



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

5995-5997 Yonge Street - Zoning By-law Amendments Application – Request for Direction Report

Date: March 30, 2021

To: City Council

From: City Solicitor

Wards: Ward 18- Willowdale

REASON FOR CONFIDENTIAL INFORMATION

This report is about litigation or potential litigation that affects the City or one of its agencies or corporations.

This report contains advice or communications that are subject to solicitor-client privilege.

SUMMARY

This application proposes to amend former City of North York Zoning By-law 7659 and City of Toronto Zoning By-law 569-2013 for the property at 5995 to 5997 Yonge Street to permit a forty storey mixed-use building with 443 residential units. The applicant has appealed the application to the Local Planning Appeal Tribunal (the "LPAT") due to Council's failure to make a decision within the timeframe prescribed in the Planning Act. A hearing has been scheduled to begin May 11, 2021.

Further direction from City Council is required in this matter.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential instructions to staff in Confidential Attachment 1 to this Report (March 30, 2021) from the City Solicitor.
2. City Council authorize the public release of the confidential recommendations contained in Confidential Attachment 1 and Confidential Appendix A to the report (March 30, 2021) of the City Solicitor, if adopted by City Council.

3. City Council direct that the balance of Confidential Attachment 1 to the Report from the City Solicitor remain confidential as it contains advice, which is subject to solicitor-client privilege.

FINANCIAL IMPACT

There is no financial impact arising from the adoption of the Confidential Recommendations.

DECISION HISTORY

At its meeting of March 10, 2021, City Council considered the City Planning staff report, being Item NY22.3 and adopted the recommendations.

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2021.NY22.3>

City Council directed the City Solicitor, together with appropriate staff, to oppose the applications for 5995 to 5997 Yonge Street at the LPAT Hearing. City Council also directed the City Solicitor and appropriate City staff to continue discussions with the applicant.

COMMENTS

This report is about litigation before LPAT and contains advice or communications that are subject to solicitor-client privilege. The attachment to this report contains confidential information and should be considered by Council in camera. There is urgency in Council considering this matter at this time as the LPAT Hearing is scheduled to commence on May 11, 2021. The City Solicitor requires direction on this matter.

CONTACT

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SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENTS

Confidential Attachment 1 - Confidential Information

Confidential Appendix A - Confidential Information