



STAFF REPORT ACTION REQUIRED

Mimico-by-the-Lake Secondary Plan – OMB Hearing (Phase II) – Request for Direction Report

Date:	December 5, 2016
To:	City Council
From:	City Solicitor
Wards:	Ward 6 – Etobicoke - Lake Shore
Reference Number:	07 103514 STE 30 TM

SUMMARY

Mimico-by-the-Lake Secondary Plan (OPA 197) was adopted by City Council in July 2013. General and two site specific appeals to the Ontario Municipal Board were filed (PL130885). The Board's decision on the second phase of the hearing relating to the site specific appeal on 2313 and 2323 Lake Shore Boulevard West together with the issue of the shoreline road in Precinct B was issued on August 30, 2016. This decision directed the City to consult with the parties and make further modifications to OPA 197 within four months of the decision. The purpose of this report is to seek instruction from City Council for proceeding. City Planning has been involved in preparation of this report.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council consider a forthcoming Request for Direction Report on this matter to be submitted directly to City Council at its meeting commencing December 13, 2016.

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

The link to EYCC Item 25.15 adopted by City Council at its meeting July 16, 17, 18 & 19, 2013 adopting OPA 197 (By-law No. 1103-2013 is:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2013.EY25.15>

The link to MM.3.39 adopted by City Council at its meeting February 10 & 11, 2015 outlining certain terms of settlement on the general phase 1 appeals is:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2015.MM3.39>

The link to MM 9.54 adopted by City Council at its meeting September 30, October 1 & 2, 2015 outlining certain terms of settlement on the phase 2 site specific appeal relating to 2313 & 2323 Lakeshore Boulevard West is:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2015.MM9.54>

ISSUE BACKGROUND

Matters have arisen that require the instruction of City Council.

COMMENTS

The timely instruction from City Council is required in connection with the direction of the Ontario Municipal Board in its decision issued August 30, 2016 for the City to modify OPA 197 relating to the site specific appeal of 2313 & 2323 Lake Shore Boulevard West and the general issue of the shoreline road in Precinct B. The Interim City Solicitor is recommending that a confidential report be brought forward directly to the City Council meeting scheduled to be held December 13 & 14, 2016.

CONTACT

Leslie Forder, Solicitor, Planning and
Administrative Tribunal Law
Tel. No. 416-392-1078
Fax. No. 416-397-5624
E-mail: leslie.forder@toronto.ca

Sharon Haniford, Solicitor, Planning and
Administrative Tribunal Law
Tel. No. 416-392-6975
Fax. No. 416-397-5624
E-mail: sharon.haniford@toronto.ca

SIGNATURE

Brian Haley, Interim City Solicitor