

**City Council****Motion without Notice**

MM36.19	ACTION			Ward:All
---------	--------	--	--	----------

**Temporary Delegation of Authority to Direct Attendance on Appeals of Committee of Adjustment Decisions - by Councillor Mary Fragedakis, seconded by Councillor Paula Fletcher**

*\* 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 Mary Fragedakis, seconded by Councillor Paula Fletcher, recommends that:

1. City Council direct the City Solicitor to attend hearings on appeals of Committee of Adjustment decisions or to appeal a Committee of Adjustment decision on behalf of the City of Toronto at the request of the Ward Councillor after consultation with the Acting Chief Planner and Executive Director, City Planning, or designate, during the period from the completion of City Council's January 31 and February 1 and 2, 2018 meeting to the start of City Council's March 26, 27 and 28, 2018 meeting; the delegation shall include the authority to direct appropriate City staff to attend at the hearing and for the City Solicitor to retain outside consultants, as necessary; and City Council authorize the City Solicitor to take all steps necessary to bring resolution to the matter in consultation with the Ward Councillor and the Acting Chief Planner and Executive Director, City Planning.

**Summary**

At the conclusion of the January 31 and February 1 and 2, 2018 City Council meeting, City Council will be recessing until its meeting on March 26, 27 and 28, 2018 (with the exception of the Council meeting of February 12 and 13, 2018, which is for the purpose of considering the 2018 Capital and Operating Budgets). During that period, it is likely that there will be decisions arising from applications to the Committee of Adjustment, which will be matters of concern to the City and would warrant the City's attendance at the Ontario Municipal Board or the Toronto Local Appeal Body either on an appeal by the City itself or on the applicant's appeal to the tribunal.

The purpose of this Motion is to delegate temporary authority during this period to the Ward Councillor to instruct the City Solicitor, and appropriate City staff to attend at the Ontario Municipal Board or the Toronto Local Appeal Body on the application, provided the Ward Councillor has first consulted with the Acting Chief Planner and Executive Director, City Planning, or designate. This would include the authority to direct the City Solicitor to file an

appeal of a decision and retain outside experts, as necessary. It also authorizes the City Solicitor to resolve matters in consultation with the Ward Councillor and the Acting Chief Planner and Executive Director, City Planning.

**Background Information (City Council)**

Member Motion MM36.19