

MEMO

TO: Chair, Toronto East York Community Council
FROM: Councillor Joe Mihevc
DATE: September 27, 2017
RE: Request for Legal representation at TLAB for 569 Arlington Ave.

Recommendations:

Councillor Joe Mihevc recommends that:

1. City Council authorize the City Solicitor and appropriate staff to attend the Toronto Local Appeal Body regarding Committee of Adjustment decision A0487/17TEY and uphold the Committee's decision to refuse the minor variances for 569 Arlington Ave.
2. City Council authorize the City Solicitor to retain outside consultants as necessary to oppose the proposed variances requested in Committee of Adjustment decision A0487/17TEY for 569 Arlington Ave.
3. City Council authorize the City Solicitor to settle the matter on behalf of the City in his/her discretion after consultation with the Ward Councillor.

Summary:

The applicant has applied to the Committee of Adjustment, Toronto East York District (Application A0487/17TEY) to obtain minor variances from Zoning By-law 569-2013 and Zoning By-law 1-83, as amended, to construct a new three-storey detached dwelling with an integral garage.

The variances requested are with respect to: the side exterior main wall height; the floor space index; the side yard setback; the projection of the eaves; the driveway width; and the setback from the stable top-of-bank.

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At its hearing on August 23, 2017 the Committee of Adjustment refused the application. A copy of the Notice of Decision is attached.

The applicant has appealed the Committee of Adjustment decision to the Toronto Local Appeal Body (TLAB). A hearing has been scheduled for January 8, 2018.

This Motion would give the City Solicitor the authority to attend the TLAB hearing in opposition to the application. It would also give the City Solicitor authority to retain outside consultants as necessary in order to oppose the application. Finally, this Motion would give the City Solicitor authority to settle the matter on behalf of the City in his/her discretion after consultation with the Chief Planner and Executive Director, City Planning and the Ward Councillor.

Sincerely,

A handwritten signature in blue ink, appearing to read "Joe Mihevc". The signature is fluid and cursive, with the first name "Joe" and last name "Mihevc" clearly distinguishable.

Councillor Joe Mihevc
Ward 21, St. Paul's West