

## DECISION AND ORDER

**Decision Issue Date**      Wednesday, October 25, 2017

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

Appellant(s): DAVID TUNG LIN CHUNG

Applicant: KEVIN HUETHER

Counsel or Agent: MARY FLYNN-GUGLIETTI (Appellant), MARK PIEL (City of Toronto)

Property Address/Description: 738 Dundas St. East

Committee of Adjustment Case File Number: 16 271992 STE MV

TLAB Case File Number: 17 187618 S45 28 TLAB

**Hearing date:**      Friday, October 13, 2017

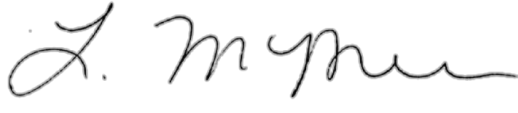
**DECISION DELIVERED BY Laurie McPherson**

### BACKGROUND

On June 14, 2017, The Committee of Adjustment did not approve the minor variance application for Committee file 16 271992 STE MV – 738 Dundas Street East. An appeal was submitted by one (1) Appellant (David Tung Lin Chung). A Hearing was scheduled for Friday October 13, 2017. On October 11, 2017, the appeal was withdrawn by e-mail from the Counsel for the Appellant. The other Party, the City of Toronto, was provided a copy of the withdrawal letter.

## DECISION AND ORDER

This appeal having been abandoned, the appeal is dismissed, the Committee of Adjustment decision mailed June 20, 2017 is final and binding, and the file of the Toronto Local Appeal Body is closed.

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Laurie McPherson  
Chair, Toronto Local Appeal Body