

## City Council

### Notice of Motion

MM12.18	ACTION			Ward:30
---------	--------	--	--	---------

#### **Request for Attendance at the Ontario Municipal Board - 249 Booth Avenue - by Councillor Paula Fletcher, seconded by Councillor Janet Davis**

- \* Notice of this Motion has been given.*
- \* This Motion is subject to referral to the Toronto and East York Community Council. A two-thirds vote is required to waive referral.*
- \* This Motion relates to an Ontario Municipal Board Hearing and has been deemed urgent.*

#### **Recommendations**

Councillor Paula Fletcher, seconded by Councillor Janet Davis, recommends that:

1. City Council direct the City Solicitor to attend at the Ontario Municipal Board in support of the decision of the Committee of Adjustment in refusing Application No. A0784/15TEY respecting 249 Booth Avenue, and authorize the City Solicitor to retain outside consultants as necessary.

#### **Summary**

At its hearing on October 21, 2015, the Committee of Adjustment refused variance Application No. A0784/15TEY respecting 249 Booth Avenue to alter the existing two-storey townhouse/rowhouse by constructing a rear two-storey addition and a partial third storey addition. The Committee of Adjustment Decision is attached. The Committee of Adjustment determined that the variance application did not satisfy the four tests under the Planning Act.

The applicant has appealed the refusal of the Committee of Adjustment to the Ontario Municipal Board. A hearing has not yet been scheduled.

#### **Background Information (City Council)**

Member Motion MM12.18

Committee of Adjustment, Toronto and East York District Notice of Decision on application for Minor Variance/Permission for 249 Booth Avenue

<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-88764.pdf>