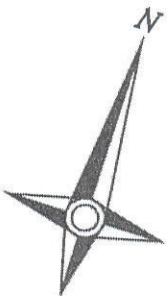
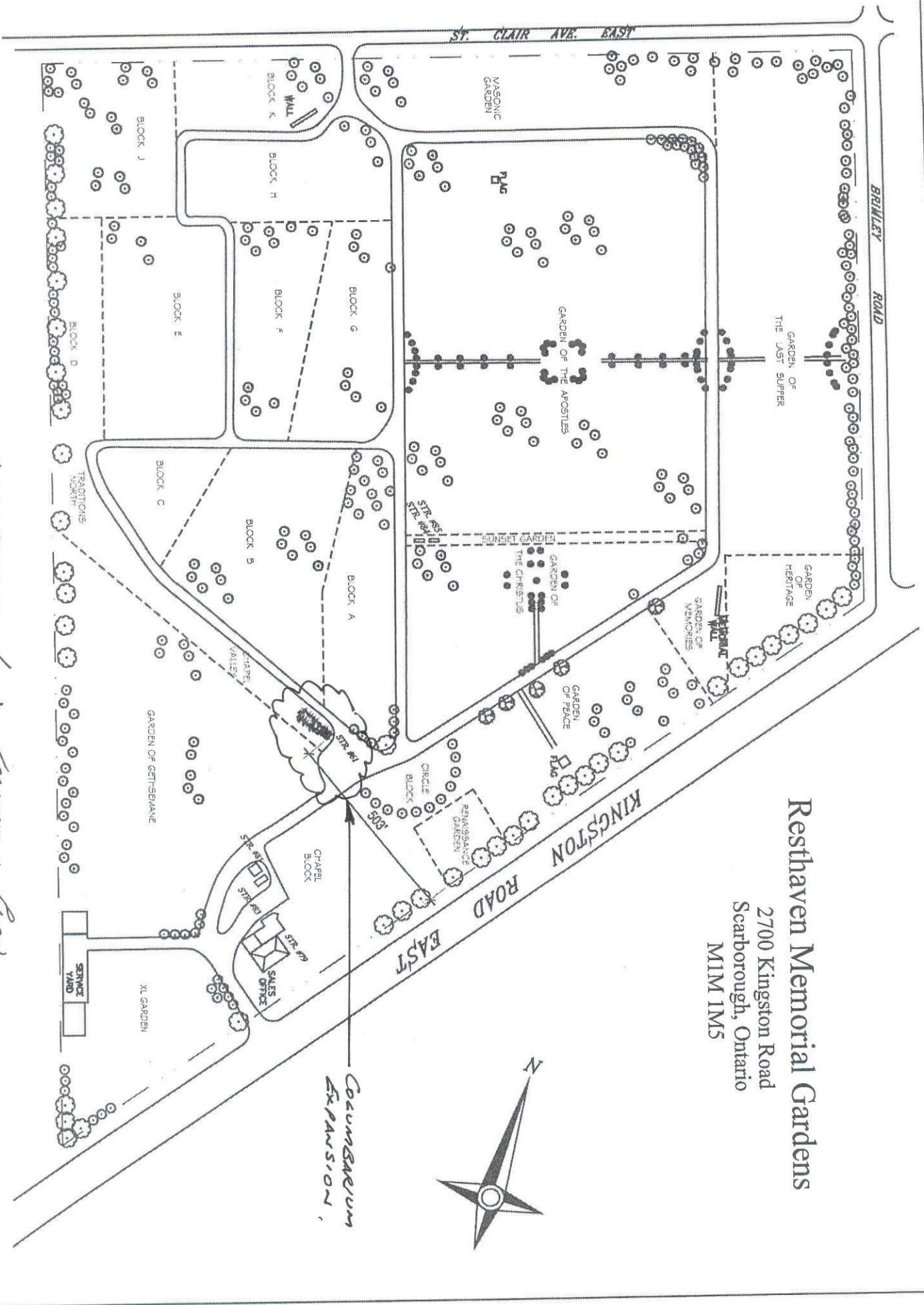


# Resthaven Memorial Gardens 2700 Kingston Road Scarborough, Ontario M1M 1M5



*Columbarium Expansion*

*Attachment 1: Location Plan*





**ARBOR**  
**MEMORIAL**  
SERVICES INC.

September 18, 2012

Mr. John Heggie  
Director/Deputy Chief Building Official  
Toronto Building Scarborough District  
150 Borough Drive  
Toronto, ON M1P 4N7

RE: Resthaven Memorial Gardens Cemetery - Columbarium Expansion  
2700 Kingston Road  
Building Permit #: 11 285282 BLD 00 BA Issued: December 12, 2011

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Dear Mr. Heggie,

Further to my discussions with Mr. Jeffery Sinclair of the Planning Department, Scarborough District, I have attached for your reference a notice from the Ministry of Consumer Services, Cemeteries Regulations Unit, that state the requirements to be met for approval of any expansion of existing facilities. It indicates that approval must be through Committee of Adjustment or via a resolution or by-law passed by council. It also requires a municipality to publish any decision of approval for an expansion of the capacity of a cemetery.

As this expansion was approved via a building permit issuance and no site plan approval required, the above conditions are not relevant. The existing building is 141 s.m. The expansion approved by the building permit referenced is 78 s.m. We plan to eventually build another 370 s.m in the future.

The Cemeteries Branch have tentatively agreed to accept the building permit as meeting the condition of above approval, however they are still insistent on having a notice published by the municipality. We would appreciate if you can assist us in meeting this requirement by initiating whatever municipal process is required in order to facilitate this notice. We would bear all costs to do so. Thank you for your attention to this matter.

Sincerely,

Kevin Chan, P.Eng, MBA  
Development Manager



**Ministry of  
Consumer Services****Ministère des  
Services aux consommateurs****Consumer Protection Branch  
Cemeteries Regulation Unit****Direction de la protection du consommateur  
Unité de la réglementation des cimetières**5775 Yonge Street, Suite 1500  
Toronto ON M7A 2E5  
Tel.: 416 326-8393  
Toll-free: 1 800 889-9768  
Fax: 416 326-84065775, rue Yonge, bureau 1500  
Toronto ON M7A 2E5  
Tél.: 416 326-8393  
Sans frais : 1 800 889-9768  
Télééc.: 416 326-8406

18 June 2012

Licence# 3266096

Memorial Gardens Canada Limited  
2 Jane Street  
Toronto ON M6S 4W8Sent by Fax

Attn: Mary Carbonelli

Dear Ms. Carbonelli:

Re: Resthaven Memorial Gardens Mausoleum ExpansionOur office is in receipt of your correspondence dated June 7<sup>th</sup> 2012.

Unfortunately, the required documentation requested by our office on May 23<sup>rd</sup> 2012 by telephone has not been provided and Consent for this proposed mausoleum expansion cannot be issued at this time.

The outstanding requirements to be fulfilled are municipal approval, and the Notice of Decision that is to be published by the municipality once municipal approval has been completed. These requirements are to be fulfilled in accordance with Section 5(3) of the *Cemeteries Act (Revised)*.

Municipal approval may be either of the following:

- (1) Approval through the Committee of Adjustment
- (2) A resolution or by-law passed by council.

The information provided in the municipal approval will be that the expansion of Structure #61 by xx square feet in Resthaven Memorial Gardens located at xx address has been approved.

The sample "Notice of Decision" to be published in a local newspaper by the municipality is attached for your reference.

Please be aware that Section 2, of the *Cemeteries Act (Revised)* states:

**"No person shall establish, alter or increase the capacity of a cemetery or crematorium without the consent of the Registrar."**

Yours truly,

Michael D'Amello  
Registrar, *Cemeteries Act (Revised)*

Ministry of  
Consumer Services

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REGISTRARS INTERPRETATION BULLETIN  
*Funeral, Burial, and Cremation Services Act, 2002*

Intended to identify the Registrar's interpretation respecting  
certain provisions of the *Funeral, Burial, and Cremation Services Act, 2002*

Issue: Sample of notice of municipal decision, *Funeral, Burial, and Cremation Services Act, 2002* [Sections 84.(4)(b) and 85.]

FUNERAL, BURIAL, AND CREMATION SERVICES ACT, 2002  
NOTICE OF DECISION

<Municipality name>

TAKE NOTICE that on <date of approval> Council of the <Municipality name> approved the <establishment, alteration or increase of cemetery at/address/location of cemetery> to permit <specifics of what approved (see below for examples)>

AND FURTHER TAKE NOTICE that the applicant, Registrar or any person with an interest therein may, within 15 days after publications of this notice refer the decisions to the Ontario Municipal board for as hearing.

Further information may be obtained from <municipality contact information to obtain further information>

Dated at <municipality> this <date> day of <month, year>.

Specifics of what approved:

In this section provide sufficient detail to identify what was approved. (For example: a one acre cemetery; a six floor mausoleum containing 10,000 crypts; a one floor columbarium containing 2000 niches; a single storey two rector crematorium building)