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August 31, 2021

Hand Delivered

Guelph City Hall  
1 Carden Street  
Guelph, Ontario  
N1H 3A1

Attention: Mayor Cam Guthrie and Members of Council

Dear Sir/Madam:

Re: Clair-Maltby 11.3 Draft Secondary Plan  
Final Draft for Community Engagement June 16, 2021

We are the solicitors for 1077955 Ontario Inc. and are writing to you in connection with the above matter.

As you may know, the Natural Heritage System (“NHS”) mapping and policies were the subject of Official Plan Amendment (“OPA”) 42. Our client participated fully in the process leading to the approval of OPA 42 and the City and my client signed Minutes of Settlement which was intended to be a final settlement of the NHS mapping and policy matters.

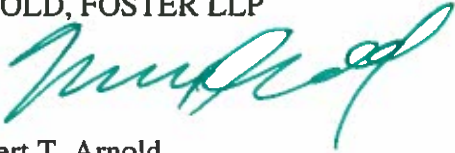
It is clear that the Draft Secondary Plan mapping is not consistent with the OPA No. 42 settlement mapping. The newly identified and proposed Natural Heritage System designations located in proximity to Gordon Street, the new isolated areas, the Green Gateway and the Moraine Ribbon are land takings beyond the designations within the agreed to Minutes of Settlement. Accordingly, we are requesting that the Clair-Maltby mapping and policies be revised to be consistent with the Minutes of Settlement.

In the context of other matters contained in the above noted Secondary Plan, our client’s consultants have and will participate and offer comments for the City’s consideration.

The purpose of this letter is to make it clear that our client intends to rely on the Minutes of Settlement related to OPA 42 and that any comments made by our client’s consultant are strictly without prejudice to our client’s position that all NHS matters including mapping and

related policies were settled by the Minutes of Settlement and such mapping and policies in OPA 42 and should not be revisited, revised or amended.

Yours truly,  
ARNOLD, FOSTER LLP



Herbert T. Arnold  
HTA/ac

cc: 1077955 Ontario Inc.  
Natural Resource Solutions Inc.  
Astrid J. Clos Planning Consultants