

City Council**Motion without Notice**

MM22.25	ACTION			Ward:33
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41 Grove Park Crescent - Request for Representation at the Ontario Municipal Board - by Councillor Shelley Carroll, seconded by Councillor Kristyn Wong-Tam

** 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 Shelley Carroll, seconded by Councillor Kristyn Wong-Tam, recommends that:

1. City Council authorize the City Solicitor to appeal the Committee of Adjustment, North York Panel's decision regarding Application A0762/16NY respecting 41 Grove Park Crescent.
2. City Council authorize the City Solicitor and appropriate staff to attend the Ontario Municipal Board and to retain outside consultants as necessary in order to oppose the proposed variances requested in Application A0762/16NY respecting 41 Grove Park Crescent.

Summary

The applicant applied to the Committee of Adjustment, North York Panel (Application A0762/16NY) for variances from the Zoning By-laws 569-2013 and 7625 to permit the construction of a new two-storey dwelling at 41 Grove Park Crescent.

At its hearing on October 6, 2016, the Committee of Adjustment, North York Panel approved the Application for minor variances. A copy of the Notice of Decision of the Committee of Adjustment, North York Panel is attached.

On October 21, 2016, Committee of Adjustment staff were notified that the City Councillor's office would be appealing the decision which would have been October 26, 2016.

The variances for the front yard setback of 9.27 metres remain of concern and should be increased. As requested, the front yard setback variances do not fit the character of the neighborhood or meet the intent of the zoning by-laws. Approval of these variances could risk setting a precedent for future applications.

This Motion would give the City Solicitor authority to appeal the Decision, the authority to attend the Ontario Municipal Board and to retain outside consultants, as necessary, in order to

oppose the Application.

Background Information (City Council)

Member Motion MM22.25

Committee of Adjustment, North York Panel Notice of Decision on application for Minor Variance/Permission for 41 Grove Park Crescent

(<http://www.toronto.ca/legdocs/mmis/2016/mm/bgrd/backgroundfile-98205.pdf>)