



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

Designation of the St. Lawrence Neighbourhood Conservation District under Part V of the Ontario Heritage Act - Request for Direction Report

Date: July 9, 2019

To: City Council

From: City Solicitor

Wards: Ward 13 - Toronto Centre

REASON FOR CONFIDENTIAL INFORMATION

This report is about litigation or potential litigation that affects the City or one of its agencies or corporations and contains advice subject to solicitor client privilege.

SUMMARY

City Council adopted the St. Lawrence Neighbourhood Heritage Conservation District and St. Lawrence Neighbourhood Heritage Conservation District Plan (the "St. Lawrence HCD") at its meeting of December 2015. The St. Lawrence HCD was subsequently appealed to the Local Planning Appeal Tribunal (the "LPAT" or "Tribunal").

The LPAT has scheduled a 14 day hearing on the merits of the St. Lawrence HCD beginning November 12, 2019. This report requests direction from City Council for the LPAT hearing respecting conversion and forecasting issues.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential recommendations in Confidential Attachment 1.
2. If the confidential instructions in Confidential Attachment 1 are adopted, City Council authorize the public release of:
 - a. the recommendations contained in Confidential Attachment 1, with the remainder of Confidential Attachment 1 to remain confidential, as it contains advice subject to solicitor-client privilege; and
 - b. Confidential Attachment 2 and 3.

FINANCIAL IMPACT

There is no financial impact arising from the above recommendations.

DECISION HISTORY

At the December 9 and 10, 2015 meeting of City Council, Council adopted item TE12.11 and by-law 1328-2015 which designated the St. Lawrence Neighbourhood Heritage Conservation District and adopted the St. Lawrence Neighbourhood Heritage Conservation District Plan. The City Solicitor was instructed to attend the LPAT in the event any appeals were filed. For more information, see the Council decision and Request for Directions Report at the following link:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2015.TE12.11>

COMMENTS

The LPAT has held two pre-hearing conferences in this appeal: the first on October 11, 2016 and the second on September 12, 2018. In late 2017 the parties participated in three days of Tribunal-led mediation.

This report requests direction from City Council for the ongoing LPAT hearing respecting the St. Lawrence HCD.

CONTACT

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SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENTS

Confidential Attachment 1 - Confidential Instructions to Staff and Confidential Advice
Subject to Solicitor-Client Privilege
Confidential Attachment 2 - Confidential Information
Confidential Attachment 3 - Confidential Information