

Ontario Land Tribunal
Tribunal ontarien de l'aménagement
du territoire



ISSUE DATE: July 05, 2021

CASE NO(S): PL200556

PROCEEDING COMMENCED UNDER subsection 17(36) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended

Appellant: 1186675 Ontario Ltd.
Appellant: Daniel Aquino
Appellant: Bushland Heights Limited
Appellant: Jessica Ferri; and others
Subject: Township of King (Our King) Official Plan, 2019
Municipality: Township of King
LPAT Case No.: PL200556
LPAT File No.: PL200556
LPAT Case Name: Aquino v. King (Township)

Heard: May 11, 2021 by Video Hearing

APPEARANCES:

Parties

Counsel*/Representative

Bushland Heights Limited
Daniel Aquino
Via-Ru Limited
1186675 Ontario Ltd.

Steven Ferri*

Stateview Homes
(High Crown Estates) Inc.
Yellow Horizon Homes Ltd.
Kindome Investments Ltd.

Natalie Ast*

Nobleton York Holdings Inc.

Meghan McDermid*

Flato Developments Inc.
Wyview Group

Katarzyna Sliwa*

Sandra Kendall	James Feehely*
Lino Nicoletti/ Elio Nicoletti	Self-represented
CRH Canada Group Inc.	Jessica Ferri
Regional Municipality of York	Samantha Foster*
Township of King	Tom Halinski*

MEMORANDUM OF ORAL DECISION DELIVERED BY CARMINE TUCCI ON MAY 11, 2021 AND ORDER OF THE TRIBUNAL

[1] The matter before the Ontario Land Tribunal (the “Tribunal”), is with respect to the appeals filed under s. 17(36) of the *Planning Act* as a result of the decision by the Regional Municipality of York (“Region”) to approve the new Official Plan for the Township of King, subject to various modifications.

[2] The Appeals that were filed vary on a policy specific basis as they pertain to some Appellants. On a site-specific basis, they are applied to specific lands that are owned by the various landowners and by various Appeals of a wide variety of sections within the new Official Plan in its entirety.

[3] The Region initiated a comprehensive review of the Official Plan of the Township of King (“Township”) in order to introduce a new OP titled, “Our King Official Plan September 2019”, to replace the “Official Plan of the Township of King Planning Area 1970” and all amendments thereto. The Township of King adopted By-Law No. 2019-82 on September 23, 2019, to adopt the new Township Official Plan. Pursuant to s. 17 of the *Planning Act*, the new Township Official Plan was submitted to the Region for approval on October 8, 2019. Council for the Region approved the New Township Official Plan on September 24, 2020.

[4] The Tribunal has received from Tom Halinski, counsel for the Township of King, detailed information in respect to this Case Management Conference regarding:

- a) agenda items;
- b) a Township Structure Map;
- c) status of each appeal and how each Appellant is working with the Township to resolve the appeals; and,
- d) a Draft Procedural Order.

[5] The Tribunal was informed by Meaghan McDermid, solicitor for the Appellant, Nobleton York Holdings Inc., that her client has sold their lands to Nobleton 2715 Developments Limited and that the new owner will assume this appeal.

[6] The Tribunal was informed that James Feehely has been retained to represent the Appellant Sandra Kendall.

[7] The Tribunal directs all parties to submit in writing any changes to the updated Draft Procedural Order and Issues List no later than two (2) weeks prior to the next second CMC hearing date.

[8] The Tribunal hereby schedules a second CMC by video, of these appeals on **Tuesday, September 21, 2021**, commencing at **10 a.m.** One (1) day has been set aside.

[9] Furthermore, the Tribunal schedules a Hearing of these appeals commencing **Monday April 4, 2022** at **10.a.m.** Four (4) weeks has been set aside for the Hearing.

HEARING TECHNICAL DETAILS

[10] The hearings are scheduled to proceed by video as follows:

Tuesday, September 21, 2021 at 10 a.m. (one day hearing)

GoTo Meeting: <https://global.gotomeeting.com/join/352169045>

Access code: 352-169-045

Audio-only telephone line: +1 (647) 497-9391 or (Toll-Free) 1(888) 455-1389

Audio-only access code: 352-169-045

Monday, April 4, 2022 at 10 a.m. (four-week hearing)

GoTo Meeting: <https://global.gotomeeting.com/join/213939405>

Access code: 213-939-405

Audio-only line: +1 (647) 497-9373 or (Toll-Free) 1(888) 299-1889

Audio-only access code: 213-939-405

[11] Parties and participants are asked to log into the video hearing at least **15 minutes** before the start of the event to test their video and audio connections.

[12] Parties and participants are asked to access and set up the application well in advance of the event to avoid unnecessary delay. The desktop application can be downloaded at [GoToMeeting](#) or a web application is available: <https://app.gotomeeting.com/home.html>

[13] Persons who experience technical difficulties accessing the GoToMeeting application or who only wish to listen to the event can connect to the event by calling into an audio-only telephone line.

[14] Individuals are directed to connect to the event on the assigned date at the correct time. It is the responsibility of the persons participating in the hearings by video to ensure that they are properly connected to the event at the correct time. Questions prior to the hearing events may be directed to the Tribunal's Case Coordinator having carriage of this case.

[15] No further notice will be given.

[16] The Member is not seized.

[17] So Orders the Tribunal.

“Carmine Tucci”

CARMINE TUCCI
MEMBER

Ontario Land Tribunal

Website: olt.gov.on.ca Telephone: 416-212-6349 Toll Free: 1-866-448-2248

The Conservation Review Board, the Environmental Review Tribunal, the Local Planning Appeal Tribunal and the Mining and Lands Tribunal are amalgamated and continued as the Ontario Land Tribunal.