

DECISION AND ORDER

Decision Issue Date Wednesday, August 01, 2018

PROCEEDING COMMENCED UNDER section 45(12), subsection 45(1), subsection 45(2)(b) of the Planning Act, R.S.O. 1990, c. P.13, as amended (the "Act")

Appellant(s): DIXIL PROPERTIES INC

Applicant: DOMUS ARCHITECTS

Property Address/Description: 1982 ISLINGTON AVE

Committee of Adjustment Case File Number: 17 265659 WET 04 MV (A0994/17EYK),
17 265553 WET 04 MV (A0993/17EYK)

TLAB Case File Number: 18 131762 S45 04 TLAB, 18 131764 S45 04 TLAB

Motion Hearing date: Monday, July 30, 2018

DECISION DELIVERED BY L. MCPHERSON

INTRODUCTION AND BACKGROUND

On March 8, 2018, the Committee of Adjustment (Committee) for the City of Toronto (City) refused 2 minor variance applications to permit the construction of a 4-storey office building (proposal 1) or a 6-storey mixed-use building (proposal 2) for the property at 1982 Islington Avenue. The owner appealed the decisions to the Toronto Local Appeal Body (TLAB). The TLAB scheduled a hearing for September 6, 2018.

On July 23, 2018, Counsel for the owner, Mr. Joel Farber, filed a Notice of Motion requesting that the hearing be adjourned to another date, in order to allow the owner to pursue further discussions with the City, who is the other Party to the hearing. The City's solicitor advised by e-mail that they have no objection to the request for adjournment. There are also a number of Participants to the Hearing.

JURISDICTION

Under Rule 2.10, the TLAB may grant all necessary exceptions to the Rules, or grant other relief as it considers appropriate, to enable it to effectively and completely adjudicate matters in a just, expeditious and cost-effective manner. Rule 23.4 of the TLAB's Rules of Practice and Procedure allows the TLAB to grant or deny a Motion for Adjournment and make any other appropriate orders.

ANALYSIS, FINDINGS, REASONS

The City of Toronto has consented to the request for an adjournment. Under Rule 19.1, the TLAB is committed to encouraging Parties to settle some or all of the issues. In this case, further discussion with City may achieve this goal. The Motion for Adjournment is granted.

DECISION AND ORDER

Mr. Farber is required to advise the TLAB in writing on or before September 6, 2018 as to the status of discussions including the advisability of the issuance of a revised Notice of Hearing.

The Hearing date of September 6, 2018 is cancelled and no submissions or attendances are required.

The undersigned Member is not seized for the hearing.

X 

L. McPherson
Panel Chair, Toronto Local Appeal Body