

City Council

Motion without Notice

MM31.50	ACTION			Ward: 15
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190 Gordon Road - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Jaye Robinson, seconded by Councillor Brad Bradford

This Motion has been deemed urgent by the Chair.

This Motion is not subject to a vote to waive referral. This Motion has been added to the agenda and is before Council for debate.

Recommendations

Councillor Jaye Robinson, seconded by Councillor Brad Bradford, recommends that:

1. City Council authorize the City Solicitor and appropriate City Staff to attend at the Toronto Local Appeal Body hearing to oppose Applications B0043/20NY, A0584/20NY, and A0585/20NY respecting 190 Gordon Road.
2. City Council authorize the City Solicitor to negotiate a settlement of the appeal of the decision in Applications B0043/20NY, A0584/20NY, and A0585/20NY respecting 190 Gordon Road and City Council authorize the City Solicitor to settle the matter on behalf of the City at the City Solicitor's discretion after consultation with the Ward Councillor and with the Director of Community Planning, North York District.

Summary

On March 11, 2021, the North York Panel of the Committee of Adjustment (the "Committee") refused applications for a consent to sever the land municipally known as 190 Gordon Road, and for minor variances for each of the newly created lots and to facilitate the development proposed to be constructed thereon (collectively the "Application"). A copy of the Committee's decisions regarding the Application are attached. Specifically, the Application proposes to sever the existing lot into two lots, and seeks variances for lot area, front and rear yard setbacks, lot coverage and height, amongst others, in order to facilitate the construction of two new single-detached dwellings.

On March 31, 2021, the applicant appealed the Committee's decisions to the Toronto Local Appeal Body.

In a report from the Director, Community Planning, North York District dated March 3, 2021, Community Planning Staff recommended the Application be refused as it disregards Section 51 (24) of the Planning Act, does not conform to the Official Plan, and does not maintain the

general intent and purpose of the zoning by-law. A copy of the Planning report is attached.

This Motion would give the City Solicitor the authority to attend the Toronto Local Appeal Body hearing in opposition to the Application. It would also give the City Solicitor authority to settle the matter on behalf of the City in her discretion after consultation with the Chief Planner and Executive Director, City Planning and the Ward Councillor.

This matter is time sensitive and urgent as the Committee's decision has been appealed and the City Solicitor requires instructions to attend the hearing.

Background Information (City Council)

Member Motion MM31.50

Committee of Adjustment North York Panel Notice of Decision on Consent for 190 Gordon Road

(<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-165613.pdf>)

Committee of Adjustment North York Panel Notice of Decision on application for Minor Variance/Permission for 190 Gordon Road - Part 1

(<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-165614.pdf>)

Committee of Adjustment North York Panel Notice of Decision on application for Minor Variance/Permission for 190 Gordon Road - Part 2

(<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-165635.pdf>)

(March 3, 2021) Report from the Director, Community Planning, North York District on 190 Gordon Road

(<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-165636.pdf>)