

## City Council

### Motion with Notice

MM24.16	ACTION			Ward: 5
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**City Solicitor Attendance to the Toronto Local Appeal Body re: Appeal of Committee of Adjustment Decision (A0130/20EYK) for 241 Maple Leaf Drive - by Councillor Frances Nunziata, seconded by Councillor Ana Bailão**

*\* Notice of this Motion has been given.*

*\* This Motion is subject to referral to the Etobicoke York Community Council. A two-thirds vote is required to waive referral.*

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

### Recommendations

Councillor Frances Nunziata, seconded by Councillor Ana Bailão, recommends that:

1. City Council direct the City Solicitor, and any other appropriate City Staff, to attend the Toronto Local Appeal Body in respect of 241 Maple Leaf Drive to uphold the Committee of Adjustment's refusal of Application A0130/20EYK.
2. City Council authorize the City Solicitor to retain outside consultants as necessary.
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 after consulting with the Ward Councillor and the Chief Planner and Executive Director, City Planning.

### Summary

The Architect (the "Applicant"), on behalf of the Owner, applied to the Etobicoke-York Panel of the Committee of Adjustment for minor variances respecting the site at 241 Maple Leaf Drive (the "Application"). Application (A0130/20EYK) sought permissions to construct a two-storey rear addition and a one-storey front addition.

On July 3, 2020 the Committee of Adjustment issued a Public Hearing Notice for the Application. The virtual hearing began on July 14, but the Committee of Adjustment had to cancel and rescheduled all hearings that day due to technical difficulties with the virtual format. A new Public Hearing Notice was issued on July 31, 2020.

Several area residents voiced their objection to the Application and submitted comments on

record for the Committee of Adjustment hearing.

On August 13, 2020 the Committee of Adjustment refused the Application. The Decision is attached to this Motion.

On September 2, 2020 the applicant filed to appeal the Decision to the Toronto Local Appeal Body.

This Motion will authorize the City Solicitor to oppose the Applicant's Toronto Local Appeal Body appeal.

This Motion is urgent as the Committee of Adjustment's decision has been appealed and the City Solicitor requires instructions to attend the hearing.

### **Background Information (City Council)**

Member Motion MM24.16

Committee of Adjustment Etobicoke York Panel Notice of Notice of Decision on application for Minor Variance for 241 Maple Leaf Drive

(<http://www.toronto.ca/legdocs/mmis/2020/mm/bgrd/backgroundfile-156984.pdf>)