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Our File: 68943/MJO

***** URGENT *****

December 13, 2023

To: Mayor Dean Murdock (via email: mayor@saanich.ca)

To: Stuart MacPherson (via email: president@falaise.ca)

To: The Honourable Rob Fleming (via email: Minister.MOTI@gov.bc.ca)

To: The Honourable Lana Popham (via email: lana.popham.mla@leg.bc.ca)

Dear Sirs/Mesdames:

Re: Installation of barrier between Pat Bay Highway and Falaise Drive

I am writing to confirm that the writer acts as counsel on behalf of Sequoia Centre at McCall Gardens, located at 4665 Falaise Drive, Victoria, British Columbia.

As you are all aware, our client has repeatedly requested that it be involved in discussions with respect to the above-mentioned project. These requests to be involved in discussions go back many years and there have been many requests over the last two years for our client to have some input into the project. The president of my client, Mr. Trevor McCall was shocked to receive an email on December 10, 2023, from Stuart Macpherson advising that construction on the project would start on the night of Monday, December 11, 2023. Despite repeated requests for input into the design of this project, our client has been denied access to on-going discussion and negotiations and has no idea as to the nature of this project.

Let me say at the outset that my client has no issue with respect to the installation of the concrete block wall, which he believes will be for safety purposes.

My client has subsequently learned that glare screens are to be added to the top of the wall. My client specifically asked that it be involved in any discussions with the nature of the glare screens, which we understand are to be mounted on top of the concrete wall. In addition, our client has learned that there are plans for the installation of a number of trees which my client would also request the ability to express its input.

It is our further advice that any installation of the glare screen will be delayed until delayed until sometime in January, and it is vitally important that our client has input into discussion before such glare screens are ordered.

It is our belief that that the glare screen will not reduce highway noise and therefore has no purpose relative to the neighbourhood association's wishes. The houses are below grade of the highway and are not negatively impacted by headlights. The glare screen will not improve highway or public safety.

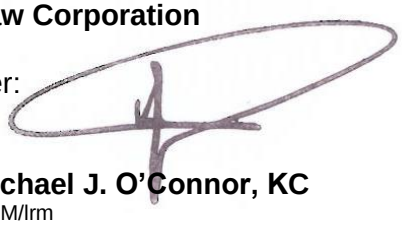
As a member of the Falaise Drive neighbourhood, our client wishes to cooperate in the best interest of all parties involved in this decision making, and we look forward to confirmation that our client will in fact be involved.

Respectfully submitted.

Yours very truly,

McConnan Bion O'Connor & Peterson Law Corporation

Per:



Michael J. O'Connor, KC
MRM/lrm
cc: client