

City Council

Motion without Notice

MM38.44	ACTION			Ward: 25
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42 Cedarview Drive - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Jennifer McKelvie, seconded by Councillor Gary Crawford

** 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 Jennifer McKelvie, seconded by Councillor Gary Crawford, recommends that:

1. City Council direct the City Solicitor to seek to retain outside consultants in order to attend the Toronto Local Appeal Body to uphold the Committee of Adjustment's refusal of the minor variance Application Number A0326/21SC regarding 42 Cedarview Drive.
2. City Council authorize the City Solicitor to resolve the matter on behalf of the City in the City Solicitor's discretion.

Summary

The applicant applied to the Committee of Adjustment seeking permission to construct a new two-storey detached dwelling with an integral two car garage, a rear covered deck, a rear yard pool and poolhouse at 42 Cedarview Drive (Application Number A0326/21SC).

In particular, the applicant seeks variances from City-wide Zoning By-law 569-2013, including variances for building length, building depth and height of rear platform beyond 2.5 metres from the rear main wall.

On November 17, 2021, the Scarborough District Panel of the Committee of Adjustment refused to grant the requested variances (Decision attached). The applicant has appealed the refusal to the Toronto Local Appeal Body. A hearing of this appeal has not been scheduled at this time.

This Motion will authorize the City Solicitor to seek to retain outside consultants in order to attend the Toronto Local Appeal Body to uphold the Committee of Adjustment's refusal of the minor variance application. This Motion will also authorize the City Solicitor to resolve the matter on behalf of the City in the City Solicitor's discretion.

Background Information (City Council)

Member Motion MM38.44

<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-174503.pdf>

Attachment 1 to MM38.44 - Committee of Adjustment, Scarborough Panel, Notice of Decision on minor variance for 42 Cedarview Drive

<http://www.toronto.ca/legdocs/mmis/2021/mm/bgrd/backgroundfile-174504.pdf>