

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

MM11.22	ACTION			Ward: 8
---------	--------	--	--	---------

**Development Charges Credit for New Park Secured Through Development Application at 250 Lawrence Avenue West - by Councillor Mike Colle, seconded by Councillor Brad Bradford**

*\* Notice of this Motion has not been given. A two-thirds vote is required to waive notice.*  
*\* This Motion is subject to referral to the North York Community Council. A two-thirds vote is required to waive referral.*  
*\* This Motion has been deemed urgent by the Chair.*

**Recommendations**

Councillor Mike Colle, seconded by Councillor Brad Bradford, recommends that:

1. City Council approve a development charge credit against the Parks and Recreation component of the Development Charges for the development at 250 Lawrence Avenue West for the design and construction by the Owner of the Above Base Park Improvements to the satisfaction of the General Manager, Parks, Forestry and Recreation; the development charge credit shall be in an amount that is the lesser of the cost to the Owner of designing and constructing the Above Base Park Improvements, as approved by the General Manager, Parks, Forestry and Recreation, and the Parks and Recreation component of development charges payable for the development in accordance with the City's Development Charges By-law, as may be amended from time to time.

**Summary**

At its meeting on March 26, 2018, City Council accepted the recommendations set out in the Further Request for Direction report (March 16, 2018) from the City Solicitor, opposing the Zoning By-law Amendment appeal at the former Ontario Municipal Board for the property at 250 Lawrence Avenue West. Even though the City opposed the development, the Local Planning Appeal Tribunal (former Ontario Municipal Board) approved the Zoning By-law Amendment appeal. As part of this development, the Owner will be dedicating a 397.80 square metre on-site park on the north-east corner of their site, municipally known as 219 Glengarry Avenue, to satisfy their parkland dedication requirements. The development charge credit will be secured in the Section 37 Agreement.

The Owner has requested City Council's approval to design and build the above base park improvements for the new park. In order to do so, the Parks, Forestry and Recreation's component of the development charges, paid upon issuance of building permit, would be required to be directed to the above base park improvements.

Parks, Forestry and Recreation is agreeable to have the Owner design and build out the park, in consultation with Parks, Forestry and Recreation. The new park will be designed in consultation with the local community and the Ward Councillor.

This Matter is deemed urgent as the Section 37 Agreement must be executed prior to the issuance of the final Order by the Local Planning Appeal Tribunal.

**Background Information (City Council)**

Member Motion MM11.22