

City Council

Notice of Motion

MM11.10	ACTION			Ward: 12
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206 Russell Hill Road - Demolition of a Property Subject to Intention to Designate Under Part IV, Section 29 of the Ontario Heritage Act, by Councillor Josh Matlow, seconded by Councillor Mike Colle

** Notice of this Motion has been given.*

** This Motion is subject to referral to the Toronto and East York Community Council. A two-thirds vote is required to waive referral.*

Recommendations

Councillor Josh Matlow, seconded by Councillor Mike Colle, recommends that:

1. City Council adopt the following recommendations in the report (October 23, 2019) from the Chief Planner and Executive Director, City Planning:

1. City Council refuse the issuance of a demolition permit for the heritage property at 206 Russell Hill Road, in accordance with Section 34 of the Ontario Heritage Act.
2. If the owner appeals City Council's decision to refuse the issuance of a demolition permit under Section 34 of the Ontario Heritage Act for the heritage property at 206 Russell Hill Road, City Council authorize the City Solicitor and the necessary City staff to attend the Local Planning Appeal Tribunal (LPAT) hearing in opposition to the appeal.

Summary

On June 18, 2019, City Council stated its intention to designate the property. Following research and evaluation under Ontario Regulation 9/06, the provincial criteria prescribed for municipal designation, it was determined that the property at 206 Russell Hill Road merited designation under Part IV, Section 29 of the Ontario Heritage Act for its design, associative and contextual value.

A complete Application to Demolish a Heritage Structure under Part IV of the Ontario Heritage Act was received and a Notice of Receipt was served on the applicant on September 3, 2019. In accordance with the provisions of the Ontario Heritage Act s.34(4), City Council is required to give the owner notice of its decision regarding this application within 90 days (by December 1, 2019).

The Toronto Preservation Board considered this matter at its meeting of October 21, 2019, and recommended that City Council refuse the application to demolish the property at 206 Russell

Hill Road which is subject to an Intention to Designate. In order to ensure that the owner has received notice of the Council's decision within the required 90 day period it is necessary for a Council decision to be made at its meeting on October 29, 2019.

This Motion is urgent as the property is at risk of being demolished unless City Council makes a decision immediately.

Background Information (City Council)

Member Motion MM11.10

(October 23, 2019) Report from the Chief Planner and Executive Director, City Planning on Demolition of a Property Subject to Intention to Designate Under Part IV, Section 29 of the Ontario Heritage Act - 206 Russell Hill Road

<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-139253.pdf>

(October 21, 2019) Transmittal from the Toronto Preservation Board (MM11.10a)

<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-139217.pdf>