

Ontario
Municipal
Board

655 Bay St Suite 1500
Toronto, ON M5G 1E5
Tel (416) 326-6800
Toll Free: 1-866-887-8820
Fax (416) 326-5370
www.omb.gov.on.ca

Commission des
affaires municipales
de l'Ontario

655 rue Bay Bureau 1500
Toronto, ON M5G 1E5
Tél (416) 326-6800
Sans Frais: 1-866-887-8820
Télééc (416) 326-5370
www.omb.gov.on.ca



VIA FACSIMILE & REGULAR MAIL

October 18, 2007

Sheila Birrell, Clerk
Town of Markham
101 Town Centre Boulevard
Markham, Ontario L3R 9W3

Dear Ms. Birrell:

**RE: OMB Case No. PL070627
OMB File Nos. S070058, R070122
Zoning By-law No. 2007-186
Draft Plan of Subdivision File No. 19TM-06012
Applications by Lindvest Properties (Cornell) Limited
Appeals by Robert and Ashmore Reesor
Part of Lots 9 and 10, Concession 9
Cornell Planning District
Town of Markham**

Subsection 34(23.1) of the *Planning Act* provides;

(23.1) If all appeals to the Municipal Board under subsection (19) are withdrawn and the time for appealing has expired, the secretary of the Board shall notify the clerk of the municipality and the decision of the council is final and binding.

Subsection 51(51) of the *Planning Act* provides;

(51) If all appeals under subsection (39) or (48) are withdrawn and the time for appealing has expired or if all appeals under subsection (43) are withdrawn, the secretary of the Municipal Board shall notify the approval authority and the decision of the approval authority shall be deemed to have been made on the day after the day all appeals have been withdrawn, subject to any other right of appeal that may be exercised under this section and subject to subsection (44).

I am writing to advise that the appeals by Robert and Ashmore Reesor were withdrawn by letter dated October 15, 2007.

The above noted case and files are now closed.

Yours truly,

Pat Hennessy
for

Patrick Hennessy
Secretary

- c: Catherine Conrad, Solicitor, Town of Markham (via facsimile & regular mail)
Donald Hindson, Q.C., Cattnach Hindson Sutton VanVeldhuizen, LLP
(via facsimile & regular mail)
Michael Markoff, Markoff & Shain, LLP (via facsimile & regular mail)
Howard Shain, Markoff & Shain, LLP (via facsimile & regular mail)
Daniel Leeming, The Planning Partnership (via facsimile & regular mail)
Robert & Ashmore Reesor (via regular mail)