

# Review of Number of Committee of Adjustment Appeals by Approval and Ontario Municipal Board Disposition Type (2009 to 2011)

**Table 1: 2009 Number of Committee of Adjustment Appeals by Approval and Ontario Municipal Board Disposition Type**

Number of Applications Approved by Committee of Adjustment	1773
Number of Approved Applications Appealed	68
% of Approved Applications Appealed	4%
Number of Approved Applications Appealed and Upheld by the Ontario Municipal Board	44
% of Approved Applications Appealed and Upheld by the Ontario Municipal Board	65%
Number Approved Applications Appealed and Overturned by the Ontario Municipal Board	5
% of Approved Applications Appealed and Overturned by the Ontario Municipal Board	7%
Number of Approved Applications Appealed but Withdrawn	16
% of Appeals Withdrawn	24%
Number of Approved Application whose Appeals are Pending	3
Number of Applications Refused by Committee of Adjustment	147
Number of Refused Applications Appealed	88
% of Refused Applications Appealed	60%
Number of Refused Applications Appealed and Upheld by the Ontario Municipal Board	66
% of Refused Applications Appealed and Upheld by the Ontario Municipal Board	75%
Number of Refused Applications Appealed and Overturned by the Ontario Municipal Board	6
% of Refused Applications Appealed and Overturned by the Ontario Municipal Board	7%
Number of Refused Appeals Withdrawn	15
% of Refused Appeals Withdrawn	17%
Number of Refused Application whose Appeals are Pending	1

Summary of data:

- 7.6% of the total number of 2009 Committee of Adjustment applications were refused by the Committee of Adjustment;
- Of the Committee of Adjustment approved applications, 4% were appealed to the Ontario Municipal Board and of the Committee of Adjustment refused applications, 60% were appealed to the Ontario Municipal Board;
- For Committee of Adjustment approved applications: 65% of the time, the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications , 7% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- For Committee of Adjustment refused applications: 75% of the time the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications, 7% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- Most Committee of Adjustment applications are approved. Of the under 10% that are refused by the Committee of Adjustment just over half are referred to the Ontario Municipal Board. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been approved by the Committee, the Ontario Municipal Board upheld the Committee approval 53 % of the time. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been refused by the Committee of Adjustment, the Ontario Municipal Board in upheld the Committee of Adjustment refusal 72% of the time.

**Table 2: 2010 Number of Committee of Adjustment Appeals by Approval and Ontario Municipal Board Disposition Type**

Number of Applications Approved by Committee of Adjustment	2228
Number of Approved Applications Appealed	86
% of Approved Applications Appealed	4%
Number of Approved Applications Appealed and Upheld by the Ontario Municipal Board	45
% of Approved Applications Appealed and Upheld by the Ontario Municipal Board	52%
Number Approved Applications Appealed and Overturned by the Ontario Municipal Board	6
% of Approved Applications Appealed and Overturned by the Ontario Municipal Board	7%
Number of Approved Applications Appealed but Withdrawn	35
% of Appeals Withdrawn	41%
Number of Approved Application whose Appeals are Pending	0
Number of Applications Refused by Committee of Adjustment	209

Number of Refused Applications Appealed	114
% of Refused Applications Appealed	55%
Number of Refused Applications Appealed and Upheld by the Ontario Municipal Board	89
% of Refused Applications Appealed and Upheld by the Ontario Municipal Board	78%
Number of Refused Applications Appealed and Overturned by the Ontario Municipal Board	13
% of Refused Applications Appealed and Overturned by the Ontario Municipal Board	11%
Number of Refused Appeals Withdrawn	4
% of Refused Appeals Withdrawn	4%
Number of Refused Application whose Appeals are Pending	8

Summary of data:

- 9.4% of the total number of 2010 Committee of Adjustment applications were refused by the Committee of Adjustment;
- Of the Committee of Adjustment approved applications, 4% were appealed to the Ontario Municipal Board and of the Committee of Adjustment refused applications, 55% were appealed to the Ontario Municipal Board;
- For Committee of Adjustment approved applications: 52% of the time, the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications , 7% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- For Committee of Adjustment refused applications: 78% of the time the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications, 11% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- Most Committee of Adjustment applications are approved. Of the under 10% that are refused by the Committee of Adjustment just over half are referred to the Ontario Municipal Board. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been approved by the Committee, the Ontario Municipal Board upheld the Committee approval 53 % of the time. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been refused by the Committee of Adjustment, the Ontario Municipal Board in upheld the Committee of Adjustment refusal 72% of the time.

**Table 3: 2011 Number of Committee of Adjustment Appeals by Approval and Ontario Municipal Board Disposition Type**

Number of Applications Approved by Committee of Adjustment	2573
Number of Approved Applications Appealed	64
% of Approved Applications Appealed	3%
Number of Approved Applications Appealed and Upheld by the Ontario Municipal Board	27
% of Approved Applications Appealed and Upheld by the Ontario Municipal Board	42%
Number Approved Applications Appealed and Overturned by the Ontario Municipal Board	2
% of Approved Applications Appealed and Overturned by the Ontario Municipal Board	3%
Number of Approved Applications Appealed but Withdrawn	28
% of Appeals Withdrawn	44%
Number of Approved Application whose Appeals are Pending	7
Number of Applications Refused by Committee of Adjustment	234
Number of Refused Applications Appealed	110
% of Refused Applications Appealed	47%
Number of Refused Applications Appealed and Upheld by the Ontario Municipal Board	69
% of Refused Applications Appealed and Upheld by the Ontario Municipal Board	63%
Number of Refused Applications Appealed and Overturned by the Ontario Municipal Board	9
% of Refused Applications Appealed and Overturned by the Ontario Municipal Board	8%
Number of Refused Appeals Withdrawn	13
% of Refused Appeals Withdrawn	12%
Number of Refused Application whose Appeals are Pending	19

#### Summary of data:

- 9% of the total number of 2011 Committee of Adjustment applications were refused by the Committee of Adjustment;
- Of the Committee of Adjustment approved applications, 3% were appealed to the Ontario Municipal Board and of the Committee of Adjustment refused applications, 47% were appealed to the Ontario Municipal Board;
- For Committee of Adjustment approved applications: 42% of the time, the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications, 3% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- For Committee of Adjustment refused applications: 63% of the time the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications, 8% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- Most Committee of Adjustment applications are approved. Of the under 10% that are refused by the Committee of Adjustment just over half are referred to the Ontario Municipal Board. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been approved by the Committee, the Ontario Municipal Board upheld the Committee approval 53 % of the time. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been refused by the Committee of Adjustment, the Ontario Municipal Board in upheld the Committee of Adjustment refusal 72% of the time.

#### Summary of data 2009 – 2011:

- 9% of the total number of 2009-2011 Committee of Adjustment applications were refused by the Committee of Adjustment;
- Of the Committee of Adjustment approved applications, 4% were appealed to the Ontario Municipal Board and of the Committee of Adjustment refused applications, 54% were appealed to the Ontario Municipal Board;
- For Committee of Adjustment approved applications: 53% of the time, the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications, 6% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- For Committee of Adjustment refused applications: 72% of the time the Ontario Municipal Board upheld the Committee of Adjustment decision for these applications, 9% of the time the Ontario Municipal Board overturned the Committee of Adjustment decision;
- Most Committee of Adjustment applications are approved. Of the under 10% that are refused by the Committee of Adjustment just over half are referred to the Ontario Municipal Board. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been approved by the Committee, the Ontario Municipal Board upheld the Committee approval 53 % of the time. Where a Committee of Adjustment application before the Ontario Municipal Board had originally been refused by the Committee of Adjustment, the Ontario Municipal Board in upheld the Committee of Adjustment refusal 72% of the time.