

Ontario Land Tribunal

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**Tribunal ontarien de
l'aménagement du territoire**

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Date: February 9, 2023

The Clerk (Kingston)
216 Ontario Street
Kingston, ON K7L 2Z3
jbolognone@cityofkingston.ca

Re: OLT Case Numbers: OLT-22-004752
OLT-22-004753
OLT Lead Case Number: OLT-22-004752
Municipality/Upper Tier: City of Kingston
Subject Property Address: 40 Sir John A Macdonald Boulevard
Reference Number(s): D35-007-2021

Subsection 17(30) of the *Planning Act* provides;

(30) If all appeals under subsection (24) in respect of all or part of the decision of council are withdrawn and the time for filing appeals has expired, the Tribunal shall notify the clerk of the municipality that made the decision and,

(a) the decision or the part of the decision that was the subject of an appeal is final; and

(b) the plan or part of the plan that was adopted and in respect of which all appeals have been withdrawn comes into effect as an official plan or part of an official plan on the day the last outstanding appeal has been withdrawn.

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

(23.1) If all appeals to the Tribunal under subsection (19) are withdrawn and the time for appealing has expired, the Tribunal shall notify the clerk of the municipality and the decision of the council is final and binding.

I am writing to advise that the appeals by Jacqueline Grier were withdrawn by letter dated February 3, 2023.

There are no outstanding appeals in this matter, and our file is closed.

Yours truly;

Euken Lui
Acting Registrar

c.c.

Applicant
Siderius Development Ltd
c/o
Phillip Osterhout: posterhout@solowaywright.com
Ben Doornekamp: ben@doornekamp.ca

Appellant
Jacqueline Grier
c/o Roberto Aburto: roberto.aburto@gowlingwlq.com

Approval Authority/Municipality
City of Kingston
c/o Jenna Morley: jmorley@cityofkingston.ca