

DECISION AND ORDER

Decision Issue Date: Monday, September 13, 2021

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

Appellant(s): CHRIS SKILLEN;
STEVEN DOUGLAS PALMER;
KESA SENDERS

Applicant(s): HIRMAN DESIGN STUDIO

Property Address/Description: 91 DONWOODS DR

Committee of Adjustment File

Number(s): 20 122515 NNY 15 MV

TLAB Case File Number(s): 20 213776 S45 15 TLAB

Hearing date: Thursday May 19, 2021

Deadline Date for Closing Submissions/Undertakings:

DECISION DELIVERED BY S. MAKUCH

REGISTERED PARTIES AND PARTICIPANTS

Applicant	HIRMAN DESIGN STUDIO
Owner	KASRA HOSSEINI
Appellant	STEVEN PALMER
Appellant	KESA SENDERS
Appellant	CHRIS SKILLEN
Appellant's Legal Rep	DAVID NELIGAN
Party	GEORGE FLEMING
Party	JOHN LA GAMBA
Participant	VICKO VON STEDINGK

INTRODUCTION

This is an appeal by neighbours of a decision of the Committee of Adjustment approving minor variances for the construction of a new dwelling. The parties are having settlement discussions.

BACKGROUND

The construction involves issues related to Urban Forestry, Toronto and Region Conservation Authority, and Ravine and Natural Feature Protection.

MATTERS IN ISSUE

There are a number of issues which the parties anticipate may be settled and, therefore, all parties agreed to an adjournment *sine die* so settlement discussions can continue. If a settlement is reached, and approved by the various agencies and City Departments, TLAB will be informed. The parties then can file affidavit evidence in support of the settlement and TLAB can reach a decision and issue an order based on that evidence. If no settlement is reached the proponent can seek a new date for the hearing to continue.

JURISDICTION

TLAB has jurisdiction to grant adjournments and to determine the conduct of a hearing under its Rules of Practice and Procedure.

EVIDENCE

No evidence was presented at the hearing. Oral information was presented, and an adjournment was requested and agreed to on the terms set out above.

ANALYSIS, FINDINGS, REASONS

Based on the request of the parties an adjournment should be granted on the terms set out above.

DECISION AND ORDER

This matter is adjourned *sine die*. If a settlement is reached and approved by all relevant agencies and City Departments affidavit evidence may be filed with TLAB for a decision to be made and for an order to be issued. If a settlement is not reached the applicant may request the matter be set down for an oral hearing.

X 

S. Makuch
Panel Chair, Toronto Local Appeal