

DECISION AND ORDER

Decision Issue Date **Friday, November 30, 2018**

PROCEEDING COMMENCED UNDER section 53, subsection 53(19), section 45(12), subsection 45(1) of the Planning Act, R.S.O. 1990, c. P.13, as amended (the "Act")

Appellant(s): AFROZA SHAHIN

Applicant: ARC DESIGN GROUP

Property Address/Description: 50 HOLLAND AVE

Committee of Adjustment Case File Number: 18 103218 STE 31 CO, 18 103220 STE 31 MV, 18 103221 STE 31 MV

TLAB Case File Number: **18 195271 S45 31 TLAB, 18 195280 S45 31 TLAB, 18 195287 S53 31 TLAB**

Hearing date: Thursday, November 22, 2018

DECISION DELIVERED BY STANLEY MAKUCH

APPEARANCES

Name	Role	Representative
ARC Design Group	Applicant	
Afroza Shahin	Appellant/Owner	Amber Stewart
City of Toronto	Party	Marc Hardiejowski/Roman Ivanov
Jonathan Benczkowski	Expert Witness	
Derrick Wong	Expert witness	
Francois Trottier	Participant	
Vijaya Kissoon	Participant	
Alex Campbell	Participant	

Name	Role	Representative
Kathleen Campbell	Participant	

INTRODUCTION

This decision is the result of a motion, consented to by the City, to adjourn the hearing of this matter. The purpose of the adjournment is to allow the applicant to: prepare revised plans, obtain a new Zoning Notice and amend the application.

BACKGROUND

The revisions are anticipated to be minor in nature and new witness statements relating to the revisions are to be filed along with any new necessary documents.

MATTERS IN ISSUE

There are no matters in issue as the only other party to the proceedings, the City, consents to the adjournment and no participants were in attendance.

JURISDICTION

TLAB has jurisdiction to grant adjournments under its Rules of Practice and Procedure

EVIDENCE


There was no evidence respecting the motion as it was on consent.

ANALYSIS, FINDINGS, REASONS

No one is prejudiced by the adjournment and it removes the necessity of needlessly repeating the application process. Both parties agree, not only to the dates of the adjournment, but also to the dates for filing and new notice if necessary.

DECISION AND ORDER

The hearing is adjourned to April 23 and 24 2019, revised plans and the new Zoning Notice and variances are to be filed on or before December 21, 2018. The City is to inform the applicant by January 7, 2018 if, in the City's opinion, the revisions are not minor and new notice is required under s. 45 (18.1) of the Planning Act. The applicant's new witness statements and document disclosure are to be filed by March 25, 2019 and reply witness statements are to be filed by April 8, 2018.

X 

S. Makuch
Panel Chair, Toronto Local Appeal