the City Solicitor to appear at the Ontario Municipal Board and to retain outside consultants as necessary to support the decision of the Committee of Adjustment refusing Application No. A807/14TEY respecting 500 Cummer Avenue or to mediate a resolution of the matter in consultation with the local Councillor.

Summary

At its hearing on November 26, 2014, the Committee of Adjustment refused Application No. A807/14TEY, respecting 500 Cummer Avenue, to permit the construction of a new three-storey school.

A copy of the Committee of Adjustment's decision is attached to this Motion. In the opinion of the Committee the application did not meet the general intent and purpose of the Official Plan or the Zoning By-law, the variance was not considered desirable for the appropriate development of the land and the variance was not considered minor.

The applicant has appealed the refusal of the Committee of Adjustment to the Ontario Municipal Board. The hearing date has been scheduled for May 6, 2015.

Background Information (City Council)

Committee of Adjustment North York Panel - Notice of Decision on application for Minor Variance/Permission for 500 Cummer Avenue

<http://www.toronto.ca/legdocs/mmis/2015/mm/bgrd/backgroundfile-75670.pdf>