



REPORT FOR ACTION

276 Forest Hill Road - Conservation Review Board Appeal - Designation under Part IV of the *Ontario Heritage Act*

Date: May 8, 2018

To: City Council

From: City Solicitor

Wards: Ward 22 - St. Paul's

SUMMARY

The purpose of this report is to enable City Council to consider a report of the Conservation Review Board in the matter of 276 Forest Hill Road and make a determination as to whether the property should be designated under Part IV of the *Ontario Heritage Act*.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council authorize the City Solicitor to introduce the bill in Council designating the property at 276 Forest Hill Road under Part IV, Section 29 of the *Ontario Heritage Act*.
2. Notice of the by-law be posted on the City's website for 30 days in accordance with Municipal Code Chapter 162, Notice, Public, Article II, Notice requirements under the *Ontario Heritage Act*.

FINANCIAL IMPACT

Adopting this report will have no financial impact beyond what has already been approved in the current year's budget.

DECISION HISTORY

In a report dated October 24, 2016 the Chief Planner and Executive Director, City Planning Division recommended that City Council state its intention to designate the property at 276 Forest Hill Road under Part IV, Section 29 of the *Ontario Heritage Act*. City Council considered the report at its meeting of December 13, 2016 and adopted the recommendations in the report. The report and decision document can be accessed at:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2016.TE20.12>
<https://www.toronto.ca/legdocs/mmis/2016/te/bgrd/backgroundfile-97927.pdf>

The recommendations adopted by Council on December 13, 14 and 15 2016 read as follows:

1. City Council include the property at 276 Forest Hill Road on the City of Toronto's Heritage Register.
2. City Council state its intention to designate the property at 276 Forest Hill Road under Part IV, Section 29 of the *Ontario Heritage Act*, in accordance with the Statement of Significance: 276 Forest Hill Road (Reasons for Designation) attached as Attachment 3 to the report (October 24, 2016) from the Chief Planner and Executive Director, City Planning.
3. If there are no objections to the designation in accordance with the *Ontario Heritage Act*, City Council authorize the City Solicitor to introduce the bill in Council designating the property under Part IV, Section 29 of the *Ontario Heritage Act*.
4. If there are objections to the designation in accordance with the *Ontario Heritage Act*, City Council direct the City Clerk to refer the designation to the Conservation Review Board.
5. If the designation is referred to the Conservation Review Board, City Council authorize the City Solicitor and appropriate staff to attend any hearing held by the Conservation Review Board in support of Council's decision on the designation of the property.

COMMENTS

The owner objected to the designation of the property and the matter was referred to the Conservation Review Board. A Prehearing was held on August 14, 2017 and a hearing before the Conservation Review Board was held on March 26 and 27, 2018.

The City supported the designation of the property known as the "Alfred D. Morrow House" at 276 Forest Hill Road and the designation of the property was opposed by the owner. The Conservation Review Board released its decision on April 26, 2018 and the

report from the Conservation Review Board's is attached as Attachment 1 to this report for Council's consideration.

The Conservation Review Board recommended that the City designate the property under Section 29 of the *Ontario Heritage Act* for the reasons set out in its report.

CONTACT

Amanda S. Hill, Solicitor, Planning and Administrative Tribunal Law, Tel: 416-338-5790, Fax: 416-397-5624, E-mail: Amanda.Hill@toronto.ca

Francesco Santaguida, Solicitor, Planning and Administrative Tribunal Law, Tel: 416-392-8806, Fax: 416-397-5624, E-mail: Francesco.Santaguida@toronto.ca

SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENTS

Attachment 1 - Report of the Conservation Review Board dated April 26, 2018.