

**Ontario Municipal Board**  
Commission des affaires municipales  
de l'Ontario



**ISSUE DATE:** March 18, 2015

**CASE NO(S):** PL140938

**PROCEEDING COMMENCED UNDER** subsection 17(24) of the *Planning Act*, R.S.O. 1990, C. P. 13, as amended

Appellant:	Garth Trails Limited
Appellant:	Gabriel Gasbarrini
Subject:	Proposed Official Plan Amendment No. 24
Municipality:	City of Hamilton
OMB Case No.:	PL140938
OMB File No.:	PL140938

Heard: March 4, 2015 in Hamilton, Ontario

**APPEARANCES:**

**Parties**

**Counsel\*/Representatives**

Garth Trails Limited

B. Duxbury\*

Gabriel Gasbarrini

Self-represented

City of Hamilton

M. Kovacevic\*

**MEMORANDUM OF ORAL DECISION DELIVERED BY JASON CHEE-HING ON  
MARCH 4, 2015 AND ORDER OF THE BOARD**

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[1] This is the first pre-hearing conference (“PHC”) into these matters. These matters relate to separate appeals filed by Garth Trails Limited (“GTL”) and Gabriel Gasbarrini against the decision of the City of Hamilton (“City”) Council to approve Official Plan Amendment No. 24 (“OPA 24”), to the Urban Hamilton Official Plan. OPA 24 is also known as the Ancaster Wilson Street Secondary Plan. The purpose of OPA 24 is to guide the development and re-development of lands within the secondary plan area. The appeals against OPA 24 are site specific.

[1] At this PHC and at the parties’ request, the Board set down separate hearings for these two appeals against OPA 24.

[2] The hearing into the appeal of Gabriel Gasbarrini has been set for **three days commencing on Wednesday, October 7 to 9, 2015 at 10 a.m. at:**

**Dundas Town Hall  
OMB Room  
60 Main Street, East  
Dundas, ON L9H 2P8**

[3] The hearing into the appeal of GTL has been set for **five days commencing on Monday, February 22 to 26, 2016 commencing at 10 a.m. at:**

**Dundas Town Hall  
OMB Room  
60 Main Street, East  
Dundas, ON L9H 2P8**

[4] A further PHC pertaining to both appeals is set **for Monday, July 6, 2015 commencing at 10 a.m. at:**

**Dundas Town Hall  
OMB Room  
60 Main Street, East  
Dundas, ON L9H 2P8**

[5] Separate draft procedural orders with an issues list for each appeal is to be submitted to the Board two weeks before the next scheduled PHC.

[6] No further notice is required. This panel of the Board is not seized.

*"Jason Chee-Hing"*

JASON CHEE-HING  
MEMBER

**Ontario Municipal Board**

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