



BRATTYS ^{LLP}
BARRISTERS AND SOLICITORS

PLEASE REFER TO:
Caterina Facciolo (Ext: 293)
Email: cfacciolo@bratty.com
Assistant: Linda Lau (Ext: 263)
Email: llau@bratty.com
Telephone: (905) 760-2600

January 11, 2016

Delivered via E-mail

City of Vaughan
Committee of the Whole
2141 Major Mackenzie Drive
Vaughan, ON

C I	
COMMUNICATION	
CW -	January 12 / 2016
ITEM -	6

Attention: Chair and Members of the Committee of the Whole

Dear Chair and Members of the Committee of the Whole:

Re: VOP 2010 Proposed Modifications to Schedule "2" "Natural Heritage Network"
OMB Case No. PL111184 - City of Vaughan Official Plan 2010
Appellant No. 52 - Novagal Development Inc.

I am writing herein as Counsel for Novagal Development Inc. ("Novagal") with respect to the above referenced matter.

Novagal filed an appeal with respect to the City of Vaughan Official Plan 2010 and is known as Appellant No. 52 in the above noted Ontario Municipal Board proceedings.

Novagal has reviewed the recommendations put forward by the Planning Department in consultation with the City Solicitor regarding the VOP 2010 Proposed Modifications to Schedule 2 "Natural Heritage Network", and notes as follows:

1. It has reviewed Modified Schedule 2 of the Vaughan Official Plan 2010 as it appears in Attachment 2 to the Report, and is supportive of the proposed modifications.
2. It is supportive of the recommendation to direct City staff to attend at the OMB and seek an Order approving Schedule 2 as modified.

In this regard Novagal wants to make it clear that the Order to be approved by the OMB should include the lands subject to the Novagal appeal (which were area specific). Specifically, this will confirm that the modifications being proposed by Staff address Novagal's appeal with respect to Schedule 2, and that the changes include those changes Novagal expected to be brought forward based on its prior dealings with the City, and the Motion for Partial Approval and Modification brought to the Board on October 28, 2015.

Background

Brattys LLP brought a Motion for Partial Approval and Modification forward to the Board on October 28, 2015.

The Board's Decision with respect to that Motion issued November 26, 2015 and the Board's Order with respect to that Motion issued December 8, 2015.

Pursuant to Decision of the Board dated November 26, 2015 and Order dated December 8, 2015, the Board is still to issue an Order approving modifications to Schedule 2 to Volume 1 of the City of Vaughan Official Plan as set out in Exhibit "L" to the Affidavit of Roy Mason sworn October 13, 2015. Modified Schedule 2 of the Vaughan Official Plan 2010 as it appears in Attachment 2 to the Report being considered by this Committee of the Whole is consistent with the amendments to the Schedule already approved in principle by the Board (in the context of the Novagal appeal) and accordingly, Novagal is supportive of same.

Transfer of File to Barry A. Horosko at Horosko Planning Law

Please be advised that I will be commencing maternity leave and closing my law practice at Brattys LLP effective January 15, 2016. Mr. Barry Horosko at Horosko Planning Law is taking on this matter in my absence, and accordingly, any notices issued by Council for the City of Vaughan with respect to this matter should be directed to him at the following address:

Barry Horosko
Horosko Planning Law
300 North Queen Street, Suite 101
Toronto, ON
M9C 5K4

Should you have any questions or concerns in advance of January 15, 2016, please do not hesitate to contact the undersigned at the address and phone number listed on this letter. Please contact Mr. Horosko with respect to this matter after January 15, 2016.

Yours truly,
BRATTYS LLP



Caterina Facciolo

cc: Dawne Jubb, Counsel for the City of Vaughan
Luch Ognibene, The Remington Group Inc.
Roy Mason, KLM Planning Partners Inc.
Barry Horosko, Horosko Planning Law