

City Council**Notice of Motion**

MM29.1	ACTION			Ward:All
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Temporary Delegation: Authority During the Summer Recess to Direct Attendance on Appeals of Committee of Adjustment Decisions - by Councillor Mary Fragedakis, seconded by Councillor Frances Nunziata

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Planning and Growth Management Committee. A two-thirds vote is required to waive referral.*

Recommendations

Councillor Mary Fragedakis, seconded by Councillor Frances Nunziata, recommends that:

1. City Council direct the City Solicitor to attend at hearings on appeals of Committee of Adjustment decisions or to appeal a Committee of Adjustment decision on behalf of the City of Toronto at the request of the Ward Councillor after consultation with the Chief Planner and Executive Director, City Planning, or designate, during the period from the completion of City Council's July 5, 6 and 7, 2017 meeting to the start of City Council's October 2, 3, and 4, 2017 meeting; the delegation shall include the authority to direct appropriate City staff to attend at the hearing and for the City Solicitor to retain outside consultants as necessary; and City Council authorize the City Solicitor to take all steps necessary to bring resolution to the matter in consultation with the Ward Councillor and the Chief Planner and Executive Director, City Planning.

Summary

At the conclusion of the July 5, 6 and 7, 2017 City Council meeting, City Council will be recessing until its meeting on October 2, 3 and 4, 2017. During that period it is likely that there will be decisions arising from applications to the Committee of Adjustment which will be matters of concern to the City and would warrant the City's attendance at the Ontario Municipal Board or the Toronto Local Appeal Body either on an appeal by the City itself or on the applicant's appeal to the tribunal.

The purpose of this Motion is to delegate temporary authority during this period to the Ward Councillor to instruct the City Solicitor, and appropriate City staff, to attend at the Ontario Municipal Board or the Toronto Local Appeal Body on the application, provided the Ward Councillor has first consulted with the Chief Planner and Executive Director, City Planning, or her designate. This would include the authority to direct the City Solicitor to file an appeal of a decision and retain outside experts as necessary. It also authorizes the City Solicitor to resolve matters in consultation with the Ward Councillor and the Chief Planner.

Background Information (City Council)

Member Motion MM29.1