

City Council

Motion without Notice

MM12.20	ACTION			Ward: 15
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34 Rumsey Road - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Jaye Robinson seconded by Councillor Mike Colle

** 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 Jaye Robinson seconded by Councillor Mike Colle, recommends that:

1. City Council authorize the City Solicitor, and appropriate City Staff, to attend the Toronto Local Appeal Body to uphold the revisions recommended by Community Planning for Application A0689/22NY as submitted on August 10, 2023, respecting 34 Rumsey Road with any modifications acceptable to the City Solicitor in consultation with the Director of Community Planning, North York District and the Ward Councillor.
2. City Council authorize the City Solicitor to attend the Toronto Local Appeal Body to oppose Application A0689/22NY respecting 34 Rumsey Road in the event the applicant brings forward a proposal substantially different from the revised plans dated August 10, 2023 and City Council authorize the City Solicitor to retain outside consultants, as may be necessary.

Summary

On September 28, 2023, the Committee of Adjustment (the "Committee") refused an application brought by the owner of 34 Rumsey Road for variances to the provisions of the City of Toronto Zoning By-law 569-2013 to remodel an existing two-storey dwelling through interior alterations and additions (the "Application"). A copy of the Committee's decision to refuse the Application is attached.

On October 12, 2023, the owner appealed the Committee's decision to the Toronto Local Appeal Body.

In a report from the Director, Community Planning, North York District dated June 15, 2023 Community Planning Staff requested that a number of revisions be made to the Application including a reduction in platform height, the elimination of driveway variances, and a decreased floor space index. A copy of the report is attached.

A revised proposal, dated August 10, 2023, was submitted (the "Revised Application") which reduced the platform height, eliminated roof eave variances, eliminated some driveway variances, and decreased floor space index.

In a report from the Director, Community Planning, North York District dated September 7, 2023, Community Planning Staff maintained their recommendations for the Revised Application. A copy of the Planning report is attached. Community Planning Staff opined that the Revised Application maintains the intent of the Zoning By-law and the Official Plan, is minor in nature, and is desirable for the appropriate development or use of the land.

This Motion authorizes the City Solicitor, along with appropriate City Staff, to attend the Toronto Local Appeal Body hearing to uphold Staff Report recommendations as reflected in the revised application. A hearing date has been scheduled for February 8, 2024, as such, this motion is urgent. A copy of the Notice of Hearing is attached. The file number is 23 213723 S45 15 Toronto Local Appeal Body.

Background Information (City Council)

Member Motion MM12.20