PLANNING COMMITTEE
REPORT

AS APPROVED BY COUNCIL JUNE 26, 2019

19-010
June 18, 2019
9:30 a.m.
Council Chambers, Hamilton City Hall
71 Main Street West

Present: Councillors M. Pearson (Chair), J. Farr (1st Vice Chair), C. Collins, B. Johnson (2nd Vice Chair), B. Clark, M. Wilson, J.P. Danko, J. Partridge

Absent with Regrets: Councillor T. Whitehead – Personal

Also Present: Councillor L. Ferguson

THE PLANNING COMMITTEE PRESENTS REPORT 19-010 AND RESPECTFULLY RECOMMENDS:

1. To Rename Highway No. 5 East to Dundas Street East from Highway No. 6 to the Municipal Boundary with the City of Burlington / Halton Region (Flamborough) (PED19096) (Ward 15) (Item 7.1)

That Highway No. 5 East, between Highway No. 6 and the municipal boundary with the City of Burlington, be renamed Dundas Street East, as identified on Appendix "A" to Report PED19096, and that the draft By-law, attached as Appendix "B" to Report PED19096, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council.

2. To Rename a Portion of North Service Road (Commonly Known as Drakes Drive) to Parkedge Drive Within the Former City of Stoney Creek (PED19097) (Ward 10) (Item 7.2)

That the portion of North Service Road (commonly known as Drakes Drive) between Frances Avenue and North Service Road, in the former City of Stoney Creek, be renamed Parkedge Drive as identified on Appendix "A", to Report PED19097, in accordance with the draft By-law, attached as Appendix "B" to

Report PED19097, which has been prepared in a form satisfactory to the City Solicitor, to be enacted by City Council.

3. Active Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision Applications (PED19072) (City Wide) (Item 7.3)

That Report PED19072 respecting Active Official Plan Amendment, Zoning By-law Amendment and Plan of Subdivision Applications, be received.

4. Hamilton Community Cat Network (HCCN) (PED19123) (City Wide) (Item 7.4)

That Report PED19123 respecting Hamilton Community Cat Network (HCCN), be received.

5. Expanding Administrative Penalty System (APS) to Include the Lottery Licensing By-law 15-051 (PED19102) (City Wide) (Item 7.5)

That the Administrative Penalty System By-law 17-225 (APS) be amended to include regulations contained within the Lottery Licensing By-law 15-051 as Table 18 to Schedule A, in accordance with the amending by-law attached as Appendix "A" to Report PED19102 to be enacted by Council.

6. Expanding Administrative Penalty System (APS) to Include the Streets By-law 86-077 (PED19095) (City Wide) (Item 7.6)

That the Administrative Penalty System By-law 17-225 (APS) be amended to include various regulations contained within the Streets By-law 86-077 as Table 17 to Schedule A, in accordance with the amending by-law attached as Appendix "A" to Report PED19095 to be enacted by Council.

7. Amendments to the 2012 Ontario Building Code (PED19126) (City Wide) (Item 7.7)

That Report PED19126 respecting Amendments to the 2012 Ontario Building Code, be received.

8. Update on Staffing Vacancies within the Planning Division (PED19127) (City Wide) (Item 7.8)

That Report PED19127 respecting Update on Staffing Vacancies within the Planning Division, be received.

9. Agriculture and Rural Affairs Advisory Committee (Item 7.9)

(a) March 18, 2019 - Report 19-001 (Item 7.9(a))

That the following recommendations be approved:

(i) Appointment of Chair and Vice-Chair

1. That A. Spoelstra be appointed as Chair of the Agriculture and Rural Affairs Advisory Committee for the 2018-2022 Term of Council; and,

2. That D. Smith be appointed as Vice-Chair of the Agriculture and Rural Affairs Advisory Committee for the 2018-2022 Term of Council.

(ii) Hamilton Agriculture Profile Update (PED19075) (City Wide) (Item 7.1)
That Report PED19075, respecting Hamilton Agriculture Profile Update, be received.

(iii) Development Charges By-law Policy - 2019 Development Charges Proposed Amendments to Agriculture (FCS18062(c)) (City Wide) (Item 9.1)

That Report FCS18062(c), respecting Development Charges By-law Policy – 2019 Development Charges Proposed Amendments to Agriculture, be received.

(iv) Planning and Engineering Development Application Fees Review Project Update Regarding Agricultural Development Proposals (Item 10.1)

That the Memorandum, respecting Planning and Engineering Development Application Fees Review Project Update Regarding Agricultural Development Proposals, be received.

(v) Review of Terms of Reference (Item 10.2)

That the Terms of Reference for the Agriculture & Rural Affairs Advisory Committee, be amended as follows:

1. That subsection 4 of the Mandate be deleted in its entirety and the balance of the subsections be re-numbered accordingly:

    4. To serve as an advisory committee on nutrient management issues.

5. At the request of Council, to provide a forum for the review and resolution of rural land use and farm management disputes.

6. At the request of Council, to provide input and assistance to rural land stewardship programs or projects which are proposed by the City, other agencies and community groups.

2. That the Membership & Terms section be amended to read as follows:

The Agricultural Advisory Committee shall be composed of:

- Three (3) members appointed by the Hamilton-Wentworth Federation of Agriculture;
- One (1) member appointed by the Brant Wentworth Christian Farmers Association;
- One (1) member appointed by the Hamilton-Wentworth Women's Institute;
- One (1) member appointed by the Agricultural Societies (Rockton, Binbrook and Ancaster);
- Two (2) Members appointed by the Wentworth Soil and Crop Improvement Association;
- Four (4) "At Large" members appointed by Council
- *Minimum of* two (2) councillors (non-voting) appointed by Council from Wards 11, 12, *13* 14 or 15

The term of membership will be for the current Term of Council or until a successor has been appointed by Council.

(vi) Andrea Sinclair – Resignation from the Agriculture and Rural Affairs Advisory Committee (Item 11.1)

That the resignation from Andrea Sinclair from the Agriculture and Rural Affairs Advisory Committee, be received.

10. Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 305 and 311 Garner Road West (Ancaster) (PED19104) (Ward 12) (Item 8.4)

In accordance with the provisions of the Planning Act, Chair Pearson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council makes a decision regarding the Official Plan Amendment or Zoning By-law Amendment the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Local Planning Appeal Tribunal, and the person or public body may not be added as a party to the hearing of an appeal

before the Local Planning Appeal Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

(a) That Amended Urban Hamilton Official Plan Amendment Application UHOPA-17-025, by LIV Developments Ltd. (Owner) to re-designate a portion of the subject lands from Open Space to Neighbourhoods in Volume 1 of the Urban Hamilton Official Plan and from Medium Density Residential 2a, Site Specific Policy – Area B and Natural Open Space to Low Density Residential 3a in Volume 2 (Secondary Plans) of the Urban Hamilton Official Plan in order to permit the development of 40 maisonette dwelling units and 78 townhouse dwellings for a total of 118 units at 305 and 311 Garner Road West, as shown on Appendix "A" to Report PED19104, be APPROVED, on the following basis:

(i) That the draft Official Plan Amendment, attached as Appendix "B" to Report PED19104, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

(ii) That the proposed Amendment is consistent with the Provincial Policy Statement (2014) and conforms to the Growth Plan for the Greater Golden Horseshoe (2019).

(b) That Amended Zoning By-law Amendment Application ZAC-17-058 by LIV Developments Ltd., (Owner) for changes in zoning from Agricultural (Holding) "H-A-496" Zone, Modified, Agricultural "A-216" Zone, Modified and Rural Industrial "M5-262" Zone, Modified to Residential Multiple "RM4-700" Zone, Modified (Block 1); from Agricultural "A-216" Zone, Modified and Rural Industrial "M5-262" Zone, Modified to the Residential Multiple "RM4-701" Zone, Modified (Block 2); from Agricultural (Holding) "H-A-496" Zone, Modified to the Residential Multiple "RM4-702" Zone, Modified (Block 3); from Agricultural (Holding) "H-A-496" Zone, Modified and Rural Industrial "M5-262" Zone, Modified to the Residential Multiple "RM4-703" Zone, Modified (Block 4) and from Agricultural (Holding) "H-A-496" Zone, Modified to the Residential Multiple "RM4-704" Zone, Modified (Block 5) within the Town of Ancaster Zoning By-law No. 87-57, in order to permit the development of 40 maisonette dwelling units and 78 townhouse dwellings for a total of 118 units at 305 and 311 Garner Road West, as shown on Appendix "A" to Report PED19104, be APPROVED on the following basis:

(i) That the draft By-law, attached as Appendix "C" to Report PED19104, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

(ii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2014), conforms to the Growth Plan for the

Greater Golden Horseshoe (2019), and will comply with the Urban Hamilton Official Plan, upon finalization of UHOPA No. .

(c) That Amended Zoning By-law Amendment Application ZAC-17-058 by LIV Developments Ltd., (Owner) for a change in zoning from the Agricultural (Holding) "H-A-496" Zone, Modified within Zoning By-law No. 87-57 to the Conservation / Hazard Land (P5, 719) Zone within Zoning By-law No. 05-200 to permit a stormwater management pond, natural open space and vegetation protection zone for lands located at 305 and 311 Garner Road West, as shown on Appendix "A" to Report PED19104, be APPROVED on the following basis:

(i) That the draft By-law, attached as Appendix "D" to Report PED19104, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

(ii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2014), conforms to the Growth Plan for the Greater Golden Horseshoe (2019), and will comply with the Urban Hamilton Official Plan, upon finalization of UHOPA No. .

(d) That the public submissions received did not affect the decision.

11. 23-25 King Street East, Stoney Creek (Hamilton Municipal Heritage Report 19-003, Item 1 (b)(3)) (Deferred from the June 4th meeting) (Item 10.1)

That the property at 23-25 King Street East, Stoney Creek, be added to the City Register of Non-designated Properties of Cultural Value or Interest, and to the staff work plan.

12. Official Plan Amendment - Urban Boundary Expansion: Studies and Fees (PED19146) (Item 10.2)

(a) That staff be directed to provide public notice, in accordance with the City's Public Notice By-law No. 07-351, of a proposal to amend the 2019 Tariff of Fees By-law to establish a new fee for an Official, Plan Amendment - Urban Boundary Expansion in the amount of $67,875, to be broken into two phases (Phase 1 being $56,204 and Phase 2 being $11,671);

(b) That staff be directed to prepare a Peer Review Protocol, including a Peer Review Cost Acknowledgement Agreement, to outline the process for the completion of peer reviews of studies required in the review of an Official Plan Amendment - Urban Boundary Expansion application, with the cost of the peer reviews to be borne by the applicant;

(c) That staff, in conjunction with Procurement Division, Corporate Services, be directed to:

(i) Hire CN Watson and Associates to peer review Financial Impact Assessments submitted as part of Official Plan Amendment(s) for Urban Boundary Expansions, with an upset limit of $150,000 for a period of 12 months;

(ii) Investigate and, if feasible, undertake a competitive Request for Proposal (RFP) to establish a roster of consultants for Financial Impact Assessments similar to the Professional and Consultant Services Roster 2019-2020 (C-12-06-18); and,

(iii) Expand the scope of work in Category 25 - Land use Planning Services - Policy, Zoning and Urban Design from the Professional and Consultant Services Roster 2019-2020 to include agricultural related planning matters.

13. Corporate Policy for Official Planning Notification During Mail Strikes (Item 11.1)

WHEREAS, the Planning Act prescribes the options the City of Hamilton can use for giving notice of an application to the Committee of Adjustment for a minor variance or severance;

WHEREAS, the two statutory options available to the City of Hamilton are to give notice by placing an advertisement in the newspaper or by first class mail to property owners combined with posting a sign on the property;

WHEREAS, as a result of the most recent mail disruption at Canada Post which required the City of Hamilton to give notice by placing an advertisement in the newspaper; and,

WHEREAS, not all affected residents read the newspaper or what appear to be technical notices placed in the newspaper and residents miss the opportunity to participate in the Committee of Adjustment decision making process;

THEREFORE BE IT RESOLVED:

That Planning staff report back to Planning Committee on a strategy for informing residents that goes beyond the traditional newspaper advertisement in the event of future disruptions in mail delivery service.

14. 1 Main Street North, Waterdown (The Royal Coachman) - Register of Property of Cultural Heritage Value or Interest (Item 11.2)

WHEREAS, the owner of the lands located at 1 Main Street North, Waterdown, is considering selling the property for redevelopment;

WHEREAS, 1 Main Street North, Waterdown, known as the Royal Coachman property, is listed on the *Inventory of Building of Architectural and/or Historic Interest*, but is not currently recognized through registration or protected through designation under the *Ontario Heritage Act;*

WHEREAS, based on a preliminary evaluation of Cultural Heritage Value or Interest conducted as part the Waterdown Village Built Heritage Inventory, 1 Main Street North, Waterdown meet the criteria specified in Ontario Regulation 9/06 including, but not limited to:

- Historical associations with early transportation and lodging in the village. The property has a direct association with the Kirk family, who built and operated the Kirk House Hotel (now the Royal Coachman) for approximately 80 years (1880's-1960's). Additionally, the property has the potential to yield information that contributes to the understanding of the community through additional research.
- Physical and architectural design value as the property is a representative style of the Queen Anne Revival style, which was popular in Ontario between 1870 and 1910. The property displays a high degree of craftsmanship, including but not limited to the projecting bay with wood paneling and decorated barge board on the primary elevation.
- Contextual associations as it is important in defining the historical character of the area, is physically, functionally and historically linked to its surroundings, and is considered to be a local landmark.

THEREFORE BE IT RESOLVED:

(a) That Council add the property located at 1 Main Street North, Waterdown, to the City's *Register of Property of Cultural Heritage Value or Interest* as a non-designated property, providing 60-days of interim protection from demolition; and,

(b) That Council direct staff to add 1 Main Street North (the Royal Coachman), Waterdown, to staff's designation work plan and be assigned immediate priority for Heritage Designation in Q4.

15. Demolition Permit for 175 Margaret Avenue (Stoney Creek) (Item 11.3)

That the Chief Building Official be authorized and directed to issue a demolition permit for 175 Margaret Avenue (Stoney Creek) in accordance with By-Law 09-

208, as amended by By-law 13-185, pursuant to Section 33 of the Planning Act, subject to the following conditions:

(a) That if a replacement building is not erected on this property within three years of the demolition of the existing building, the City be paid the sum of $20,000.00 which sum:

(i) The City Clerk is authorized to enter on the collector's roll and collect in like manner as municipal taxes;

(ii) Is a lien or charge on the property until paid; and

(b) That the applicant be required to register on title to the subject property (prior to issuance of the said demolition permit), notice of these conditions in a form satisfactory to the Chief Building Official and City Solicitor.

16. Demolition Permit for 176 Millen Road (Stoney Creek) (Item 11.4)

That the Chief Building Official be authorized and directed to issue a demolition permit for 176 Millen Road (Stoney Creek) in accordance with By-Law 09-208, as amended by By-law 13-185, pursuant to Section 33 of the Planning Act, subject to the following conditions:

(a) That if a replacement building is not erected on this property within three years of the demolition of the existing building, the City be paid the sum of $20,000.00 which sum:

(i) The City Clerk is authorized to enter on the collector's roll and collect in like manner as municipal taxes;

(ii) Is a lien or charge on the property until paid; and

(b) That the applicant be required to register on title to the subject property (prior to issuance of the said demolition permit), notice of these conditions in a form satisfactory to the Chief Building Official and City Solicitor.

17. Appeal to the Local Planning Appeal Tribunal on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the City of Hamilton Zoning By-law No. 6593 and Draft Plan of Condominium 25-CDM-201705 for the lands located at 575 Woodward Avenue (Hamilton) (LS19027 / PED18055(a)) (Ward 4) (Item 14.2)

(a) That the direction provided to staff respecting Report LS19027/PED18055(a) be approved; and,

(b) That Report LS19027/PED18055(a), its recommendations and Appendices remain confidential.

18. Update regarding Local Planning Appeal Tribunal Appeal by Medallion Developments of rezoning application at 195 Wellington Street South (PL171389) (LS19025) (Ward 2) (Item 14.3)

(a) That the direction provided to staff respecting Report LS19025 be approved; and,

(b) That Report LS19025, its recommendations and Appendices remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

The Committee Clerk advised of the following changes to the agenda:

1. COMMUNICATIONS (Item 5)

5.1 Added Correspondence respecting the Renaming of a Portion of North Service Road (Commonly known as Drakes Drive):

(d) Leslie and Walter Born
(e) Claudia Guerrero
(f) Stan Kurak
(g) Sharon Williams
(h) Renee Kurak
(i) Sherry Hayes
(j) Debbie Martin
(k) Jerry Andreatta

2. DELEGATION REQUESTS (Item 6)

6.2 Lakewood Beach Community Council has Withdrawn their Delegation Request respecting Renaming a Portion of North Service Road (Commonly known as Drakes Drive) and their Correspondence is being referred to the consideration of Item 7.2

3. PUBLIC HEARINGS/DELEGATIONS (Item 8)

8.3 WITHDRAWN - Delegation from Axel Binneboese respecting a Community, Wellness and Tourism Oriented Business Proposal

4. MOTIONS (Item 11)

11.1 Change of Title from “Official” to “Statutory” – Corporate Policy for Statutory Planning Notification During Mail Strikes

11.2 1 Main Street North, Waterdown (The Royal Coachman) – Register of Property of Cultural Heritage Value or Interest - Motion is being moved up in the agenda to be considered after Communications

5. PRIVATE AND CONFIDENTIAL (Item 14)

14.2 Title revised to include the address of the property which is 575 Woodward Avenue, Hamilton - Appeal to the Local Planning Appeal Tribunal on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the City of Hamilton Zoning By-law No. 6593 and Draft Plan of Condominium 25-CDM-201705 for the lands located at 575 Woodward Avenue (Hamilton) (LS19027 / PED18055(a)) (Ward 4) (Item 14.2)

14.3 Title revised to include the applicant’s name which is Medallion Developments - Update regarding Local Planning Appeal Tribunal Appeal by Medallion Developments of rezoning application at 195 Wellington Street South (PL171389) (LS19025) (Ward 2) (Item 14.3)

The agenda for the June 18, 2019 meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

None declared.

(c) APPROVAL OF MINUTES OF PREVIOUS MEETING (Item 4)

(i) June 4, 2019 (Item 4.1)

The Minutes of the June 4, 2019 meeting were approved, as presented.

(d) COMMUNICATIONS (Item 5)

(i) Correspondence respecting the Renaming of a Portion of North Service Road (Commonly known as Drakes Drive) (Item 7.2 on this agenda) (Item 5.1)

The following correspondence was received and referred to the consideration of Item 7.2:

(a) George McCowan
(b) T. McClelland

(c) Judith Duncan
(d) Leslie and Walter Born
(e) Claudia Guerrero
(f) Stan Kurak
(g) Sharon Williams
(h) Renee Kurak
(i) Sherry Hayes
(j) Debbie Martin
(k) Jerry Andreatta

(e) DELEGATION REQUESTS (Item 6)

(i) James Lafferty respecting Concerns with Southbrook Golf Club regarding Ongoing Issues, Zoning, Permits and Dumping (For the July 9th meeting) (Item 6.1)

The Delegation Request from James Lafferty respecting Concerns with Southbrook Golf Club regarding Ongoing Issues, Zoning, Permits and Dumping, was approved for the July 9th meeting.

(f) CONSENT ITEMS (Item 7)

(i) To Rename a Portion of North Service Road (Commonly Known as Drakes Drive) to Parkedge Drive Within the Former City of Stoney Creek (PED19097) (Ward 10) (Item 7.2)

The correspondence from Lakewood Beach Community Council (Item 6.2), was received.

For disposition of this matter, refer to Item 2.

(ii) Agriculture and Rural Affairs Advisory Committee Reports/Minutes (Item 7.9)

(b) May 13, 2019 - Minutes 19-002 (Item 7.9 (b))

The Minutes of the Agriculture and Rural Affairs Advisory Committee dated May 13, 2019 were received.

(g) PUBLIC HEARINGS / DELEGATIONS (Item 8)

(i) David Braden respecting Potential and Positive Consequences of Reducing Planning Restrictions (approved at the June 4th meeting) (Item 8.1)

David Braden addressed the Committee respecting Potential and Positive Consequences of Reducing Planning Restrictions.

The Delegation from David Braden respecting Potential and Positive Consequences of Reducing Planning Restrictions, was received.

(ii) Amber Lindsay, UrbanSolutions, respecting an Exemption to Apply for a Minor Variance at 100 Hamilton Street North, Flamborough (approved at the June 4th meeting) (Item 8.2)

Amber Lindsay, UrbanSolutions, addressed the Committee respecting an Exemption to Apply for a Minor Variance at 100 Hamilton Street North, Flamborough with the aid of a PowerPoint presentation.

A copy of the presentation is available online at www.hamilton.ca or through the Office of the City Clerk.

The Delegation from Amber Lindsay, UrbanSolutions, respecting an Exemption to Apply for a Minor Variance at 100 Hamilton Street North, Flamborough, was received.

The item respecting an Exemption to Apply for a Minor Variance at 100 Hamilton Street North, Flamborough, was deferred to the July 9th Planning Committee meeting.

(iii) Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 305 and 311 Garner Road West (Ancaster) (PED19104) (Ward 12) (Item 8.4)

In accordance with the provisions of the Planning Act, Chair Pearson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council makes a decision regarding the Official Plan Amendment or Zoning By-law Amendment the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Local Planning Appeal Tribunal, and the person or public body may not be added as a party to the hearing of an appeal before the Local Planning Appeal Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

No members of the public came forward.

The public meeting was closed.

George Zajac, Senior Project Manager, addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation is available online at www.hamilton.ca or through the Office of the City Clerk.

The staff presentation was received.

Oz Kemal, MHBC, agent, indicated they are in support of the staff report and addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation is available online at www.hamilton.ca or through the Office of the City Clerk.

The presentation from Oz Kemal, was received.

The Committee reconsidered the closing of the Public meeting, to re-open the public meeting to allow a member of the public to Delegate.

Delegations:

1. Lilianna Figueredo addressed the Committee and expressed concerns with the proposed development.

The Delegation from Lilianna Figueredo was received.

The public meeting was closed.

(a) The dry pond on the property (305 and 311 Garner Road West, Ancaster) is to be designated as Open Green Space available to the public and be maintained/manicured by the Condominium Board; and,

(b) The Ward Councillor is to be included in site plan discussions.

The recommendations were amended by adding sub-section (d) to read as follows:

(d) That the public submissions received did not affect the decision.

For disposition of this matter, refer to Item 10.

(iv) Application for Zoning By-law Amendment for Lands Located at 116 and 120 Barnesdale Avenue North (PED19117) (Ward 3) (Item 8.5)

In accordance with the provisions of the Planning Act, Chair Pearson advised those in attendance that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council makes a decision regarding the Zoning By-law Amendment the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Local Planning Appeal Tribunal, and the person or public body may not be added as a party to the hearing of an appeal before the Local Planning Appeal

Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

Daniel Barnett, Planning Technician I, addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation is available online at www.hamilton.ca or through the Office of the City Clerk.

The staff presentation was received.

John Ariens, IBI Group, agent, indicated they are not in support of the staff report and addressed the Committee.

The presentation from John Ariens, was received.

Delegations:

1. Jacinta Ribeiro addressed the Committee and expressed support with the proposal.

The Delegation was received.

(a) The Planning Committee deferred their decision on Report PED19117 for 90 days;

(b) The Applicant is to provide a letter before the next Council meeting indicating their agreement not to appeal for a non-decision during the 90 days prior to the matter coming back to the Planning Committee; and,

(c) The Applicant is to provide a search of property titles to ensure there are no encumbrances on the alleyway.

(h) GENERAL INFORMATION / OTHER BUSINESS (Item 13)

(i) Outstanding Business List (Item 13.1)

The following changes to the Outstanding Business List, were approved:

12A - Regulation of Rental Housing
Current Due Date: May 14, 2019
Proposed New Due Date: September 17, 2019

17E - Family Friendly Housing
Current Due Date: January 15, 2019
Proposed New Due Date: February 2020

18D - Framework for Inclusionary Zoning
Current Due Date: TBD
Proposed New Due Date: November 19, 2019

18G - 8475 English Church Road Planning Applications
Current Due Date: April 16, 2019
Proposed New Due Date: September 3, 2019

18I - Designation of 3789 Main St. East, Hamilton
Current Due Date: June 18, 2019
Proposed New Due Date: November 5, 2019

18K - Using Pier 7 as a "People Place"
Current Due Date: TBD
Proposed New Due Date: August 13, 2019

18M - Designation of 828 Sanitorium Road, Hamilton
Current Due Date: June 18, 2019
Proposed New Due Date: November 5, 2019

19B - Updates to Zoning By-law 05-200
1. Self Storage Facilities Locations
Current Due Date: TBD
Proposed New Due Date: October 15, 2019

2. Site Specific Zoning at 336-338 King St., Dundas
Current Due Date: TBD
Proposed New Due Date: August 13, 2019

19J - Zoning By-law Amendment for 1400 Baseline Road
Current Due Date: TBD
Proposed New Due Date: November 19, 2019

Items to be Removed:

19I - Ways to Better Protect Hamilton Trees on Private Property
(Item 10.3 on the June 4 agenda)

(i) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Closed Session Minutes - June 4, 2019 (Item 14.1)

The Closed Session Minutes of June 4, 2019 were approved, as presented, and are to remain confidential.

The Committee moved into Closed Session respecting Items 14.2 and 14.3 pursuant to Section 8.1, Sub-sections (e) and (f) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (e) and (f) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to litigation or potential litigation, including matters before administrative tribunals, affecting the City; and, the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

(ii) Appeal to the Local Planning Appeal Tribunal on the City of Hamilton's Refusal or Neglect to Adopt an Amendment to the City of Hamilton Zoning By-law No. 6593 and Draft Plan of Condominium 25-CDM-201705 for the lands located at 575 Woodward Avenue (Hamilton) (LS19027 / PED18055(a)) (Ward 4) (Item 14.2)

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 17.

(iii) Update regarding Local Planning Appeal Tribunal Appeal by Medallion Developments of rezoning application at 195 Wellington Street South (PL171389) (LS19025) (Ward 2) (Item 14.3)

Staff were provided with direction in Closed Session.

For further disposition of this matter, refer to Item 18.

(j) ADJOURNMENT (Item 15)

There being no further business, the Planning Committee be adjourned at 1:14 p.m.

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Councillor Maria Pearson

Chair, Planning Committee

_____

Lisa Chamberlain

Legislative Coordinator

Office of the City Clerk