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Ontario Municipal Board

Commission des affaires municipales de l'Ontario

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TOWN OF MARKHAM
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Ron Blake
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PL080019

1691126 Ontario Inc. (Liberty Development Corporation) has referred to the Ontario Municipal Board under subsection 41(12) of the *Planning Act*, R.S.O. 1990, c. P. 13, as amended, determination and settlement of details of a site plan for lands composed of Part of Lot 18, Registrar's Compiled Plan 10327, municipally known as 7161 and 7171 Yonge Street, in the Town of Markham

OMB File No. PL090309

APPEARANCES:

Parties

1691126 Ontario Inc. (Liberty Development Corporation)

Town of Markham

Regional Municipality of York

Counsel

M. Flowers

C. Lyons

G. Szobel
B. Montgomery

MEMORANDUM OF ORAL DECISION DELIVERED BY M. A. SILLS ON JULY 30, 2009 AND ORDER OF THE BOARD

This matter was a pre-hearing held by telephone conference call related to the appeal by 1691126 Ontario Inc. (Liberty Development Corporation) respecting the failure by the Town of Markham and the Regional Municipality of York to make a timely decision on a site plan application for the lands situated at 7161 and 7171 Yonge Street, in the Town of Markham.

The Board was advised that although a full resolution has not yet been reached, the parties continue to work diligently to process the subject site plan, and Town planning staff is expected to report to Town Council on this matter in September. Mr. Flowers reported the processing of the site plan is progressing well and the parties remain optimistic that most, if not all of the outstanding issues will be resolved.

Under the circumstances, the parties concur that a further pre-hearing conference and Procedural Order will not be required. However, the parties will notify the Board if a further pre-hearing becomes necessary and/or of any necessary exchange of documents prior to the appeal hearing.

The Board has set aside ten days commencing on Tuesday, October 13, 2009 at 10:30 a.m. in the Markham Civic Centre for the hearing on this appeal. The parties will advise the Board of any changes in the nature of the appeal which could result in freeing up days on the Board's calendar. No further notice is required.

This member is seized.

So Orders the Board.

"M. A. Sills"

M. A. SILLS
MEMBER