FILLMORE RILEY

BARRISTERS, SOLICITORS AND TRADE-MARK AGENTS, ASSOCIATED WITH ADE & COMPANY, PATENT AGENTS

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Our File Number: 70277-11/MLR

September 25, 2003

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RECEIVED
CITY CLERKS
WINNIPEG

City Clerk's Department
Council Building
510 Main Street
Winnipeg, MB R3B 1B9

Attention: Wayne Gulenchyn

Dear Sir:

Re: Appeal – Noise Control By-law No. 2480/79 - 179 Bannatyne Avenue
Your File ER-1.2

We acknowledge receipt of your correspondence dated September 22, 2003. Further to our recent telephone conversation, please accept this as notice of 79222 Manitoba Ltd.'s request to seek an adjournment of the Appeal to the Standing Policy Committee on Protection and Community Services to be heard on Tuesday , October 7, 2003 at 9:00 a.m.

We seek an adjournment to allow us time to receive particulars regarding the issuing of the Noise Control Order, dated September 9, 2003. We have written J. Moore and requested particulars regarding the dBA readings taken and the locations the dBA readings were taken from at 179 Bannatyne Avenue. In addition, we require time to obtain our own independent evaluation of the air conditioning unit located behind Gilroy's Restaurant, Lounge and Market.

Please contact the writer so a date for the Appeal can be arranged.

We thank you in advance for your anticipated cooperation.

Yours truly,

FILLMORE RILEY

Per: 

CURRAN P. MCNICOL
Articling Student at Law

CPM