

Development Charges By-law 515-2018 - LPAT Appeals

Date: February 26, 2021

To: City Council

From: City Solicitor

Wards: All Wards

REASON FOR CONFIDENTIAL INFORMATION

This report concerns litigation that affects the City of Toronto. This report contains advice or communications that are subject to solicitor-client privilege

SUMMARY

The purpose of this report is to seek instructions from City Council with respect to three appeals to the Local Planning Appeal Tribunal filed in respect of the City's Development Charges By-law 515-2018.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential instructions to staff in Attachment 1; and
2. City Council authorize the public release of the confidential instructions to staff in Attachment 1, if adopted, with the remainder of the report including Appendix 1 to remain confidential as it contains advice that is subject to solicitor-client privilege and information regarding pending litigation before the Local Planning Appeal Tribunal.

FINANCIAL IMPACT

The financial implications arising from the adoption of this report are discussed in the Confidential Attachment.

DECISION HISTORY

On April 24, 25, 26 and 27, 2018, City Council enacted Development Charges By-law 515-2018.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2013.EX34.1>

On June 5 and 6, 2018, three owners of various development sites in the City of Toronto filed appeals of the Development Charges By-law to the Local Planning Appeal Tribunal. The appellants are Stafford Homes Limited, Diamante Development Corporation, and Insoho Developments Inc.

COMMENTS

Each of the three appellants have filed an appeal of the City's Development Charges By-law, pursuant to Section 14 of the Development Charges Act, 1997.

The Chief Financial Officer and Treasurer has been consulted in the preparation of this report, and supports the recommendations set out in the Confidential Attachment.

CONTACT

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SIGNATURE

Wendy Walberg,
City Solicitor

ATTACHMENTS

Confidential Attachment 1 - Confidential Recommendations and Confidential Information

Confidential Appendix 1 to Confidential Attachment 1 - Confidential Information