

City Council

Motion Without Notice

MM36.22	ACTION			Ward:20
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15 - 35 Mercer Street - Amendment to MM21.45 (2016) - Zoning Amendment Application - Technical Amendment - by Councillor Joe Cressy, seconded by Councillor Mike Layton

** 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 Cressy, seconded by Councillor Mike Layton, recommends that:

1. City Council amend its decision on Item MM21.45, adopted on October 5, 6 and 7, 2016, by deleting the following Part 5.d.iii:
 - iii. the owner of 15-35 Mercer Street shall obtain Final Site Plan Approval for the Alterations permitted by the City Council for such property, issued by the Chief Planner and Executive Director, City Planning, and with content acceptable to the Senior Manager, Heritage Preservation Services.
2. City Council authorize the City Solicitor to advise the Ontario Municipal Board of Council's amended decision and request that the Ontario Municipal Board incorporate the amendment into its final order.

Summary

At its meeting of October 5, 6, and 7, 2016, City Council adopted Item MM21.45, which authorized the Interim City Solicitor, together with City Planning staff and any other appropriate staff, to attend at the Ontario Municipal Board in support of the revised proposal respecting the Zoning By-law Amendment application for 15-35 Mercer Street, to present a settlement, and to request that the Ontario Municipal Board withhold any order approving a site-specific by-law for the lands until the owner had entered into and registered an agreement pursuant to Section 37 of the Planning Act.

Part 5.d.iii of Item MM21.45 requires the owner, as a precondition to the issuance of any permit, including a heritage permit, to receive final Site Plan Approval from the Chief Planner and Executive Director, City Planning, pursuant to Section 114 of the City of Toronto Act, 2006.

The purpose of the Motion is to delete the requirement that the owner obtain final site plan approval prior to the issuance of a permit. This amendment is consistent with the requirements in Council's July 4, 2017 decision respecting the related heritage alterations for the site (Item TE25.22).

The Motion is urgent due to the need to avoid undue delay for the applicant.

Background Information (City Council)

Member Motion MM36.22