

## City Council

### Motion without Notice

MM16.35	ACTION			Ward: 9
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### **118 Havelock Street - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Alejandra Bravo, seconded by Councillor Gord Perks**

*\* Notice of this Motion has not been given. A two-thirds vote is required to waive notice.*  
*\* This Motion is subject to referral to the Toronto and East York Community Council. A two-thirds vote is required to waive referral.*  
*\* This Motion has been deemed urgent by the Chair.*

### **Recommendations**

Councillor Alejandra Bravo, seconded by Councillor Gord Perks, recommends that:

1. City Council authorize the City Solicitor to both appeal and attend the Toronto Local Appeal Body, with appropriate City staff, in order to oppose the Committee of Adjustment's decision regarding the proposed development at 118 Havelock Street (Application A0653/23TEY).
2. City Council authorize the City Solicitor to attempt to negotiate a resolution regarding Application A0653/23TEY respecting 118 Havelock Street, and City Council authorize the City Solicitor to resolve the matter on behalf of the City, at the City Solicitor's discretion, after consultation with the Applicant, the Ward Councillor and the Director, Community Planning, Toronto East York District.

### **Summary**

The applicant applied to the Committee of Adjustment requesting variances from City Wide By-law 569-2013 (Application A0653/23TEY), including variances to maximum permitted height and maximum permitted floor space index.

The Application seeks to alter the existing two-and-one-half-storey detached dwelling by constructing a one-storey side addition and four-storey side and rear additions for a residential care home (supportive housing).

On February 21, 2024, the Toronto East York Panel of the Committee of refused the requested minor variances (the "Decision").

In its report from the Director of Community Planning, Toronto and East York District, dated February 15, 2024, City Planning Staff wrote that they were supportive of the application. Staff noted that the proposed development will add to the range of housing types while minimizing impact on neighbourhood character.

This Motion will authorize and direct the City Solicitor to appeal and to attend the Toronto Local Appeal Body, along with appropriate City staff, in order to oppose the Committee of Adjustment's decision.

This motion is urgent as the City Solicitor has already appealed the Decision to the Toronto Local Appeal Body in order to preserve the City's statutory right and requires instructions to appeal and attend the hearing for this matter.

### **Background Information (City Council)**

Member Motion 16.35

Attachment 1 - Notice of Decision of the Committee of Adjustment

(<https://www.toronto.ca/legdocs/mmis/2024/mm/bgrd/backgroundfile-244373.pdf>)

Attachment 2 - Planning Staff Report to the Committee of Adjustment

(<https://www.toronto.ca/legdocs/mmis/2024/mm/bgrd/backgroundfile-244374.pdf>)