Court fight over outlet mall

acted in bad faith, RioCan Acquisitions asked the Superior Court of Justice to quash bylaws passed by the Town and Halton Region to allow Calloway REIT to build a 450,000-square-foot,

Claiming the Town \$170-million luxury ing to meet statutory outlet mall at Steeles requirements and con-Avenue and Trafalgar Road. RioCan, which wants to build a similar mall at James Snow Parkway at Steeles Avenue, alleges the Town acted illegally for fail-

ditions in processing the Calloway application, and acted in bad faith for an improper purpose.

RioCan wants the court to quash bylaws

passed by the Town and Region, revoke all permits issued to date, or in the alternative, issue an order for damages of \$50-million. RioCan alleges the Town gave Calloway an unfair ad-

RioCan to "different rules for different developers." It said the Town and Region should not have given the necessary planning approvals because there is a cap in the Official Plan that allows a maximum of 100,000-square-feet of total retail developvantage by subjecting ment, unless a specific

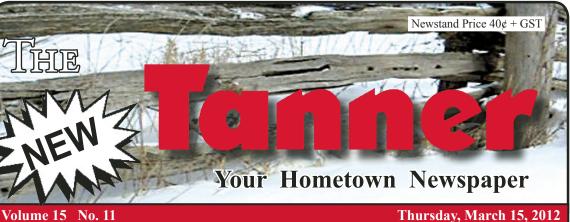
zoning bylaw is passed.

On Monday, based on the urgency of the issue, a Justice of the Superior Court rescheduled a hearing date, originally set for July, to May 2 and 3. The court, on consent, also added Calloway as an intervener in the action against the Town and Region.



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