

City Council**Notice of Motion**

MM27.8	ACTION			Ward:25
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18 - 30 Erskine Ave - Zoning By-law Amendment - Request for Authorization For the Public Release of Confidential Documents from Items MM8.54 and CC11.2 - by Councillor Jaye Robinson, seconded by Councillor John Campbell

** 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.*

Confidential Attachment - Litigation or potential litigation that affects the City or one of its agencies or corporations and advice or communications that are subject to solicitor-client privilege

Recommendations

Councillor Jaye Robinson, seconded by Councillor John Campbell, recommends that:

1. City Council authorize the public release of the following confidential documents from Item MM8.54:
 - a. The confidential instructions to staff adopted by City Council; and
 - b. Confidential Attachment 1, including all Appendices, to the report (July 9, 2015) from the City Solicitor.
2. City Council authorize the public release of the following confidential documents from Item CC11.2:
 - a. Confidential Attachment 1, including all Appendices, to the report (November 16, 2015) from the City Solicitor.

Summary

At its meetings held on July 7 to 9, 2015 and December 9 and 10, 2015, City Council issued instructions to staff on a request for direction regarding 18 -30 Erskine Avenue.

City Council directed that the confidential materials from the City Solicitor were to remain confidential in their entirety in accordance with the provisions of the City of Toronto Act, 2006, as they pertained to litigation or potential litigation that affected the City and contained

advice or communications that were subject to solicitor-client privilege.

However, as the related Ontario Municipal Board hearing was concluded on January 6, 2016 with the Board Decision and Order issued on January 12, 2016 (with an amendment issued on January 4, 2017) in Ontario Municipal Board File PL150293, approving Zoning By-law 265-2017(OMB), there is no longer any need for the materials to be kept confidential. That requirement may now be removed and the materials released as public information.

Background Information (City Council)

Member Motion MM27.8

Confidential Attachments