



WATEROUS HOLDEN AMEY HITCHON<sup>LLP</sup>  
LAWYERS

January 27, 2025

**BY EMAIL**

rochelle.welchman@brant.ca

County of Brant  
26 Park Avenue  
Burford, ON N0E 1A0  
**Attention: Rochelle Welchman**  
CC: [Jeremy.vink@brant.ca](mailto:Jeremy.vink@brant.ca)

P.O. Box 1510  
20 Wellington Street,  
Brantford, ON N3T 5V6  
t. (519) 759-6220  
f. (519) 759-8360  
[www.waterousholden.com](http://www.waterousholden.com)

Dear County Council:

**RE: Haley's Elevator Inc. - 29 Thirteenth Concession Road**  
**File No. ZBA12-24 & PS1-24-KD**  
**Our File No. 517637-136201**

---

We are writing to request a deferral of the decision for the Applicant's Zoning Bylaw Amendment and Draft Plan of Subdivision Application on the agenda for the February 11, 2025 Council meeting to the May 13, 2025 Council meeting.

You may recall that this matter was deferred from the September 10, 2024 and December 3, 2024 meetings to allow for the opportunity to address both staff and public feedback received through the process. A resubmission was made on October 18, 2024.

The Applicant has been working with County staff; however, currently, the Applicant has not received all outstanding comments from County staff on the resubmission. These comments include traffic and hydrogeological reports. In discussions with County staff, it has been requested that the Applications be deferred to the May 13, 2025 Council meeting to allow for final comments to be received.

The Applicant is in agreement with the deferral to the May 13, 2025 Council meeting for a decision on the Applications.

As a deferral of the decision will be in the period of lapse in the deadlines for decisions under the *Planning Act*, R.S.O. 1990, c. P.13, the Applicant is prepared to undertake not to appeal until after May 13, 2025. Any appeal filed by the Applicant would be on the decision or non-decision as at the May 13, 2025 meeting. In other words, the Applicant would temporarily waive appeals rights to allow the matter to return to Council on May 13, 2025 for decision.

For further clarity, should the deferral not be granted, then the Applicant would be permitted to appeal in the ordinary course under the *Planning Act*.

We will be in attendance at the February 11, 2025 meeting to address any further questions from either staff or Council.

We trust that the above is satisfactory.

Yours truly,

**WATEROUS HOLDEN AMEY HITCHON LLP**

Per:

A handwritten signature in blue ink, appearing to read 'C. Boyd', with a stylized flourish at the end.

Courtney Boyd, Associate Lawyer

CJB/cjb

Email: [cboyd@waterousholden.com](mailto:cboyd@waterousholden.com)

Direct: (519) 751-6413