



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

Appeals of City-wide Zoning By-law 569-2013 - Request for Direction - Supplementary Report

Date: July 5, 2019
To: City Council
From: City Solicitor
Wards: All

REASON FOR CONFIDENTIAL INFORMATION

This report is about litigation or potential litigation that affects the City or one of its agencies or corporations.

This report contains advice or communications that are subject to solicitor-client privilege.

SUMMARY

This Report is supplemental to the City Solicitor Report for Action with Confidential Attachment "Appeals of City-wide Zoning By-law 569-2013 - Request for Direction" dated June 18, 2019 (Item PH7.3).

The purpose of this report is to provide Council with further information and an additional recommendation to the recommendations included in the City Solicitor Report of June 18, 2019 (Item PH7.3).

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council authorize the public release of Confidential Attachment 1 to this Supplementary Report if City Council adopts the Planning and Housing Committee's recommendations in Item PH7.3.

FINANCIAL IMPACT

The recommendations in this report have no financial impact.

DECISION HISTORY

The City-wide Zoning By-law was approved by City Council at its meeting on April 3 and 4, 2013 and enacted on May 9, 2013. The Council decision of Item 2013.PG21.1 - Final Report on the City-wide Zoning By-law can be found at this link:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2013.PG21.1>

A total of 323 were appeals filed under Subsection 34(19) of the *Planning Act* from various appellants. Approximately 201 of these appeals have been settled or withdrawn. The majority of the remaining appeals are site specific. There are 45 appeals that have City-wide objections to regulations in By-law 569-2013 with many concerning specific uses or issues.

On May 3, 2016, City Council authorized the City Solicitor to proceed with settlements of By-law 569-2013 by way of motion if the settlement results in changes that in the opinion of the City Solicitor, in consultation with the Chief Planner and Executive Director, City Planning, are minor and substantially in accordance with Council's approved intent in By-law 569-2013. The Council decision of Item 2016.PG11.2 - Directions Report with Respect to By-law 569-2013 and Settlements can be found at this link:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2016.PG11.2>

The most current Office Consolidation of the Chapters 1-800 of By-law 569-2013 (January 1, 2019) can be found at this link:

<https://www.toronto.ca/wp-content/uploads/2018/07/97ec-City-Planning-Zoning-Zoning-By-law-Part-1.pdf>

On July 3, 2019, the Planning and Housing Committee adopted the City Solicitor Report for Action with Confidential Attachment "Appeals of City-wide Zoning By-law 569-2013 - Request for Direction" dated June 18, 2019 (Item PH7.3). The Committee decision can be found at this link:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2019.PH7.3>

COMMENTS

The Confidential Attachment 1 to this Supplemental Report includes further information regarding the confidential recommendations in Confidential Attachment 1 to the City Solicitor Report of June 18, 2019.

CONTACT

Ellen Penner, Solicitor, Planning and Administrative Tribunal Law, Tel. No. 416-392-8941, Fax. No. 416-397-5624, E-mail: Ellen.Penner@toronto.ca

SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENTS

Confidential Attachment 1 - Confidential Information (On file with the City Clerk for the purpose of the July 16 and 17 City Council meeting)