

City Council

Motion without Notice

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| MM43.46 | ACTION | | | Ward:26 |
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75 Randolph Road - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Jon Burnside, 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 Jon Burnside, seconded by Councillor Paula Fletcher recommends that:

1. City Council authorize the City Solicitor to attend at the Toronto Local Appeal Body hearing to support the Committee of Adjustment's decision to refuse the minor variances requested in Application A0140/18NY respecting 75 Randolph Road, and to retain outside consultants, if necessary.
2. City Council authorize the City Solicitor to negotiate a settlement of the appeal of the decision in Application A0140/18NY respecting 75 Randolph Road and authorize the City Solicitor to settle the matter on behalf of the City at the City Solicitor's discretion after consultation with the Ward Councillor and the Director of Community Planning, North York.

Summary

On May 3, 2018, the Committee of Adjustment (the "Committee") refused an application brought by the owner of 75 Randolph Road for minor variances (the "Application"). The Application seeks to construct a new two-storey single detached house with an integral garage and requires a number of variances including for height of the building, height of the exterior main walls and floor space index. On May 23, 2018, the owner appealed the Committee's decision to refuse the Application to the Toronto Local Appeal Body.

In the report (April 24, 2018) from the Director, Community Planning, North York District, Community Planning Staff recommended that a number of modifications be made to the application, including decreasing the variances for building height, height of the exterior main walls and the floor space index, and eliminating certain variances. If the applicant failed to make these revisions, Staff recommended the application be refused.

This matter is urgent as the hearing of the Toronto Local Appeal Body appeal will be scheduled shortly and the deadline for the City to submit its Notice of Intention to be a Party is imminent.

Background Information (City Council)

Member Motion MM43.46

Committee of Adjustment North York Panel Notice of Decision on application for Minor Variance/Permission for 75 Randolph Road

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-117772.pdf>

(April 24, 2018) Report from the Director, Community Planning, North York District on 75 Randolph Road

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-117754.pdf>