

For Information

DATE: April 20, 2011

REPORT TITLE: **NOTICE OF SCOPED WITHDRAWALS ON APPEALED PEEL REGION  
OFFICIAL PLAN REVIEW AMENDMENTS 20, 22, 23 AND 25**

FROM: Norma Trim, Chief Financial Officer and Commissioner of Corporate Services

**OBJECTIVE**

To provide Council with a notice of scoped withdrawals from Solmar Development Corporation's ("Solmar") appeal of Peel Region Official Plan Review Regional Official Plan Amendments (ROPAs) 20, 22, 23 and 25.

**REPORT HIGHLIGHTS**

- Solmar has withdrawn their appeal of ROPA 23 and 25.
- Solmar has withdrawn all appeals of ROPA 20 and 22 except for sections 3.7.2.18 (utility corridors) and sections 5.9.2.19, 5.9.3.2.2, 5.9.3.2.3, 5.9.3.2.4, 5.9.3.2.6, 5.9.7.2.4f, and the definition of "planned transportation corridors".
- Solmar maintains its appeal of ROPA 24.
- The Ontario Municipal Board has been advised accordingly.

**DISCUSSION****1. Background**

On April 19, 2011 Stikeman Elliot LLP Barristers and Solicitors representing Solmar Development Corporation issued a letter to the Ontario Municipal Board (OMB) indicating their scoped withdrawal of appeals pertaining to the Peel Region Official Plan Review (PROPR) Regional Official Plan Amendments (ROPAs) (Appendix I).

The Provincially modified and appealed policies can be viewed in the Draft Regional Official Plan Office Consolidation on the Region of Peel website at <http://www.peelregion.ca/planning/officialplan/pdfs/rop-Nov-2010.pdf>

**2. Overview of Scoped Withdrawals****a) ROPA 20 – Sustainability and Energy**

Solmar withdraws all appeals from ROPA 20 except for section 3.7.2.18. Section 3.7.2.18 refers to encouraging the area municipalities to identify utility corridors to meet current and projected needs.

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**b) ROPA 22 – Transportation**

Solmar withdraws all appeals to ROPA 22 except for sections 5.9.2.19, 5.9.3.2.2, 5.9.3.2.3, 5.9.3.2.4, 5.9.3.2.6, 5.9.7.2.4f, and the definition of "planned transportation corridors". These sections all refer to the protection of transportation corridors.

**c) ROPA 23 (Housing) and 25 (Performance Measurement and Planning Act Conformity)**

Solmar withdraws all appeals related to ROPA 23 and 25.

**d) ROPA 24 - Managing Growth, Employment and Employment Areas and Greenbelt Conformity**

All sections remain appealed.

**3. Next Steps**

Under section 17(39) of the *Planning Act*, the OMB will notify the Ministry of Municipal Affairs and Housing and it is expected the OMB will announce the sections withdrawn from the appeals will come into effect as part of the Regional Official Plan. The May 10, 2011 pre-hearing conference on appealed ROPAs is expected to continue as noted in the report on this Agenda titled "Status of Peel Region Official Plan Review Amendments, Area Municipal Provincial Policy Conformity Official Plan Amendments, the City of Mississauga's New Comprehensive Official Plan and Legal Services for the Peel Region Official Plan Review Ontario Municipal Board Hearing".

**CONCLUSION**

Solmar has withdrawn their appeal from certain sections of ROPA 20 and 22, completely withdrawn their appeal of ROPA 23 and 25, and continue to appeal all of ROPA 24. The OMB has been informed regarding this and it is expected the sections withdrawn from appeal will come into effect as part of the Regional Official Plan. The May 10, 2011 pre-hearing conference on appealed ROPAs is expected to continue as scheduled.



*for* Norma Trim  
Chief Financial Officer  
and Commissioner of Corporate Services

**Approved for Submission:**



D. Szwarc, Chief Administrative Officer

For further information regarding this report, please contact Arvin Prasad at extension 4251 or via email at [arvin.prasad@peelregion.ca](mailto:arvin.prasad@peelregion.ca)

*BH for AP*

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BY E-MAIL AND COURIER

April 19, 2011  
File No. 1285441001

Mr. Patrick Hennessy  
Senior Manager  
Ontario Municipal Board  
655 Bay Street  
Suite 1500  
Toronto ON M5G 1E5

Dear Mr. Hennessy:

Re: **Notice of Scoped Withdrawals**  
**Region of Peel Official Plan Amendment Nos. 20, 22, 23, 24 and 25**  
**OMB File Nos. PL091170, PL101063, PL100752, PL101408 and PL100954**  
**Mattamy Development Co.**

Our firm and the firm of Townsend and Associates represent Solmar Development Corporation ("Solmar") with respect to its appeals of Region of Peel Official Plan Amendment Nos. 20, 22, 23, 24, and 25 (the "ROPAs"). We hereby withdraw Solmar's appeals, leaving only the matters identified below at issue:

**ROPA 20 (PL091170)**

Solmar is able to limit its appeal to only policy 3.7.2.18 of ROPA 20 and so hereby withdraws its appeal to the balance of this amendment.

**ROPA 22 (PL101063)**

Solmar is able to limit its appeal to only policies 5.9.2.19, 5.9.3.2.2, 5.9.3.2.3, 5.9.3.2.4, 5.9.3.2.6, 5.9.7.2.4f) and the definition of "Planned transportation corridors" of ROPA 22 and so hereby withdraws its appeal to the balance of this amendment.

**ROPA 23 (PL100752)**

Solmar hereby withdraws its appeal to ROPA 23 in its entirety.

**ROPA 24 (PL101408)**

Solmar maintains its appeal over ROPA 24 in its entirety.

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ROPA 25 (PL100954)

Solmar hereby withdraws its appeal to ROPA 25 in its entirety.

As Solmar is the only appellant to ROPAs 20, 22, 23 and 25, all of which were appealed under section 17(36) of the *Planning Act*, we would expect that the policies withdrawn from Solmar's appeal can now come into force and effect by virtue section 17(39) of the Act.

Your confirmation of receipt of this correspondence would be appreciated. Should you have any questions or concerns with respect to the foregoing, please do not hesitate to contact the undersigned.

Yours truly,

  
Patrick G. Duffy

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- cc. Mr. Maurizio Rogato, Solmar Development Corporation  
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