

Supplementary Report to TE34.7 and TE34.15 regarding 95 St. Joseph Street- City Solicitor

Date: July 7, 2022

To: City Council

From: City Solicitor

Wards: All

REASON FOR CONFIDENTIAL INFORMATION

The attachment to this report contains advice or communications that are subject to solicitor-client privilege and litigation privilege.

SUMMARY

This report is supplementary to TE34.7 and TE34.15 which was considered by Toronto and East York Community Council on June 29, 2022 and was referred to City Council without recommendation.

RECOMMENDATIONS

The City Solicitor recommends that:

1. Confidential Attachment 1 remain confidential as it contains advice which is subject to solicitor-client and litigation privilege and relates to ongoing litigation against the City.

FINANCIAL IMPACT

The financial implications for this matter are set out in TE34.7 and TE34.15.

DECISION HISTORY

The decision history is set out in TE34.7 and TE34.15.

COMMENTS

At its meeting on June 29, 2022, Toronto and East York Community Council referred these matters to City Council without recommendation and requested the City Solicitor to provide a confidential report directly to City Council setting out the likely outcome of an appeal to the Ontario Land Tribunal should this application be refused by the City

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and appealed by the applicant and include reference to the following matters: 1) refusal of alterations to the heritage building; 2) refusal to grant permission to build residential in an institutional zone; 3) refusal to grant the height and setbacks set out in the report; and 4) planning evidence required to defend a refusal request.

Confidential legal advice about the current litigation and other potential litigation is provided in Confidential Attachment 1.

CONTACT

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SIGNATURE

Wendy Walberg
City Solicitor

ATTACHMENTS

1. Confidential Attachment 1 - Confidential Legal Advice