Environment and Land Tribunals Ontario
Ontario Municipal Board

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Tribunaux de l'environnement et de l'aménagement du territoire Ontario
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Ontario

IN THE MATTER OF subsection 45(12) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended

Applicant and Appellant:	Martha Crowley
Subject:	Minor Variance
Variance from By-law No.:	438-86
Property Address/Description:	6 Dartnell Avenue
Municipality:	City of Toronto
Municipal File No.:	A0858/11TEY
OMB Case No.:	PL120229
OMB File No.:	PL120229

APPOINTMENT FOR HEARING

The Ontario Municipal Board hereby appoints:

at: **10:00 AM**

on: **Monday, June 4, 2012**

at: **Ontario Municipal Board**
655 Bay Street, 16th Floor
Toronto, ON M5G 1E5

for the commencement of the hearing of this appeal.

The Board has set aside **1 day** for this hearing.

All parties and participants should attend at the start of the hearing at the time and date indicated, irrespective of the number of days scheduled. Hearing dates are firm - adjournments will not be granted except in the most serious circumstances, and only in accordance with the Board's Rules on Adjournments.

If you do not attend and are not represented at this hearing, the Board may proceed in your absence and you will not be entitled to any further notice of the proceedings.

In the event the decision is reserved, persons taking part in the hearing and wishing a copy of the decision may request a copy from the presiding Board member or, in writing, from the Board. Such decision will be mailed to you when available.

Pour recevoir des services en français, veuillez communiquer avec la Division des audiences au (416) 212-6349, au moins 20 jours civils avant la date fixée pour l'audience.

We are committed to providing services as set out in the *Accessibility for Ontarians with Disabilities Act, 2005*. If you have any accessibility needs, please contact our Accessibility Coordinator as soon as possible.

DATED at Toronto, this 11th day of April, 2012.

JOANNE HAYES
SECRETARY

ONTARIO MUNICIPAL BOARD RULES ON ADJOURNMENTS

61. **Hearing Dates Fixed** Hearing events will take place on the date set unless the Board agrees to an adjournment.

62. **Requests for Adjournment if All Parties Consent** If all of the parties agree, they may make a written request to adjourn a hearing event. The request must include the reasons, a suggested new date, and the signed consents of all parties. However, the Board may require that the parties attend in person or convene an electronic hearing to request an adjournment, even if all of the parties consent.

63. **Requests for Adjournment Without Consent** If a party objects to an adjournment request, the party requesting the adjournment must bring a motion at least 10 days before the date set for the hearing event. If the reason for an adjournment arises less than 10 days before the date set for the hearing event, the party must give notice of the request to the Board and to the other parties and serve their motion materials as soon as possible. If the Board refuses to consider a late request, any motion for adjournment must be made in person, at the beginning of the hearing event.

64. **Emergencies Only** The Board will grant last minute adjournments only for unavoidable emergencies, such as illnesses, so close to the hearing date that another representative or witnesses cannot be obtained. The Board must be informed of these emergencies as soon as possible.

65. **Powers of the Board upon Adjournment Request** The Board may,
(a) grant the request;
(b) grant the request and fix a new date or, where appropriate, the Board will schedule a prehearing conference on the status of the matter;
(c) grant a shorter adjournment than requested;
(d) deny the request, even if all parties have consented;
(e) direct that the hearing proceed as scheduled but with a different witness, or evidence on another issue;
(f) grant an indefinite adjournment, if the request is made by the applicant or proponent and is accepted by the Board as reasonable and the Board finds no substantial prejudice to the other parties or to the Board's schedule. In this case the applicant or proponent must make a request that the hearing be rescheduled;

(g) convert the scheduled date to a mediation or prehearing conference; or
(h) make any other appropriate order.

August 11, 2008