



**STAFF REPORT
ACTION REQUIRED
with Confidential Attachment**

347 and 349 Yonge Street – Designation of Sam the Record Man Signs under the Ontario Heritage Act

Date:	June 19, 2008
To:	City Council
From:	City Solicitor
Wards:	Ward 27
Reason for Confidential Information:	This report contains advice or communications that are subject to solicitor-client privilege.
Reference Number:	

SUMMARY

The purpose of this report is to report on a possible settlement of the appeal to Council’s Notice of Intention to designate the subject signage under the Ontario Heritage Act. It is a time sensitive matter as a Council position is required by June 30, 2008.

RECOMMENDATIONS

The City Solicitor recommends that:

1. City Council adopt the confidential recommendations in Attachment 1; and
2. City Council authorize the public release, at the end of the Council meeting, of the confidential instructions if adopted by Council.

DECISION HISTORY

At its meeting held on June 19, 20 and 22, 2007 City Council adopted Motion M76 whereby City Council stated its intention to designate the property at 347 and 349 Yonge

Street (Sam the Record Man Sign) under Part IV of the Ontario Heritage Act. The link to that Motion is:

<http://www.toronto.ca/legdocs/mmis/2007/cc/bgrd/m76.pdf>

FINANCIAL IMPACT

There is no financial impact to this report.

ISSUE BACKGROUND

The owners of 347 and 349 Yonge Street filed Notices of Objection to Council's Notice of Intention to Designate. Ryerson University subsequently acquired the properties and has assumed the appeals. A hearing before the Conservation Review Board is pending.

COMMENTS

This report provides in the confidential attachment an analysis of the issues in dispute between the parties and makes recommendations for possible settlement.

CONTACT

Brian Haley, Solicitor
Planning & Administrative Tribunal law
Tel: (416) 392-6757
Fax: (416) 397-5624
Email: bhaley@toronto.ca

SIGNATURE

Anna Kinastowski
City Solicitor

ATTACHMENTS

Attachment 1 – Confidential Recommendations and Confidential Information