

City Council

Motion without Notice

MM31.56	ACTION			Ward:23
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1 Leona Drive - Authority to Attend an Ontario Municipal Board Hearing - by Councillor John Filion, seconded by Councillor Joe Mihevc

** 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 John Filion, seconded by Councillor Joe Mihevc, recommends that:

1. City Council authorize the City Solicitor to attempt to negotiate a settlement in the appeal of Application A0769/16NY respecting 1 Leona Drive in consultation with the Chief Planner and Executive Director, City Planning and the Ward Councillor.
2. In the event that a resolution is not reached, City Council authorize the City Solicitor, along with appropriate City Staff, to attend the Ontario Municipal Board and to retain outside consultants, as necessary, in order to oppose the variances requested in Application A0769/16NY respecting 1 Leona Drive.

Summary

The applicant has applied to the Committee of Adjustment, North York Panel, for minor variances from the City-wide Zoning By-law 569-2013 and the North York Zoning By-law 7625 to construct a new detached two-storey dwelling. The Application is known as municipal file number A0769/16NY.

At its hearing on March 9, 2017, the Committee refused the Application. In their report, Planning Staff recommended that the application be refused as the variances are contrary to the intent of the Official Plan and Zoning By-laws and are neither individually nor cumulatively minor in nature. Copies of the Notices of Decision and Staff Report are attached.

The matter is urgent as the applicant has appealed the Committee of Adjustment's decision to the Ontario Municipal Board and a hearing date has been scheduled for August 14, 2017.

Background Information (City Council)

Member Motion MM31.56

(March 9, 2017) Committee of Adjustment North York Panel - Notice of Decision for Minor Variance/Permission for 1 Leona Drive

(<http://www.toronto.ca/legdocs/mmis/2017/mm/bgrd/backgroundfile-105604.pdf>)

(September 26, 2016) Report from the Director, Community Planning, North York District
regarding Committee of Adjustment Application - 1 Leona Drive

(<http://www.toronto.ca/legdocs/mmis/2017/mm/bgrd/backgroundfile-105605.pdf>)