

# INTERIM ORDER

**Decision Issue Date**      Tuesday, January 11, 2022

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): LUCY MONTE LISI

Applicant: INNER SPACE DESIGN BUILD

Property Address/Description: 20 BALSAM RD

Committee of Adjustment Case File Number: 20 177636 STE 19 MV (A0680/20TEY)

**TLAB Case File Number: 21 177030 S45 19 TLAB**

**Hearing date:**      Thursday, January 06, 2022

Wednesday, October 27, 2021

**Deadline Date for Closing Submissions/Undertakings:      January 21, 2022**

**DECISION DELIVERED BY** *STANLEY MAKUCH*

## REGISTERED PARTIES AND PARTICIPANTS

Applicant	INNER SPACE DESIGN BUILD
Appellant	LUCY MONTE LISI
Appellant's Legal Rep	MATTHEW HELFAND
Participant	RODDY ALLAN
Party/Owner	ROBERT BRENT KENNY
Party's Legal Rep	MARTIN MAZIERSKI
Expert Witness	STEVEN QI
Expert Witness	ALLAN RAMSAY

## **INTRODUCTION**

The allotted time for the Hearing of this matter having run out prior to the hearing of closing arguments, the solicitors requested that provision be made for written submissions and that rules be established for these final submissions.

## **BACKGROUND**

The solicitors made oral representations respecting the order of, and dates for, closing arguments.

## **MATTERS IN ISSUE**

No matters were in issue.

## **JURISDICTION**

TLAB has authority under its Rules of Practice and Procedure to determine the conduct of proceedings before it.

## **EVIDENCE**

The solicitors orally agreed to the following: Solicitor for the applicant is to file his closing argument, which is to be no longer than 10 pages, double spaced, on or before January 14, 2022. Solicitor for the appellant is to file his closing argument, which is to be no longer than 10 pages, double spaced, on or before January 21, 2022. Solicitor for the applicant is to submit any reply argument, which is to be no longer than 2 pages, double spaced, on or before January 25, 2022.

## **ANALYSIS, FINDINGS, REASONS**

I find the provisions for the filing of closing argument to be fair to both parties. The single participant made oral submission at the close of the hearing and did not request an opportunity to file a written closing argument.

## DECISION AND ORDER

Solicitor for the applicant is to file his closing argument, which is to be no longer than 10 pages, double spaced, on or before January 14, 2022. Solicitor for the appellant is to file his closing argument, which is to be no longer than 10 pages, double spaced, on or before January 21, 2022. Solicitor for the applicant is to submit any reply argument, which is to be no longer than 2 pages, double spaced, on or before January 25, 2022.

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S. Makuch  
Panel Chair, Toronto Local Appeal