



**STAFF REPORT
ACTION REQUIRED**
with Confidential Attachment

Review of OMB Decision – 130A&130B Glendora Avenue

Date:	March 1, 2016
To:	City Council
From:	City Solicitor
Wards:	Ward 23 Willowdale
Reason for Confidential Information:	This report contains advice or communications that are subject to solicitor-client privilege. This report is about litigation or potential litigation that affects the City or one of its agencies, boards, and commissions.
Reference Number:	

SUMMARY

On February 12, 2016, the Ontario Municipal Board (the "Board") delivered its oral decision regarding two minor variance matters for 130A and 130B Glendora Avenue. The Board subsequently issued its written decision on February 24, 2016. The Board approved the minor variances and dismissed the City of Toronto's appeal of Committee of Adjustment decisions A0677/15NY and A0678/15NY. This report seeks direction regarding the Board's decision.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential recommendations in Attachment 1; and
2. City Council authorize the public release of confidential recommendation 1 in Attachment 1 if adopted by Council and the balance of Confidential Attachment 1 is to remain confidential.

FINANCIAL IMPACT

The financial implications are set out in Attachment 1.

DECISION HISTORY

On September 9, 2015, the North York Panel of the Committee of Adjustment approved on condition minor variance applications A0677/15NY and A0678/15NY regarding 130A and 130B Glendora Avenue (the "Committee Decisions").

On September 29, 2015, the City of Toronto appealed the Committee Decisions to the Ontario Municipal Board (the "Committee Appeals") pursuant to the authority of Item MM7.4 adopted by City Council at its meeting on June 10, 2015.

The hearing of the Committee Appeals took place on February 12, 2016. The Ontario Municipal Board delivered an oral decision at the conclusion of the hearing approving the minor variances and dismissing the City of Toronto's appeals. The Board issued its written decision on February 24, 2016.

COMMENTS

The Confidential Attachment to this report provides further information.

CONTACT

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SIGNATURE

Anna Kinastowski, City Solicitor

ATTACHMENTS

Attachment 1: Confidential Information regarding the OMB decision for 130A & 130B Glendora Avenue