

City Council**Motion without Notice**

MM13.26	ACTION			Ward: 4
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2299 Dundas Street West - Request for City Solicitor to Attend at the Toronto Local Appeal Body - re: Appeal of Committee of Adjustment Decision (A0947/19TEY) - by Councillor Gord Perks, seconded by Councillor Kristyn Wong-Tam

** 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 Gord Perks, seconded by Councillor Kristyn Wong-Tam, recommends that:

1. City Council authorize the City Solicitor, along with appropriate City Staff, and outside consultants, as necessary, to attend the Toronto Local Appeal Body in order to support the Committee of Adjustment's decision to approve the minor variances requested in Application A0947/19TEY regarding 2299 Dundas Street West.
2. City Council authorize the City Solicitor to attempt to negotiate a resolution regarding the appeal of Application A0947/19TEY, and that the City Solicitor be authorized to resolve the matter on behalf of the City in the City Solicitor's discretion after consulting with the Ward Councillor and with the Director of Community Planning, Toronto and East York District.

Summary

This Motion will give the City Solicitor authority with appropriate City Staff to attend the Toronto Local Appeal Body in order to support the Toronto and East York District Panel of the Committee of Adjustment's decision approving the variances sought in an application respecting 2299 Dundas Street West (Application A0947/19TEY) (the "Application").

The Application, made by the City of Toronto – Shelter, Support and Housing Administration (the "Applicant"), sought variances to Zoning By-law 438-86 in order to alter the existing four-storey mixed-use building by constructing a fifth storey mechanical penthouse addition, which will allow for the construction of an elevator and access to the rooftop to be used by clients of the proposed municipal shelter.

The Applicant is revitalizing the former medical office property in order to use it for the purpose of providing accommodation, counselling and health support space, as well as food services to persons identified who require shelter and support.

On November 20, 2019, the Committee approved the Application (the "Decision"). However, on December 9 and 10, 2019, two separate property owners appealed the Decision to the Toronto Local Appeal Body.

Background Information (City Council)

Member Motion MM13.26

Committee of Adjustment Toronto and East York Panel Notice of Decision on application for Minor Variance/Permission for 2299 Dundas Street West

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-141253.pdf>)

(August 27, 2019) Letter from Joe Lobko, DTAH Architects Ltd. regarding Application A0947/19TEY

(<http://www.toronto.ca/legdocs/mmis/2019/mm/bgrd/backgroundfile-141254.pdf>)