

# DECISION AND ORDER

**Decision Issue Date**      Friday, February 07, 2020

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

Appellant(s): MEGAN BETH MCPHEE

Applicant: MARIO SILVA

Property Address/Description: 208 ALBANY AVE

Committee of Adjustment Case File: 19 138347 STE 11 MV

**TLAB Case File Number: 19 222048 S45 11 TLAB**

**Hearing date:**      Friday, January 10, 2020

**DECISION DELIVERED BY JOHN TASSIOPOULOS**

## APPEARANCES

Name	Role	Representative
Mario Silva	Applicant	
Megan Beth McPhee	Appellant/Owner	Won Kim

## INTRODUCTION & BACKGROUND

The Appellant, Megan Beth McPhee, appeared before me on the Hearing date requesting an adjournment because her Representative, Won Kim, was not able to attend to represent her. She explained that Won Kim had emailed the Toronto Local Appeal Body (TLAB) on January 9, 2020 requesting an adjournment since he would not be able to attend due to unforeseen medical circumstances. The TLAB staff indicated, to Ms. McPhee, that because of the request was made so close to the Hearing date, that she would need to attend the Hearing in person to request the adjournment.

## **MATTERS IN ISSUE**

There are no matters at issue. The Appellant, Megan Beth McPhee, is the only Party to the Hearing and the request for adjournment does not affect, apart from the TLAB, any other Party.

## **JURISDICTION**

The TLAB may consider Adjournments in accordance with Rules 23.1, 23.2, 23.3 and 23.4, and Extension or Reduction of Time Rules 4.4, 4.5 and 4.6 of the TLAB Rules of Practice and Procedure (May 6, 2019).

## **ANALYSIS, FINDINGS, REASONS**

Given that the only Party affected by the adjournment is also the only Party in this matter and that the reason for the request is due to an unforeseen medical issue of the Appellant's Representative, the oral request for adjournment of the Hearing is acceptable.

## **DECISION AND ORDER**

The request for adjournment of the Hearing for January 10, 2020 is granted.

A new Hearing date is set for Friday, April 24, 2020. A new Notice has been posted.

**X**

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John Tassiopoulos  
Panel Chair, Toronto Local Appeal Body