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January 6, 2025

Via Email (Alexis.Alyea@york.ca)

Alexis Alyea
Senior Counsel
The Regional Municipality of York
17250 Yonge Street
Newmarket ON L3Y 6Z1

Dear Madam:

**Re: 860 19th Sideroad, Township of King
Development Charge Complaint under Section 20 of the
Development Charges Act, 1997
Response to December 20, 2024 Letter**

We are in receipt of your letter dated December 20, 2024.

We respectfully disagree with the Regional Municipality of York (the “**Region**”) and the Township of King’s (the “**Township**”) position that Section 20(2) of the *Development Charges Act, 1997* prohibits the filing of a development charges complaint unless the charge itself is paid.

Section 20(2) only limits the right of filing a complaint under Section 20(1) if more than 90 days have passed since the development charge is payable. In other words, a complaint may be filed if 90 days or less have passed since the charge is payable, or if the charge hasn’t yet been paid. The language in Section 20(2) does not state that the charge has to be paid in order for the complaint to be filed.

We therefore continue to request that the complaints filed on November 26, 2024 be processed by the Town and Region. We also reserve our right to appeal any non-decision of our client’s complaint by the Town and Region to the Ontario Land Tribunal pursuant to Section 22(2) of the *Development Charges Act, 1997*, as of January 25, 2025.

Yours truly,

A handwritten signature in black ink, appearing to read 'Michael Foderick'.

Michael Foderick
Partner | Associé

c: Fabrizio Filippazzo
Peggy Tollett