

City Council**Notice of Motion**

MM44.2	ACTION			Ward:41
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1129 Huntingwood Drive - Request to Attend Toronto Local Appeal Body Hearing - Appeal of Committee of Adjustment Application (B0009/18SC, A0058/18SC, A0060/18SC) - by Councillor Miganoush Megardichian, seconded by Councillor Michael Thompson

** 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 Miganoush Megardichian, seconded by Councillor Michael Thompson, recommends that:

1. City Council authorize the City Solicitor and City Planning staff to attend the Toronto Local Appeal Body hearing to support the Committee of Adjustment's decision to refuse the consent and minor variances requested for 1129 Huntingwood Drive.

Summary

The applicant applied to the Committee of Adjustment for consent to sever the property at 1129 Huntingwood Drive into two lots. The existing three-storey townhouse will be maintained on Part 2, and a new three-storey detached dwelling will be constructed on Part 1. The minor variance applications request a number of proposed variances to the City of Toronto Zoning By-law 569-2013 and Agincourt North Community 12797 Zoning By-law.

At its hearing on June 21, 2018, the Committee of Adjustment refused the applications. The applications are of concern because the proposed severance fails the criteria of Section 51(24) of the Planning Act, specifically, subsections c) and f), the proposed variance applications do not conform to the policies in the Official Plan and do not maintain the general intent of the Zoning By-law, are not desirable for the appropriate development of the land and are not minor. Copies of the Decision Notices are attached.

The applications were appealed to the Toronto Local Appeal Body by the applicant. The hearing date has not yet been scheduled. This Motion will give the City Solicitor and City Planning staff authority to attend the Toronto Local Appeal Body to oppose the requested consent and variances.

Background Information (City Council)

Member Motion MM44.2

Committee of Adjustment Scarborough Panel Notice of Decision on application for Consent for 1129 Huntingwood Drive

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-118821.pdf>

Committee of Adjustment Scarborough Panel Notice of Decision on application for Minor Variance/Permission for 1129 Huntingwood Drive (Part 1)

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-118822.pdf>

Committee of Adjustment Scarborough Panel Notice of Decision on application for Minor Variance/Permission for 1129 Huntingwood Drive (Part 2)

<http://www.toronto.ca/legdocs/mmis/2018/mm/bgrd/backgroundfile-118843.pdf>