

**ONTARIO
SUPERIOR COURT OF JUSTICE
(DIVISIONAL COURT)**

THE HONOURABLE) FRIDAY, THE 13TH DAY
JUSTICE D.L. CORBETT) OF MARCH, 2020

BETWEEN:

THE CITY OF TORONTO

Moving Party

and

**457 RICHMOND STREET WEST LIMITED and the GARMENT DISTRICT
NEIGHBORHOOD ASSOCIATION**

Respondents

ORDER

THIS MOTION, made by the MOVING PARTY, The Corporation of the City of Toronto (the “City”), for leave to appeal the decision of the Land Use Planning Tribunal (“LPAT”) dated July 15, 2019 in LPAT File No. PL170832, was heard on January 31, 2020 at the courthouse located at 130 Queen Street West, Toronto, Ontario.

ON READING the motion materials of the parties, the written submissions of the parties, and on hearing the submissions of Counsel for the City and Counsel for the Respondent, 457 Richmond Street West Limited (“457”), and on hearing the submissions of Counsel for the LPAT,

1. THIS COURT ORDERS that the City’s motion for leave to appeal is dismissed;
2. THIS COURT FURTHER ORDERS that the City pay costs to the Respondent, 457, fixed in the amount of \$5,000, inclusive of disbursements and HST.
3. THIS COURT FURTHER ORDERS that this costs award will bear interest at the rate of 3.0% per annum.

THE CITY OF TORONTO

Moving Party

-and-

**457 RICHMOND STREET WEST LIMITED and THE GARMENT DISTRICT
NEIGHBOURHOOD ASSOCIATION**

Respondents

Divisional Court File No.426/19
LPAT File No. PL170832

**ONTARIO
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PROCEEDING COMMENCED AT
TORONTO

ORDER

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