

DECISION AND ORDER

Decision Issue Date Wednesday, August 04, 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): LAWRENCE ROSS SINCLAIR

Applicant: DAVID SMALL DESIGNS

Property Address/Description: 10 PHEASANT LANE

Committee of Adjustment Case File Number: 21 110292 WET 02 MV

TLAB Case File Number: **21 137739 S45 02 TLAB**

Date of Scheduled Hearing: August 20, 2021


DECISION DELIVERED BY SHAHEYNOOR TALUKDER

BACKGROUND

On March 23, 2021, the Committee of Adjustment approved the application for variances with conditions for the Committee file number set out above. An appeal was submitted by Appellant Lawrence Ross Sinclair. A Hearing date was scheduled for August 20, 2021. On July 22, 2021, the Appellant withdrew their appeal by email. The Appellant's email also included a signed undertaking, which the Appellant referred to as an agreement. The TLAB does not endorse any private agreements between the parties. While settlement hearings include minutes of settlement, the approval of a settlement requires evidence that the four tests for approval of variances are met. In this case, the parties have not requested a settlement hearing to address the four tests for variance approval.

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.

X 

Shaheynoor Talukder

Panel Chair, Toronto Local Appeal Body