

City Council**Motion without Notice**

MM19.35	ACTION			Ward:31
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Request for Attendance at an Ontario Municipal Board Hearing - Appeal of Committee of Adjustment Decision respecting 5 Bermondsey Road and 1200 O'Connor Drive (A1229/15TEY) - by Councillor Janet Davis, seconded by Councillor Michael Thompson

** This Motion has been deemed urgent by the Chair.*

** This Motion is not subject to a vote to waive referral. This Motion has been added to the agenda and is before Council for debate.*

Recommendations

Councillor Janet Davis, seconded by Councillor Michael Thompson, recommends that:

1. City Council direct the City Solicitor and appropriate City staff to attend the Ontario Municipal Board to support the Committee of Adjustment's decision to approve minor variance application A1229/15TEY regarding 5 Bermondsey Road and 1200 O'Connor Drive and to request the Ontario Municipal Board append to its decision the conditions imposed in the Committee of Adjustment's decision.

Summary

The Toronto and East York District Panel of the Committee of Adjustment approved on condition an application for minor variances related to the property municipally known as 5 Bermondsey Road and 1200 O'Connor Drive on Tuesday, March 8, 2016. The application sought to alter the existing industrial building by constructing a new south side addition, new unloading station and new silos in the north side yard. The Committee of Adjustment's approval was subject to four (4) conditions.

The decision of the Committee of Adjustment has been appealed to the Ontario Municipal Board by third parties.

The conditions imposed by the Committee of Adjustment were recommended in reports from Planning and Transportation Services staff. This Motion would direct the City Solicitor to attend the Ontario Municipal Board hearing to support the Committee of Adjustment's decision to approve the variances and to ensure the conditions imposed in the Committee of Adjustment's decision form part of the Ontario Municipal Board's decision.

This matter is urgent because the City Solicitor requires direction for ongoing discussions with the parties involved in the appeal. An Ontario Municipal Board hearing has been scheduled for

September 26, 27 and 28, 2016.

Background Information (City Council)

Member Motion MM19.35

Committee of Adjustment, Toronto and East York Panel Notice of Decision on application for
Minor Variance/Permission for 5 Bermondsey Road and 1200 O'Connor Drive

(<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-94033.pdf>)