

City Council

Notice of Motion

MM39.5	ACTION			Ward: 25
---------------	--------	--	--	----------

197 Greyabbey Trail - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Jennifer McKelvie, seconded by Councillor Paul Ainslie

** Notice of this Motion has been given.*
** This Motion is subject to referral to the Scarborough Community Council. A two-thirds vote is required to waive referral.*
** This Motion relates to a Toronto Local Appeal Body Hearing and has been deemed urgent.*

Recommendations

Councillor Jennifer McKelvie, seconded by Councillor Paul Ainslie, recommends that:

1. City Council direct the City Solicitor to attend the Toronto Local Appeal Body, with appropriate City staff in order to oppose minor variance Application A0021/21SC regarding 197 Greyabbey Trail (the "Appeal"), and any other variances and relief that may be requested.
2. City Council authorize the City Solicitor to retain outside consultants as may be necessary in order to oppose the Appeal.
3. City Council authorize the City Solicitor to attempt to negotiate a resolution regarding the Appeal, and City Council authorize the City Solicitor to resolve the matter on behalf of the City, in the City Solicitor's discretion, after consulting with the Ward Councillor and with the Director, Community Planning, Scarborough District.

Summary

This Motion will authorize the City Solicitor, along with appropriate City Staff or outside consultants, as necessary, to support the Committee of Adjustment's decision refusing the minor variance application at 197 Greyabbey Trail, Application A0021/21SC, (the "Application") and attend the Toronto Local Appeal Body in order to oppose the Application.

The Application seeks to construct a new three storey detached dwelling. The Application required the Committee of Adjustment's approval of four (4) proposed variances to Zoning By-law 569-2013, and one (1) proposed variance of Zoning By-law 9676. The variances sought relate to the increase of the gross floor area, the increase of the dwelling height, the construction of a third storey, and an increase to the maximum number of platforms permitted at or above the second storey, on the front of the dwelling.

Planning staff did not file a report to the Committee of Adjustment with respect to the

Application.

The Committee of Adjustment refused the Application in its decision issued on December 8, 2021. Subsequently, the owner of 197 Greyabbey Trail appealed the Decision to the Toronto Local Appeal Body.

This Motion will direct the City Solicitor to attend the Toronto Local Appeal Body in order to oppose the Appeal.

No hearing date has been scheduled yet.

Background Information (City Council)

Member Motion MM39.5

Committee of Adjustment Scarborough Panel Notice of Decision on application for Minor Variance/Permission for 197 Greyabbey Trail

<https://www.toronto.ca/legdocs/mmis/2022/mm/bgrd/backgroundfile-175544.pdf>