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**City Council****Motion without Notice**

MM8.37	ACTION			Ward:22
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**26 Fairfield Road - Appeal to Ontario Municipal Board of Committee of Adjustment's Refusal Decision - by Councillor Mary-Margaret McMahon, seconded by Councillor John Campbell**

*\* 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.*

**Recommendations**

Councillor Mary-Margaret McMahon, seconded by Councillor John Campbell, recommends that:

1. City Council authorize the City Solicitor and any appropriate staff to attend all proceedings related to the application for 26 Fairfield Road before the Ontario Municipal Board to uphold the Committee of Adjustment's decision to refuse this application and to hire outside consultants if required to support City Council's position.

**Summary**

This Motion is being brought forward on behalf of Councillor Josh Matlow.

An application for minor variances with respect to the property known as 26 Fairfield Road was heard by the Toronto and East York Committee of Adjustment on June 10, 2015 proposing to demolish the existing dwelling, and construct a new two-storey detached dwelling with an integral below grade garage

On June 10, 2015, the Toronto and East York Committee of Adjustment refused the variance application.

The Ontario Municipal Board will be considering an appeal to this decision by the Committee of Adjustment at a date yet to be determined.

This motion is urgent as the Ontario Municipal Board could consider this matter prior to the September 2015 meeting of City Council.

**Background Information (City Council)**

Member Motion MM8.37

(June 9, 2015) Communication from Councillor Josh Matlow, Ward 22, St Paul's on 26

Fairfield Road

(<http://www.toronto.ca/legdocs/mmis/2015/mm/bgrd/backgroundfile-82030.pdf>)

Committee of Adjustment, Toronto and East York Panel Notice of Decision on application for  
Minor Variance/Permission for 26 Fairfield Road

(<http://www.toronto.ca/legdocs/mmis/2015/mm/bgrd/backgroundfile-82031.pdf>)