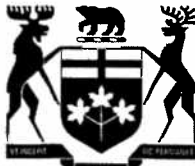


ISSUE DATE:

**April 26, 2006**

DECISION/ORDER NO:

**1226**



Ontario

Ontario Municipal Board

Commission des affaires municipales de l'Ontario

DC040045

The Cathedral Community Landowners and Loblaws Properties Limited have appealed to the Ontario Municipal Board under subsection 14 of the *Development Charges Act*, 1997, S.O. 1997 c.27 against By-law No. 2004-247 of the Town of Markham  
OMB File No: D040082

**APPEARANCES:**

**Parties**

Town of Markham

Cathedral Community Landowners Group

**Counsel**

Robert Boxma

Robert Howe

**MEMORANDUM OF ORAL DECISION DELIVERED BY R.D.M. OWEN  
ON APRIL 19, 2006 AND ORDER OF THE BOARD**

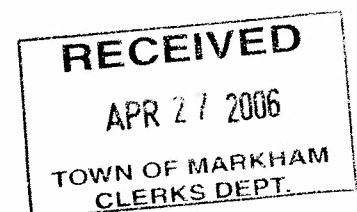
This Development Charge By-law appeal has been settled.

Based on the Affidavit of Alan Brown, Director of Engineering for the Town, the Board allows the appeal and amends By-law 2004-247 by replacing Schedule B with Attachment 1 to this Decision/Order, a new Schedule B, which reduces the development charge.

This is the order of the Board.

"R.D.M. Owen"

R.D.M. OWEN  
VICE-CHAIR



By-law 2004-247  
Page 19

This Exhibit "B" referred to in the  
affidavit of Alan Brown  
sworn before me, this 13th  
day of April 2006

Schedule "B"

A COMMISSIONER, ETC.

**SCHEDULE OF DEVELOPMENT CHARGES**

I. General

The Development Charges as set out in this schedule are the base charges only. These charges will be increased or decreased based upon an Inflation adjustment to be calculated semi-annually without amendment to this by-law as of the first day of January and the first day of July in accordance with section 15 of this by-law.

Development Charge per Net Hectare	\$30,750.00
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