

City Council

Motion without Notice

MM31.41	ACTION			Ward:13
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112 Gardenview Crescent - Authority to Attend a Toronto Local Appeal Body Hearing - by Councillor Sarah Doucette, seconded by Councillor Mary-Margaret McMahon

** 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 Sarah Doucette, seconded by Councillor Mary-Margaret McMahon, recommends that:

1. City Council authorize the City Solicitor and appropriate staff to attend the Toronto Local Appeal Body hearing, and authorize the City Solicitor to uphold the decision of the Committee of Adjustment with respect to Application A0367/17EYK regarding 112 Gardenview Crescent.

Summary

The Applicant has applied to the Committee of Adjustment, Etobicoke York Panel, (the "Committee") to convert the existing attic into habitable space in order to accommodate an additional secondary suite for a total of three residential units at 112 Gardenview Crescent. The Application is known as municipal file number A0367/17EYK.

At its hearing on May 18, 2017, the Committee of Adjustment refused the variances requested as they did not meet the Planning Act's four tests for minor variances (the "Decision"). A copy of the Decision is posted online with this Motion. The Applicant appealed the Decision to the Toronto Local Appeal Board. A hearing date is set for September 7, 2017 (TLAB Case File Number 17 168392 S45 TLAB).

This Motion would give the City Solicitor and appropriate City Staff authority to attend the Toronto Local Appeal Board hearing and uphold the decision of the Committee of Adjustment to refuse the minor variances regarding the application for 112 Gardenview Crescent.

Background Information (City Council)

Member Motion MM31.41

Committee of Adjustment Etobicoke York Panel Public Hearing Notice for Minor Variance/Permission for 112 Gardenview Crescent

(<http://www.toronto.ca/legdocs/mmis/2017/mm/bgrr/backgroundfile-105594.pdf>)

Committee of Adjustment Etobicoke York Panel Notice of Decision for Minor Variance/Permission for 112 Gardenview Crescent

(<http://www.toronto.ca/legdocs/mmis/2017/mm/bgrr/backgroundfile-105570.pdf>)