

City Council**Notice of Motion**

MM21.25	ACTION			Ward:16
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Request for Representation at the Ontario Municipal Board Hearing File #PL160730- 58 Cheritan Avenue - by Councillor Christin Carmichael Greb, seconded by Councillor Josh Colle

** Notice of this Motion has been given.*

** This Motion is subject to referral to the North 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 Christin Carmichael Greb, seconded by Councillor Josh Colle recommends that:

1. City Council authorize the City Solicitor and City Planning staff to attend at the Ontario Municipal Board in support of the Committee of Adjustment decision to refuse the minor variances for the property at 58 Cheritan Avenue (File #PL160730)

Summary

The owner applied to the Committee of Adjustment for minor variances for the property at 58 Cheritan Avenue (File #A0335/16NY).

The Committee of Adjustment refused this application on Thursday, May 26, 2016. The applicant appealed this refusal to the Ontario Municipal Board. The Committee of Adjustment decision is attached.

This application does not represent good planning because the requested variances are not minor and are not within the intent of the Zoning By-Law and Official Plan. This proposal is not an appropriate development of the property and it is not in keeping with the character of the neighbourhood.

This Motion would direct the City Solicitor and City Planning to attend the Ontario Municipal Board hearing in opposition to the appeal.

This matter is urgent as the Ontario Municipal Board hearing has been scheduled for December 12, 2016.

Background Information (City Council)

Member Motion MM21.25

(May 17, 2016) Report from the Director, Community Planning, North York District on 58 Cheritan Avenue

<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-96924.pdf>

Committee of Adjustment, North York Panel Notice of Decision on application for Minor Variance/Permission for 58 Cheritan Avenue

<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-96925.pdf>