

## City Council

### Motion without Notice

MM41.45	ACTION			Ward:36
---------	--------	--	--	---------

### **36 McNab Boulevard - Authority to Attend a Toronto Local Appeal Body Hearing - by Councillor Gary Crawford, seconded by Councillor Lucy Troisi**

*\* 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 Gary Crawford, seconded by recommends that:

1. City Council authorize the City Solicitor to appeal the decisions of the Committee of Adjustment Scarborough Panel to approve the consent and minor variance applications for 36 McNab Boulevard (B0070/17SC, A0465/17SC and A0466/17SC) to the Toronto Local Appeal Body.
2. City Council authorize the City Solicitor and appropriate City staff to attend the Toronto Local Appeal Body hearing in opposition of the requested consent and minor variances for 36 McNab Boulevard (B0070/17SC, A0465/17SC and A0466/17SC), and to retain outside consultants as necessary.
3. City Council authorize the City Solicitor to resolve the appeals in the City Solicitor's discretion and in consultation with the Ward Councillor.

### **Summary**

The applicant applied to the Committee of Adjustment, Scarborough Panel (the "Committee") for consent and minor variances from the City-wide Zoning By-law 569-2013 and the former municipality of Scarborough Cliffcrest Community Zoning By-law 9396 to sever the property into two residential lots and to construct a new detached dwelling (Part 2) and retain the existing dwelling (Part 1) (the "Application"). The Application is known as municipal file numbers B0070/17SC, A0465/17SC, and A0466/17SC.

On May 10, 2018, the Committee approved the Application with conditions (the "Decision"). Variances are requested with respect to lot frontage, lot area, rear yard setback, and access to a parking space (Part 1), as well as lot frontage, lot area, floor space index, and to permit a proposed second suite (Part 2). City Planning did not express concerns with the Application, and therefore an external planning consultant would need to be retained.

Many area residents have expressed concern with the Application. This Motion will give the City Solicitor the authority to appeal the Decision to the Toronto Local Appeal Body prior to the appeal deadline of May 30, 2018. The recommendations will also authorize the City Solicitor, and appropriate staff, to attend the Toronto Local Appeal Body to oppose the requested consent and minor variances, including retaining outside consultants as necessary. This motion also gives the City Solicitor authority to resolve the appeals in her discretion and in consultation with the Ward Councillor.

This matter is time sensitive as the deadline for an appeal to be filed with the Toronto Local Appeal Body is May 30, 2018.

### **Background Information (City Council)**

Member Motion MM41.45

Committee of Adjustment Scarborough Panel Notice of Decisions on application for Minor Variance/Permission and Consent for 36 McNab Boulevard

(<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-115601.pdf>)