

Ontario Land Tribunal
Tribunal ontarien de l'aménagement
du territoire



ISSUE DATE: August 03, 2021

CASE NO(S): PL200569

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

Applicant and Appellant: Dandaw Development Ltd. et al
Subject: Application to amend Zoning By-law 438-86 -
Refusal or neglect of City of Toronto to make a
decision
Existing Zoning: I1 D1 (Industrial)
Proposed Zoning: I1 D1 (Industrial) Site Specific
Purpose: To permit two mixed-use tall buildings at 33 and
26 storeys
Property Address/Description: 10-30 Dawes Road
Municipality: City of Toronto
Municipality File No.: 19 124138 STE 19 OZ
LPAT Case No.: PL200569
LPAT File No.: PL200569
LPAT Case Name: Dandaw Development Ltd. v. Toronto (City)

Heard: July 28, 2021 by video hearing

APPEARANCES:

Parties

Counsel

Dandaw Developments Ltd. and
Marlin Springs Limited Partnership

Michael Foderick

City of Toronto

Jason Davidson

Canadian Tire Corporation Limited

Jennifer Evola

Tri-Metro Investments Inc.

Michael Melling

6 Dawes Danforth Inc.

Michael Cara

Minto (Dawes) GP Inc.

John Dawson

Metrolinx

Andrew Baker

MEMORANDUM OF ORAL DECISION DELIVERED BY N. ROBINSON ON JULY 28, 2021 AND ORDER OF THE TRIBUNAL

[1] This Case Management Conference (“CMC”) was convened for appeals lodged by Dandaw Development Ltd. in relation to the failure of the City of Toronto Council to render a decision in relation to a Zoning By-law Amendment to permit the construction of two tall mixed-use buildings.

[2] The matter was previously before the Tribunal on March 19, 2021 and, at that time, was subject to a lengthy case management that resulted in the addition of numerous parties, a date being reserved for a hearing and a Procedural Order being issued.

[3] A further CMC was set for July 28, 2021 to provide a status update to the Tribunal.

[4] The Tribunal is informed that the parties have made substantial progress in their discussions and there are good prospects for resolution of this matter without a hearing. This stated, the parties indicate that the issues yet to be resolved will require a further lengthy adjournment.

[5] The parties have requested a further CMC in anticipation of possible resolution of the within matter. The Tribunal orders an additional CMC to be held on **Thursday, November 25, 2021 at 10 a.m. by video.**

[6] Parties 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:

<https://global.gotomeeting.com/join/575991773>

Access code: 575 991 773

[7] 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>.

[8] 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: (Toll Free): [1 888 299 1889](tel:18882991889) or [+1 \(647\) 497-9373](tel:+16474979373).

The access code is **575 991 773**.

[9] 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 hearing by video to ensure that they are properly connected to the event at the correct time. Questions prior to the hearing event may be directed to the Tribunal's Case Coordinator having carriage of this case.

[10] This Member is not seized for the purpose of the hearing.

[11] The Tribunal so orders.

"N.P. Robinson"

N.P. ROBINSON
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 ("Tribunal"). Any reference to the preceding tribunals or the former Ontario Municipal Board is deemed to be a reference to the Tribunal.