

DECISION AND ORDER

Decision Issue Date Friday, June 15, 2018

PROCEEDING COMMENCED UNDER section 45(12), subsection 45(2)(b) of the Planning Act, R.S.O. 1990, c. P.13, as amended (the "Act")

Appellant(s): MAHDI TAEBI

Applicant: ADSTRUCT LTD

Property Address/Description: 248 SUTHERLAND DR

Committee of Adjustment Case File Number: 17 150211 NNY 26 MV

TLAB Case File Number: **17 266944 S45 26 TLAB**

Telephone conference date: Thursday, June 14, 2018

DECISION DELIVERED BY T. Yao

APPEARANCES

Name	Role	Representative
Mahdi Taebi	Appellant	Amber Stewart
City of Toronto	Party	Sarah Rogers
Geoff Kettel	Participant	
Bob McMurchy	Participant	
Jason August	Participant	
Jim Kotsopoulos	Planning Witness	

Memorandum of telephone conference call

I convened this telephone conversation to ascertain if an alternative façade design were possible that responded to concerns raised at the hearing of May 1, 2018. Ms. Stewart advises that she has prepared two alternative plans, with one that her client strongly favours over the other. She forwarded them to the TLAB and all the other parties yesterday, June 13, 2018. Mr. McMurchy and Mr. Kettel advised that they

have not had time to review them and that specifically Mr. McMurchy was tied up until next week.

Ms. Stewart asked what degree of consensus would be necessary to cause me to decide on a design. I am directing the following process:

The parties/participants should meet amongst themselves. Obviously they can contact and get input from anyone they wish but we have had a full hearing and I do not require input from anyone other than those persons who attended the hearing and heard the evidence, namely: Mr. Kettel, Mr. August and Ms. Rogers.

Submissions are as simple as: no comment, favour option 1, favour option 2; favour neither 1 nor 2. If there is unanimity then I will issue an order authorizing the variances. I would doubt if the process permits any other new design at this late stage. If there is no unanimity, I will receive short submissions as to what I should do and reasons in support. I would like the "consensus seeking" to be concluded by June 25, 2018, and submissions, if any, no later than July 4, 2018. I have looked at the options prepared, and I think that in view of my earlier decision and having embarked on this process, I would be unlikely to be persuaded that the variances not be authorized.

DECISION AND ORDER

This hearing is concluded, and I will issue a written decision in accordance with the procedure outlined above.

X



Ted Yao

Panel Chair, Toronto Local Appeal Body

Signed by: Ted Yao