

January 17, 2011

Stakeholder Update #13

Dear Stakeholders,

The City has received notice that Brampton Brick has appealed their application for a zoning amendment, under section 34(11) the Planning Act, to the Ontario Municipal Board (OMB). Notwithstanding this appeal, City staff will continue to review the rezoning application, including undertaking peer reviews of the submitted technical material, and will report to Council accordingly.

Zoning for extraction must be in force before the MNR can issue an aggregate licence. With regard to the license itself, the ARA objection period closed on Dec 20, 2010. Any interested member of the public may provide comments to the Environmental Bill of Rights (EBR) Registry (reference number 011-1911) until February 2, 2011, either electronically, or in writing. Please note that City staff understand that the EBR comment deadline of January 24, 2011 has recently been extended to February 2, 2011. The EBR registry can be accessed at: <http://www.ebr.gov.on.ca/ERS-WEB-External/displaynoticecontent.do?noticeId=MTExnjI1&statusId=MTY3NDQ2&language=en>

The zoning application that Brampton Brick submitted to the City in December 2008 is under review but no decision has been made by Council. Since the 120 day time frame to issue a decision has expired, Brampton Brick has exercised their right under the Planning Act to appeal this matter to the OMB. A number of outstanding issues remain, including the City-initiated peer reviews of Brampton Brick's technical reports in support of the application. Based on the current timeline, the City anticipates the peer review findings will be available in the coming weeks.

A further update will be issued when more details concerning the OMB appeal become available.

General information about the OMB appeal process is available on the OMB website:

<http://www.omb.gov.on.ca/english/home.html>

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