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CITY CLERK'S OFFICE
SECRETARIAT SECTION

April 2, 2013

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BY EMAIL (clerk@toronto.ca)

File No. 103872

Mayor Ford and Members of Council
City of Toronto
Toronto City Hall
10th Floor, West Tower, City Hall
100 Queen Street West
Toronto, ON M5H 2N2

Attn: Marilyn Toft, Manager

Dear Mayor Ford and Members of Council

**Re: Planning and Growth Management Item 21.1
Final Report on the City-Wide Zoning By-law
321-333 King Street West**

We act on behalf of 321 King Street West Limited, the owner of 321-333 King Street West in the City of Toronto.

In January 2013, a rezoning application relating to 323-333 King Street West (City File No. 10 182677 STE 20 OZ) was before the Ontario Municipal Board (OMB File No. PL110554). At that hearing, the Board was advised that the matter was subject to a comprehensive settlement agreement between the City and our client. As part of that settlement, a number of conditions must be satisfied, including the City initiated rezoning of 321 King Street West.

The above-noted application was processed and considered in the context of the existing Official Plan policies and zoning regulations and it was anticipated that the associated City initiated rezoning of 321 King Street West would also be considered under the same policy and regulatory regime.

We are writing to confirm our understanding that Attachment 5 to the *Final Report on the City-wide Zoning By-law* dated February 26, 2013 removes 323-333 King Street West from the Draft City-Wide Zoning By-law ("Draft By-law") and we support the removal of the properties from the Draft By-law.

We are also writing to request that the mapping for 321 King Street West be revised so that the base zoning provisions are consistently applied to the whole of the development site (321-333 King Street West) and that the mapping indicate that "Former General Zoning

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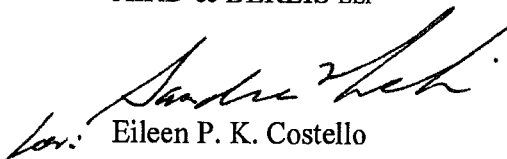
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By-law 438-86 (Toronto)" applies. This will ensure the comprehensive development site is not subject to the Draft By-law.

Kindly provide the undersigned with notice of any further public meetings with respect to the new Draft by-law and the passage of same.

Yours truly,

AIRD & BERLIS LLP


Eileen P. K. Costello

EPC; SMN

c. 321 King Street West Limited
Paul Stagl, Opus Management Inc.
Ray Kallio, City Solicitor

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