

City Council

MM24.21	ACTION			Ward: 20
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187 Oakridge Drive - Request for City Solicitor to Attend at the Toronto Local Appeal Body - by Councillor Parthi Kandavel, seconded by Councillor Lily Cheng

** 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 Scarborough Community Council. A two-thirds vote is required to waive referral.
* This Motion has been deemed urgent by the Chair.*

Recommendations

Councillor Parthi Kandavel, seconded by Councillor Lily Cheng, recommends that:

1. City Council direct the City Solicitor to appeal the Committee of Adjustment's decision regarding 187 Oakridge Drive (Application A0215/24SC) and to attend the Toronto Local Appeal Body with appropriate City staff.
2. City Council authorize the City Solicitor to retain outside consultants as necessary.
3. City Council authorize the City Solicitor to attempt negotiating a resolution regarding 187 Oakridge Drive (Application A0215/24SC), and authorize the City Solicitor to resolve the matter on behalf of the City, in their discretion, after consulting with the Ward Councillor and Scarborough District Community Planning.

Summary

This Motion will give the City Solicitor authority to appeal the Committee of Adjustment's decision approving demolishing the existing dwelling and constructing a new two-storey dwelling at 187 Oakridge Drive (Application A0215/24SC) and to attend the Toronto Local Appeal Body, along with appropriate City Staff, to oppose the Application.

The Application seeks to demolish an existing dwelling and construct a new two storey dwelling. The Application proposes a floor space index of 457.25m² where By-law 569-2013 only permits a maximum floor space index of 0.4 times the lot area if the lot area is more than 697 m² (341.44 m²).

On November 13, 2024, the Committee of Adjustment issued a decision approving the Application, subject to conditions. A copy of the Notice of Decision of the Committee of Adjustment is attached.

In order to preserve the City's right of appeal, the City Solicitor appealed the Committee of Adjustment's Decision to the Toronto Local Appeal Body on December 2, 2024.

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

This motion is urgent as the City Solicitor's office has to prepare to appeal a Committee of Adjustment decision before Toronto Local Appeal Body.

Background Information (City Council)

Member Motion MM24.21

<https://www.toronto.ca/legdocs/mmis/2024/mm/bgrd/backgroundfile-251530.pdf>

Toronto Local Appeal Body Notice of Decision

<https://www.toronto.ca/legdocs/mmis/2024/mm/bgrd/backgroundfile-251540.pdf>