

DECISION AND ORDER

Decision Issue Date Tuesday, January 19, 2021

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): BASIRAT MEHRABAN

Applicant: PMP DESIGN GROUP

Property Address/Description: 18 STANDISH AVE

Committee of Adjustment Case File: 20 108231 STE 11 MV

TLAB Case File Number: 20 203408 S45 11 TLAB

Hearing date:

DECISION DELIVERED BY SHAHEYNOOR TALUKDER

APPEARANCES

Name	Role	Representative
PMP Design Group	Applicant	
Basirat Mehraban	Owner/Appellant	Christina Kapelos
Hossein Ansari Shourijah	Primary Owner	
David Reid	Party	
Fern Rubinstein	Party	
Jane Shapiro	Party	
Simon Lockie	Party	
David Pitfield	Party	
Catherine Bongard	Party	

Decision of Toronto Local Appeal Body Panel Member: S. TALUKDER
TLAB Case File Number: 20 203408 S45 11 TLAB

1. This is a motion in writing by the City of Toronto (City) requesting TLAB to: (1) grant the City party status and (2) extend the deadline to file document disclosure and expert witness statements to January 18, 2021.
2. Based on the City's motion materials and the TLAB Notice of Hearing, I note the following:

October 5, 2020	Applicant filed an appeal of the Committee of Adjustment's decision to the TLAB for 18 Standish Avenue (Property)
October 26, 2020	TLAB issued a Notice of Hearing
November 25, 2020	Deadline to file a Notice of Intention to be a Party
December 16-18, 2020	Motion by a Councilor to instruct City Solicitor to attend the TLAB hearing for the Property adopted by the City Council. Therefore, the City missed the deadline to file the Notice of Intention to be a Party
December 29, 2020	Deadline for document disclosure and submission of witness statements
January 18, 2021	Extension requested by the City to file document disclosure and witness statements
March 31, 2021	Hearing date

3. The City relies on TLAB Rules 2.2, 2.11, 2.12, 4.4, 4.5, 12.1, 12.4, 17, 24.1 and 24.6.
4. The Applicant (and Appellant) in their response stated that they do not take any position on this motion regarding the City's party status. Parties David Reed, Jane Shapiro and Fern Rubinstein responded to the motion confirming that they do not object to the City's motion. The other parties, Simon Lockie, David Pitfield and Catherine Bongard did not file any response to the City's motion.
5. The responding parties have not stated any prejudice of allowing the City to be a party and I do not find any prejudice either. I agree with the City's written Reasons for Request.
6. The only remaining issue is the extension of the deadline to file the disclosure and witness statements, given that the date for the written motion was on January 15, 2021 and the City's request for extension of the deadline was January 18, 2021. The

Applicant, in their response, stated they do not object to an extension of filing “no later than January 18, 2021.”

7. The hearing is scheduled for March 31, 2021. As such, I find it reasonable to give the City until February 1, 2021 to file the necessary disclosure and witness statements, notwithstanding the deadline requested is January 18, 2021. The other parties will have sufficient time to review the City’s disclosure and witness statements before the hearing on March 31, 2021. The other parties will receive the same extension. The dates for response to witness statements and replies will also change as stated in the Decision and Order section below.

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8. The City’s motion requesting party status is granted and the City’s request to extend the deadline to file document disclosure and expert and other witness statements is also granted.
9. The deadlines for the hearing are changed as follows for all parties:

Type of Submission	New Filing Date
Document Disclosure, Witness Statement, Expert Witness Statement, Participant Statement	February 1, 2021
Response to Witness Statement, Response to Expert Witness Statement	February 16, 2021
Reply to Response to Witness Statement, Reply to Response to Expert Witness Statement	February 26, 2021

X 

Shaheynoor Talukder
Panel Chair, Toronto Local Appeal Body
Signed by: Shaheynoor Talukder