



Kim Beckman
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File No. 702991

September 5, 2017

By E-Mail Only to teycc@toronto.ca

Toronto and East York Community Council
2nd Floor, West Tower, City Hall
100 Queen St. W.
Toronto, ON
M5H 2N2

Attention: Ms. Ellen Devlin, Secretary

Dear Chair Councillor Wong-Tam, Chair, and Members of the Toronto East York Community Council:

**Re: Proposed Designation of the King-Spadina Heritage Conservation District
and Adoption of the King-Spadina Heritage Conservation District Plan
Toronto and East York Community Council Meeting, September 6, 2017
Item TE26.14
8-20 Widmer Street (the "Properties")**

We are counsel to Claireville Holdings Limited and other companies listed in Appendix 1. Collectively, our clients own the Properties, which are located within the proposed King-Spadina Heritage Conservation District (the "HCD"). And which have been identified in the proposed HCD Plan (the "HCD Plan") as "contributing properties".

On November 14, 2016 and June 21, 2017 we wrote on behalf of our clients to express concerns with the draft HCD Plan. A copy of our earlier correspondence is attached for ease of reference.

It has come to our attention that the proposed designation of the King-Spadina HCD and adoption of the HCD Plan will be considered by you at your meeting on September 6, 2017.

Despite our specific requests, for notice of future steps in the HCD process, we were not notified that this matter was being considered. As such, we request that Community Council defer consideration of the matter in order to circulate proper public notice.

Should Community Council decide to proceed notwithstanding deficient notice, our clients' concerns as identified in the above referenced earlier correspondence remain unaddressed. As a result, our clients continue to object to the designation of the proposed HCD and adoption of the proposed HCD Plan.

We reiterate our earlier request that the City notify the undersigned of any and all meetings and reports with respect to the HCD Plan.

Sincerely,
DAVIES HOWE LLP

Kimberly L. Beckman

KLB:MK
encl.: As above

Per:



copy: Ms. Deborah Scott, *Scott Shields Architects Inc.*
Ms. Wendy Nott, *Walker, Nott, Dragicevic Associates Limited*
Mr. Marcus Letourneau, *Letourneau Heritage Consulting Inc.*
Mr. Carl Bray, *Letourneau Heritage Consulting Inc.*
Clients

Appendix 1: Owners of the Widmer Site

Claireville Holdings Limited

1579661 Ontario Inc.

16 Widmer Street Limited

14 Widmer Street Limited

12 Widmer Street Limited

10 Widmer Street Limited

June 21, 2017

By E-Mail Only to teycc@toronto.ca

Toronto Preservation Board
2nd floor, West Tower, City Hall
100 Queen Street West
Toronto, ON
M5H 2N2

Attention: Ms. Lourdes Bettencourt, Board Secretary

Dear Chair and Members of the Toronto Preservation Board:

**Re: Proposed Designation of the King-Spadina Heritage Conservation District
and Adoption of the King-Spadina Heritage Conservation District Plan
8-20 Widmer Street ("the Properties")**

We are counsel to Claireville Holdings Limited and other companies listed in Appendix 1. Collectively, these companies own the Properties which are located within the proposed King-Spadina Heritage Conservation District (the "HCD"). The Properties have been identified in the proposed HCD plan (the "HCD Plan") as "contributing properties".

On November 14, 2016 we wrote on behalf of our clients to express our concerns with the draft HCD Plan. A copy of our earlier correspondence is attached for ease of reference.

One of our clients' main concerns, as expressed in our November 14, 2016 letter, was that they had not been appropriately consulted prior to the release of the draft HCD Plan in October of 2016. To our knowledge, the City has not engaged with the public or with individual owners since that time. Our clients continue to be of the view that a properly constituted HCD is one that actively involves property owners.

Our clients and their consultants have had limited opportunity to review the proposed HCD Plan and staff's June 14, 2017 report. However, based on this initial review, several of our clients' concerns that were identified in our earlier correspondence have not been addressed. As a result, our clients object to the designation of the proposed HCD and adoption of the proposed HCD Plan.

Please continue to notify the undersigned of any and all meetings and reports with respect to the HCD Plan.

Sincerely,
DAVIES HOWE LLP



per

Kimberly L. Beckman

KLB:MK
encl.:

copy: Deborah Scott, *Scott Shields Architects Inc.*
Wendy Nott, *Walker, Nott, Dragicevic Associates Limited*
Marcus Letourneau, *Letourneau Heritage Consulting Inc.*
Carl Bray, *Letourneau Heritage Consulting Inc.*
Clients

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Claireville Holdings Limited

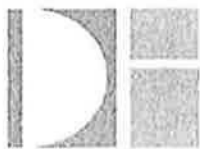
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Please refer to: **Kim Beckman**
e-mail: kimb@davieshowe.com
direct line: 416.263.4512
File No. 702991

November 14, 2016

By E-Mail Only to tansonc@toronto.ca

Tamara Anson-Cartwright
Heritage Preservation Services, Program Manager
Toronto City Hall
100 Queen Street West, 17th Floor, East Tower
Toronto, ON.
M5H 2N2

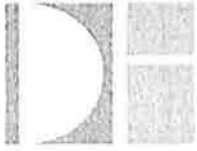
Dear Ms. Anson-Cartwright:

**Re: Comments Regarding the Draft King-Spadina Heritage
Conservation District Plan (the "Plan")
8 – 20 Widmer Street, Toronto (the "Properties")**

We are counsel to Claireville Holdings Limited and others listed in Appendix 1, the owners of the Properties located within the King-Spadina Heritage Conservation District (the "HCD"). The City of Toronto (the "City") has recently released the Plan for public input and comment. The Plan has identified 10 – 20 Widmer Street as properties that "contribute" to the Simcoe/Peter/Richmond West/Adelaide West character sub-area.

Our clients and their consultants have had limited opportunity to review the draft Plan and provide comments on it in its current form. A properly constituted HCD is one that actively involves property owners and thus far, our clients have not been appropriately consulted. Based upon our clients' initial review of the Plan, we wish to provide the following comments with respect to the Plan's contents:

- The Plan unduly restricts the development potential of many properties within the HCD, including our clients', as a result of the proposed changes to the current by-law and policy requirements;
- The Plan does not acknowledge the significant changes that have occurred in the King-Spadina Area, allowing it to become the vibrant commercial hub that it is today. Rather, the Plan appears to isolate the preservation to a specific historical period and ignores ongoing development, which is contrary to the historical evolution of the HCD;



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- The objectives of Plan appear to not only strengthen the current status of properties within the HCD, but also direct property owners to "enhance" contributing properties, which is contradictory and unduly restrictive on future development;
- The criteria used to classify properties as either "contributing" or "non-contributing" is overly vague and does not sufficiently account for issues related to structural stability, substantiality, health and safety and accessibility;
- The Plan does not demonstrate its ability to strengthen business areas, leverage economic development, have regard for provincial policy and conform to the City's Official Plan; and
- It is inappropriate to finalize the Plan while the King-Spadina Secondary Plan and TOcore initiatives are ongoing and incomplete.

For the reasons noted above, we object to the adoption of the Plan in its current form.

Please notify the undersigned of any and all meetings, including open house, public, Council and committee meetings, reports and background reports with respect to the Plan.

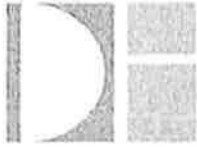
Sincerely,

DAVIES HOWE PARTNERS LLP

Kimberly L. Beckman

KLB:mk

copy: Edward Birnbaum, *City of Toronto*
Uli Watkiss, Clerk, *City of Toronto*
Joe Cressy, Councillor for Ward 20, *City of Toronto*
John Tory, Mayor, *City of Toronto*
Deborah Scott, *Scott Shields Architects Inc.*



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