



Decision Letter

Toronto Preservation Board

Meeting No.	25	Contact	Ellen Devlin, Committee Administrator
Meeting Date	Wednesday, June 16, 2021	Phone	416-392-7033
Start Time	9:30 AM	E-mail	hertpb@toronto.ca
Location	Video Conference	Chair	Sandra Shaul

PB25.10	ACTION	Adopted		Ward: 8
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2430 Yonge Street and 2434 Yonge Street - Alterations to Designated Heritage Property and Authority to Enter into Heritage Easement Agreement

Confidential Attachment - The receiving of advice or communications that are subject to solicitor-client privilege; and contains information regarding litigation or potential litigation.

Board Recommendations

The Toronto Preservation Board recommends that:

1. City Council adopt the confidential recommendations contained in Confidential Attachment 1 to the report (June 1, 2021) from the City Solicitor.
2. City Council authorize the public release of the recommendations in Confidential Attachment 1 and Confidential Appendices A, B, C, and D if adopted by City Council, with the remainder of the Confidential Attachment 1 to remain confidential as it contains advice which is subject to solicitor-client privilege.

Decision Advice and Other Information

The Toronto Preservation Board recessed its public session to meet in closed session to consider this item as it relates to the receiving of advice that is subject to solicitor-client privilege or communications that are subject to solicitor-client privilege and contains information regarding potential litigation.

Origin

(June 1, 2021) Report from the City Solicitor

Summary

During the fourth quarter of 2017, the applicant (originally Roselawn & Main Urban Properties, now FCAM LP) appealed its Official Plan Amendment and Zoning By-law Amendment applications to the Local Planning Appeal Tribunal (LPAT). Three appeals were filed in total: one was made on November 27, 2017 citing Council's failure to make a decision on the zoning by-law amendment application within the timeframe prescribed by the Planning Act; one was made on December 7, 2019 citing City Council's refusal to approve the Official Plan Amendment application; and one was made on December 29, 2017 citing City Council's refusal to approve the same zoning by-law amendment application.

Background Information

(June 1, 2021) Report from the City Solicitor - 2430 Yonge Street and 2434 Yonge Street - Alterations to Designated Heritage Property and Authority to Enter into Heritage Easement Agreement

(<http://www.toronto.ca/legdocs/mmis/2021/pb/bgrd/backgroundfile-167491.pdf>)

(June 1, 2021) Confidential Attachment 1 - Confidential Information

(June 1, 2021) Confidential Appendix A - Confidential Information

(June 1, 2021) Confidential Appendix B - Confidential Information

(June 1, 2021) Confidential Appendix C - Confidential Information

(June 1, 2021) Confidential Appendix D - Part 1 - Confidential Information

(June 1, 2021) Confidential Appendix D - Part 2 - Confidential Information

Confidential Staff Presentation