

September 17, 2021

Proposed Zoning By-law Amendment, Blackthorn Development Corp. on
behalf of Darzi Holding Ltd., RZ 2021-0004
12423 Coleraine Drive and 0 Simpson Road

In reading through the materials provided and performing some investigation on my own, I came across this recent injunction order against Darzi Holding Ltd. and I would like to have this added to the public record in relation to this request for this proposed zoning by-law request.

<https://www.globallegalchronicle.com/corporation-of-town-of-caledon-v-darzi-holdings-ltd-et-al/>

*In a decision released February 8, 2021, the Ontario Superior Court of Justice accepted the Town of Caledon's motion to find Darzi Holdings Ltd., Rafat General Contractor Inc., and Layth Rafat Salim aka Carlo Salim in contempt for breaching an injunction order that required the defendants to comply with municipal by-laws concerning the use and zoning of their lands and to remove a trespassing fence from Town property. **The contempt order followed years of non-compliance by the defendants.** The defendants acknowledged that they breached the injunction order, but claimed, in part, that they should not be found in contempt because they were unable to comply due to alleged impacts on their business as a result of the COVID-19 pandemic. The court agreed with the Town's argument that any alleged impacts of COVID-19 should be disregarded because COVID-19 cannot be used as an excuse to flout the law.*

Regards,

Kim Bayley