

*of Lucy  
Legal.*

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**VIA REGULAR MAIL**

March 20, 2006

Sheila Birrell, Clerk  
Town of Markham  
101 Town Centre Boulevard  
Markham, Ontario L3R 9W3

Dear Ms. Birrell:

**RE: OMB Case No. PL001252  
OMB File Nos. O000246, Z000183  
Applications & Appeals by North American Property Group  
9<sup>th</sup> Line & Highway 7  
Town of Markham**

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Subsection 22(12) of the *Planning Act* provides;

*(12) If all appeals under clause (7) (a), (b), (c), or (d) are dismissed by the Municipal Board without holding a hearing or are withdrawn, the secretary of the Board shall notify the council or the planning board and the council or the planning board may proceed to give notice of the public meeting or adopt or refuse to adopt the requested amendment, as the case may be.*

Subsection 34(11.1) of the *Planning Act* provides;

*(11.1) If all appeals under subsection (11) are withdrawn, the secretary of the Municipal Board shall notify the clerk of the municipality and the decision of the council is final and binding or the council may proceed to give notice of the public meeting or pass or refuse to pass the by-law, as the case may be.*

I am writing to advise that the above noted appeals by North American Property Group were withdrawn by letter dated March 20, 2006.

The above noted case and files are now closed.

Yours truly,

*Gene Hennessy*  
for

Patrick Hennessy  
Secretary

c: Patrick Devine, Goodman & Carr, LLP (via regular mail)

