

**City Council****Notice of Motion**

MM21.23	ACTION			Ward:35
---------	--------	--	--	---------

**123 Donside Drive - Request for Attendance at an Ontario Municipal Board Hearing - on Appeal of the Committee of Adjustment Decision - by Councillor Michelle Holland, seconded by Councillor Michael Thompson**

*\* Notice of this Motion has been given.  
\* This Motion is subject to referral to the Scarborough 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 Michelle Holland, seconded by Councillor Michael Thompson, recommends that:

1. Should the Committee of Adjustment decision for 123 Donside Drive be appealed by the applicant, City Council authorize the City Solicitor and City Planning staff to attend the Ontario Municipal Board hearing to support the Committee of Adjustment's decision to refuse the consent and minor variances related to 123 Donside Drive (B006/16SC, A020/16SC, A021/16SC).

**Summary**

The applicants applied to the Committee of Adjustment (Application Nos. B006/16SC, A020/16SC, A021/16SC) to obtain consent to sever the property at 123 Donside Drive into two undersized residential lots and for minor variances from Zoning By-laws 8978 and 569-2013 to permit the construction of a new detached single family dwelling on each of the proposed severed lots.

At its hearing on May 12, 2016, the Committee of Adjustment refused the applications. The applications are of concern because the proposed consent will result in two undersized lots that are out of character with the surrounding neighbourhood and do not respect the prevailing lot pattern found in this area. Copies of the Notices of Decision of the Committee of Adjustment are attached.

Should the Committee of Adjustment decision be appealed by the applicant, this Motion will give the City Solicitor and City Planning staff authority to attend the Ontario Municipal Board hearing.

**Background Information (City Council)**

Member Motion MM21.23

(May 4, 2016) Report from Acting Director, Community Planning, Scarborough District on  
123 Donside Drive

<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-96929.pdf>

Committee of Adjustment Scarborough Panel Notices of Decisions on applications for Consent  
and Minor Variance/Permission for 123 Donside Drive

<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-96930.pdf>