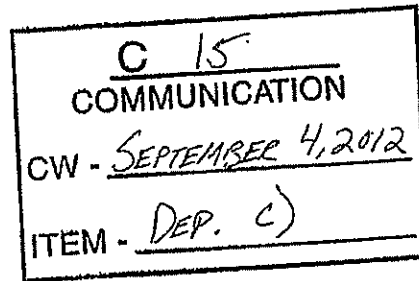


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File No. 702272

September 4, 2012

**By E-Mail Only**

Jeffrey Abrams  
City Clerk  
City of Vaughan  
2141 Major Mackenzie Drive  
Vaughan ON L6A 1T1

Dear Mr. Abrams:

**Re: Committee of the Whole Meeting September 4, 2012  
2190647 Ontario Inc. – Vaughanwood Mall site**

We are counsel to 2190647 Ontario Inc. the owners of the Vaughanwood Mall property at Highway 7 and Wigwoss.

We would request that a copy of this letter be brought to the immediate attention of the Committee of the Whole at its meeting this morning.

We are aware that Mr. Guido Masutti of 144 Riverview Avenue, is scheduled to make a deputation at this morning's Committee of the Whole meeting. We anticipate that Mr. Masutti will request either that he or the ratepayers be included in the upcoming OMB (Board) mediation which we requested at the last pre-hearing conference which took place on August 17, 2012 or that he will be requesting that the City reject our client's revised development scheme.

At the August pre-hearing conference, the City Solicitor agreed to the mediation request and the Board is in the process of scheduling same as between the parties. Also at the last pre-hearing, Mr. Masutti and several other residents from the area, sought and obtained "Participant" status at the hearing. None of the residents requested "Party" status nor did anyone object to the request which was made on behalf of our client that the Board schedule formal Board mediation between the parties (our client and the City and the Region).

Based on the foregoing we would request that any request that Mr. Masutti might make for status at the upcoming mediation be responded to by recognizing that he



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and the other ratepayers should have only a "Participant" status at the upcoming mediation. The same status they have obtained for the upcoming hearing.

Our client has every intention of keeping the ratepayers apprised of the results of the mediation and any proposed revisions it might make to its plans. In fact, at the August 17 pre-hearing conference the City Solicitor with the assistance of the City planner, showed our client's latest revised plans to all of the ratepayers and explained the modifications which were being proposed. Additionally, even if the mediation is successful in resolving all issues the Board will still require a formal hearing to approve any proposals resulting therefrom and all of the participants will continue to have their rights to participate at that hearing as participants.

Yours truly,

**DAVIES HOWE PARTNERS LLP**

John M. Alati

JMA:ak

copy Claudia Storto  
Client  
J. Okawa, A. Tregabov, YYZ Consultants