

ISSUE DATE:

July 5, 2012



Ontario

Ontario Municipal Board
Commission des affaires municipales de l'Ontario

DC090025
DC110008

IN THE MATTER OF section 14 of the *Development Charges Act*, S.O. 1997, c. 27

Appellant: 2054971 Ontario Inc.
Appellant: Losani Homes (1998) Ltd.
Appellant: Paletta International (2000) Inc.
Appellant: Parkside Hills Inc.; and others
Subject: Development Charges By-law No. 09-143
Municipality: City of Hamilton
OMB Case No.: DC090025
OMB File No.: DC090025

IN THE MATTER OF section 14 of the *Development Charges Act*, S.O. 1997, c. 27

Appellant: 2054971 Ontario Inc.
Appellant: Paletta International (2000) Inc.
Appellant: Parkside Hills Inc.
Appellant: Silverwood Homes Limited; and others
Subject: Development Charges By-law No. 09-144
Municipality: City of Hamilton
OMB Case No.: DC090025
OMB File No.: DC090026

IN THE MATTER OF section 14 of the *Development Charges Act*, S.O. 1997, c. 27

Appellant: Losani Homes (1998) Ltd.
Appellant: Paletta International (2000) Inc.
Appellant: Parkside Hills Inc.
Appellant: Silverwood Homes Limited
Subject: Development Charges By-law No. 11-173
Municipality: City of Hamilton
OMB Case No.: DC110008
OMB File No.: DC110008

IN THE MATTER OF section 14 of the *Development Charges Act*, S.O. 1997, c. 27

Appellant: Losani Homes (1998) Ltd.
Subject: Development Charges By-law No. 11-174
Municipality: City of Hamilton
OMB Case No.: DC110008
OMB File No.: DC110009

IN THE MATTER OF section 14 of the *Development Charges Act*, S.O. 1997, c. 27

Appellant: Hamilton Halton Home Builders' Association
 Appellant: Losani Homes (1998) Ltd.
 Appellant: Paletta International (2000) Inc.
 Appellant: Parkside Hills Inc.; and others
 Subject: Development Charges By-law No. 11-175
 Municipality: City of Hamilton
 OMB Case No.: DC110008
 OMB File No.: DC110010

APPEARANCES:

<u>Parties</u>	<u>Counsel</u>
2054971 Ontario Inc.	S. Snider (in absentia)
Paletta International (2000) Inc.	S. Snider (in absentia)
Waterdown Bay Ltd.	S. Snider (in absentia)
Silverwood Homes Limited	B. Taylor
Parkside Hills Inc.	B. Taylor
Losani Homes (1998) Ltd.	C. Barnett
Hamilton Halton Homebuilders' Association	L. Townsend and J. Meader
City of Hamilton	J. Johnson
City of Burlington	B. Hurley

DECISION DELIVERED BY A. CHRISTOU AND ORDER OF THE BOARD

This was the second pre-hearing conference (PHC) relating to multiple appeals filed against the City of Hamilton's (City) Development Charge (DC) By-laws Nos. 09-143, 09-144, 11-173, 11-174, and 11-175. The Board previously granted consolidation of the DC090025 and DC110008 appeal files. At the consent of all parties, the Board converted the hearing to a teleconference call (TCC) to receive a status update.

The Board was advised that the parties have been engaged in earnest discussions regarding potential settlement of many of the appeals, but require more time to

complete such discussions. The parties will need time to receive instructions and prepare Minutes of Settlement.

A further PHC is therefore requested on consent.

The **BOARD ORDERS** that the next PHC is set for Monday, July 30, 2012, at 10:30 a.m. at the OMB Hearing Room, 50 Main Street East Hamilton, for a further appearance on these matters. The PHC may be converted to a Settlement hearing if required.

No further notice is required.

I am not seized of these matters.

So Orders the Board.

“A. Cristou”

A. CHRISTOU
MEMBER

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