

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

MM10.23	ACTION			Ward: 20
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**100 Brenda Crescent - Appeal to Toronto Local Appeal Body of Committee of Adjustment Decisions - by Councillor Gary Crawford, seconded by Councillor Michael Thompson**

*\* 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 Gary Crawford, seconded by Councillor Michael Thompson, recommends that:

1. City Council direct the City Solicitor to appeal the decision of the Committee of Adjustment, Scarborough Panel, to the Toronto Local Appeal Body, in order to oppose the approval of the applicant's proposed development for 100 Brenda Crescent (Application B0023/18SC, A0134/18SC, and A0135/18SC).
2. City Council authorize the City Solicitor and appropriate staff to attend the Toronto Local Appeal Body to oppose the Committee of Adjustment's decision.
3. City Council authorize the City Solicitor to attempt to negotiate a resolution of the appeal and, if a resolution is reached, to settle the appeal at the City Solicitor's discretion, and in consultation with the Ward Councillor and the Chief Planner and Executive Director, City Planning.

**Summary**

On September 18, 2019, the Scarborough Panel of the Committee of Adjustment approved a consent application and associated minor variance applications in respect of the property municipally known as 100 Brenda Crescent. These applications are filed as Applications B0023/18SC, A0134/18SC, and A0135/18SC. The applicant sought relief from City of Toronto Zoning By-law 569-2013 to allow the subject property to be severed into two lots, each with a frontage of 9.14 metres and an area of 258 square metres. The applicant is proposing to demolish the existing house and build two new detached houses.

A report (September 6, 2019) from City Planning to the Committee of Adjustment to recommend refusal of the consent and variances. The proposed consent does not satisfy the consent criteria under section 51(24) of the Planning Act. The proposed variances do not maintain the general intent and purpose of the Official Plan and Zoning By-law and are neither

desirable nor minor. Copies of the Notice of Decision of the Committee of Adjustment and the staff report are attached.

This matter is time sensitive and urgent as the deadline for appealing the decision of the Toronto Local Appeal Body is on October 8, 2019.

**Background Information (City Council)**

Member Motion MM10.23

Committee of Adjustment, Scarborough Panel Notice of Decision on application for Minor Variance/Permission for 100 Brenda Crescent

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-138513.pdf>)

(September 6, 2019) Report from the Director, Community Planning, Scarborough District on 100 Brenda Crescent

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-138515.pdf>)