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**London**  
CANADA

March 9, 2010

Ontario Municipal Board  
655 Bay Street  
Suite 1500  
Toronto, ON M5G 1E5

I hereby certify that the Municipal Council, at its session held on March 8, 2010 resolved:

8. That, the following actions be taken in response to the letters of appeal to the Ontario Municipal Board, submitted by Russell D. Cheeseman on behalf of Farid Metwaly relating to the site plan application and zoning by-law amendment for the removal of a Holding Provision for 1639 Richmond Street:

- (a) the amended site plan, landscape plan, building elevations and development agreement clauses for 19 townhouse units prepared by staff and included in the report of the Director, Development Planning dated March 1, 2010 **BE REFUSED** and the Civic Administration **BE DIRECTED** to provide reasons for its refusal, or to retain the services of an independent land use planner to provide those reasons;
- (b) the Ontario Municipal Board **BE ADVISED** that the Municipal Council does not support the removal of the Holding Provision and therefore refuses the request to pass a Zoning By-law amendment pursuant to Section 36 of the *Planning Act* to lift the Holding Provision as the applicant has not entered into a development agreement with the City; and
- (c) the City Solicitor **BE DIRECTED** to provide legal representation at the Ontario Municipal Board Hearing to support the decision of the Municipal Council and further, retain the services of a land use planner or to provide experts as required to provide evidence at the Ontario Municipal Board Hearing to support the decision of the Municipal Council with respect to both the site plan application and the refusal to pass a by-law to lift the Holding Provision. (2010-D25-00) (8/6/PC)

C. Saunders  
City Clerk  
/hw

cc: R. D. Cheeseman, BCE Place, 181 Bay Street, Suite 2310, P. O. Box 792, Toronto ON M5J 2T3  
J. Barber, City Solicitor  
J. Page, Solicitor II  
D. Stanlake, Director, Development Planning  
B. Henry, Manager, Development Planning  
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