

DECISION AND ORDER

Decision Issue Date Wednesday, August 19, 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): Gina Scarcella

Applicant: David Small Designs

Property Address/Description: 18 Blair Athol Cres

Committee of Adjustment Case File Number: 20 116850 WET 02 MV (A0080/20EYK)

TLAB Case File Number: 20 167607 S45 02 TLAB

Date of Scheduled Hearing: None

DECISION DELIVERED BY A. Bassios

BACKGROUND

On June 25, 2019, the Committee of Adjustment (COA) authorized the approval of the variance application, with conditions, for the COA file number set out above. An appeal was submitted by Appellant Gina Scarcella on July 14, 2020. A Hearing date was not set for this application. On August 7, 2020, the TLAB was advised by email from the Applicant's representative that a settlement had been reached. It requested that a settlement hearing be scheduled (on the basis of revised plans).

On August 17, 2020, the TLAB was advised by email that the Appeal has been withdrawn. The Applicant's representative forwarded an email from the Appellant withdrawing her appeal. The Appellant states that the parties have reached a satisfactory resolution and that they will proceed in accordance with the terms of their settlement without further resort to the TLAB process. On the basis of this withdrawal, the COA decision will stand. The jurisdiction of the TLAB has been terminated. The terms of any settlement remain as between the parties and are not subject to the authority or jurisdiction of the TLAB.

DECISION AND ORDER

The appeal having been abandoned, the appeal is dismissed. The Committee of Adjustment decision noted above is final and binding, and the file of the Toronto Local Appeal Body is closed.

A handwritten signature in cursive script that reads "A. Bassios".

A. Bassios

Panel Member, Toronto Local Appeal Body