

## City Council

### Notice of Motion

MM22.24	ACTION			Ward: 13
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**233 Carlton Street - Request for City Solicitor to Attend at the Toronto Local Appeal Body - Appeal of Committee of Adjustment Decision (A1274/19TEY) - by Councillor Kristyn Wong-Tam, seconded by Councillor Mike Layton**

*\* 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.*

*\* This Motion relates to Toronto Local Appeal Body Hearing and has been deemed urgent.*

### Recommendations

Councillor Kristyn Wong-Tam, seconded by Councillor Mike Layton, recommends that:

1. City Council direct the City Solicitor to attend the Toronto Local Appeal Body in order to support the application by Shelter, Support and Housing Administration and defend the decision of the Committee of Adjustment decision to approve the minor variance requested in Application A1274/19TEY regarding 233 Carlton Street.
2. City Council authorize the City Solicitor to attempt to negotiate a resolution regarding the appeal and City Council authorize the City Solicitor 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, 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 and defend the Committee of Adjustment's decision approving a minor variance sought in an application by Shelter, Support and Housing Administration respecting 233 Carlton Street (Application A1274/19TEY).

Shelter, Support and Housing Administration sought a variance to Zoning By-law 569-2013 in order to permit the increase of the permitted floor space index of an existing three-storey building being converted to be used as a 24-hour drop-in centre providing supportive and social services. Community Planning had no concerns with the proposed variance.

On February 26, 2020, the Toronto and East York District Panel of the Committee of Adjustment granted the variance. On March 13, 2020, the Appellant appealed the Decision to the Toronto Local Appeal Body. The Appeal, which will be considered by the Toronto Local Appeal Body, seeks to have the requested variance overturned.

At this time, the Toronto Local Appeal Body has not scheduled a hearing for this matter and, given the emergency related to COVID-19, the Toronto Local Appeal Body has suspended the scheduling of matters until after May 29, 2020.

**Background Information (City Council)**

Member Motion MM22.24

Committee of Adjustment Toronto and East York Panel Notice of Decision/Minor  
Variance/Permission for 233 Carlton Street

(<http://www.toronto.ca/legdocs/mmis/2020/mm/bgrd/backgroundfile-148226.pdf>)