

NOTICE OF ROAD CLOSING
ONTARIO LAND TRIBUNAL
TRIBUNAL ONTARIEN DE L'AMÉNAGEMENT DU TERRITOIRE



The Ministry of Transportation (MTO) has applied to the Ontario Land Tribunal under subsection 37(2) of the Public Transportation and Highway Improvement Act, R.S.O. 1990, c. P.50, for approval of road closings along Highway 3 east of Arner Townline (Essex Road 23) easterly to east of Union Avenue (Essex Road 34), Town of Kingsville. Ministry of Transportation GWP 3021-18-00, OLT Case No. OLT-22-002553 and OLT Lead Case No OLT-22-002553.

THE STUDY

In 2006, MTO completed a study of Highway 3 from Outer Drive in Windsor easterly 33.5 km to Union Avenue (Essex Road 34), which recommended a series of improvements that was documented in a Transportation Environmental Study Report (TESR). The TESR was approved in 2006 and MTO has implemented the improvements in three phases with Phase 1 and Phase 2 being constructed in 2009 and 2012, respectively.

Recently, MTO completed a Design Study to review the 2006 TESR approved improvements from east of Arner Townline (Essex Road 23) easterly to east of Union Avenue (Essex Road 34) based on the current transportation and environmental conditions in the Study Area. The Study identified the following road closures as part of the confirmed improvements (Key Plan 1 and 2):

- The closure of the intersections with Highway 3 at Cameron Side Road / Concession Road 9, Marsh Road / Concession Road 8, Inman Side Road/ South Talbot Road and Upcott Side Road.

Information can be obtained at <https://www.hwy3essex.com/> or from Kyle Saulnier, P.Eng. Area Manager Construction, MTO, at (437) 771-6787.

APPOINTMENT FOR HEARING

The Ontario Land Tribunal will conduct a Hearing by video conference with details as follows:

AT: 10:00 AM

ON: Thursday, November 2, 2023

AT: <https://global.gotomeeting.com/join/927921077> Access Code: 927-921-077

The Tribunal has set aside one day for this hearing. The event will be held using GoToMeetings. The desktop application can be downloaded at <https://app.gotomeeting.com/install>. Persons who experience technical difficulties accessing the GoToMeeting application or who only wish to listen to the event can connect to the event by calling into an audio-only telephone line: 1-888-299-1889 (Toll Free) or +1 (647) 497-9391. The access code is 927-921-077.

This event is conducted under Rule 20 of the Tribunal's Rules. A party may object to the Tribunal conducting this event electronically by filing an objection with the Tribunal and the persons listed below in the Contact Information. The objection must be received by the Tribunal at least 20 days before the hearing date.

Persons other than the Ministry of Transportation who wish to participate in the proceeding, either as a party or as a participant, are expected to file a written status request with the Tribunal to outline their interest in the proceeding **at least 10 days** in advance of the hearing. Request forms are available at <https://olt.gov.on.ca/forms-submissions/>.

At least 10 days before the hearing, any person may deliver an objection to the MTO application for approval to close the roads, together with a statement of the reasons for such objection to the Tribunal and whose persons listed below in Contact Information.

Contact information: Provide materials to the Tribunal electronically to Tamara Zwarycz at tamara.zwarycz@ontario.ca with a copy to Ontario Land Tribunal, 655 Bay Street, Suite 1500, Toronto, M5G 1E5 (Fax: 416-326-5370) and on the same day provide copies to the counsel for the Ministry of Transportation, Arjun Dogra and Antonin Pribetic at arjun.dogra@ontario.ca and antonin.pribetic@ontario.ca on the same day as it is emailed to the Tribunal Case Coordinator.

All parties and participants should attend at the start of the hearing at the time and date indicated. Hearing dates are firm. Adjournments will not be granted except in the most serious circumstances, and only in accordance with the Tribunal's Rules on Adjournments.

Accessible Services

The Tribunal is committed to providing accessible services as set out in the Accessibility for Ontarians with Disabilities Act, 2005. If you have any accessibility needs, please contact Tribunal Accessibility

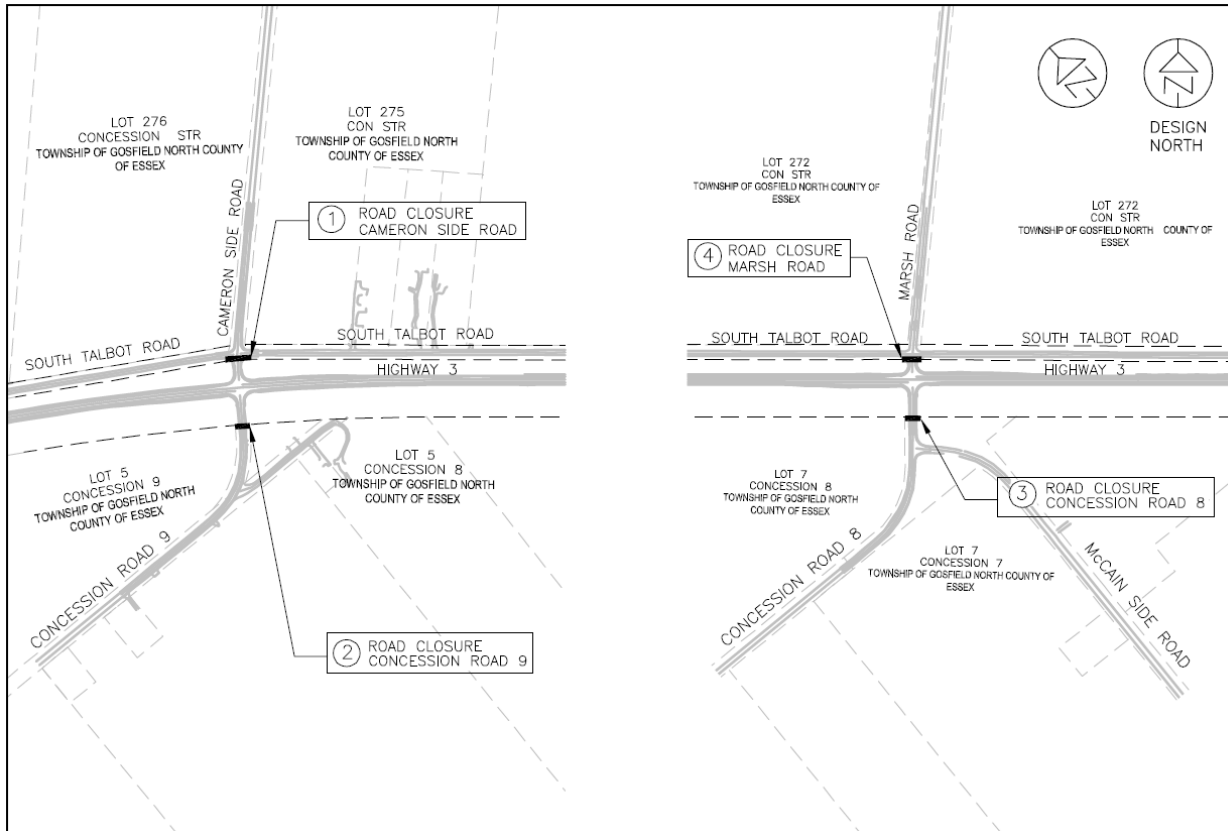
Coordinator as soon as possible by emailing OLT.COORDINATOR@ontario.ca. If you require documents in formats other than conventional print, or if you have specific accommodation needs, please let the Tribunal know so the Tribunal can make arrangements in advance.

Additional Information

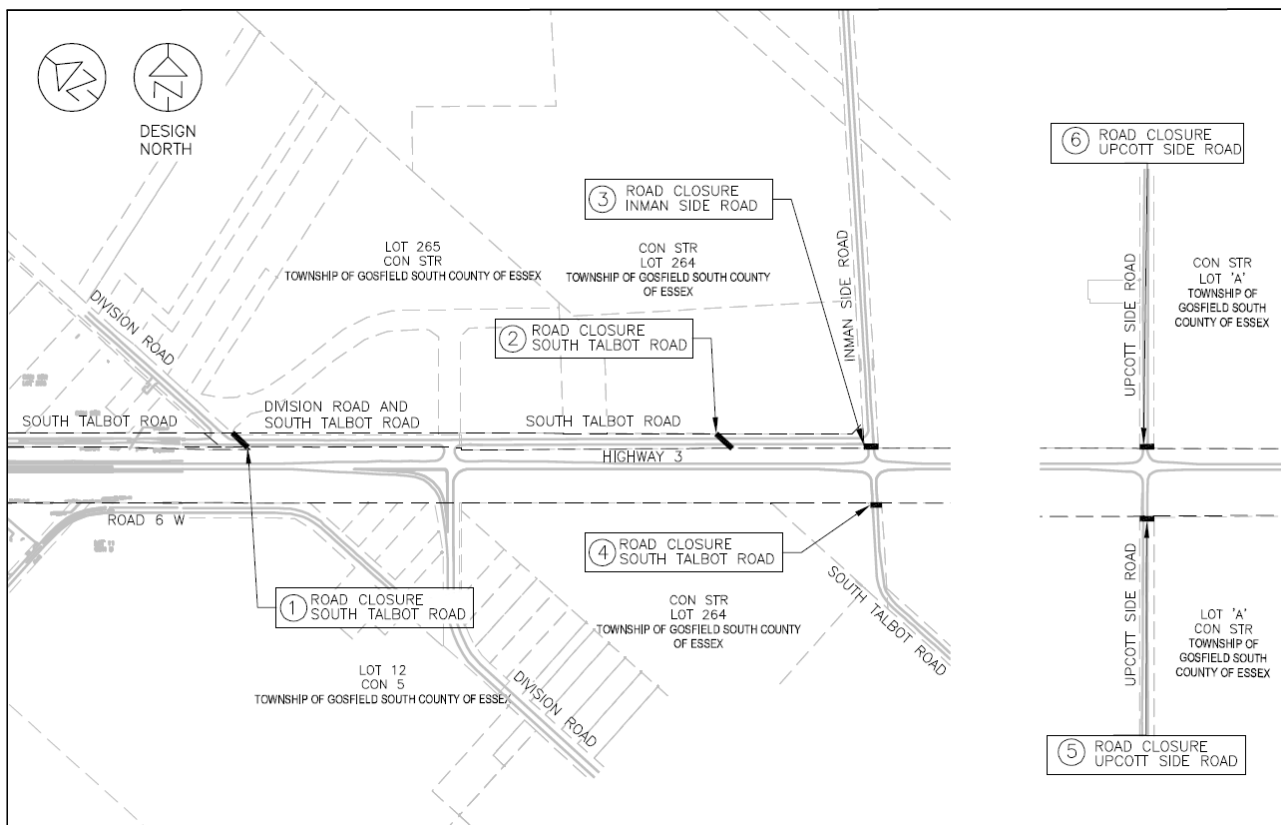
Pour recevoir des services en français, veuillez communiquer avec la Tribunal au 1-866-448-2248 / (416) 212-6349 ou OLT.COORDINATOR@ontario.ca.

For general information about the Tribunal, visit <https://olt.gov.on.ca> or you may contact the Tribunal's offices at 1-866-448-2248 or local (416) 212-6349.

DATED at Toronto, this 12th day of September, 2023.



Key Plan 1: Road Closures at Cameron Side Road/ Concession Road 9 and Marsh Road/ Concession Road 8



Key Plan 2: Road Closures at South Talbot Road, Inman Side Road and Upcott Side Road