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March 20, 2013

Via Email and Courier

Mayor and Members of Council
City of Toronto
Metro Hall, 24th Floor
55 John Street
Toronto ON M5V 3C6

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MAY 22 2013
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Your Worship and Members of Council:

Re: Proposed New Comprehensive Zoning By-law ("New By-law")

**And Re: Planning and Growth Management Committee PG 21.1
Final Report on the City-Wide Zoning By-law**

We are the solicitors for Deltera Inc. Our client has filed an application for rezoning for the property known municipally as 355 Church Street.

Based on our review of the New By-law, it appears that the above property is in a "hole" i.e. the zoning in place prior to the approval of the New By-law would continue to apply. Generally speaking, it is our client's submission that the zoning applicable to the above-referenced property should be amended to reflect the permissions and provisions contemplated by its application. It would further object to any amendments to the New By-law which would serve to derogate from the permissions contemplated by either the existing zoning or official plan provisions as such relate to this property.

Please note that our client could only accept the placement of this property in a "hole" provided that a protocol to co-ordinate such treatment with the consideration/approval of its application is adequately secured.

We would be pleased to discuss the foregoing. Please provide us with notice of Council's decision in this matter or of any future consideration by Council, Community Council or any Committee.

Thank you for your attention in this regard.

Yours very truly,

McCarthy Tétrault LLP

Per:

John A.R. Dawson

JAD/rlo