

DECISION AND ORDER

Decision Issue Date **Monday, February 24, 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): 2038791 ONTARIO INC

Applicant: HICKS DESIGN STUDIO

Property Address/Description: 21 X EDGEHILL RD

Committee of Adjustment Case File: 18 136465 WET 04 MV

TLAB Case File Number: 19 227635 S45 02 TLAB

Hearing date: Tuesday, January 14, 2020

DECISION DELIVERED BY STANLEY MAKUCH

APPEARANCES

Name	Role	Representative
Hicks Design Studio	Applicant	
2038791 Ontarion Inc.	Owner/Appellant	Aaron Platt
City of Toronto	Party	Marc Hardiejowski
6607446 Canada Inc.	Party	Mark Joblin
Tina Rocca	Party	Gerard Borean
Peter Rocca	Party	Gerard Borean
Elizabeth Ann Batten	Party	Mark Joblin
James Heller	Participant	
Pam Dunsmore	Participant	

Name	Role	Representative
Linda Wright	Participant	

INTRODUCTION

This is an interim disposition arising from the mediation of an appeal of a refusal to grant variances to permit the construction of a new detached dwelling with an integral garage.

BACKGROUND

The Mediation did not entail any detailed discussion of the proposed dwelling or the variances under appeal. Counsel for the appellant / applicant proposed an adjournment so that the plans for the proposed dwelling could be revised and a new examiners notice obtained so that new variances could be considered.

MATTERS IN ISSUE

There were no substantive matters in issue.

JURISDICTION


TLAB has jurisdiction to conduct mediations under Rule 20 of its Rules of Practice and Procedure.

EVIDENCE

It was agreed the applicant /appellant will prepare new plans and obtain a new list of variances. The parties and participants will have at least three business days to examine the plans and variances. If there is a dispute regarding the new plans and variances I may be spoken to. If a settlement is reached, Minutes of Settlement may be prepared with an affidavit. These may then be submitted to me as a basis for me to issue an order respecting this matter. If no settlement is reached the matter may be set down for a hearing by a different TLAB member, based on the previously set exchange dates for this matter.

DECISION AND ORDER

This Mediation is adjourned based on the agreement outlined above.

X 

S. Makuch
Panel Chair, Toronto Local Appeal