

DECISION AND ORDER

Decision Issue Date Monday, September 27, 2021

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): BRETT PRESTON

Applicant: TREVOR GAIN & ASSOCIATES

Property Address/Description: 39 DERWYN RD

Committee of Adjustment Case File Number: 21 111223 STE 14 MV (A0153/21TEY)

TLAB Case File Number: 21 186144 S45 14 TLAB

Date of Scheduled Hearing: Thursday, September 23, 2021

DECISION DELIVERED BY: CHAIR D. LOMBARDI

BACKGROUND

On June 30, 2021, the Committee of Adjustment approved an application submitted by the Applicant granting five (5) variances to permit the construction of a new, two-storey detached dwelling with an integral garage, a front porch, a rear deck and a basement walkout at 39 Derwyn Road (subject property) for the Committee file number **A0153/21TEY** set out above.

An appeal was submitted to the Toronto Local Appeal Body (TLAB) by the Appellant, Brett Preston; however, the TLAB has yet to set a Hearing date to hear this appeal.

On September 21, 2021, the Appellant forwarded an email to the TLAB advising that he had reached a verbal settlement of the matter with the owner of the subject property and, therefore, is withdrawing his appeal to the TLAB.

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The appeal having been abandoned, the appeal is dismissed. The Committee of Adjustment decision noted above, and mailed on July 6, 2021, is final and binding, and

**Decision of Toronto Local Appeal Body Panel Member: D. LOMBARDI
TLAB Case File Number: 21 186144 S45 14 TLAB**

the file of the Toronto Local Appeal Body, Application Number 21 186144 S45 14 TLAB, is closed. No further attendance or submissions are required.

X 

Dino Lombardi
Panel Chair, Toronto Local Appeal Body
Signed by: dlombar