

**Alexander Suriano**

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**From:** Dennis Wood <DWood@woodbull.ca>  
**Sent:** November 6, 2017 5:48 PM  
**To:** Alexander Suriano  
**Cc:** Yvonne Choi  
**Subject:** RE: 50-60 Marmora Street - PL161293

Without Prejudice

Alexander,

Further to recent negotiations between our client and City representatives, our client is prepared to settle the City's concerns regarding our client's variance appeals on the basis of the following condition of approval to the granting by the OMB of the requested variances:

That the applicant/appellant enter into an agreement pursuant to s. 45(9) and s. 45(9.1) of the Planning Act in which it agrees:

(a) to pay to the City of Toronto the amount of \$200,00.00 toward the installation of traffic signals at the intersection of Mathews Gate and Walsh Avenue;

(b) such amount to be paid to the City of Toronto, to be held in trust, forthwith upon the issuance of such building permits as are necessary to permit the compactor to remain in the front yard and to permit construction of the additional gross floor area (with the greater floor space indices) all as identified in the applications for minor variance which are the subject of the appeals allowed by this decision;

(c) such amount to be held in trust by the City of Toronto until the City grants the contract to install the traffic signals. The agreement shall provide that to the extent that the cost of construction is less than \$200,000.00, the residual amount will be returned forthwith to the applicant/appellant. If the signals are not authorized by the City for construction within 2 years of the date of this decision, the full amount of \$200,000.00 will be returned forthwith to the applicant/appellant.

If this language is satisfactory to the City, the City will withdraw from the hearing and take no further part in it or any proceedings which arise from it, except to ensure that the condition is made to the granting of the requested variances.

I trust this is satisfactory to you to take forward to Council at its meeting on November 7<sup>th</sup>, 2017.

Dennis H. Wood

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