



**STAFF REPORT  
ACTION REQUIRED**

**65 Grand Magazine Street – OMB Hearing - Request for Direction Report**

<b>Date:</b>	October 31, 2016
<b>To:</b>	City Council
<b>From:</b>	City Solicitor
<b>Wards:</b>	Ward 19 – Trinity-Spadina
<b>Reference Number:</b>	14 264174 STE 19 OZ (Official Plan and Zoning By-law Amendment)

**SUMMARY**

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In December 2014, ONNI Group submitted applications to amend the City's Official Plan and Site Specific Zoning By-law 897-2007(OMB) being an amendment to former City of Toronto By-law 438-86. The applications propose a 32-Storey (10.6.5 metre) residential building containing 511 dwelling units at 65 Grand Magazine Street. On July 27, 2015 both the applications were appealed to the Ontario Municipal Board (OMB) for the failure of Council to make a decision within the prescribed times. At its meeting of February 3 and 4, 2016, by adoption of Item TE13.10 and the Report of the Director, Community Planning, Toronto and East York District (December 11, 2016), City Council directed the City Solicitor and staff to attend at the OMB to oppose the applications as proposed. At that time, Council also authorized continued discussions, including regarding Section 37 matters, in an effort to resolve outstanding issues.

The OMB hearing is scheduled to commence on November 22, 2016 for 3 days. The purpose of this report is to advise that the City Solicitor will be reporting to the meeting of City Council scheduled to be held November 8 and 9, 2016 in order to seek further instruction for the Ontario Municipal Board hearing.

**RECOMMENDATIONS**

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The City Solicitor recommends that:

1. City Council consider a forthcoming Request for Direction Report from the City Solicitor seeking direction regarding the appeal to the Ontario Municipal Board in respect of the official plan and zoning amendment applications for 65 Grand Magazine Street.

## **Financial Impact**

The recommendations of this report will have no financial impact beyond what has been already approved in the current year's budget.

## **DECISION HISTORY**

City Council adopted a Request for Direction Report relating to 65 Grand Magazine Street at its meeting of February 3 and 4, 2016 (Item TE13.10). The link to the Request for Direction Report is as follows:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2016.TE13.10>

## **ISSUE BACKGROUND**

Matters have arisen that require the instruction of City Council.

## **COMMENTS**

The OMB hearing is scheduled to commence November 22, 2016. Timely instruction from Council is required. The City Solicitor is recommending that a report be brought forward directly to the City Council meeting scheduled to be held on November 8 and 9, 2016.

## **CONTACT**

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## **SIGNATURE**

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Brian Haley, Interim City Solicitor