

**AGENDA**  
and Schedule "A"  
to the minutes of the  
**PROPERTY STANDARDS COMMITTEE**  
meeting held  
Monday, October 28, 2013  
at 9:30 o'clock a.m.  
Council Chambers, 3<sup>rd</sup> floor, City Hall

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1. **CALL TO ORDER**

2. **DECLARATION OF CONFLICT OF INTEREST**

3. **ADOPTION OF THE MINUTES -**

Adoption of the minutes of the meeting of the Committee held September 16, 2013 –  
*(previously distributed)*

4. **DEFERRALS/REQUEST FOR DEFERRALS**

*HEARING OF APPLICANTS AND INTERESTED PARTIES - 2:00 o'clock p.m.*

5. **DISCUSSION OF APPEALS**

5.1 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 853 Brock, Windsor, Ontario Lot 1 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

5.2 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3232 College, Windsor, Ontario Lot 79 Plan 696. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

5.3 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 730 Rosedale, Windsor, Ontario Lot 38 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

5.4 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 764 Rosedale, Windsor, Ontario Lot 6 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

5.5 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 770 Rosedale, Windsor, Ontario Lot 7 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

5.6 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 780 Rosedale, Windsor, Ontario Lot 9 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.7 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 788 Rosedale, Windsor, Ontario Lot 10 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.8 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 774 Felix, Windsor, Ontario Lot 18 N Pt lot 17 Plan 942. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.9 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 811 Felix, Windsor, Ontario Lot E Pt Lot 52 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.10 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 831 Felix, Windsor, Ontario Lot 54 and 55 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.11 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 837 Felix, Windsor, Ontario Lot 56 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.12 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 867 Felix, Windsor, Ontario Part Blk G Plan 40. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.13 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 873 Felix, Windsor, Ontario Pt Blk G Plan 40. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.14 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 882-884 Felix, Windsor, Ontario S Pt Lot 2 N Pt Lot 3 Plan 1092. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.15 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 894-896 Felix, Windsor, Ontario Lot S Pt Lot 3 Plan 1092. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.16 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3511 Bloomfield, Windsor, Ontario Part Lot 237 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.17 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3537 Bloomfield, Windsor, Ontario Lot 240 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.18 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3543 Bloomfield, Windsor, Ontario S Part Lot 241 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.19 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3591 Bloomfield, Windsor, Ontario S Part Lot 248 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.20 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3621 Bloomfield, Windsor, Ontario Lot 252 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.21 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3627 Bloomfield, Windsor, Ontario S Part Lot 252, N Part Lot 253 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.22 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3217 Edison, Windsor, Ontario Lot W Pt lots 52 and 53 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.23 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3227 Edison, Windsor, Ontario Lot 58 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.24 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3231 Edison, Windsor, Ontario Lot 59 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.25 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3233 Edison, Windsor, Ontario Lot 59 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.26 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3239 Edison, Windsor, Ontario Lot 60 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.27 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3245 Edison, Windsor, Ontario Lot 61 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.28 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3249 Edison, Windsor, Ontario Lot 62 E Pt Lot 63 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.29 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3261 Edison, Windsor, Ontario Lot 64 with Pt Lot 63 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.30 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3267 Edison, Windsor, Ontario E Pt Lot 65 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.31 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3269 Edison, Windsor, Ontario Part Lot 65 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.32 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3275-3277 Edison, Windsor, Ontario Lot 66 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.33 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3279 Edison, Windsor, Ontario Lot 4 67 Plan 781. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.34 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3301 Edison, Windsor, Ontario N Part Lot 2 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.35 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3311 Edison, Windsor, Ontario S Part Lot 2 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.36 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3315 Edison, Windsor, Ontario Lot 3 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.37 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3317 Edison, Windsor, Ontario Lot 4 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.38 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3321 Edison, Windsor, Ontario Lot 5 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.39 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 3329 Edison, Windsor, Ontario Lot 7 Plan 1219. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.40 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 744 Mill, Windsor, Ontario Lot 3 Plan 807. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.41 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 750 Mill, Windsor, Ontario W Pt Lot 1 Lot 2 Plan 807. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.42 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 759 Mill, Windsor, Ontario Plan 942 Lots 5 to 7, Plan 44 Pt Lot 12. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.43 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 812 Mill, Windsor, Ontario Lot 11 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.44 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 862 Mill, Windsor, Ontario Lot 33 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.45 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 508 Indian, Windsor, Ontario Part Lot 2 Plan 54 N. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.46 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 520 Indian, Windsor, Ontario Part Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.47 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 540 Indian, Windsor, Ontario Part Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.48 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 556 Indian, Windsor, Ontario Part Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.49 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 570 Indian, Windsor, Ontario Part Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.50 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 590 Indian, Windsor, Ontario Part Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.51 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 604 Indian, Windsor, Ontario Part Lot 1 Plan 1498. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

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- 5.52 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 612 Indian, Windsor, Ontario Lot 2 Plan 1498. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.53 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 615 Indian, Windsor, Ontario Lot 14 Plan 1493. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.54 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 622 Indian, Windsor, Ontario Lot 3 Plan 1498. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.55 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 623 Indian, Windsor, Ontario Lot 13 Plan 1493. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.56 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 631 Indian, Windsor, Ontario Lot 12 Plan 1493. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.57 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 639 Indian, Windsor, Ontario Lot 11 Plan 1493. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.58 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 646 Indian, Windsor, Ontario Lot 6 Plan 1498. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.59 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 663 Indian, Windsor, Ontario Lot 8 Plan 1493. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.60 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 670 Indian, Windsor, Ontario Lot 10 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.61 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 673 Indian, Windsor, Ontario Lot 28 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.62 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 696 Indian, Windsor, Ontario Lot 13 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.63 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 704 Indian, Windsor, Ontario Lot 237 Plan 1072. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.64 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 710 Indian, Windsor, Ontario Lot 15 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.65 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 718 Indian, Windsor, Ontario Lot 16 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.66 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 724 Indian, Windsor, Ontario Lot 17 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.67 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 730 Indian, Windsor, Ontario Lot 18 Plan 1144. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.68 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 738 Indian, Windsor, Ontario Lot 45 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.69 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 744 Indian, Windsor, Ontario Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.70 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 750 Indian, Windsor, Ontario Part Park Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.71 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 753 Indian, Windsor, Ontario Lot 21 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.72 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 758 Indian, Windsor, Ontario Part Park Lot 2 Plan 54. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.73 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 759 Indian, Windsor, Ontario Lot 20 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.74 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 764 Indian, Windsor, Ontario Lot 26 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.75 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 765 Indian, Windsor, Ontario Lot 19 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

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- 5.76 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 769 Indian, Windsor, Ontario Lot 18 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.77 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 772 Indian, Windsor, Ontario Lot 27 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.78 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 777 Indian, Windsor, Ontario Lot 17 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.79 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 778 Indian, Windsor, Ontario Lot 28 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.80 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 781 Indian, Windsor, Ontario Lot 16 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.81 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 784 Indian, Windsor, Ontario Lot 29 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.82 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 790 Indian, Windsor, Ontario Lot 30 and 31 Plan 1139. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.83 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 655 Indian, Windsor, Ontario Lot 9 Plan 1493. The Notice of Appeal dated October 11, 2013 has been received within the 14 day timeframe.
- 5.84 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 319 Indian, Windsor, Ontario Lot 24 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.85 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 322 Indian, Windsor, Ontario Lot 18 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.86 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 331 Indian, Windsor, Ontario Lot 22 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.87 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 332 Indian, Windsor, Ontario Lot 16 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.



- 5.88 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 336 Indian, Windsor, Ontario Lot 15 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.89 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 340 Indian, Windsor, Ontario Lot 14 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.90 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 346 Indian, Windsor, Ontario Lot 13 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.91 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 352 Indian, Windsor, Ontario Lot 1 and Part Lot 2 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.92 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 358 Indian, Windsor, Ontario Lot S Pt lot 2 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.93 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 364 Indian, Windsor, Ontario Lot 4 S Pt Lot 3 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.94 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 372 Indian, Windsor, Ontario Lot 5 to 6 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.95 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 388 Indian, Windsor, Ontario Lot N Pt Lot 9 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.96 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 394 Indian, Windsor, Ontario Lot S Pt Lot 9 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.97 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 408 Indian, Windsor, Ontario Lot 1 to 3 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.98 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 420 Indian, Windsor, Ontario Lot 4 N Pt Lot 5 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.99** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 428 Indian, Windsor, Ontario Lot S Pt Lot 5 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.100** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 440 Indian, Windsor, Ontario Lot 7 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.101** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 446 Indian, Windsor, Ontario Lot 8 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.102** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 451 Indian, Windsor, Ontario Lot 12 Plan 982. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.103** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 452 Indian, Windsor, Ontario Lot 9 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.104** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 457 Indian, Windsor, Ontario Lot 13 Plan 982. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.105** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 458-460 Indian, Windsor, Ontario Lot 10 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.106** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 464 Indian, Windsor, Ontario Lot 11 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.107** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 470 Indian, Windsor, Ontario Lot 12 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.108** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 474 Indian, Windsor, Ontario Lot 13 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.109** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 490 Indian, Windsor, Ontario Lot 14 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.110** **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 2879 University W., Windsor, Ontario Lot 3 Pt Lot 2 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

- 5.111 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 2891 University W., Windsor, Ontario Lot 1 Pt Lot 2 Plan 887. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.112 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 2856 Donnelly, Windsor, Ontario Lot 16 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.113 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 2874 Donnelly, Windsor, Ontario Lot 15 Plan 840. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.
- 5.114 **The Canadian Transit Company** against an Order issued September 24, 2013 regarding property 2874 Peter, Windsor, Ontario Lot 8 Plan 888. The Notice of Appeal dated October 9, 2013 has been received within the 14 day timeframe.

6. **REPORTS**

None

7. **COMMUNICATIONS**

None

8. **ADJOURNMENT**



Osler, Hoskin & Harcourt LLP  
Box 50, 1 First Canadian Place  
Toronto, Ontario, Canada M5X 1R8  
416.362.2111 MAIN  
416.862.6666 FACSIMILE

OSLER

**CITY OF WINDSOR  
COUNCIL SERVICES**

OCT 10 2013

**RECEIVED**

October 9, 2013

Larry P. Lowenstein  
Direct Dial: 416.862.6454  
[llowenstein@osler.com](mailto:llowenstein@osler.com)  
Our Matter Number: 1122188

Toronto

Montréal

Calgary

Ottawa

New York

**DELIVERED**

Property Standards Committee, City of Windsor  
Council Services  
Attention: Committee Coordinator  
350 City Hall Square East, Suite 203  
Windsor, ON  
N9A 6S1

Dear Sir/Madam:

**Re: Notices of Appeal of The Canadian Transit Company ("CTC") from Orders to Repair served October 1, 2013 and issued under Maintenance and Occupancy By-Law 147-2011 (the "Orders")**

We are counsel to CTC, owners of the 113 properties (the "Properties") to which the above-noted Orders relate. Enclosed please find CTC's Notices of Appeal from the Orders pursuant to section 15.3 of the *Building Code Act, 1992*, S.O. 1992, c. 23. Please also find enclosed a certified cheque in the amount of \$39,663.00 payable to The Corporation of the City of Windsor, in respect of the required appeal fees (113 appeals x \$351 per appeal).

Each of the Orders states that the subject Property "[d]oes not conform to the standards set forth in By-law Number 147-2011 as amended by By-law 213-2011". The Orders further purport to require CTC "to do the work required to repair the defects set forth in this Order and make the said property conform to the standards set forth in the said By-law".

CTC's position is that the Maintenance and Occupancy By-law (the "By-law") does not apply to the Properties, as CTC is a federal undertaking. The City of Windsor has previously acknowledged this to be the case. CTC intends to challenge the applicability of the By-law to the Properties. CTC nevertheless files the enclosed Notices of Appeal out of an abundance of caution, and without prejudice to, and while fully reserving its rights to, challenge the applicability of the By-law to the Properties.

The grounds for CTC's appeals are set out in the Schedules below. Set out in **Schedule "A"** are the grounds of appeal relating to the 82 Properties for which the applicable Order does not contain an alleged defect pursuant to the Heritage provisions of the By-law. Set out in **Schedule "B"** are the grounds of appeal relating to the 31 Properties for which the applicable Order does contain an alleged defect pursuant to the Heritage provisions of the By-law.

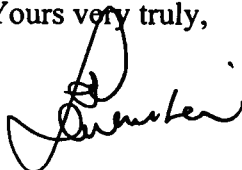
CTC requests the opportunity to appear before the Property Standards Committee with respect to these Notice of Appeals. Please note that the Notices of Appeal use the form made available on the City's website (<http://www.citywindsor.ca/residents/Property/Documents/property-standards-notice-of-appeal.pdf>), which lists the wrong by-law number. We have made the changes to the number manually.

CTC also requests full disclosure and production of documents (whether electronic, hard copy or otherwise) in the possession, power and control of the City of Windsor, relating in any way to the Orders, including without limitation:

- complete files of the Property Standards Officers and any other person connected with the City of Windsor involved in the Orders, including communications with third parties relating to the Orders; and
- any files, notes, emails, reports, and drawings in respect of the Orders, the investigations of the Properties, the basis upon which the Orders were made and the alleged defects relating to the Properties.

Please ensure that such documents as well as all future notices with respect to the Orders and the Notices of Appeal are forwarded to our attention.

Yours very truly,



Larry P. Lowenstein  
LL/ko  
Enclosure

c. Laura Fric, Kevin O'Brien (*Osler, Hoskin & Harcourt LLP*)

# OSLER

## Schedule "A"

CTC hereby appeals the Orders relating to the following 82 Properties (the assigned Folder Number for each Order is set out in parentheses):

- 853 Brock (Folder Number: 13-195003)
- 730 Rosedale (Folder Number: 13-195038)
- 770 Rosedale (Folder Number: 13-195041)
- 788 Rosedale (Folder Number: 13-195043)
- 811 Felix (Folder Number: 13-195013)
- 837 Felix (Folder Number: 13-195015)
- 873 (Folder Number: 13-194994)
- 894-896 Felix (Folder Number: 13-194970)
- 3537 Bloomfield (Folder Number: 13-195000)
- 3591 Bloomfield (Folder Number: 13-195001)
- 3627 Bloomfield (Folder Number: 13-195033)
- 3227 Edison (Folder Number: 13-195007)
- 3233 Edison (Folder Number: 13-195008)
- 3245 Edison (Folder Number: 13-195020)
- 3261 Edison (Folder Number: 13-194919)
- 3269 Edison (Folder Number: 13-195010)
- 3279 Edison (Folder Number: 13-195012)
- 3311 Edison (Folder Number: 13-194921)
- 3317 Edison (Folder Number: 13-195047)
- 3329 Edison (Folder Number: 13-194927)
- 750 Mill (Folder Number: 13-195055)
- 812 Mill (Folder Number: 13-195052)
- 508 Indian (Folder Number: 13-195031)
- 540 Indian (Folder Number: 13-195036)
- 570 Indian (Folder Number: 13-194977)
- 604 Indian (Folder Number: 13-194940)
- 615 Indian (Folder Number: 13-194997)
- 623 Indian (Folder Number: 13-194941)
- 639 Indian (Folder Number: 13-195023)
- 663 Indian (Folder Number: 13-195025)
- 673 Indian (Folder Number: 13-195017)
- 704 Indian (Folder Number: 13-194947)
- 3232 College (Folder Number: 13-195004)
- 764 Rosedale (Folder Number: 13-195039)
- 780 Rosedale (Folder Number: 13-195042)
- 774 Felix (Folder Number: 13-195048)
- 831 Felix (Folder Number: 13-195014)
- 867 Felix (Folder Number: 13-194980)
- 882-884 Felix (Folder Number: 13-194969)
- 3511 Bloomfield (Folder Number: 13-194999)
- 3543 Bloomfield (Folder Number: 13-195032)
- 3621 Bloomfield (Folder Number: 13-195002)
- 3217 Edison (Folder Number: 13-195006)
- 3231 Edison (Folder Number: 13-194926)
- 3239 Edison (Folder Number: 13-194979)
- 3249 Edison (Folder Number: 13-194988)
- 3267 Edison (Folder Number: 13-195009)
- 3275-3277 Edison (Folder Number: 13-195011)
- 3301 Edison (Folder Number: 13-194990)
- 3315 Edison (Folder Number: 13-194924)
- 3321 Edison (Folder Number: 13-195021)
- 744 Mill (Folder Number: 13-195050)
- 759 Mill (Folder Number: 13-195019)
- 862 Mill (Folder Number: 13-194975)
- 520 Indian (Folder Number: 13-194986)
- 556 Indian (Folder Number: 13-195026)
- 590 Indian (Folder Number: 13-194939)
- 612 Indian (Folder Number: 13-194978)
- 622 Indian (Folder Number: 13-194974)
- 631 Indian (Folder Number: 13-195022)
- 646 Indian (Folder Number: 13-194942)
- 670 Indian (Folder Number: 13-194943)
- 696 Indian (Folder Number: 13-195138)
- 710 Indian (Folder Number: 13-194948)

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718 Indian (Folder Number: 13-194949)	724 Indian (Folder Number: 13-194950)
730 Indian (Folder Number: 13-194951)	738 Indian (Folder Number: 13-194952)
744 Indian (Folder Number: 13-194953)	750 Indian (Folder Number: 13-194998)
753 Indian (Folder Number: 13-194966)	758 Indian (Folder Number: 13-194954)
759 Indian (Folder Number: 13-194955)	764 Indian (Folder Number: 13-194957)
765 Indian (Folder Number: 13-194958)	769 Indian (Folder Number: 13-194959)
772 Indian (Folder Number: 13-194960)	777 Indian (Folder Number: 13-194961)
778 Indian (Folder Number: 13-194962)	781 Indian (Folder Number: 13-194963)
784 Indian (Folder Number: 13-194964)	790 Indian (Folder Number: 13-194965)

The grounds for the appeals are as follows:

1. The section of the Orders titled "Defects and Conditions Not in Compliance with the By-Law" merely contain verbatim reproductions of provisions of the By-law. They fail to specify any work that allegedly needs to be completed by CTC to bring the Properties into conformance with the By-law. CTC is entitled to know the specific work it is allegedly required to carry out in order to comply with the By-law.
2. In any event, the Properties are already in substantial compliance with the By-law, and any repair work purportedly required by the respondent is therefore unnecessary.
3. Further and in any event, the Orders fail to take into account the cost of any repairs relative to the value of the Properties. The Orders ought fairly to have given CTC the option to demolish the Properties, including providing any necessary exemptions from any required Building permits.
4. Such further and other grounds as CTC may identify.

For all the foregoing reasons, CTC requests that the Orders be rescinded. In the alternative, CTC requests that the Orders be modified to permit CTC to clear the respective sites of the Properties listed above of all buildings, structures, debris and/or refuse and to leave the sites in a graded and level condition.



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## Schedule "B"

CTC hereby appeals the Orders relating to the following 31 Properties (the assigned Folder Number for each Order is set out in parentheses):

319 Indian (Folder Number: 13-194967)	322 Indian (Folder Number: 13-195018)
331 Indian (Folder Number: 13-194928)	332 Indian (Folder Number: 13-194976)
336 Indian (Folder Number: 13-194981)	340 Indian (Folder Number: 13-194995)
346 Indian (Folder Number: 13-194930)	352 Indian (Folder Number: 13-194931)
358 Indian (Folder Number: 13-194971)	364 Indian (Folder Number: 13-195016)
372 Indian (Folder Number: 13-195034)	388 Indian (Folder Number: 13-194982)
394 Indian (Folder Number: 13-194932)	408 Indian (Folder Number: 13-194996)
420 Indian (Folder Number: 13-194933)	428 Indian (Folder Number: 13-194934)
440 Indian (Folder Number: 13-194935)	446 Indian (Folder Number: 13-194984)
451 Indian (Folder Number: 13-195028)	452 Indian (Folder Number: 13-194973)
457 Indian (Folder Number: 13-194936)	458-460 Indian (Folder Number: 2013-195029)
464 Indian (Folder Number: 2013-194937)	470 Indian (Folder Number: 2013-195035)
474 Indian (Folder Number: 2013-194938)	490 Indian (Folder Number: 13-195030)
2879 University W. (Folder Number: 13-195044)	2891 University W. (Folder Number: 13-195046)
2856 Donnelly (Folder Number: 13-195005)	2874 Donnelly (Folder Number: 13-195027)
2874 Peter (Folder Number: 13-195037)	

The grounds for the appeal are as follows:

1. The section of the Orders titled "Defects and Conditions Not in Compliance with the By-Law" merely contain verbatim reproductions of provisions of the By-law. They fail to specify any work that allegedly needs to be completed by CTC to bring the Properties into conformance with the By-law. CTC is entitled to know the specific work it is allegedly required to carry out in order to comply with the By-law.
2. In any event, the Properties are already in substantial compliance with the By-law, and any repair work purportedly required by the respondent is therefore unnecessary.

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3. Further and in any event, the Orders fail to take into account the cost of any repairs relative to the value of the Properties. The Orders ought fairly to have given CTC the option to demolish the Properties, including providing any necessary exemptions from any required Building or Heritage permits.
4. Such further and other grounds as CTC may identify.

For all the foregoing reasons, CTC requests that the Orders be rescinded. In the alternative, CTC requests that the Orders be modified to permit CTC to clear the respective sites of the Properties identified above of all buildings, structures, debris and/or refuse and to leave the sites in a graded and level condition.

Osler, Hoskin & Harcourt LLP  
Box 50, 1 First Canadian Place  
Toronto, Ontario, Canada M5X 1B8  
416.362.2111 MAIN  
416.862.6666 FACSIMILE

RE: 5.83

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Toronto  
Montréal  
Calgary  
Ottawa  
New York

October 11, 2013

CITY OF WINDSOR  
COUNCIL SERVICES

OCT 15 2013

RECEIVED

Larry P. Lowenstein  
Direct Dial: 416.862.6454  
[lloenstein@osler.com](mailto:lloenstein@osler.com)  
Our Matter Number: 1122188

**DELIVERED**

Property Standards Committee, City of Windsor  
Council Services  
Attention: Committee Coordinator  
350 City Hall Square East, Suite 203  
Windsor, ON  
N9A 6S1

Dear Sir/Madam:

**Re: Notice of Appeal of The Canadian Transit Company ("CTC") from Order to Repair for 655 Indian Road (Folder Number: 13-195134) served October 10, 2013 and issued under Maintenance and Occupancy By-Law 147-2011 (the "655 Indian Order")**

We are counsel to CTC, owner of the property at 655 Indian (the "Property"). I refer you to our letter dated October 9, 2013 (a copy of which is enclosed for ease of reference), wherein we enclosed Notices of Appeal for 113 Orders to Repair served on CTC on October 1, 2013.

Enclosed please find CTC's Notice of Appeal from the 655 Indian Order pursuant to section 15.3 of the *Building Code Act, 1992*, S.O. 1992, c. 23. Please also find enclosed a certified cheque in the amount of \$351 payable to The Corporation of the City of Windsor, in respect of the required appeal fee.

We note for the record that the 655 Indian Road Order is dated September 19, 2013, but was not served on our client until yesterday *i.e.* October 10.

CTC's position is that the Maintenance and Occupancy By-law (the "By-law") does not apply to the Property, as CTC is a federal undertaking. The City of Windsor has previously acknowledged this to be the case. CTC intends to challenge the applicability of the By-law to the Property. CTC nevertheless files the enclosed Notice of Appeal out of an abundance of caution, and without prejudice to, and while fully reserving its rights to, challenge the applicability of the By-law to the Property.

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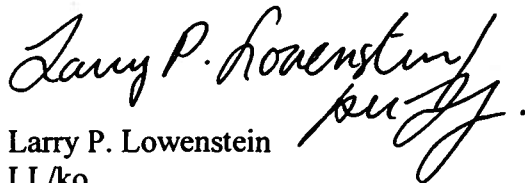
CTC requests the opportunity to appear before the Property Standards Committee with respect to this Notice of Appeal. The grounds for the appeal are as follows:

1. The section of the 655 Indian Order titled "Defects and Conditions Not in Compliance with the By-Law" merely contains verbatim reproductions of provisions of the By-law. It fails to specify any work that allegedly needs to be completed by CTC to bring the Property into conformance with the By-law. CTC is entitled to know the specific work it is allegedly required to carry out in order to comply with the By-law.
2. In any event, the Property is already in substantial compliance with the By-law, and any repair work purportedly required by the respondent is therefore unnecessary.
3. Further and in any event, the Order fails to take into account the cost of any repairs relative to the value of the Property. The Order ought fairly to have given CTC the option to demolish the Property, including providing any necessary exemptions from any required Building permits.
4. Such further and other grounds as CTC may identify.

For all the foregoing reasons, CTC requests that the Order be rescinded. In the alternative, CTC requests that the Order be modified to permit CTC to clear the respective site of the Property of all buildings, structures, debris and/or refuse and to leave the site in a graded and level condition.

In addition, CTC requests full disclosure and production of the same documents with respect to 655 Indian as requested with respect to the properties referenced in our letter of October 9.

Yours very truly,



Larry P. Lowenstein  
LL/ko  
Enclosure

- c. Laura Fric, Kevin O'Brien (*Osler, Hoskin & Harcourt LLP*)