

Revised



Member Motion

City Council

Notice of Motion

MM39.1	ACTION			Ward:43
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0 Marlena Drive - Request for Representation at the Toronto Local Appeal Body - by Councillor Paul Ainslie, seconded by Councillor Gary Crawford

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Scarborough Community Council. A two-thirds vote is required to waive referral.*

** This Motion relates to a Toronto Local Appeal Body Hearing and has been deemed urgent.*

Recommendations

Councillor Paul Ainslie, seconded by Councillor Gary Crawford, recommends that:

1. City Council authorize the City Solicitor, along with appropriate City Staff, to attend the Toronto Local Appeal Body Hearing to uphold the decision of the Committee of Adjustment with respect to applications A0484/17SC (Part 1) and A0485/17SC (Part 2) regarding 0 Marlena Drive, Appeal Number 18 140607 S45 43 TLAB and 18 140606 S45 43 TLAB.

Summary

On Thursday, March 22, 2018, the Committee of Adjustment, Scarborough Panel refused one application for a minor variance for the property municipally known as 0 Marlena Drive.

Minor Variance Item 1 was refused to allow the proposed setback from the south (side) lot line of 0.65 metres whereas the required minimum building setback from a side lot line is 1.2 metres and the proposed setback from the north (side) lot line of 0.65 metres whereas the required minimum building setback from a side lot line is 1.2 metres.

The decision of the Committee of Adjustment, Scarborough Panel recommended refusal of the application as the applications did not maintain the general intent and purpose of the Official Plan or Zoning By-law and the requested variance was not minor nor considered desirable for the appropriate development of the land. It was the opinion of the Committee that the proposed variance was not minor.

Background Information (City Council)

Revised Member Motion MM39.1

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-114195.pdf>

Committee of Adjustment, Scarborough Panel Notice of Decision on application for Minor Variance/Permission for 0 Marlena Drive (Part 1)

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-114283.pdf>