



NO. VLC-S-S-1710537
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA
IN THE MATTER OF THE JUDICIAL PROCEDURE ACT,
R.S.B.C. 1996, C. 241

BETWEEN:

308 WEST 62ND AVENUE LTD

PETITIONER

AND:

CITY OF VANCOUVER and
GIL KELLEY IN HIS CAPACITY AS
DIRECTOR OF PLANNING FOR THE CITY OF VANCOUVER

RESPONDENTS

ORDER MADE AFTER APPLICATION

BEFORE THE HONOURABLE) WEDNESDAY THE 5TH DAY
MISTER JUSTICE BRANCH)
) OF APRIL, 2018

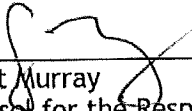
THE APPLICATION of the Petitioner dated November 10, 2017, coming on for hearing at 800 Smithe Street, Vancouver, B.C., on Wednesday April 4 and Thursday April 5, 2018, and on hearing Nathalie Baker, counsel for the Petitioner, and Grant Murray, counsel for the Respondents City of Vancouver and the Director of Planning, and Alyssa Bradley, counsel for the Vancouver (City) Board of Variance, and no one appearing on behalf of the Attorney General of British Columbia despite being duly served,

THIS COURT ORDERS THAT:

1. The Director of Planning make a decision regarding development permit application DP-2107-00061, which is subject to the conditional approval set out in the letter dated March 20, 2018, within 10 days of the Petitioner submitting revised plans in response to the letter, and that the Petitioner be granted leave to appear back before this Honourable Court if the development permit application is refused.
2. The Honourable Mister Justice Branch be seized of this matter.

3. The Respondents, City of Vancouver and the Director of Planning, pay the Petitioner and the Petition Respondent, Vancouver (City) Board of Variance, costs in this matter at Scale B.
4. This order may be signed in counterpart.

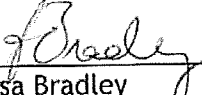
THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDER:



Grant Murray
Counsel for the Respondents
City of Vancouver and Director of Planning



Nathalie Baker
Counsel for the Petitioner



Alyssa Bradley
Counsel for the Petition Respondent,
Vancouver (City) Board of Variance

BY THE COURT

Digitally signed by
Elaine Au

REGISTRAR

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