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May 9, 2022

Our File No.: 210357

Via Email: hertpb@toronto.ca

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

Attention: Ellen Devlin, Secretariat

Dear Sirs/Mesdames:

**Re: Item PB34.2 – 148 and 156-158 Avenue Road and 224 Davenport Road
Notice of Intention to Designate**

We are counsel for the owners of the properties known municipally as 148 and 156-158 Avenue Road and 224 Davenport Road, which form part of an assembly of lands for which a rezoning application has been filed with the City of Toronto.

We are again writing to request a deferral of the above-noted item. While the Toronto Preservation Board (“**TPB**”) previously deferred this item to the TPB meeting on April 5, 2022, our client also provided an updated waiver to Heritage Preservation Services (“**HPS**”) staff that extended the time period for consideration of a potential designation under Part IV of Section 29 of the *Ontario Heritage Act* until September 31, 2022.

As intended, provision of this extended waiver has enabled discussions between our client and HPS staff. The deferral will enable these discussions to continue.

Despite provision of the above-noted waiver, our client was provided with no notice this item would be introduced at the upcoming Toronto Preservation Board meeting. Advance notice to a landowner of a potential designation under the *Ontario Heritage Act* would constitute best practice. We would ask that our client be provided the courtesy of notice from HPS staff if the item is intended to be brought forward to TPB in the future.

Yours truly,

Goodmans LLP



David Bronskill

DJB/

Encl.

7270086

ONTARIO HERITAGE ACT TIMELIME WAIVER AND CONSENT TO EXTEND TIME PERIOD

Owner Information (all required)			
First Name Steven		Last Name Libfeld	
Street Number 1815	Street Name Ironstone Manor		Suite/Unit Number Unit 1
City/Town Pickering		Province Ontario	Telephone Number 905.839.3500
Corporation or partnership (if applicable) Tribute (Av & Dav) Limited			Postal Code L1W 3W9
Email Address peter.j@mytribute.ca			

Subject Property (if different from above)	
Address of Subject Property (Street Number/Name): 148-158 Avenue Road & 220-234 Davenport Road	
Describe location (closest major intersection, what side of the street is the land located): Located at the northwest corner of Davenport Road and Avenue Road	Municipality: Toronto

Ontario Heritage Act (check one or more of which to waive or extend time)
<input checked="" type="checkbox"/> s. 29 (designation of a property); <input type="checkbox"/> s. 32 (repeal of designation by-law); <input type="checkbox"/> s. 33 (alteration of a property); <input type="checkbox"/> s. 34 (demolition of building, structure or heritage attribute); <input type="checkbox"/> s. 42 (application in a heritage conservation district)

City of Toronto Heritage Permit Application Number (if applicable)
N/A
Type of application under the Planning Act (Official Plan Amendment, Plan of Subdivision, Rezoning if applicable)
Zoning By-law Amendment (21 178720 STE 11 OZ) & Site Plan Approval (21 178726 STE 11 SA)

I, Steven Libfeld on behalf of Tribute (Av & Dav) Limited agree to the following:

(1) either (choose one):

~~(a) Waive the 90 day time period in which City Council must make a decision in respect of the above noted application under the Ontario Heritage Act; or~~

(b) Extend the time period until September 31, 2022 under the Ontario Heritage Act; and

~~(2) Acknowledge that if this form is not submitted [Insert date] to [INSERT form of delivery] Heritage Planning may prepare a report recommending that Council state its intention to designate the subject property(ies) or recommending that Council refuse the application (where applicable) in order to meet the prescribed timelines under the Ontario Heritage Act.~~

If the owner is a coporation or partnership I have the authority to bind the corporation or partnership.

I hereby declare and acknowledge having read, understood and agree to the above consent and waiver.

Signature of Owner:



Date:

March 2, 2022

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