

**City Council****Motion without Notice**

MM19.23	ACTION			Ward:30
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**Request for Attendance at Ontario Municipal Board Hearing - 356 Eastern Avenue - by Councillor Paula Fletcher, seconded by Councillor Mary Fragedakis**

*\* Notice of this Motion has not been given. A two-thirds vote is required to waive notice.  
\* 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 Mary Fragedakis, recommends that:

1. City Council direct the City Solicitor and any appropriate City staff to attend the Ontario Municipal Board Hearing (OMB File No. PL160404) in support of the appeal of and in opposition to the Committee of Adjustment's approval on condition of the minor variances at 356 Eastern Avenue (File No. A1253/15TEY), and to retain outside consultants if necessary.
2. City Council direct the City Solicitor to pursue discussions with the applicant to try and resolve the outstanding issues in advance of the Ontario Municipal Board hearing.

**Summary**

The applicant has applied to the Committee of Adjustment (Application No. A1253/15TEY) for minor variances from City of Toronto Zoning By-law No. 569-2013 and former City of Toronto Zoning By-law No. 438-86 to permit the construction of 18 pre-manufactured portable storage modules. At its hearing of March 9, 2016 the Committee of Adjustment approved the requested variances on condition. The neighbours in the residential enclave on Saulter Street to the north of the subject site have appealed the Committee's decision to the Ontario Municipal Board.

This property has been subject to a number of previous Committee of Adjustment applications, dating back to 2001. The concerns raised by the City through these previous applications, particularly the traffic impact on the residential enclave on Saulter Street to the north, are present in the current application. In its current form, the proposal does not represent good

planning, is not desirable for the appropriate development of the neighbourhood, adversely impacts the established residential neighbourhood on Saulter Street, and is not minor.

This matter is time sensitive and urgent as the matter has already been appealed by the neighbours to the Ontario Municipal Board.

**Background Information (City Council)**

Member Motion MM19.23

Committee of Adjustment, Toronto and East York Panel Notice of Decision on application for Minor Variance/Permission for 356 Eastern Avenue

(<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-93995.pdf>)