



Toronto Local Appeal Body

40 Orchard View Blvd, Suite 253
Toronto, Ontario M4R 1B9

INTERIM DECISION AND ORDER

Issuance Date: April 3, 2024

PROCEEDING COMMENCED UNDER Section 45(12), subsection 45(1) of the Planning Act, R.S.O. 1990, c. P.13, as amended (the "Act")

Appellant(s): V. SEDLASEK
Applicant(s): V. SEDLASEK
Property Address: 29 Lake Promenade
COA File No.: 23 193714 WET 03 MV (A0347/23EYK)
TLAB Case File No.: 23 238684 S45 03 TLAB

Hearing Date(s): April 22, 2024
Decision Delivered By: TLAB Panel Member B. Martin

REGISTERED PARTIES AND PARTICIPANTS:

<i>People Type</i>	<i>First Initial. Last Name</i>	<i>Representative</i>
<i>Applicant</i>	V. SEDLASEK	I. FLETT
<i>Appellant</i>	V. SEDLASEK	I. FLETT
<i>Party</i>	J. GIBSON	
<i>Participant</i>	S. PEARSON	
<i>Participant</i>	A. CHOLES	
<i>Participant</i>	C. MERCADO	
<i>Participant</i>	B. NEMOY	
<i>Participant</i>	A. HUTKA	
<i>Participant</i>	H. TWOMEY	

INTRODUCTION AND CONTEXT

- [1] The representative for the Appellant requested an adjournment of the hearing scheduled for April 22, 2024.
- [2] That request was based on the Appellant’s concern that the requested variances may change based on the preparation of an as built survey commissioned by the Appellant.
- [3] Both parties agreed to the adjournment.

- [4] Pursuant to Section 21 of the TLAB Rules of Practice and Procedure, a pre-hearing conference was held on March 28, 2024 to set a new hearing date, and to agree on a schedule for submission of document disclosures, witness statements, response to witness statements, reply to response to witness statements, participant statements, expert witness statements, response to witness statements, reply to expert witness statements and notice of motion.
- [5] A chronological history of past minor variance approvals, denials, and orders to comply will be entered into evidence by way of an agreed to statement of facts.
- [6] A request was made by the Long Branch Neighbourhood Association to not schedule the hearing for consecutive days because its members are volunteers and have full-time jobs.

DECISION AND ORDER

- [7] This order is being issued pursuant to Subsection 21.7 of the TLAB Rules of Practice and Procedure.
- [8] The requested hearing date adjournment is granted.
- [9] The Panel Member will be seized for the rescheduled proceeding pursuant to Subsection 21.8 of the TLAB Rules of Practice and Procedure.
- [10] Three (3) days will be reserved to complete the hearing.
- [11] The submission of documents will be as follows.
- [12] Disclosure Documents– Due no later than May 3, 2024
- [13] Statement of Facts – Due no later than June 10, 2024
- [14] Witness Statements – Due no later than June 14, 2024
- [15] Expert Witness Statements – Due no later than June 14, 2024
- [16] Participant Witness Statements - Due no later than June 14, 2024
- [17] Response to Witness Statements – Due no later than June 24, 2024
- [18] Response to Expert Witness Statements – Due no later than June 24, 2024
- [19] Response to Participant Witness Statements - Due no later than June 24, 2024
- [20] Reply to response to Expert Witness Statements – Due no later than July 5, 2024
- [21] Notice of Motion – Due no later than 15 days before the first hearing day.
- [22] TLAB will canvas the parties and participants to schedule three (3) agreeable dates to complete the hearing.

Panel Member