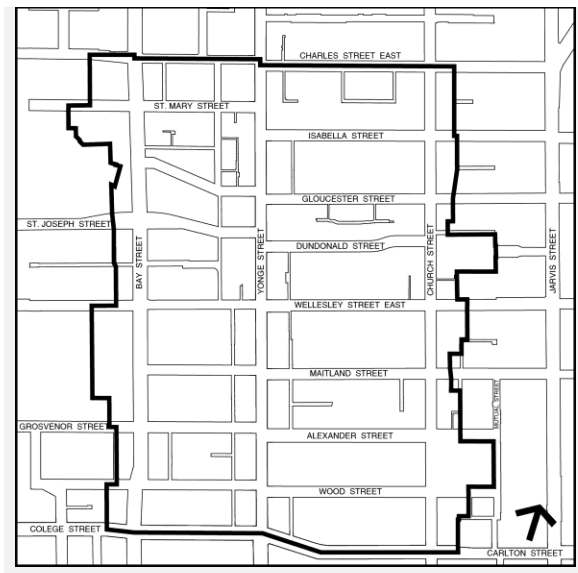


**North Downtown Yonge Site and Area Specific Policy
382 – Official Plan Amendment 183 – Request for
Directions regarding the November 5-6, 2015 OMB Pre-
hearing**

Date:	November 3, 2015
To:	City Council
From:	City Solicitor
Wards:	Ward 27 – Toronto Centre-Rosedale
Reason for Confidential Information:	This report is about 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.
Reference Number:	File No. 11-247686 SPS 00 TM

SUMMARY

The Ontario Municipal Board (the OMB) set a prehearing for November 5 and 6, 2015, to hear a motion by the City of Toronto seeking to bring into force and affect those policies of Official Plan Amendment 183 (By-law No. 1507-2013) that are neither under appeal nor properly subject to dispute and a procedural order for a phased hearing. Direction is being sought from City Council to seek instruction for proceeding. City Planning has been involved in preparation of this report.



RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential instructions to staff in Attachment 1 of this report;
2. The Recommendations in Confidential Attachment 1 of this report and Appendix 1 be made public if Council adopts Recommendation 1 with the balance of Attachment 1 to remain confidential.

Financial Impact

The recommendations in this report have no financial impact.

DECISION HISTORY

At the meeting of October 8, 9, 10 and 11, 2013 Council adopted OPA 183 (Site and Area Specific Policy 382(SASP 382)). OPA 183 was subsequently appealed to the Ontario Municipal Board by 17 appellants. The first pre-hearing was August 19, 2014. Since that time, staff has been working with the OMB and the appellants to move forward with procedural matters.

The Final Report and City Council Decision under Item TE26.14 is available via the following link:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2013.TE26.14>

ISSUE BACKGROUND

City staff representatives have been working to finalize resolution of the appeals lodged after the adoption of OPA 183 in October 2013.

COMMENTS

This report seeks Council's further direction with respect to appeals on the North Downtown Yonge Site and Area Specific Policy 382 (OPA 183). Attachment 1 sets out in more detail the matters related to these appeals.

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SIGNATURE

Anna Kinastowski, City Solicitor

ATTACHMENT

Attachment 1 - Confidential Information