



## Member Motion

### City Council

#### Motion without Notice

MM38.36	ACTION			Ward: 5
---------	--------	--	--	---------

#### **210 Maple Leaf Drive - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Frances Nunziata, seconded by Councillor Ana Bailão**

*\* Notice of this Motion has not been given. A two-thirds vote is required to waive notice.*  
*\* This Motion is subject to referral to the Etobicoke York Community Council. A two-thirds vote is required to waive referral.*  
*\* This Motion has been deemed urgent by the Chair.*

#### **Recommendations**

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

1. City Council direct the City Solicitor to attend the Toronto Local Appeal Body, with appropriate City staff, in order to oppose the consent and minor variances granted by the Committee of Adjustment with the respect to the proposed development at 210 Maple Leaf Drive (Applications B0014/21EYK, A0059/21EYK, A0060/21EYK);
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, and in consultation with the Ward Councillor and the Chief Planner and Executive Director, City Planning.

#### **Summary**

The applicant applied to the Committee of Adjustment seeking consent to sever the property located at 210 Maple Leaf Drive into two undersized residential lots and to construct a new dwelling on each severed lot. The applicant also sought three (3) variances from the minimum lot area, minimum lot frontage and side yard setback requirements under Zoning By-law 569-2013 (B0014/21EYK, A0059/21EYK, A0060/21EYK) ("the Application").

Planning staff do not support the consent. Forestry staff also recommended the Application be refused.

The Committee of Adjustment approved the consent and requested variances in its decision of November 30, 2021 (the "Decision"). The Decision has not been appealed to the Toronto Local Appeal Body by the applicant.

This Motion will direct the City Solicitor to appeal the Committee of Adjustment's decision and attend the Toronto Local Appeal Body, along with appropriate staff, in order to oppose the Application.

This Motion is urgent because the last date of appeal is Monday, December 20, 2021, and before the February session of Council.

**Background Information (City Council)**

Member Motion MM38.36

Committee of Adjustment Etobicoke York Panel Notice of Decision on application for Minor Variance/Permission/Consent for 210 Maple Leaf Drive

<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-174447.pdf>