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## City Council

### Notice of Motion

MM20.51	ACTION			Ward:19
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#### **451 Manning Avenue - Request for City Solicitor to Attend at Ontario Municipal Board Hearing - by Councillor Mike Layton, seconded by Councillor Joe Cressy**

*\* 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 Mike Layton, seconded by Councillor Joe Cressy, recommends that:

1. City Council direct the City Solicitor and appropriate City staff to attend the Ontario Municipal Board Hearing regarding Application A1221/15TEY respecting 451 Manning Avenue in support of the Committee of Adjustment's refusal of the application and to retain outside planners and consultants, if necessary.

#### **Summary**

At its hearing on March 8, 2016, the Committee of Adjustment refused Application A1221/15TEY respecting 451 Manning Avenue for variances to permit an alteration to the existing 2½ storey semi-detached dwelling by constructing a front second floor terrace, and front third floor balcony. The applicant has since appealed the Committee's decision to the Ontario Municipal Board.

The requested variances refused by the Committee include relief from both the former City of Toronto By-law 438-86 and By-law 569-2013 for maximum height of the proposed terrace, height of the proposed building and exterior main walls, building depth, and both front and side yard setbacks.

This Motion would direct the City Solicitor and appropriate City staff to attend the Ontario Municipal Board hearing to support the Committee of Adjustment's refusal of the decision, and authorize the City Solicitor to retain outside consultants if necessary.

The Ontario Municipal Board Hearing is scheduled for August 3, 2016 at 10:00 a.m.

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

Member Motion MM20.51

Committee of Adjustment, Toronto and East York Panel Notice of Decision on application for  
Minor Variance/Permission for 451 Manning Avenue  
(<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-94834.pdf>)