

MEDIATION SUMMARY ADDENDUM

Mediation Summary Addendum Date: Tuesday, April 3, 2018

PROCEEDING COMMENCED UNDER subsection 45 (1) of the Planning Act, R.S.O. 1990, c. P.13, as amended (the "Act")

Appellant(s): FARHAN KASSAM

Applicant: KATE COOPER

Property Address/Description: 216 – 218 BATHURST ST & 5 ROBINSON ST

Committee of Adjustment Case File Number: 17 128847 STE 19 MV (A0304/17TEY)

TLAB Case File Number: 17 274561 S45 19 TLAB

Mediation Date: Tuesday, March 06, 2018

MEDIATION ADDENDUM SUMMARY DELIVERED BY STANLEY MAKUCH

APPEARANCES

Mr. D. Bronskill for the Applicant
Mr. D. Elmadany for the City of Toronto

INTRODUCTION

On March 21, 2018 a mediation occurred respecting the refusal of a total of 17 minor variances under two City of Toronto Bylaws, Bylaw 569-2013 and Bylaw 438-86, to convert the existing two-storey commercial building at 216-218 Bathurst Street into a hotel containing 30 suites, by constructing a south side one-storey addition, and a rear staircase addition.

INTRODUCTION

That mediation was used for settlement discussions between the City and the applicant without TLAB involvement and they reached a substantial settlement. The matter was thus adjourned to May 25, 2018 for a hearing as referenced in a Mediation Summary, dated March 21, 2018.

BACKGROUND

In adjourning the hearing, I required the appellant to give parties and participants, who were not in attendance at the mediation, notice of the new hearing date; but I did not include any direction for disclosure. The appellants have filed a motion for an adjournment which includes dates for disclosure.

CONFIDENTIALITY

There are no issues of confidentiality.

STATUS OF MATTERS DURING THE MEDIATION

There is no need for a motion for an adjournment as an adjournment was provided for in the Mediation Summary of March 20, 2018. The Toronto Local Appeal Body (the 'TLAB') therefore will not consider the applicant's motion and confirms the adjournment date for the hearing to be May 25, 2018, at 9 a.m., at 40 Orchard View Blvd., Suite 211.

To ensure those who did not participate in the settlement discussions have adequate notice of the settlement before the hearing, the following is added to the TLAB Mediation Summary of March 21, 2018:

On or before May 5, 2018, the appellant and City will file all material to be relied upon at the hearing;

On or before May 11, 2018, all other parties and participants with a continuing interest will file all materials to be relied upon at the hearing;

On or before May 15, 2018, the appellant and City will file any reply material to be relied upon at the hearing.

X 

S. Makuch
Panel Chair, Toronto Local Appeal