

City Council

Motion without Notice

MM34.38	ACTION			Ward:21
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6 Millbank Avenue - Request for Representation at the Toronto Local Appeal Body - Appeal of Committee of Adjustment decision (A0613/17TEY) - by Councillor Joe Mihevc, seconded by Councillor John Filion

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

1. City Council direct the City Solicitor and any appropriate staff to attend the Toronto Local Appeal Body to support the Committee of Adjustment's decision to refuse the minor variances related to file A0613/17TEY for 6 Millbank Avenue, and to retain outside consultants, if necessary.
2. City Council authorize the City Solicitor to engage in settlement discussions and to settle this matter on behalf of the City in the City Solicitor's discretion after consulting with the Chief Planner and Executive Director, City Planning and the Ward Councillor.

Summary

A variance application to allow for the construction of a new three and a half storey detached dwelling with an integral below-grade garage and reverse slope driveway was before the Committee of Adjustment on September 27, 2017. The variances in this application included, among others, height, coverage, FSI and setbacks. The Committee refused the minor variance application.

The applicant appealed the Committee's refusal decision to the Toronto Local Appeal Body. This Motion would direct the City Solicitor, and any necessary City staff, to attend the Toronto Local Appeal Body hearing in opposition to the minor variance appeal and would also grant the authority, if necessary, to retain outside planning consultants to support this position.

The applicant has expressed an interest in working with City Planning staff and neighbours to revise the proposal and reduce the number and scope of the variances required for this project. If the applicant is able to revise the proposal to a more acceptable scale and design, the City Solicitor will be instructed through this Motion to settle the appeal in consultation with

the Chief Planner and Executive Director, City Planning and the Ward Councillor.

This Motion is urgent because the hearing has been scheduled for March 6, 2018 and the Toronto Local Appeal Body deadline for submission of the Notice of Intention to be a Party is November 9, 2017.

Background Information (City Council)

Member Motion MM34.38

Committee of Adjustment, Toronto and East York Panel Notice of Decision on application for Minor Variance/Permission for 6 Millbank Avenue

(<http://www.toronto.ca/legdocs/mmis/2017/mm/bgrd/backgroundfile-108864.pdf>)