

**City Council****Motion without Notice**

<b>MM9.45</b>	<b>ACTION</b>			Ward: 15
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**16 Kenrae Road - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Jaye Robinson, seconded by Councillor Brad Bradford**

*\* 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 Jaye Robinson, seconded by Councillor Brad Bradford, recommends that:

1. City Council authorize the City Solicitor and appropriate City Staff to attend at the Toronto Local Appeal Body hearing to oppose Application B0055/18NY, A0796/18NY and A0797/18NY respecting 16 Kenrae Road.
2. City Council authorize the City Solicitor to negotiate a settlement of the appeal of the decision in Application B0055/18NY, A0796/18NY and A0797/18NY respecting 16 Kenrae 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 with the Director, Community Planning, North York District.

**Summary**

On May 23, 2019, the North York Panel of the Committee of Adjustment approved applications brought by the owner of 16 Kenrae Road for a consent to sever land, and for minor variances for each of the newly created lots (the "Application"). A copy of the Committee's decisions regarding the Application are attached. The Application proposed to sever the existing lot and construct semi-detached dwellings on each of the newly created lots.

On June 12, 2019, the Leaside Property Owners Association appealed the Committee of Adjustment's decisions to the Toronto Local Appeal Body.

In a report (May 14, 2019) from the Director, Community Planning, North York District, Community Planning Staff recommended the Application be refused. A copy of the Planning report is attached.

This Motion would give the City Solicitor the authority to attend the Toronto Local Appeal Body hearing in opposition to the Application. It would also give the City Solicitor authority to

settle the matter on behalf of the City in the City Solicitor's discretion after consultation with the Chief Planner and Executive Director, City Planning and the Ward Councillor.

This matter is time sensitive and urgent as the Committee of Adjustment's decision has been appealed and a hearing date set and the City Solicitor requires instructions to attend the hearing.

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

Member Motion MM9.45

Committee of Adjustment, North York Panel Notices of Decisions on application for Minor Variance for 16 Kenrae Road

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-136025.pdf>)

Committee of Adjustment, North York Panel Notice of Decision on Consent for 16 Kenrae Road

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-136098.pdf>)

(May 14, 2019) Report from the Director, Community Planning, North York District on 16 Kenrae Road

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-136026.pdf>)