

City Council**Notice of Motion**

MM10.3	ACTION			Ward:All
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Temporary Delegation: Authority During the Winter to Direct Attendance at Ontario Municipal Board Hearings - by Councillor Mary Fragedakis, seconded by Councillor David Shiner

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Planning and Growth Management Committee. A two-thirds vote is required to waive referral.*

Recommendations

Councillor Mary Fragedakis, seconded by Councillor David Shiner, recommends that:

1. City Council direct the City Solicitor to attend at Ontario Municipal Board Hearings on appeals of Committee of Adjustment decisions or to appeal a Committee of Adjustment decision on behalf of the City at the request of the Ward Councillor after consultation with the Chief Planner and Executive Director, City Planning, or designate, during the period from the completion of City Council's December 9 and 10, 2015 meeting to the start of City Council's February 3 and 4, 2016 meeting. The delegation shall include the authority to direct appropriate City staff to attend at the Hearing and for the City Solicitor to retain outside consultants as necessary.
2. City Council request the City Solicitor to submit a status report to the Planning and Growth Management Committee on the use of the delegated authority during the winter recess.

Summary

At the conclusion of the City Council meeting scheduled for December 9 and 10, 2015, City Council will not meet again until February 3 and 4, 2016. During that period it is likely that there will be decisions arising from applications to the Committee of Adjustment which will be matters of concern to the City and would warrant the City's attendance at the Ontario Municipal Board either on an appeal by the City itself or on the applicant's appeal to the Board.

The purpose of this Motion is to delegate temporary authority during this period to the Ward Councillor to instruct the City Solicitor, and appropriate City staff, to attend at the Ontario Municipal Board on the application, provided the Ward Councillor has first consulted with the Chief Planner and Executive Director, City Planning, or designate. This would include the

authority to direct the City Solicitor to file an appeal of a decision and retain outside experts as necessary.

Background Information (City Council)

Member Motion MM10.3