



REPORT FOR ACTION WITH CONFIDENTIAL ATTACHMENT

625 Church Street - Zoning By-law Amendment Application - Request for Directions Report

Date: March 2, 2021

To: City Council

From: City Solicitor

Wards: Ward 11 - University-Rosedale

REASON FOR CONFIDENTIAL INFORMATION

This report contains advice or communications that are subject to solicitor-client privilege. This report contains information regarding potential litigation.

SUMMARY

The applicant (Manulife Investment Management) appealed its Zoning By-law Amendment application to the Ontario Land Tribunal (OLT) on February 25, 2021 citing City Council's failure to make a decision on the application within the statutory timeline.

A hearing of this matter before the OLT is scheduled to begin on March 30, 2022 for a duration of 8 days.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the recommendations contained in the Confidential Attachment 1 to the report (March 2, 2022) from the City Solicitor;
2. City Council authorize the public release of the recommendations in Confidential Attachment 1 and the information in Confidential Appendices A and B in the event City Council adopts the recommendations in Confidential Attachment 1; and
3. City Council direct the balance of Confidential Attachment 1 remain confidential as these documents contain advice which is subject to solicitor-client privilege.

FINANCIAL IMPACT

Adopting this report will have no financial impact beyond what has already been approved in the current year's budget.

DECISION HISTORY

At its meeting of June 8 and 9, 2021, City Council adopted the recommendations of the report (April 29, 2021) prepared by the Director, Community Planning, Toronto and East York District to oppose the proposed development application in what was then its current form on appeal to the Ontario Land Tribunal. City Council's decision in that respect can be found here:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2021.TE25.8>

At its meeting of June 8 and 9, 2021, City Council also adopted the recommendations the Toronto Preservation Board (May 12, 2021) to state its intention to designate the property municipally known as 625 Church Street under Part IV, Section 29 of the Ontario Heritage Act, in accordance with the Statement of Significance: 625 Church Street (Reasons for Designation) attached as Attachment 3 to the report (April 21, 2021) from the Senior Manager, Heritage Planning. City Council's decision in that respect can be found here:

<http://app.toronto.ca/tmmis/viewAgendaItemHistory.do?item=2021.TE25.9>

City Council subsequently passed City of Toronto By-law 808-2021 designating the property municipally known as 625 Church Street under Part IV, Section 29 of the Ontario Heritage Act, on October 4, 2021.

COMMENTS

The City Solicitor requires further instructions prior to the OLT hearing scheduled for March 30, 2022. This report is about litigation before the OLT and contains advice or communications that are subject to solicitor-client privilege. Confidential Attachment 1 and the appendices to this report contain confidential advice and they should be considered by Council in camera.

CONTACT

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SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENTS

Confidential Attachment 1 - Confidential Information

Confidential Appendix A - Confidential Information

Confidential Appendix B - Confidential Information