



TOWN OF
WHITCHURCH-STOUFFVILLE

111 Sandiford Drive, Stouffville, ON L4A 0Z8

Customer Service Centre: 905-640-1900
Toll Free: 1-855-642-TOWN (8696)
Automated: 905-640-1910
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COPY

May 3, 2013

SENT VIA E-MAIL TO PAOLO ALBANESE AND VIA REGISTERED MAIL

1757196 Ontario Inc
21 William Honey Court
Markham, Ontario
L3S 2K3

ORDER TO DISCONTINUE IMPORTING FILL

Subject: Fill Activity not in Compliance with Site Alteration Agreement
Address: 5511 Bloomington Road; Town of Whitchurch-Stouffville
Legal: Concession 8 Part Lots 9 & 10; RS65R13502 Part 1
Roll #: 19-44-000-067-50300-0000

Upon receipt of this fill order, you are to cease all importation of fill to the subject property. We note that the letter from Fabian Papa and Partners dated February 5th, 2013 and provided to the Town March 26th, 2013 by your project consultant has confirmed that you have overfilled the site by approximately 258,500 cubic meters relative to your approved plans. As a result, you are in contravention of the Town of Whitchurch-Stouffville By-law 2013-007-RE, a By-law regulating fill activity and site alterations.

At this time, you are required to complete the following:

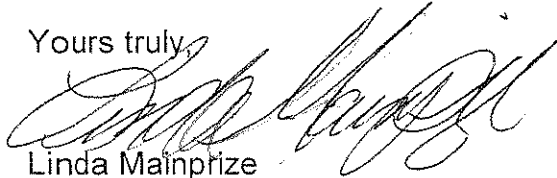
1. Until written approval is received from the Town of Whitchurch-Stouffville, you shall ensure that no further importation of fill is conducted on the property.
2. You shall review your topographical earthworks analysis and provide an updated topographical survey and calculations of the quantities of fill materials which have been brought onto the site to date.
3. You shall provide the Town of Whitchurch-Stouffville with a written request to delay the removal of the excess fill until Council considers the site alteration relating to 5783 Bloomington Road.

4. You shall provide confirmation that the site is in compliance with the site alteration agreement and approved site protocols and detail any areas that are not in compliance.
5. You shall ensure that the site's project manager, supported by a qualified geotechnical engineer, reviews any potential safety issues relating to the embankment at the property boundary of 5511 Bloomington Road and 5783 Bloomington Road, and completes a safety review and slope stability study detailing what corrective actions will be undertaken to address those issues on or before **May 22, 2013**.
6. You shall ensure that the abrupt slope at the east property boundary (5511 / 5783 property line) is fenced on or before **May 10, 2013** at the top and toe of slope to ensure the safety of workers in the immediate area.
7. You shall complete all the requirements listed above on or before **Thursday, May 30th, 2013** or as noted otherwise above to ensure that further action is not taken by the Town of Whitchurch-Stouffville.

Please be advised that in the event of failure to comply with this order, the Town of Whitchurch-Stouffville may proceed with charges and/or remedial work to obtain compliance. Any remedial work conducted on-site is recoverable in the same manner as municipal taxes.

Thank you for your anticipated cooperation with respect to this matter. You may contact the undersigned from Monday to Friday at 905-640-1910 extension 2258 or by email at linda.mainprize@townofws.ca

Yours truly,



Linda Mainprize
Senior Municipal Law Enforcement Officer
BLC-2012-352

Cc David J. Cash, CAO
Mike Molinari, Director of Engineering and Capital Projects
Michael Bigioni, Town Solicitor
Marc Pourvahidi, Treasurer
Stephen Small Municipal Law Enforcement Officer