
AIRD & BERLIS LLP

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April 22, 2013

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BY EMAIL

exc@toronto.ca;

Chair and Members
Executive Committee
Attention: Kelly McCarthy
10th Floor, West Tower, City Hall
100 Queen Street West
Toronto Ontario
M5H 2N2

Dear Ms. McCarthy:

**Re: Port Lands Acceleration Initiative – Update
Executive Committee – April 23, 2013
309 Cherry Street
Item EX31.8**

Aird & Berlis LLP acts for 2034055 Ontario Limited the owner of property located at 309 Cherry Street within the Central Waterfront.

We have had an opportunity to review the Report dated April 9, 2013 from the City Manager, Cluster B which will be considered as part of the above noted Item.

We support the recommendation of the report that the boundaries be revised to include 309 Cherry Street in the Cousins Quay precinct planning exercise and the policy considerations therein.

Our concern is that while the current report quite properly speaks to various initiatives for Cousin Quay the report does not provide direction that the conclusion of this process will be the preparation of a Zoning By-law Amendment for Cousins Quay and Notice for appropriate Statutory Public Meeting(s) under the *Planning Act*.

Council is aware of our clients current application for an Amendment to the Zoning By-law respecting 309 Cherry Street which was submitted on March 5, 2012 and acknowledged as a complete application on March 8, 2012. In addition, our clients are Parties to the ongoing proceedings of the Ontario Municipal Board with respect to the Central Waterfront Secondary Plan and related zoning appeals.

April 22, 2013
Page 2

The organization of the Board's hearing commencing September 23, 2013 is currently under discussion for the submission of a Procedural Order to the Board at its next Prehearing conference on June 17, 2013.

It is appropriate that the update on the Port Lands Acceleration Initiative provide clarity on these issues at this time.

Yours truly,

AIRD & BERLIS LLP



Christopher J. Williams

c. Alfredo Romano

CJW/RD/rd
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