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October 17, 2011

Ms. Judy Carroll, Notifications Officer, Legislative Services
Town of Markham
101 Town Centre Boulevard
Markham, Ontario
L3R 9W3

Dear Ms. Carroll,

**RE: Zoning By-Law Amendment Application – 22 Esna Park Drive
File Number ZA-11-117540**

Dufferin Concrete ('Dufferin'), a division of Holcim (Canada) Inc., operates a concrete ready-mix plant ('Facility') at 7655 Woodbine Avenue. Dufferin has operated at this site since 1985.

On August 24, 2011, Dufferin received formal notice from the Town of Markham regarding a complete zoning by-law amendment application at 22 Esna Park Drive and its intention to hold a Public Meeting on September 13, 2011. This site is located approximately 109 metres southeast from the Dufferin facility. In response to this application we submitted comments on September 8, 2011, expressing our concerns relating to noise levels and the potential exceedances to the Ministry of the Environment's noise limits.

On October 12, 2011, we contacted planning staff to arrange a meeting to further discuss our submission and the future status of the application. In preparation of this meeting, which took place on October 14, 2011, we conducted preliminary noise modeling from our facility to the proposed place of worship and have found that this proposed development, if approved will impose on us an exceedance to our existing Certificate of Approval (Noise and Air). We explained to the Town Planning staff that the Ministry of the Environment considers: permanent or seasonal residences, hotel/motels, nursing/retirement homes, rental residences, hospitals, camp grounds, and noise sensitive buildings such as schools and places of worship as points of reception. The MOE Noise Guidelines require facilities to comply and model their noise emissions to these premises either existing or zoned for future use. Therefore, if this application is approved Dufferin will be forced out of conformity with their Certificate of Approval until an amended noise study is completed and adequate noise mitigation measures are constructed. We would like to express our serious concern that there is the potential for significant financial investment to Dufferin to accommodate this place of worship, if approved.



Our meeting with Town Planning staff did not satisfy our concerns and it is at this time that we request staff and Council to consider the deferral of this application for a minimum of 2 weeks to allow us to further investigate our options; the details of this application; and hold further discussions with planning staff and the applicant. We appreciate the importance of this application; however, the implications on Dufferin are far too great to disregard.

Should you have any further comments or questions, please feel free to contact me at 905-532-3230.

Thank you,

A handwritten signature in blue ink, appearing to read 'J. Pompilio'.

Jessica A. Pompilio, B.U.R. Pl.
Planning Specialist, Planning and Regulatory Affairs
Holcim (Canada) Inc.

c.c. Michael Fry, Town of Markham
Scott Heaslip, Town of Markham
Andrea Bourrie, Holcim Canada
Jennifer Good, Holcim Canada
John Bayliss, Holcim Canada
Karl Rammler, Dufferin Concrete
John Ritcey, Dufferin Concrete