

City Council

Motion without Notice

MM34.25	ACTION			Ward:7
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50-60 Marmora Street - Ontario Municipal Board Hearing - by Councillor Giorgio Mammoliti, seconded by Councillor Mark Grimes

** 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.*

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 Giorgio Mammoliti, seconded by Councillor Mark Grimes recommends that:

1. City Council adopt the following recommendations in the report (November 7, 2017) from the City Solicitor:
 1. City Council adopt the recommendations contained in the Confidential Attachment 1 to the report (November 7, 2017 from the City Solicitor.
 2. If the confidential instructions in Confidential Attachment 1 are adopted, City Council authorize the public release of:
 - a. the recommendations contained in the Confidential Attachment 1 to the report (November 7, 2017) from the City Solicitor, with the remainder of the Confidential Attachment 1 to remain confidential at the discretion of the City Solicitor, as it contains advice subject to solicitor-client privilege; and
 - b. Confidential Attachment 2 to the report (November 7, 2017) from the City Solicitor.

Summary

On December 16, 2016, City Council considered Member Motion MM23.32 regarding the appeal of minor variance application A0648/16EYK to the Ontario Municipal Board (Ontario Municipal Board Case PL161293). City Council adopted Item MM23.32, which authorized the City Solicitor and staff to oppose the application at a hearing before the Ontario Municipal Board.

The appeal is scheduled for a 3-day hearing commencing on November 7, 2017.

The City Solicitor requires further direction regarding the hearing. This Motion seeks City Council authority to consider the City Solicitor's Report for Action with Confidential Attachment dated November 7, 2017 regarding the hearing.

This Motion is urgent because the hearing for this matter is scheduled to commence on November 7, 2017 and the City Solicitor requires further direction on how to proceed at that hearing.

Background Information (City Council)

Member Motion MM34.25

(November 7, 2017) Report from the City Solicitor on 50-60 Marmora Street - Minor Variance Application

(<http://www.toronto.ca/legdocs/mmis/2017/mm/bgrd/backgroundfile-108840.pdf>)

Confidential Attachment 1

Confidential Attachment 2