

Local Planning Appeal Tribunal
Tribunal d'appel de l'aménagement
local



ISSUE DATE: February 21, 2020

CASE NO(S): PL171016

The Ontario Municipal Board (the “OMB”) is continued under the name Local Planning Appeal Tribunal (the “Tribunal”), and any reference to the Ontario Municipal Board or Board in any publication of the Tribunal is deemed to be a reference to the Tribunal.

PROCEEDING COMMENCED UNDER subsection 34(11) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended

Applicant and Appellant:	Valery Homes Paris Limited
Subject:	Application to amend Zoning By-law No. 110-01 - Refusal or neglect of the County of Brant to make a decision
Existing Zoning:	Agricultural Restrictive (AR)
Proposed Zoning:	Site Specific (To be determined)
Purpose:	To permit the development of 230 single detached dwellings and 64 street townhomes
Property Address/Description:	848 Watt's Pond Road
Municipality:	County of Brant
Municipality File No.:	ZBA13/15/MD
LPAT Case No.:	PL171016
LPAT File No.:	PL171016
LPAT Case Name:	Valery Homes Paris Limited v. Brant (County)

PROCEEDING COMMENCED UNDER subsection 51(34) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended

Applicant and Appellant:	Valery Homes Paris Limited
Subject:	Proposed Plan of Subdivision - Failure of the County of Brant to make a decision
Purpose:	To permit the development of 230 single detached dwellings and 64 street townhomes
Property Address/Description:	848 Watt's Pond Road
Municipality:	County of Brant
Municipality File No.:	PS1/15/MD
LPAT Case No.:	PL171016
LPAT File No.:	PL171017

Heard: February 6, 2020 by telephone conference call

APPEARANCES:

Parties

Counsel

Valery Homes Paris Limited

J. Farber

County of Brant

J. Zuidema

Brookfield Homes (Ontario) Limited

Z. Fleisher (student at law)

DECISION DELIVERED BY G.C.P. BISHOP AND ORDER OF THE TRIBUNAL

[1] After the second Pre-hearing Conference on December 3, 2018 was held and a Decision was issued on December 11, 2018 as a result of that event, hearing dates were set with the hearing to commence on Monday, March 9, 2020.

[2] On December 20, 2019, the Tribunal was asked, on agreement of the parties, that the hearing be adjourned as the parties wish to continue to engage in discussions on a potential resolution or at the very least, reduce the scope of the hearing.

[3] At this Case Management Conference, the parties informed the Tribunal that the discussions had broken down and that the Issues List remains the same as it was from the original Procedural Order as Attachment 1 to the Tribunal's Decision of December 11, 2018.

[4] **Ten days** have been set aside for the hearing of this matter. The hearing will commence on **Monday, October 26, 2020 at 10 a.m. at:**

**County of Brant, Council Chambers
Municipal Building
7 Broadway Street West
Paris, Ontario**

[5] The only changes to the original Procedural Order are dates only as follows:

- Under item 2 of the original Procedural Order, the hearing now begins on **Monday, October 26, 2020 at 10 a.m.** at the **County of Brant Municipal Offices, 7 Broadway Street West, Paris**, in the County of Brant.
- Under item 11 of the original Procedural Order, on or before **Friday, September 25, 2020**, the parties shall provide copies of their expert witness statements to the other parties.
- Under item 12 of the Procedural Order, on or before **Friday, October 16, 2020**, the parties shall provide copies of their visual evidence to all of the other parties. If a model will be used, all parties must have a reasonable opportunity to view it before the hearing.

[6] In all other aspects, the original Procedural Order attached to the Decision by Member Paula Boutis issued on December 11, 2018 remains in force.

[7] No other notice is required.

“G.C.P. Bishop”

G.C.P. BISHOP
MEMBER

If there is an attachment referred to in this document,
please visit www.elto.gov.on.ca to view the attachment in PDF format.

Local Planning Appeal Tribunal

A constituent tribunal of Tribunals Ontario - Environment and Land Division
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