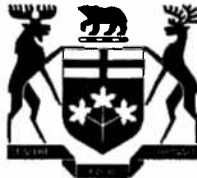


ISSUE DATE:

Feb. 23, 2006

DECISION/ORDER NO:

0573



Ontario

Ontario Municipal Board

Commission des affaires municipales de l'Ontario

RECEIVED

FEB 24 2006

TOWN OF MARKHAM
CLERKS DEPT.

DC040044
DC040045
DC040046
DC040047
DC040048
DC040050
DC040051
DC040052
DC040053

Lonsmount Construction Limited, Sylmatt Investments Limited, Cooperators Development Corporation Limited (CDCL), 1092814 Ontario Limited, and GPM Real Property (9) Limited have appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-242 of the Town of Markham

O.M.B. Case No. DC040044

O.M.B. File No. D040081

The Cathedral Community Landowners, and Loblaw Properties Limited have appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-247 of the Town of Markham

O.M.B. Case No. DC040045

O.M.B. File No. D040082

1092814 Ontario Limited, and Loblaw Properties Limited have appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-222 of the Town of Markham

O.M.B. Case No. DC040046

O.M.B. File No. D040083

Lonsmount Construction Limited, and 1092814 Ontario Limited have appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-234 of the Town of Markham

O.M.B. Case No. DC040047

O.M.B. File No. D040084

Loblaw Properties Limited has appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-223 of the Town of Markham

O.M.B. Case No. DC040048

O.M.B. File No. D040085

Lonsmount Construction Limited has appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-228 of the Town of Markham

O.M.B. Case No. DC040050

O.M.B. File No. D040087

Copy - J. Baird
- A. Sari
- A. Taylor
- B. Gibbett

C. Conrad

Lonsmount Construction Limited has appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-239 of the Town of Markham

O.M.B. Case No. DC040051

O.M.B. File No. D040088

Lonsmount Construction Limited has appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-240 of the Town of Markham

O.M.B. Case No. DC040052

O.M.B. File No. D040089

Lonsmount Construction Limited has appealed to the Ontario Municipal Board under section 14 of the *Development Charges Act*, S.O. 1997, c. 27, against By-law 2004-241 of the Town of Markham

O.M.B. Case No. DC040053

O.M.B. File No. D040090

APPEARANCES:

<u>Parties</u>	<u>Counsel*/Agent</u>
Town of Markham	C.M. Conrad* R. Boxma*
1092814 Ontario Limited	D. Wood* (absent) P. Nikolakakos
Loblaw Properties Limited 903943 Ontario Limited (Co-operators Development Corporation Limited)	L. Townsend-Renaud*
GPM Real Property (9) Ltd.	B. Teichman*
Cathedral Community Landowners Group Cathedral Town Ltd., 404 Developments Inc., 2014039 Ontario Limited. Slovak Greek Catholic Church Foundation, Barrowcrest Developments Inc., Monarch Construction Limited, Clemente Tucciarone, Francesco Tucciarone	R.D. Howe*
Lonsmount Construction Limited	M. Hull
Sylmatt Investments Ltd.	M. Kopansky (absent)

**MEMORANDUM OF ORAL DECISION FROM A PREHEARING
CONFERENCE HELD ON FEBRUARY 17, 2006 DELIVERED BY R.D.M.
OWEN AND ORDERS OF THE BOARD**

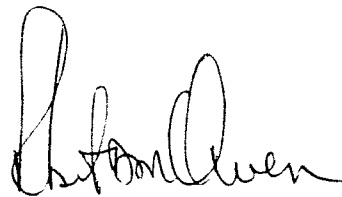
This is another in the series of pre-hearing conferences dealing with these Development Charge By-laws.

The Board was advised that the appeal against By-law 2004-223, OMB Case No. DC040085 has been withdrawn and the Board therefore dismisses the appeal.

The Board was advised that the Town is preparing a new study to review the development charges and hope to have the study results and possibly new by-laws before Council in June. This may result in the "East Precinct" appeals By-laws 2004-222 2004-234, 2004-242, 2004-228, 2004-239, 2004-240, 2004-241 being resolved. A pre-hearing conference telephone call is set for July 7, 2006 at 9:00 a.m. to report status. Cathedral Community Landowners Group and Loblaw Properties Limited continue negotiations on By-law 2004-247 and hope for a settlement that could go to Council in March 2006. A telephone conference call is set for Friday, March 31, 2006 at 10:00 a.m. for a status report or a settlement hearing.

No further notice of these telephone conference calls is required. This member is seized and continues to case manage the file.

The Board so orders.

A handwritten signature in black ink, appearing to read 'R.D.M. Owen', written in a cursive style.

R.D.M. OWEN
VICE-CHAIR

