



# *Township of East Garafraxa*

*Administration Office : 374028 6<sup>TH</sup> Line Amaranth ON L9W 0M6*

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*SUSAN M. STONE, CAO/CLERK-TREASURER&TAX COLLECTOR*

May 12, 2017

## INFORMATION NOTICE

### MARSVILLE SUBDIVISION ONTARIO MUNICIPAL BOARD PRE-HEARING

Applications for the Marsville Subdivision and Zoning By-Law Amendment were received by the Township in December of 2014. The material was reviewed by Township staff and professional consultants, resulting in a number of concerns and ongoing meetings and correspondence with the developer and his team over a two year period. Early in 2017, the developer exercised his right to appeal the matter to the Ontario Municipal Board because the issues had not been resolved. Matters that remain unresolved to the Township's satisfaction include the number of lots and phasing of construction, potential impact of septic systems, drainage, road configuration, parkland dedication, water system expansion/improvements etc. All reports are available for review at the Administration Office.

Now that the matter is at the Ontario Municipal Board (OMB), the Township will be represented by the Township Solicitor, Planner and Engineer, and other consultants as required, to address and represent the public's best interests.

You can attend the upcoming OMB pre-hearing scheduled for 10:30 a.m. on May 30, 2017 at the Administration Office located at 374028 6th Line, Amaranth, ON L9W 0M6, either to listen, or to request status as participant or party.

Information regarding Ontario Municipal Board hearings, can be found in the Citizen Guides published by the Ontario Ministry of Municipal Affairs and Housing at <http://www.mah.gov.on.ca/Page338.aspx>. Additional information about prehearing conferences is provided on the reverse side of this notice, which includes an explanation of Party vs. Participant.

Do not hesitate to contact us if you have any questions or require any further information.

Yours truly,

**COUNCIL OF THE CORPORATION  
OF THE TOWNSHIP OF EAST GARAFRAXA**

## **PURPOSE OF PREHEARING CONFERENCE**

The conference will deal with preliminary and procedural matters, including the following:

- **Identification of parties** - these persons have the right to participate throughout by presenting evidence, questioning witnesses, and making final arguments. In order for the Board to determine your status for the hearing, you or your representative should attend the prehearing conference and ask to be added as a party. Groups, whether incorporated or not, who wish to become parties should name a representative. Parties do not need to be represented by lawyers or agents.
- **Identification of participants** - persons who do not wish to participate throughout the hearing may attend the hearing and make a statement to the Board. Such persons should also attend the prehearing conference.
- **Identification of issues.**
- **Possibility of settlement of any or all of the issues** – the panel will explore with the parties whether the case before the Board and the issues in dispute are matters that may benefit from the assistance of a mediation meeting conducted by a Member of the Board. Mediation is a voluntary process of negotiation that encourages all sides in a dispute to get a better understanding of each other's positions and fully explore and consider options for a mutually acceptable settlement of all or some of the issues in dispute. The panel may direct, upon consent of the parties, that some or all of the issues in dispute proceed to mediation. Where mediation is directed, a different Member of the Board would conduct the mediation.
- **Start date of the hearing.**
- **Duration of the hearing.**
- **Directions for prefiling of witness lists, expert witness statements and written evidence.**
- **The hearing of motions.**
- **Such further matters as the Board considers appropriate.**

Everyone present should come prepared to consider specific dates for proceedings in this matter.

## **EVIDENCE**

Evidence or formal statements may also be heard at the prehearing conference in an attempt to settle the matters in dispute. Note that even if no settlement is reached the Board may make a final decision on the evidence it received.

**All parties or their representatives should attend the prehearing conference.**

*Pour recevoir des services en français, veuillez communiquer avec la Division des audiences au (416) 212-6349, au moins 20 jours civils avant la date fixée pour l'audience.*