

To: Chair and Members of the Committee of the Whole

cc: Nancy Shea-Nicol, Director of Legal Services & City Solicitor
Blake Hurley, Assistant City Solicitor

From: Mayor Marianne Meed Ward

Date: December 1, 2018

Re: 2100 Brant Street

Direction:

Receive and file information regarding the Prehearing Conference for 2100 Brant Street.

Background:

On December 18th 2018, at 10:00 am, in Rm 247 at City Hall the Local Planning Appeal Tribunal will convene a Prehearing Conference on a proposed Official Plan Amendment and Zoning Bylaw Amendment for development at 2100 Brant St.

The previous city council voted November 12th to approve a settlement agreement with the developer for Official Plan and Zoning Bylaw amendments to facilitate development on this land. As such, lawyers for the development will be requesting on December 18th that the Prehearing Conference be converted into a Settlement Hearing.

Details of the amendments and the request to convert the hearing were distributed to members of the public from the applicant and developer's legal counsel. That correspondence is attached to this memorandum for your information.

It is my understanding a group of residents is planning to attend the December 18th prehearing, and seek status in the proceedings for the purpose of seeking a scaled back proposal for 2100 Brant St. This is the first opportunity any group or individual member of the public will have an opportunity to participate in the hearing.

Council will also receive a confidential legal department report that will include relevant information circulated to the previous council during the November meetings and any additional relevant materials. That will be distributed to council after the swearing in during the inauguration on December 3rd, 2018.

Sincerely,



Mayor Marianne Meed Ward

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2100 Brant Street

From: Kristie Jennings <kjennings@ksllp.ca>

Date: November 15, 2018 at 2:53:01 PM EST

To:

Subject: FW: LPAT File Number: PL180331; PL180333; PL180332 (NOTICE)

We are the lawyers for National Homes (Brant) Inc., the owner of lands known municipally as 2100 Brant Street in the City of Burlington and the applicant/ appellant in LPAT File Numbers PL180331; PL180333; and PL180332.

The Local Planning Appeal Tribunal (the "LPAT") has directed our firm to provide you with Notice of the Prehearing Conference (the "PHC") being held on **Tuesday, December 18, 2018 at 10:00 a.m. at Municipal Building, Room 247, 426 Brant Street, Burlington, Ontario, L7R 3Z6** as you are either: an owner of land within 120 metres of the property; have requested notice; or are a public body, agency, landowner or other party with a possible interest in this matter. The notice is attached to this email.

Please also be advised that we will be asking the LPAT to convert this PHC to a **SETTLEMENT HEARING** to approve the settlement which National Homes (Brant) Inc. and the City of Burlington have reached. The settlement is reflected in the planning instruments (the Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision), all of which are included in the Notice Package attached to this email. If you have a concern with the PHC being converted to a settlement hearing please contact the undersigned prior to Tuesday, December 18, 2018.

Please reach me with any questions.

Sincerely,

Kristie M. Jennings, Associate