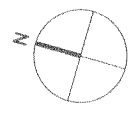


Project: One Restaurant
116 Yorkville Avenue
Toronto, ON M5R 1C2

Job No.: 970
Date: JAN 22-2007
Revised:

Scale: 1:200
Dwg. No.: BC-02



Ferris + Associates Inc.
Landscape Architecture and Urban Design

11 Church Street, Suite 302
Toronto, Ontario M5E 1B7
Phone: 416 361 8801
Fax: 416 361 8808

Please Reply to:
Kimberley Belshaw
Supervisor
Licensing Services
850 Coxwell Ave, 3rd Floor
Toronto, ON
M4C 5R1
Tel: 416-392-6700
Fax: 416-338-7225

September 13, 2007

McEwan One Mark Inc
c/of One
116 Yorkville Avenue
Toronto, Ontario
M5R 1C2

Attention: Mark McEwan

I am writing in reference to your application for Sidewalk/Boulevard Cafe privileges.

Boulevard cafes are governed by the criteria set out in Chapter 313 of the former City of Toronto Municipal Code. One of the provisions of the Code is that boulevard cafes shall provide 2.13 meters clearance from the curb and/or any street furnishings (i.e. tree planters, poles, and benches...) in order to maintain adequate pedestrian space.

A review of the proposed location has determined taking into consideration the clearance requirement described above, that there is insufficient space to operate a boulevard café at this location. Therefore, your application has been refused as applied for.

If you require further information, please contact Pat Thornback at 416-392-6700.

Kimberley Belshaw

A handwritten signature in cursive script, appearing to read "K Belshaw".

Supervisor
Municipal Licensing & Standards
Road Allowance

G.L. PACKARD
1 HAZELTON AVENUE
TORONTO, ONTARIO

Appendix 3
Page 1 of 1

Licensing and Municipal Standards
850 Coxwell Avenue
3rd Floor
Toronto, Ontario
M4C 5R1

August 27th, 2007

Attn. Supervisor-Road Allowance

Dear Sir:

Re: Hazelton Hotel 118 Yorkville Avenue, Toronto M5R 1C2

Over the past several days a sign was posted advising that an outdoor patio will be situated at the above address.

Please accept this as my strenuous objection to this. The sheer size of this patio, as evidenced by the tables and umbrellas that are already installed there, obviously prior to even getting your permission, will create a huge amount of noise, expectedly late into the evening. I live a 15ft +- distance across the street. How am I expected to live there? To sleep? LAST NIGHT WAS MY FIRST INTRODUCTION TO THIS NIGHTMARE AS THE PATIO WAS ALREADY OPEN. HOW CAN THEY DO THIS EVEN BEFORE THEY GOT YOUR PERMISSION> I GUESS IT'S A SIGN OF THINGS TO COME>HOPE NOT>PLEASE HELP.

While there are other patios in the area, those are very modest in size, which thus create much less noise. The suggested patio here is huge and grossly out of character in its size from all others in the area. Accordingly, I respectfully request that this patio be denied.

Appendix 4
Page 1 of 1

From: "Ann Martin" <amartin@ibigroup.com>
To: <kbelshaw@toronto.ca>
Date: 11/27/2007 7:31:32 PM
Subject: Appeal of refusal to issue patio permit for One Restaurant- 116 Yorkville Ave.

Hi Kim. I'm sending an e-mail, as discussed, to request that our appeal of the refusal by MLS of the patio permit (application #358344), filed in accordance with provisions of the Toronto Municipal Code, Streets and Sidewalks chapter 313-36, be referred to the earliest possible meeting of Toronto and East York Community Council for their consideration. Please note, neither my client nor I have seen the MLS letter of Sept. 13, 2007 that advises us of the refusal of the permit. Could you try to fax it to my attention, marked URGENT, at 416-596-0644.

Thank you.
Ann

Ann Martin RPP, MCIP
416-596-1930 Ext. 540
amartin@ibigroup.com
IBI Group

"NOTE: This e-mail message and attachments may contain privileged and confidential information. If you have received this message in error, please immediately notify the sender and delete this e-mail message."

CC: "Mark McEwan" <north44restaurant@rogers.com>