
AIRD & BERLIS LLP

Barristers and Solicitors

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October 5, 2012

BY EMAIL (pgmc@toronto.ca)

Our File No. 103872

Chairman and Members,
Planning and Growth Management Committee
City of Toronto
City Hall, 100 Queen Street West
Toronto ON M5H 2N2

Attention: Merle MacDonald, Committee Administrator

Dear Chairman and Members,

**Re: Recommended Changes to the Draft City-Wide Zoning By-law Resulting
from Public Consultation - Agenda Item PG18.7 – October 12, 2012
323-333 King Street West
Your File No. 10 182677 STE 20**

We represent the owners of 323-333 King Street West (the “Properties”) with respect to the above-noted rezoning application which was submitted in May 2010. The application is currently before the Ontario Municipal Board with the City in support of a settlement.

We have reviewed the City of Toronto’s Draft City-wide Zoning By-law (“Draft By-law”) law and note that the Properties are proposed to be zoned CRE(80).

We understand that the transition protocol for the Draft By-law will operate to prevent it from applying to properties with active rezoning applications that have not yet received a building permit. In accordance with that intent, we request that the Draft By-law not be applied to the above-noted Properties at this time in order to allow the ongoing planning process to be completed within the context of the current policies and regulations.

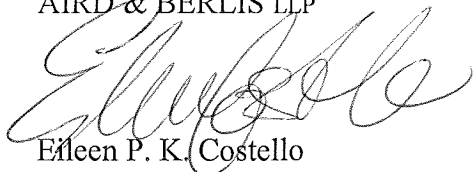
In addition, we are writing to request that the Draft By-law not apply to 321 King Street West. This request is directly related to a conditions set out in the minutes of settlement entered into with the City as discussed above. In this regard, in our view, it is not appropriate or desirable to have two different zoning by-laws applying to the Properties and 321 King Street West.

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We would be pleased to meet with staff to discuss our requests.

Yours truly,

AIRD & BERLIS LLP



Eileen P. K. Costello
EC/sm

c. client
R. Kallio, City Solicitor

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