



City of Hamilton

CITY COUNCIL AGENDA

19-021

Wednesday, November 27, 2019, 5:00 P.M.

Council Chambers, Hamilton City Hall

71 Main Street West

Call to Order

1. APPROVAL OF AGENDA

(Added Items, if applicable, will be noted with *)

2. DECLARATIONS OF INTEREST

3. CEREMONIAL ACTIVITIES

3.1 Business Appreciation Awards (Wards 9 to 12, 14 and Part of 15)

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 November 13, 2019

5. COMMUNICATIONS

5.1 Correspondence from the Township of Ramara to the Honourable Jeff Yurek, Minister of Environment, Conservation and Parks respecting a request for a Conservation Authority Exit Clause within any new Conservation Authority Act.

Recommendation: Be received.

- 5.2 Correspondence from the Honourable Steve Clark, Minister of Municipal Affairs and Housing respecting a summary of number of announcement the Ministry has made recently.

Recommendation: Be received.

- 5.3 Correspondence from Giles Gherson, Deputy Minister, Small Business and Red Tape Reduction, Ministry of Economic Development, Job Creation and Trade respecting the Province of Ontario's launch of the Job Site Challenge.

Recommendation: Be received and referred to the General Manager of Planning and Economic Development for appropriate action.

- 5.4 Correspondence from Hydro One Networks Inc. respecting an Update for Class Environmental Assessment: Proposed Westover to Copetown Temporary Transmission Line Project.

Recommendation: Be received and referred to the General Manager of Public Works for appropriate action.

6. COMMITTEE REPORTS

- 6.1 Public Works Committee Report 19-016 - November 18, 2019
- 6.2 Board of Health Report 19-011 - November 18, 2019
- 6.3 Planning Committee Report 19-018 - November 19, 2019
- 6.4 General Issues Committee Report 19-024 - November 20, 2019
- 6.5 Audit, Finance and Administration Committee Report - 19-017 - November 21, 2019

7. MOTIONS

- 7.1 Reconsideration of Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment
- 7.2 Amendment to Item 19 of the General Issues Committee Report 15-025, respecting Report PW15086 - Identified Tobogganing Locations on City Property for the Winter 2015/2016 Season
- 7.3 Feasibility of Accelerated Lead Water Service Line Replacement Options (City Wide)

8. NOTICES OF MOTIONS

9. PUBLICLY RELEASED DOCUMENTS

10. PRIVATE AND CONFIDENTIAL

- 10.1 Closed Session Minutes - November 13, 2019 (distributed under separate cover)
- Pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the Ontario Municipal Act, 2001, as amended, as the subject matters pertains to advice that is subject to solicitor-client privilege, including communications necessary for that purpose and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.
- 10.2 Potential Regulatory Litigation Update (to be distributed under separate cover)
- Pursuant to Section 8.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (e), (f) and (k) of the Ontario Municipal Act, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

11. BY-LAWS AND CONFIRMING BY-LAW

- 11.1 280
- To Amend By-law No. 01-215, Being a By-law to Regulate Traffic
- Schedule 31 (Designated Areas – Reduced Speed Limit – 40km/h Neighbourhoods)
- Schedule 2 (Speed Limits)
- Schedule 3 (Flashing School Zones – Reduced Speed Limit)
- Ward: City Wide
- 11.2 281
- Respecting Removal of Part Lot Control, Block 1, Registered Plan No. 62M-1256
“Victory Ridge – Phase 3”, municipally known as 2, 4, 6, 8, 10, 12 and 14 Utter Place
- Ward: 9
- PLC-19-030
- 11.3 282
- Respecting Removal of Part Lot Control, Block 2, Registered Plan No. 62M-1256
“Victory Ridge – Phase 3”, municipally known as 1, 3, and 5 Allcroft Court
- Ward: 9
- PLC-19-031

- 11.4 283
Respecting Removal of Part Lot Control, Block 3, Registered Plan No. 62M-1256
“Victory Ridge – Phase 3”, municipally known as 7, 9, and 11 Allcroft Court
Ward: 9
PLC-19-032
- 11.5 284
To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street
Parking
Schedule 6 (Time Limit Parking)
Schedule 8 (No Parking)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 14 (Wheelchair Loading Zones)
Schedule 20 (School Bus Loading Zones)
Ward: 1, 2, 3, 4, 5, 8, 13
- 11.6 285
To Adopt the Housing for Hamilton Community Improvement Plan (2019)
Ward: 4
- 11.7 286
To Repeal and Replace By-law No. 03-126, Being a By-law for the Prohibiting and
Regulating the Alteration of Property Grades, the Placing or Dumping of Fill, and the
Removal of Topsoil
Ward: City Wide
- 11.8 287
To Amend By-law No. 01-218, as amended, Being a By-law to Regulate On-Street
Parking
Schedule 5 (Parking Meters)
Schedule 13 (No Stopping)
Ward: 2

11.9 292

To Confirm the Proceedings of City Council

12. ADJOURNMENT



CITY COUNCIL MINUTES 19-020

5:00 p.m.
November 13, 2019
Council Chamber
Hamilton City Hall
71 Main Street West

Present: Mayor F. Eisenberger, Deputy Mayor – M. Wilson
Councillors J. Farr, N. Nann, C. Collins, S. Merulla, T. Jackson, E. Pauls, J.P. Danko, B. Clark, M. Pearson, B. Johnson, L. Ferguson, A. VanderBeek, T. Whitehead, and J. Partridge

Mayor Eisenberger called the meeting to order and recognized that Council is meeting on the traditional territories of the Erie, Neutral, HuronWendat, Haudenosaunee and Mississaugas. This land is covered by the Dish with One Spoon Wampum Belt Covenant, which was an agreement between the Haudenosaunee and Anishinaabek to share and care for the resources around the Great Lakes. It was further acknowledged that this land is covered by the Between the Lakes Purchase, 1792, between the Crown and the Mississaugas of the Credit First Nation. The City of Hamilton is home to many Indigenous people from across Turtle Island (North America) and it was recognized that we must do more to learn about the rich history of this land so that we can better understand our roles as residents, neighbours, partners and caretakers.

The Mayor called upon Paul Neissen, who serves on the board for both The Christian Salvage Mission and The Family Council for Regina Gardens. Paul is also very active in his church Living Hope which opened a Gage Park Campus in 2018.

APPROVAL OF THE AGENDA

The Clerk advised of the following changes to the agenda:

5. CORRESPONDENCE

5.6 Correspondence respecting the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton:

- (a) Robert and Eimilidh McQueen
- (b) Debbie Riddell
- (c) Debbie Riddell

Recommendation: Be received and referred to the consideration of Item 3 of Public Works Report 19-015.

8. NOTICES OF MOTION

8.2 Contract Extension - Director, Physician Recruitment

10. PRIVATE AND CONFIDENTIAL

10.2 Operations and Maintenance of the Material Recycling Facility Request for Proposal C11-12-19 Update (PW19107) (City Wide)

(Clark/Pearson)

That the agenda for the November 13, 2019 meeting of Council be approved, ***as amended.***

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

DECLARATIONS OF INTEREST

Councillor Brad Clark declared an interest to Item 4 of the Audit, Finance & Administration Committee Report 19-016, Report FCS19084 respecting Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments, as he has a non-pecuniary indirect, apparent conflict under common law due to a former professional relationship with Habitat for Humanity Hamilton.

CEREMONIAL ACTIVITIES

3.1 Business Appreciation Awards - Wards 1-8

Mayor Eisenberger on behalf of City Council recognized and thanked businesses in Wards 1 – 8 for their continued contribution and sacrifices to the broader community. Each business celebrated has shown outstanding achievement in growth, innovation, or leadership, and has had a positive impact on Hamilton. Many individuals here

accepting the awards are residents of Hamilton, and all are outstanding corporate citizens.

- Ward 1
 - Donut Monster
 - Nix Sensor Ltd.

- Ward 2
 - Core Urban Inc.
 - Grandad's Donuts

- Ward 3
 - Sealed Art
 - 541 Eatery & Exchange

- Ward 4
 - Dora's Delicatessen and Catering
 - Metro Barton Street

- Ward 5
 - Harvey's - Queenston Road
 - Sobotec Ltd.

- Ward 6
 - Apex Automotive Services
 - Michaelangelos Banquet Centre

- Ward 7
 - The UPS Store 100
 - Candi Werx

- Ward 8
 - R. Denninger Ltd.
 - Hamilton Volkswagen and Audi Hamilton

3.2 Hamilton's FORGE FC – Canadian Premier League Champions

Mayor Eisenberger welcomed and congratulated the Forge FC, Football Club. The Forge FC is a Canadian professional soccer club based in Hamilton and they compete in the Canadian Premier League and play their home games at Tim Hortons Field.

Hamilton played host to the inaugural game of the Canadian Premier Soccer League on April 27th at Tim Hortons Field and on Saturday, November 2nd Hamilton's FORGE FC were the first winners of the North Star Shield and crowned Canadian Premier League Champions.

This was the first professional championship to Hamilton since the Tiger-Cats 1999 Grey Cup and the Hamilton Bulldogs 2007 Calder Cup. Tristan Borges, FORGE FC Midfielder, was also awarded the league's first Golden Boot for his 13 goals of the season.

APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 October 23, 2019

(VanderBeek/Johnson)

That the Minutes of the October 23, 2019 Council Meeting, be approved, as presented.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

COMMUNICATIONS

(Wilson/Nann)

That Council Communications 5.1 to 5.6 be approved, as presented, as follows:

- 5.1 Correspondence from the Ministry of Natural Resources and Forestry respecting the Environmental Registry notice (019-0732) by the Ministry of Natural Resources and Forestry regarding proposal to amend three statutes and make a new regulation.

Recommendation: Be received and referred to the General Manager of Planning and Economic Development for appropriate action.

- 5.2 Correspondence from the Town of Prescott requesting that the Province of Ontario work with the current building sector groups and provide evidence based justification to municipalities that the creation of a new Delegated Administrative Authority is necessary prior to any legislative changes to the Building Code Act, with regard to building service delivery, are introduced in the Legislature.

Recommendation: Be received.

- 5.3 Correspondence from the Honourable Jeff Yurek, Minister of the Environment, Conservation and Parks in response to the Mayor's letter respecting the Conservation Authorities.

Recommendation: Be received.

- 5.4 Correspondence from Hassaan Basit, CAO/Secretary-Treasurer, Conservation Halton providing notice of Conservation Halton considering its 2020 Budget and Business Plan.

Recommendation: Be received.

- 5.5 Correspondence from Niagara Region respecting their Council's resolution regarding the Actions and Resources to Join the Coalition of Inclusive Municipalities (CIM).
(The City of Hamilton joined the Coalition of Inclusive Municipalities formerly known as the Canadian Coalition for Municipalities Against Racism and Discrimination (CCMARD) in October 2012)

Recommendation: Be received.

- 5.6 Correspondence respecting the Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton.

- (a) Robert and Eimilidh McQueen
- (b) Debbie Riddell
- (c) Debbie Riddell

Recommendation: Be received and referred to the consideration of Item 3 of Public Works Report 19-015.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

(Partridge/Johnson)

That Council move into Committee of the Whole for consideration of the reports.

CARRIED

SELECTION COMMITTEE REPORT 19-005

(Nann/Johnson)

That the FIFTH Report of the Selection Committee, be received.

CARRIED

SPECIAL GENERAL ISSUES COMMITTEE REPORT 19-022

(Eisenberger/Partridge)

That the TWENTY-SECOND Report of the General Issues Committee be adopted, as presented, and the information section received.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

PUBLIC WORKS COMMITTEE REPORT 19-015

- 1. Citizen Committee Report from the Keep Hamilton Clean and Green Committee respecting the Keep Hamilton Clean and Green Committee's 2018-2022 Workplan (Item 7.2)**

Result: Motion CARRIED by a vote of 16 to 0, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger

YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

2. Intersection Control List (PW19001(e)) (Wards 1, 2, 8, 12, 13 and 15) (Item 7.3)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

3. Proposed Permanent Closure and Sale of a Portion of Public Unassumed Alley Abutting 263 East 21st Street, Hamilton (PW19089) (Ward 7) (Item 8.5)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

4. Wastewater Treatment Plant Bypass and Combined Sewer Overflow Reporting (PW19091) (City Wide) (Item 9.1)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. Request for Legislation to Combat False “Flushability” Claims on Various Products

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6. Functional Traffic Study for Kenilworth Avenue from Main Street to Barton Street (PW17032(a)) (Ward 4) (Item 10.1)

(Merulla/Collins)

- (a) That the proposed capital project for Kenilworth Avenue from Main Street to Barton Street be brought forward for consideration in the annual capital project programming process, to permit construction of ~~Phase 1 (Britannia Avenue to Roxborough Avenue) and~~ Phase 3 (Roxborough Avenue to Main Street) in 2027 or upon the completion of LRT;
- (b) That the design and construction of **Phase 1 (Britannia Avenue to Roxborough Avenue) and** Phase 2 (Barton Street to Britannia Avenue) commence in 2020 and be completed in 2021, to be funded from the Ward 4 Area Rating Reserve Fund (108054) in an amount not to exceed ~~\$300,000~~ **\$550,000**; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Result: Amendment CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 YES - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

Result: Main Motion, as amended CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
 YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 YES - Ward 14 Councillor Terry Whitehead

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7. Gage Park Accessible Swing Addition (Ward 3) (Item 11.1)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

8. RA Riddell School and Gilkson Park Improvements (Ward 14) (Item 11.2)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

9. Investigation of the Installation of a Traffic Signal at the Intersection of Beach Boulevard and Eastport Drive (Ward 5) (Item 11.3)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

10. Mohawk Sports Park Ball Diamond Lighting Improvements (Ward 6) (Item 11.4)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

11. Traffic Island Beautification at the Intersections of Upper Gage Avenue and Stone Church Road East, Upper Ottawa Street and Unsworth Drive, and Dartnall Road and Stone Church Road East (Ward 6) (Item 11.5)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

12. Replacement of Deficient Portions of Pathways and the Multi-Use Court Within Father Sean O'Sullivan Memorial Park (Ward 5) (Item 11.6)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

13. Traffic Island Beautification on Kenilworth Avenue South, Hamilton (Ward 4) (Item 11.7)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins

YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

**14. Beautification of T.B. McQuesten Community Park Entrance and Traffic Island
Beautification on Upper Sherman Avenue, Hamilton (Ward 7) (Item 11.8)**

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

**15. Valley Park Sign Evergreen Planting and Christmas Light Installation Upgrades
(Ward 9) (Added Item 11.9)**

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko

YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Danko/Jackson)

That the FIFTEENTH Report of the Public Works Committee be adopted, ***as amended***, and the information section received.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

PLANNING COMMITTEE REPORT 19-017

1. Hamilton Municipal Heritage Committee Report 19-008 (Item 7.1)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead

YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

2. Adjustments to School Crossing Guard Locations (PED19212) (Wards 1, 3, 5, 9, 13 and 15) (Item 7.2)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

4. Application for Zoning By-law Amendment for Lands Located at 2798 and 2804 King Street East and 8 Vienna Street, Hamilton (PED19209) (Ward 5) (Item 8.1)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. **City Initiative 19-H – Modifications to Zoning By-law Nos. 6593 and 05-200 - Lands on the west side (bay side) of Beach Boulevard (PED19190) (Ward 5) (Item 8.2)**

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6. **Fencing By-law Appeal Process (Item 11.1)**

Result: Motion CARRIED by a vote of 15 to 1, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
NO - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7. **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. 05-200 and Former City of Hamilton Zoning By-law No. 6593 for the Lands**

Located at 1518, 1530 and 1540 Upper Sherman Avenue (Hamilton) (Ward 7)
(LS18020(a)/PED18172(a)) (Item 14.2)

Result: Motion CARRIED by a vote of 15 to 1, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NO - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

**8. 198 First Road West and 165 Upper Centennial Parkway Appeals Settlement
(Added Item 14.3)**

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Councillor Farr noted that the title of following item from the information section, should revised as follows:

- (f)(i) ~~Reduction in MLE Vehicles~~ **Options to Reduce Vehicle Use in MLE Vehicles**
(Added Item 12.1)

(Pearson/Clark)

That the SEVENTEENTH Report of the Planning Committee be adopted, as presented, and the information section received, **as amended**.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

GENERAL ISSUES COMMITTEE REPORT 19-023

2. Commonwealth Games 2030 (PED19108(b)) (City Wide) (Item 9.1)**(Clark/Collins)**

That Item 2 of the General Issues Committee Report 19-023, respecting Report PED19108(b) – Commonwealth Games 2030, be amended by adding new sub-sections (e) through (k), to read as follows:

- (e) ***That, through the review of a potential 2030 Commonwealth Hosting Proposal 2, staff be directed to provide a financial assessment of the proposal against the City's Master Plans and approved ten-year capital plan, with the objective of preserving City funding capacity for state of good repair for existing facilities, as well as future identified capital priorities and report back to the General Issues Committee;***
- (f) ***That, prior to executing a Multi-Party Agreement for the 2030 Commonwealth Games, staff be directed to report back to the General Issues Committee regarding Governance, including, what level of government or agency will be the responsible party for procurement, project management, project delivery, project administration, security, etc. and will be ultimately financially accountable for both capital and operational decisions for the 2030 Commonwealth Games;***

- (g) ***That, through the review of a potential Hosting Proposal 2 for the 2030 Commonwealth Games, staff be directed to report back to the General Issues Committee on how the City of Hamilton can be indemnified against any risks such as capital and operating budget overruns, games deficit, deficiencies in third party funding, and deficiencies in legacy funding;***
- (h) ***That, prior to executing a Multi-Party Agreement for the 2030 Commonwealth Games, an independent peer review be undertaken of the financial model contained in the potential Hosting Proposal 2 to include, but not limited to, the games operations, the capital investment strategies and facility construction budgets as provided by Hamilton100 and report back to the General Issues Committee;***
- (i) ***That Hamilton100 be requested to consider incorporating a legacy trust in the 2030 Commonwealth Hosting Proposal 2, funded through non-municipal proceeds, to provide for both capital and operating funding for program delivery and facility operations for a minimum period of ten years, post Commonwealth Games 2030;***
- (j) ***That staff be directed to report back to the General Issues Committee on the potential implications of the municipal share of the 2030 Commonwealth Games bid being between \$250-\$375 million on the city's projected tax supported debt, including alignment with the City's Municipal Debt Policy; and,***
- (k) ***That, through the review of a potential 2030 Commonwealth Games Hosting Proposal 2, staff be directed to report back to the General Issues Committee on the inclusion of the entertainment district facilities in the Commonwealth Games bid and any impacts or conflicts on the approved review of the entertainment district that is currently under way.***

Result: Amendment CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson

YES - Ward 9 Councillor Brad Clark

Main Motion, as Amended, to read as follows:

2. Commonwealth Games 2030 (PED19108(b)) (City Wide) (Item 9.1)

- (a) That, as it is Council's unfettered right and discretion to designate up to four elected officials to serve as the City's representative(s) on the Hamilton100 Committee, as per the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation, up to four members of Council be appointed to the Committee;
- (b) That the Memorandum of Understanding between the City of Hamilton and the Hamilton100 Commonwealth Games Bid Corporation, respecting the 2030 Commonwealth Games Bid, be amended to allow Hamilton100 to prepare, organize, facilitate, coordinate and finance, in its entirety, a Hosting Proposal (Part 2), and to include up to four members of Council to serve as Committee members, in a form satisfactory to the General Manager of Finance and Corporate Services and City the Solicitor;
- (c) That, subject to Commonwealth Games Canada inviting Hamilton100 to prepare and submit a Hosting Proposal (Part 2), staff be directed to report back to General Issues Committee to seek support for the Hamilton100 Commonwealth Games Bid Corporation to proceed with the Hosting Proposal (Part 2), with that report to include any internal resources required to support the development of a Multi-Party Agreement; and,
- (d) That the following Councillors be appointed to participate on the Hamilton100 Committee with respect to the 2030 Commonwealth Games:
 - (i) Terry Whitehead;
 - (ii) Judi Partridge; and,
 - (iii) Esther Pauls.
- (e) ***That, through the review of a potential 2030 Commonwealth Hosting Proposal 2, staff be directed to provide a financial assessment of the proposal against the City's Master Plans and approved ten-year capital plan, with the objective of preserving city funding capacity for state of good repair for existing facilities, as well as future identified capital priorities and report back to the General Issues Committee;***
- (f) ***That, prior to executing a Multi-Party Agreement for the 2030 Commonwealth Games, staff be directed to report back to the General Issues Committee regarding Governance, including, what level of government or agency will be the responsible party for procurement, project management, project delivery, project administration , security,***

etc. and will be ultimately financially accountable for both capital and operational decisions for the 2030 Commonwealth Games;

- (g)** *That, through the review of a potential Hosting Proposal 2 for the 2030 Commonwealth Games, staff be directed to report back to the General Issues Committee on how the City of Hamilton can be indemnified against any risks such as capital and operating budget overruns, games deficit, deficiencies in third party funding, and deficiencies in legacy funding;*
- (h)** *That, prior to executing a Multi-Party Agreement for the 2030 Commonwealth Games, an independent peer review be undertaken of the financial model contained in the potential Hosting Proposal 2 to include, but not limited to, the games operations, the capital investment strategies and facility construction budgets as provided by Hamilton100 and report back to the General Issues Committee;*
- (i)** *That Hamilton100 be requested to consider incorporating a legacy trust in the 2030 Commonwealth Hosting Proposal 2, funded through non-municipal proceeds, to provide for both capital and operating funding for program delivery and facility operations for a minimum period of ten years, post Commonwealth Games 2030;*
- (j)** *That staff be directed to report back to the General Issues Committee on the potential implications of the municipal share of the 2030 Commonwealth Games bid being between \$250-\$375 million on the city's projected tax supported debt, including alignment with the City's Municipal Debt Policy; and,*
- (k)** *That, through the review of a potential 2030 Commonwealth Games Hosting Proposal 2, staff be directed to report back to the General Issues Committee on the inclusion of the entertainment district facilities in the Commonwealth Games bid and any impacts or conflicts on the approved review of the entertainment district that is currently under way.*

Result: Main Motion, as amended CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinde Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek

YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

3. Business Improvement Area Advisory Committee Report 19-010, October 8, 2019 (Item 10.1)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

4. Hamilton Future Fund Board of Governors Report 19-003, October 8, 2019 (Item 10.2)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

6. Disposition of City Owned Land – 488 Upper Wellington Street, Hamilton (PED19210) (Ward 8) (Item 10.4)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7. Multi-Purpose Community Hub for Diverse and Marginalized Communities (Item 11.1)

Result: Motion CARRIED by a vote of 14 to 2, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
NO - Ward 13 Councillor Arlene VanderBeek
NO - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

8. Ward 2 Expenditures (Item 11.2)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

9. Funding to Backfill an Administrative Staff Position in Ward 14 (Item 11.3)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

10. West Harbour Operating Budget Pressures (Item 11.4)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko

YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

11. McMaster Health Campus Contribution Agreement (Item 11.5)

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

12. Licence Agreement – Emergency Services Antenna (PED19206) (Ward 2) (Item 14.4)

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson

YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

13. International Union of Operating Engineers (IUOE), Local 772 – Collective Agreement Ratification (HUR19024) (City Wide) (Item 14.5)

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

14. Litigation Update, Police Services Board Matter (LS19042) (City Wide) (Item 14.6)

At the request of Deputy Mayor Wilson the recommendations were voted on separately, as follows:

- (a) That the direction provided to staff in Closed Session, respecting Report LS19042 – Litigation Update, Police Services Board Matter, be approved; and,

Result: Motion CARRIED by a vote of 13 to 2, as follows:

NO - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
NO - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson

YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

- (b) That Report LS19042, respecting a Litigation Update, Police Services Board Matter, remain confidential.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
NOT PRESENT - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Eisenberger/Partridge)

That the TWENTY-THIRD Report of the General Issues Committee, be adopted, **as amended**, and the information section received.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

SELECTION COMMITTEE REPORT 19-006

(Johnson/Nann)

That the SIXTH Report of the Selection Committee, be received.

CARRIED

AUDIT, FINANCE & ADMINISTRATION COMMITTEE REPORT 19-016

4. Habitat for Humanity Hamilton's Request for Reimbursement of Fees for Habitat Developments (FCS19084) (City Wide) (Item 10.1)

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeeck
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
CONFLICT - Ward 9 Councillor Brad Clark

5. Provincial Offences Administration Amending Agreement to the Software License Agreement and Software Support Agreement for Court Administration Management System CAMS (FCS19083) (City Wide) (Item 10.2)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge

- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

6. Appointments to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the 2018-2022 Term (Item 14.1)

(Collins/Merulla)

That the recommendations of Item 6 of the Audit, Finance & Administration Committee Report 19-016 respecting the Appointments to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the 2018-2022 Term be deleted in its entirety and the following be inserted therein:

~~That the recommendations for the Appointments to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the 2018-2022 Term be approved and released publicly following approval by Council.~~

That the following citizens be appointed to the Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Advisory Committee for the remainder of the 2018 - 2022 term, and until a successor is chosen:

- 1) ***Kristin Cavarzan***
- 2) ***Lisa-Marie Johnston***
- 3) ***Alex Kaulback***
- 4) ***Jake Maurice***
- 5) ***Kaiden Penney***
- 6) ***Terri Wallis***

Result: Amendment CARRIED by a vote of 16 to 0, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- YES - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- YES - Ward 4 Councillor Sam Merulla
- YES - Ward 5 Councillor Chad Collins
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

Result: Main Motion, as amended CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7. Development Charges (DC) Transition Policy (Section 41) of DC By-law 19-142 (FCS19088) (City Wide) (Item 14.2)

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
YES - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Collins/Merulla)

That the SIXTEENTH Report of the Audit, Finance & Administration Committee be adopted, **as amended**, and the information section received.

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson

YES - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 YES - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

EMERGENCY & COMMUNITY SERVICES COMMITTEE REPORT 19-013

2. Funding for Carole Anne's Place and Willow's Place (Added Items 8.3-8.5)

(Merulla/Nann)

That Item 2 of the Emergency and Community Services Committee Report 19-013, sub-section (a), be amended by including **Project ID, 6731741609** as the funding source, to read as follows:

- (a) That one-time emergency funding from the Poverty Reduction Fund, **Project ID, 6731741609**, to a maximum of \$228,000, be provided to Carole Anne's Place, operated by YWCA Hamilton, and Willow's Place, operated by Mission Services, to ensure continued operation through the winter, December 1, 2019 to March 31, 2020, be approved;

(Ferguson/Whitehead)

That Item 2 of the Emergency and Community Services Committee Report 19-013, sub-section (a), be further amended by deleting ~~\$228,000~~ and replacing it with **up** to a maximum **\$128,000**, to read as follows:

- (a) That one-time emergency funding from the Poverty Reduction Fund, **Project ID, 6731741609, up** to a maximum of **\$128,000**, be provided to Carole Anne's Place, operated by YWCA Hamilton, and Willow's Place, operated by Mission Services, to ensure continued operation through the winter, December 1, 2019 to March 31, 2020, be approved;

Result: Amendment CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
 NOT PRESENT - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins

YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Result: Amendment as amended CARRIED by a vote of 14 to 1, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NO - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Main Motion, as Amended, to read as follows:

2. Funding for Carole Anne's Place and Willow's Place (Added Items 8.3-8.5)

- (a) That one-time emergency funding from the Poverty Reduction Fund, **Project ID, 6731741609, up** to a maximum of **\$128,000**, be provided to Carole Anne's Place, operated by YWCA Hamilton, and Willow's Place, operated by Mission Services, to ensure continued operation through the winter, December 1, 2019 to March 31, 2020, be approved;
- (b) That the General Manager, Healthy and Safe Communities Department, be authorized and directed to execute the one-time funding agreement between the City of Hamilton, the YWCA Hamilton, and Mission Services, in a form satisfactory to the City Solicitor;

- (c) That staff work with the YWCA Hamilton and Mission Services on a request to the Local Health Integration Network (LHIN) and Ontario Health, to establish permanent funding, in whole or in part, for Carole Anne's Place and Willow's Place; and,
- (d) That any funds made available from the Local Health Integration Network, Ontario Health, or other sources, be used to reduce the City's funding contribution toward Carole Anne's Place and Willow's Place.

Result: Main Motion, as amended CARRIED by a vote of 14 to 1, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
NO - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

4. Red Cross Agreement (HSC19046) (City Wide) (Item 10.2)

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

5. **Recommended Projects from Request for Proposals C5-19-19 Ontario Priorities Housing Initiative: Rental Housing Component (HSC19060) (Ward 3) (Item 10.3)**

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Merulla/Collins)

That the THIRTEENTH Report of the Emergency & Community Services Committee be adopted, *as amended*, and the information section received.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Partridge/VanderBeek)

That the Committee of the Whole Rise and Report.

CARRIED

MOTIONS

7.1 Canadian Urban Library Council's Campaign on to Increase Access to Digital Publications (e-Books) for Library Users in Hamilton and Across Canada**(Partridge/Jackson)**

WHEREAS, the Hamilton Library Board ("Board") at its meeting of September 18, 2019, approved a resolution (attached hereto as Appendix "A"), in which the Board endorsed the Government Relations Campaign on Accessing Digital Publications lead by the Canadian Urban Library Council; and, directed the Chief Librarian/CEO to request the City of Hamilton endorse the campaign to send a communication to the appropriate elected officials and candidates (local MPs) (attached hereto as Appendix "B");

WHEREAS, the City of Hamilton recognizes the important role that libraries play in our community and the early literacy programs that they run are integral to developing proficient readers and ensuring that children succeed in school;

WHEREAS, more and more, digital literacy programs run by libraries also help ensure that residents can contribute to our digital world. Additionally, vulnerable demographic groups, including seniors, low income families, youth, and new Canadians rely on access to libraries as an important tool for their participation in the community from education to searching for jobs to consuming Canadian cultural materials;

WHEREAS, libraries in our community recognize that our users increasingly seek to access digital publications offered by multinational publishers, and that access to those publications is too curtailed by prohibitively high licensing fees or else entirely denied to Canadian libraries; and,

WHEREAS, libraries must be in a position to offer digital publications to their users as part of their service offering to our community, particularly given the contemporary rapid pace of digitization of educational and cultural materials;

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton support the Canadian Urban Libraries Council in its efforts to increase access to digital publications for library users in Hamilton and across Canada;
- (b) That correspondence be sent to all local Ministers of Parliament (MPs) to call on the Federal government to investigate the barriers faced by libraries in acquiring digital publications and the problems that poses for vulnerable demographic groups in Canada; and,
- (c) That the City of Hamilton further ask the Federal government to develop a solution that increases access to digital publications across Canada and assists libraries in meeting the cost requirements to acquire digital publications.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7.2 Amendment to Item 8 of the General Issues Committee Report 19-012, respecting an Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative**(Collins/Merulla)**

WHEREAS, at its meeting of June 26, 2019, Council approved Item 8 of the General Issues Committee Report 19-012, respecting an Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative, which reads as follows:

8. Extension of the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative (Item 11.1)

WHEREAS, the enhanced enforcement initiative undertaken by the Hamilton Police Service, as outlined in Report PW19014(a), has shown a positive impact on managing compliance to the posted speed limit along the Lincoln M. Alexander Parkway and Red Hill Valley Parkway; and,

WHEREAS, Transportation Operations and Maintenance staff, in consultation with the Hamilton Police Service, recommends the extension of the initiative as a proactive measure to improve roadway safety along the parkways;

THEREFORE, BE IT RESOLVED:

That the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative be extended for a period of 28 weeks; effective immediately until December 31, 2019, to be funded in the amount of \$285,000 from the Red Light Camera Reserve #112203, with a zero net levy impact.

WHEREAS, continued enhanced enforcement will improve roadway safety along the Parkway;

THEREFORE, BE IT RESOLVED:

That the Lincoln M. Alexander Parkway and Red Hill Valley Parkway Enhanced Enforcement Initiative be further extended for a period of 18 weeks; effective January 1, 2020 until April 30, 2020, to be funded in the amount of \$175,000 from the Red Light Camera Reserve #112203, with a zero net levy impact.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

7.3 Contract Extension - Director, Physician Recruitment

(Whitehead/VanderBeek)

WHEREAS, the Physician Recruitment & Retention Steering Committee is currently exploring the best way to fill the Director, Physician Recruitment position at this time;

WHEREAS, the Director, Physician Recruitment announced their retirement as of November 22, 2019 and has now offered to extend their contract to December 17, 2019 to provide consulting services and to facilitate the training of the temporary Physician Recruitment Coordinator; and,

WHEREAS, there is a need to temporarily replace (for maternity leave) the Physician Recruitment Coordinator position;

THEREFORE BE IT RESOLVED:

- (a) That the Executive Director, Human Resources be directed to facilitate the hiring of a temporary Physician Recruitment Coordinator; and,

- (b) That the current Director, Physician Recruitment's contract be extended from November 23, 2019 to December 17, 2019 to provide consulting services during the temporary Physician Recruitment Coordinator's transition period.

(Whitehead/VanderBeek)

That an additional subsection (c) be added to the motion, as follows:

- (c) ***That in the event a replacement for the Director, Physician Recruitment is not in place at the conclusion of the current Director's contract, the Physician Recruitment Coordinator will report to the Physician Recruitment and Retention Working Committee.***

Result: Amendment CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

Main motion, as amended to read as follows:

WHEREAS, the Physician Recruitment & Retention Steering Committee is currently exploring the best way to fill the Director, Physician Recruitment position at this time;

WHEREAS, the Director, Physician Recruitment announced their retirement as of November 22, 2019 and has now offered to extend their contract to December 17, 2019 to provide consulting services and to facilitate the training of the temporary Physician Recruitment Coordinator; and,

WHEREAS, there is a need to temporarily replace (for maternity leave) the Physician Recruitment Coordinator position;

THEREFORE BE IT RESOLVED:

- (a) That the Executive Director, Human Resources be directed to facilitate the hiring of a temporary Physician Recruitment Coordinator;
- (b) That the current Director, Physician Recruitment’s contract be extended from November 23, 2019 to December 17, 2019 to provide consulting services during the temporary Physician Recruitment Coordinator’s transition period; and,
- (c) ***That in the event a replacement for the Director, Physician Recruitment is not in place at the conclusion of the current Director’s contract, the Physician Recruitment Coordinator will report to the Physician Recruitment and Retention Working Committee.***

Result: Main motion, as amended, CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
 NOT PRESENT - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 YES - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

NOTICES OF MOTION

8.1 Reconsideration of Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment

Councillor Whitehead introduced the following Notice of Motion:

That Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment, which was approved by Council on September 11, 2019, and reads as follows, be reconsidered:

7.5 Integrity Commissioner / Lobbyist Registrar Appointment

That Council extend the existing contract with Principle Integrity as the City of Hamilton's Integrity Commissioner and Lobbyist Registrar to November 30th, 2019;

That a 'Request for Proposal' (RFP) in the position of Integrity Commissioner and Lobbyist Registrar be initiated;

That a staff committee of the City Manager, City Solicitor, City Clerk and Executive Director of Human Resources conduct the initial evaluation of the qualified firms; and,

That the Governance Review Sub Committee conduct the interviews and recommend the preferred candidate for the position of Integrity Commissioner / Lobbyist Registrar along with terms and conditions of the appointment to City Council for approval.

8.2 Contract Extension - Director, Physician Recruitment

Councillor Collins introduced a Notice of Motion for the Contract Extension – Director, Physician Recruitment.

(Whitehead/VanderBeek)

That the Rules of Order be waived to allow for the introduction of a Motion respecting the Contract Extension – Director, Physician Recruitment.

Result: Motion CARRIED by a 2/3's majority vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
YES - Ward 4 Councillor Sam Merulla
YES - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
YES - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

For further disposition of this matter, see Item 7.3.

Members of Council used this opportunity to discuss matters of general interest.

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Item 10.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

10.1 Closed Session Minutes – October 23, 2019

(Partridge/Whitehead)

That the Closed Session Minutes dated October 23, 2019 be approved, as presented, and remain confidential.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
 NOT PRESENT - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 8 Councillor John-Paul Danko
 YES - Mayor Fred Eisenberger
 YES - Ward 15 Councillor Judi Partridge
 YES - Ward 14 Councillor Terry Whitehead
 YES - Ward 13 Councillor Arlene VanderBeek
 YES - Ward 12 Councillor Lloyd Ferguson
 YES - Ward 11 Councillor Brenda Johnson
 YES - Ward 10 Councillor Maria Pearson
 YES - Ward 9 Councillor Brad Clark

(Ferguson/Clark)

That Council move into Closed Session to discuss Item 10.2, pursuant to Section 8.1, Sub-sections (f) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (f) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

Result: Motion CARRIED by a vote of 15 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
 NOT PRESENT - Ward 2 Councillor Jason Farr
 YES - Ward 3 Councillor Nrinder Nann
 YES - Ward 4 Councillor Sam Merulla
 YES - Ward 5 Councillor Chad Collins
 YES - Ward 6 Councillor Tom Jackson

- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- YES - Ward 15 Councillor Judi Partridge
- YES - Ward 14 Councillor Terry Whitehead
- YES - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

10.2 Operations and Maintenance of the Material Recycling Facility Request for Proposal C11-12-19 Update (PW19107) (City Wide)

(Clark/Pearson)

- (a) That the direction provided to staff in Closed Session, respecting Report PW19107 Operations and Maintenance of the Material Recycling Facility Request for Proposal C11-12-10 Update, be approved; and,
- (b) That Report PW19107, respecting Operations and Maintenance of the Material Recycling Facility Request for Proposal C11-12-10 Update, be received and remain confidential.

Result: Motion CARRIED by a vote of 9 to 4, as follows:

- YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
- NOT PRESENT - Ward 2 Councillor Jason Farr
- YES - Ward 3 Councillor Nrinder Nann
- NOT PRESENT - Ward 4 Councillor Sam Merulla
- NOT PRESENT - Ward 5 Councillor Chad Collins
- NO - Ward 6 Councillor Tom Jackson
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 8 Councillor John-Paul Danko
- YES - Mayor Fred Eisenberger
- NO - Ward 15 Councillor Judi Partridge
- NO - Ward 14 Councillor Terry Whitehead
- NO - Ward 13 Councillor Arlene VanderBeek
- YES - Ward 12 Councillor Lloyd Ferguson
- YES - Ward 11 Councillor Brenda Johnson
- YES - Ward 10 Councillor Maria Pearson
- YES - Ward 9 Councillor Brad Clark

BY-LAWS

(Wilson/Nann)

That Bills No. 19-263 to No. 19-279, be passed, as presented, and that the Corporate Seal be affixed thereto, and that the By-laws, be numbered, be signed by the Mayor and the City Clerk to read as follows:

By-Law No.

- 19-263** To Amend By-law No. 01-215, To Regulate Traffic
Schedule 4 (Yield Sign Locations)
Schedule 5 (Stop Control)
Wards: 1, 2, 8, 12, 13, 15
-
- 19-264** To Amend By-law No. 01-215, To Regulate Traffic
Schedule 2 (Speed Limits)
Schedule 3 (Flashing School Zones – Reduced Speed Limit)
Schedule 6 (One-Way Streets)
Schedule 18 (Bicycle Lanes)
Wards: 3, 9, 15
-
- 19-265** To Amend By-law No. 01-218, as amended, To Regulate On-Street Parking
Schedule 6 (Time Limit)
Schedule 8 (No Parking)
Schedule 10 (Alternate Side Parking)
Schedule 12 (Permit Parking)
Schedule 13 (No Parking)
Ward: 1, 2, 3, 4, 7, 12
-
- 19-266** Respecting: Removal of Part Lot Control
Lots 10-24, 71-78, and 165-172 on Registered Plan No. 62M-1257 “Red Hill Phase 2”, municipally known as 208, 212, 216, 220, 224, 228, 232, 236, 239, 240, 243, 244, 247, 248, 251, 252, 255, 256, 259, 260, 263, 264, 267, 312, 316, 320, 324, 328, 332, 336, and 340 Bedrock Drive
PLC-19-011
-
- 19-267** Respecting: Removal of Part Lot Control
Lots 118-145 on Registered Plan No. 62M-1257 “Red Hill Phase 2”, municipally known as 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27, 28, 31, 32, 35, 36, 39, 40, 43, 44, 47, 48, 51, 52, 55, and 56 July Avenue
Ward: 9
PLC-19-014
-
- 19-268** Respecting: Removal of Part Lot Control
Lots 94-113, 150-163, 212-225, 229, 230, and 232-238, Plan 62M-1257, 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 28, 32, 36, 40, 44, 48, 52, 56, 69, 73, 77, 81, 85, 89, 93, 101, 105, 125, 129, 130, 133, 134, 137, 138, 141, 142, 146, 147, 150, 153, 154, 157, 158, 161, 162, 165, 166, 169, 170, 174, 175, 178, 179, 182, and 183 Cactus Crescent
Ward: 9
PLC-19-016
-
- 19-269** Respecting: Removal of Part Lot Control
Lots 25 to 37 and 41 to 43 on Registered Plan No. 62M-1257 “Red Hill Phase 3-4”, municipally known as 11, 15, 19, 23, 27, 31, 35, 39, 43, 47, 51, 52, 55, 56, 59 and 60 Royal Coachmen Way
Ward: 9
PLC-19-021
-
- 19-270** Respecting: Removal of Part Lot Control

Lots 45-56 and 59-62, Registered Plan No. 62M-1257 "Red Hill Phase 3-4", municipally known as 108, 112, 116, 120, 124, 128, 132, 136, 140, 144, 148, 152, 89, 85, 81, and 77 Queen Mary Boulevard
Ward: 9
PLC-19-022

19-271 Respecting: Removal of Part Lot Control
Lots 173-181 and 185-195 on Registered Plan No. 62M-1257 "Red Hill Phase 3-4", municipally known as 71, 67, 63, 59, 55, 51, 47, 43, 39, 12, 16, 20, 24, 28, 32, 36, 40, 44, 50, and 56 Magdalena Boulevard
Ward: 9
PLC-19-023

19-272 Respecting: Removal of Part Lot Control
Lots 197 to 208 and Lot 210 on Registered Plan No. 62M-1257, municipally known as 29, 41, 47, 51, 55, 107, 111, 115, 119, 123, 127, 131, and 135 Cuesta Heights
Ward: 9
PLC-19-024

19-273 To Impose a Sanitary Sewer Charge Upon Owners of Land Abutting Garner Road East from Approximately 30m West of Raymond Road to Approximately 280m Westerly, in the City of Hamilton
Ward: 12

19-274 To Adopt:
Official Plan Amendment No. 127 to the Urban Hamilton Official Plan
Respecting: 1190 Main Street West, 43, 47, 51 & 55 Forsyth Avenue South, 75, 77, 81, 99, 103, 107, 111 & 115 Traymore Avenue, & 50 Dalewood Avenue (Hamilton)
Ward: 1
UHOPA 127 (H)

19-275 To Amend Zoning By-law No. 05-200, as amended by By-law 18 003, respecting lands located at 20 Reid Avenue North, 11-17 and 41 Reid Avenue South, 22-116 Lang Street and 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24 Hayes Avenue, Hamilton, (Ward 4)
ZAH-19-049

19-276 To Amend Zoning By-law No. 6593, Respecting Lands Located at 2798 and 2804 King Street East and 8 Vienna Street
ZAC-19-037

19-277 To Amend Zoning By-law No. 6593 (Hamilton), Respecting Lands on the west side (bay side) of Beach Boulevard, in the City of Hamilton
Ward 5
CI-19-H

19-278 To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 328, 336, Part of 344, 400, 532, 536, and 538 Beach Boulevard, Hamilton
Ward 5
CI-19-H

19-279 To Confirm the Proceedings of City Council

Result: Motion CARRIED by a vote of 16 to 0, as follows:

YES - Deputy Mayor - Ward 1 Councillor Maureen Wilson
NOT PRESENT - Ward 2 Councillor Jason Farr
YES - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 4 Councillor Sam Merulla
NOT PRESENT - Ward 5 Councillor Chad Collins
YES - Ward 6 Councillor Tom Jackson
YES - Ward 7 Councillor Esther Pauls
YES - Ward 8 Councillor John-Paul Danko
YES - Mayor Fred Eisenberger
NOT PRESENT - Ward 15 Councillor Judi Partridge
YES - Ward 14 Councillor Terry Whitehead
YES - Ward 13 Councillor Arlene VanderBeek
YES - Ward 12 Councillor Lloyd Ferguson
YES - Ward 11 Councillor Brenda Johnson
YES - Ward 10 Councillor Maria Pearson
YES - Ward 9 Councillor Brad Clark

(Jackson/Pauls)

That, there being no further business, City Council be adjourned at 10:16 p.m.

CARRIED

Respectfully submitted,

Mayor F. Eisenberger

Andrea Holland
City Clerk



2297 Highway 12,
PO Box 130
Brechtin, Ontario L0K 1B0
p.705-484-5374
f. 705-484-0441

November 7, 2019

Honourable Jeff Yurek
Minister of Environment, Conservation and Parks
College Park 5th Floor
777 Bay St
Toronto, ON M7A 2J3

Re: Conservation Authority Exit Clause

The Council of the Corporation of the Township of Ramara passed the following motion at their regular meeting held October 28, 2019, unanimously by a recorded vote:

WHEREAS the TOWNSHIP OF RAMARA has consistently expressed its view that its watershed conservation authorities are duplicative, financially unaccountable, in conflict with citizens and private property rights;

AND WHEREAS the TOWNSHIP OF RAMARA has encountered the regulatory obstacles to challenge the arbitrary, inefficient, non-transparent, and unsustainable municipal levy forced upon it annually by its watershed conservation authorities;

AND WHEREAS the TOWNSHIP OF RAMARA questions the efficacy and relevance of its watershed conservation authorities' programs and services and their performance in achieving the goals of conservation and environmental stewardship;

AND WHEREAS the TOWNSHIP OF RAMARA finds the current Conservation Authorities Act, 1990, R.S.O. 1990, c. C.27 and its proscribed regulations inconsistent and obsolete;

AND WHEREAS the Minister of Environment, Conservation, and Parks the Honourable Jeff Yurek signaled the province's intent to reconsider and update the Conservation Authorities Act, 1990, R.S.O. 1990, c. C.27 and its proscribed regulations;

THEREFORE BE IT RESOLVED THAT: the TOWNSHIP OF RAMARA support the province's determination that the existing Conservation Authorities Act, 1990, R.S.O. 1990, c. C.27 and its proscribed regulations require review;

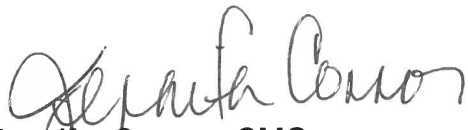
AND THAT the TOWNSHIP OF RAMARA signal to the Ministry of the Environment, Conservation, and Parks of its willingness to participate in all consultations and submissions to the same;

AND THAT further the TOWNSHIP OF RAMARA signal its express desire that an exit clause be provided in any new Conservation Authorities Act to permit municipalities that determine the objects of conservation and environmental stewardship can be provided by alternative governance, programs, and/or services to exist costly and unwarranted conservation authority(ies) jurisdiction(s);

AND THAT this resolution be forwarded the Minister of the Environment, Conservation, and Parks, the Honourable Jeff Yurek, Conservation Ontario, Ontario's thirty-six conservation authorities, and all upper and lower-tier Ontario municipalities.

I trust the above is self-explanatory however if you require further information or clarification, please contact me.

Yours truly,



Jennifer Connor, CMO
Legislative Services Manager/Clerk

JC/cw

c.c. Jill Dunlop, MPP
Conservation Ontario
Ontario Conservation Authorities
Ontario Municipalities

**Ministry of
Municipal Affairs
and Housing**

Office of the Minister

777 Bay Street, 17th Floor
Toronto ON M5G 2E5
Tel.: 416 585-7000
Fax: 416 585-6470

**Ministère des
Affaires municipales
et du Logement**

Bureau du ministre

777, rue Bay, 17^e étage
Toronto ON M5G 2E5
Tél. : 416 585-7000
Télééc. : 416 585-6470



November 1, 2019

Dear Head of Council:

Our government understands that municipalities are closest to the people. We also know that each municipality is unique, and one size does not fit all. This approach is reflected in a number of announcements that we have made recently, which are summarized below.

Regional Government Review

After careful consideration of the feedback we heard through the course of the Regional Government Review that was launched in January 2019, and in consultation with my Cabinet colleagues, our government is committed to partnering with municipalities without pursuing a top-down approach. We will work collaboratively and in partnership, and we will not impose any changes on municipalities.

Renewal of funding programs to identify efficiencies

The government has announced \$143 million in funding for municipalities across the province to help lower costs and deliver important services to residents over the long term. The new programs include:

Audit and Accountability Fund

- We will extend funding for 39 large urban municipalities, by providing up to \$6 million annually for three years beginning in fiscal year 2020-21. More information on the application process will follow in the coming months.

Municipal Modernization Program

- Building on Ontario's previous investment to modernize municipal service delivery, 405 small and rural municipalities will have access to an application-based program, which will provide up to \$125 million until 2022-23. The first round of funding under this program will be available in the current provincial fiscal year to support service delivery reviews, similar to the types of reviews eligible under the Audit and Accountability Fund. Details on eligibility and application process for this year's funding are coming soon.

Municipal Fiscal Year

The government is committed to consulting with the municipal sector in 2020 on the alignment of the municipal fiscal year with the Province's. We believe municipalities will be able to provide valuable input regarding how the current budget cycles affect funding allocations for their programs – and if aligning the municipal and provincial budget cycles could enhance public transparency and improve program and service delivery.

Voters' List

Our government is also proposing to work with Ontario's Chief Electoral Officer to eliminate duplication by combining the provincial and municipal voters' lists and giving Elections Ontario the responsibility of managing one voters' list.

Ontario Municipal Partnership Fund

In addition, I would like to highlight that the Minister of Finance recently sent out letters to all Heads of Council regarding the 2020 Ontario Municipal Partnership Fund (OMPF) allocations. This is the earliest that OMPF allocations have ever been announced. As indicated in that letter, the government is maintaining the current structure of the OMPF for 2020.

Thank you for your ongoing commitment to delivering efficient, effective and modern services to the people of Ontario. I look forward to continuing to work together to help the people and businesses in communities across our province thrive.

Sincerely,



Steve Clark
Minister of Municipal Affairs and Housing

c: The Honourable Rod Phillips, Minister of Finance

Deputy Minister, Small Business
and Red Tape Reduction
Ministry of Economic Development,
Job Creation and Trade
56 Wellesley Street West
7th Floor
Toronto ON M7A 2E7
Telephone: 416-325-6927
Email: giles.gherson@ontario.ca

Sous-ministre des Petites Entreprises
et de la Réduction des formalités administratives
Ministère du Développement économique,
de la Création d'emplois et du Commerce
56, rue Wellesley Ouest
7e étage
Toronto ON M7A 2E7
Téléphone : 416 325-6927
Courriel: giles.gherson@ontario.ca

November 13, 2019

Re: Job Site Challenge

The Province of Ontario is pleased to announce the launch of the Job Site Challenge — an exciting new program open to property owners and land developers across the province.

The Job Site Challenge is a *mega site program* modelled on successful large-scale investment attraction opportunities created in a number of US states over the last decade. It is designed to create and showcase shovel-ready sites capable of attracting large-scale manufacturing investment. The government of Ontario will provide value-add services to increase the attractiveness of properties and market the sites to domestic and international investors.

This is an opportunity for municipalities, economic development agencies, real estate developers, industrial property owners and other interested parties to submit proposals to the Province identifying mega site candidates for consideration. With the assistance of an internationally recognized site selector, sites will be evaluated and selected, based on how well they meet a set of site eligibility criteria.

We are searching for sites ranging from 500 to 1,500 acres in size capable of supporting large-scale manufacturing operations. Specifically, sites that are or could be zoned for heavy industrial use and that are serviced or serviceable by utilities, transportation and other infrastructure.

Program participants of selected sites will benefit from:

- Validation and endorsement of their site by an internationally recognized site selector
- Promotion and marketing by both the Province and the site selector to international and domestic investors
- Streamlined approvals review process for applicable provincial licences, permits and environmental approvals required to develop and service a site.

As the first of its kind in Canada, the Job Site Challenge is intended to raise Ontario's profile and improve our attractiveness internationally — so that we can compete with other North American jurisdictions for coveted large-scale investments in automotive and other advanced manufacturing and create good, high-paying jobs for the people of Ontario.

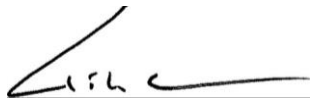
To participate, applicants are asked to submit a detailed proposal for consideration by March 31, 2020. We are asking participants to put forward their “best case” with sites that meet the specified criteria.

All necessary information about the Job Site Challenge, including site eligibility criteria, is available in the program application guide which can be requested by email at burdenreductionteam@ontario.ca.

Should you have any questions about the program or how to apply, please contact the Ministry of Economic Development, Job Creation and Trade — Small Business and Red Tape Reduction at the email noted above. You can also visit the [Job Site Challenge website](#) for additional information.

Thank you for your interest in the Job Site Challenge. We look forward to working with interested program participants.

Regards,

A handwritten signature in black ink, appearing to read "Giles Gherson", written over a thin horizontal line.

Giles Gherson
Deputy Minister

Hydro One Networks Inc.
483 Bay Street
Toronto, Ontario, M5G 2P5
www.HydroOne.com

Tel: 416-345-6799
Email: Community.Relations@HydroOne.com



Ciarán Thompson
Community Relations

November 13, 2019

**Re: Update for Class Environmental Assessment: Proposed Westover to Copetown
Temporary Transmission Line Project**

Dear Mayor Eisenberger and Members of Council,

This letter is to update you regarding the ongoing Hydro One Networks Inc. (Hydro One) Class Environmental Assessment (Class EA) to install a temporary 115 kilovolt (kV) wood and composite pole transmission line approximately 13 km in length in the City of Hamilton. This work is required to ensure continuous power supply to the Enbridge Westover Customer Transformer Station (CTS) during the refurbishment of an existing 115 kV line between Harpers Junction and the Enbridge Westover CTS.

Hydro One is continuing to conduct the Class EA process, in accordance with the Ontario Environmental Assessment Act. Since the initiation of the Class EA in spring 2019, Hydro One's project team has:

- Continued to receive feedback about the Class EA through responses to public notices and the Public Information Centre that was held on July 31, 2019;
- Met with interested community members, stakeholders and First Nation communities to gather information about the proposed work and project area; and
- Completed technical studies to understand the environmental conditions within the project area.

Based on our work to date, it has been determined additional environmental technical studies are required for the project. As a result, the Class EA has been extended to Summer 2020. This extra time will ensure Hydro One is aware of the predictable range of effects from the project and that feasible environmental mitigation and/or protection measures are in place.

Due to the extension of the Class EA, Hydro One anticipates work on the temporary transmission line to begin in Fall 2020. The line will be installed for a duration of approximately two years. The extension also impacts the work for the refurbishment of the transmission line between Burlington TS to Enbridge Westover CTS, which is anticipated to resume in Summer 2021.

We welcome your comments and feedback regarding this project. If you have any questions or would like additional information regarding this project, please contact me at Hydro One's Community Relations Department at 416-345-6799 or Community.Relations@HydroOne.com.

As per the request of the Minister of the Environment, Conservation and Parks, information regarding the Freedom of Information and Protection of Privacy Act is included and can be viewed below.

Sincerely,

Ciarán Thompson
Community Relations
Hydro One Networks Inc.

Enclosed (1 Class EA study area map)

cc:

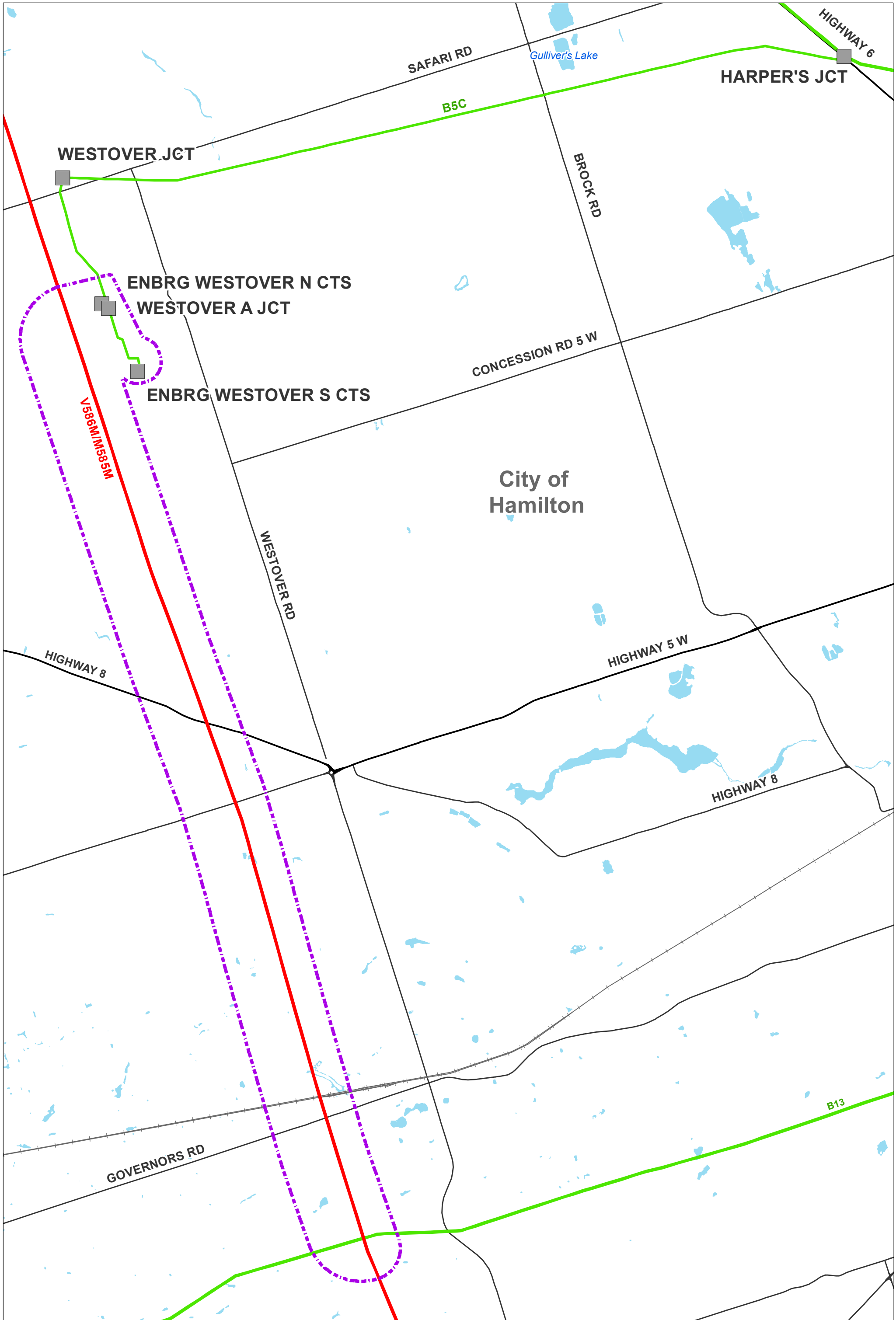
Councillor Lloyd Ferguson, Ward 12, City of Hamilton

Councillor Arlene VanderBeek, Ward 13, City of Hamilton

Rose Caterini, City Clerk, City of Hamilton

Freedom of Information and Protection of Privacy Act

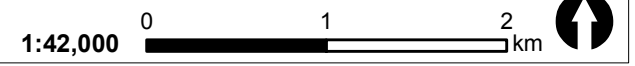
All personal information included in a submission – such as name, address, telephone number and property location – is collected, maintained and disclosed by the Ministry of the Environment, Conservation and Parks for the purpose of transparency and consultation. The information is collected under the authority of the *Environmental Assessment Act* or is collected and maintained for the purpose of creating a record that is available to the general public as described in s. 37 of the *Freedom of Information and Protection of Privacy Act*. Personal information you submit will become part of a public record that is available to the general public unless you request that your personal information remain confidential.



hydro one
 Produced By: Hydro One
 Date: March 13, 2019/Revised: May 10, 2019
 Map 17-03_Westover_Burlington_TxLineRefurb_ProjectArea_V5
 (C) Copyright Hydro One Networks Inc. All rights reserved. No part of this drawing may be redistributed or reproduced in any form by any photographic, electronic, mechanical or any other means, or used in any information storage or retrieval system. Neither Hydro One Networks Inc. nor any of its affiliates assumes liability for any errors or omissions.
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- Station or Junction
- Study Area
- Railway
- Waterbody
- 115 kV Transmission Line
- Highway
- 500 kV Transmission Line
- Major Road

**Westover to Copetown
 Temporary Transmission Line:
 Class EA Study Area**





PUBLIC WORKS COMMITTEE REPORT 19-016

9:30 a.m.

Monday, November 18, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Councillors L. Ferguson (Chair), J.P. Danko (Vice-Chair), C. Collins, J. Farr, T. Jackson, S. Merulla, N. Nann, E. Pauls, M. Pearson, A. VanderBeek and T. Whitehead

Also Present: Councillors B. Clark and M. Wilson

THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 19-016 AND RESPECTFULLY RECOMMENDS:

**1. Emergency Shoreline Protection Works - Inventory & Assessments
(PW19095) (Wards 1, 2, 5 and 10) (Item 7.1)**

That Report PW19095, respecting Emergency Shoreline Protection Works - Inventory & Assessments, be received.

**2. Sackville Hill Senior Centre Expansion Feasibility (PW19098/HSC19061)
(Ward 7) (Item 7.2)**

That Report PW19098/HSC19061, respecting Sackville Hill Senior Centre Expansion Feasibility, be received.

3. Land Interests Over City-owned Land (PW19100) (City Wide) (Item 7.3)

That Report PW19100, respecting Land Interests over City-owned Land, be received.

4. Cycling Improvements at Queen Street South and Herkimer Street (PW19102/PED19236) (Wards 1 and 2) (Item 7.4)

That Report PW19102/PED19236, respecting Cycling Improvements at Queen Street South and Herkimer Street, be received.

5. Feasibility of Public Side Lead Water Service Line Replacement (PW19094) (City Wide) (Item 9.1)

That Report PW19094, respecting Feasibility of Public Side Lead Water Service Line Replacement, be received.

6. Alleyway Management Strategy - Classification System (PW17008(a)) (City Wide) (Item 9.2)

(a) That the Alleyway Classification System, attached as Appendix "A" to Public Works Committee Report 19-016, be approved; and,

(b) That the utilization categories, respecting an Alleyway Management Strategy - Classification System, be amended to include cycling in category 1.

7. 2020 Volunteer Committee Budget - Keep Hamilton Clean and Green Committee (PW19093) (City Wide) (Item 10.2)

That the Keep Hamilton Clean and Green Committee's 2020 base budget submission attached as Appendix "B" to Public Works Committee Report 19-016 in the amount of \$18,250, representing a zero-net levy impact from the previous year's budget, be approved and referred to the 2020 operating budget process for consideration.

8. City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy (PW19096) (City Wide) (Outstanding Business List Item) (Item 10.3)

(a) That the Watermain Fire Flow Requirement Design Guidelines Policy attached as Appendix "C" to Public Works Committee Report 19-016 be approved for a period of 10 months, with consultation with the Hamilton-Halton Homebuilders' Association (HHHBA) to occur in the final 4 months;

(b) That the appropriate staff be authorized and directed to revise and update the Comprehensive Development Guidelines and Financial Policies Manual as required, and to bring forward for Council's consideration any

necessary amendments to the Adequate Services By-law or any other City of Hamilton By-laws; and,

- (c) That delegated authority be granted to the General Manager of Planning and Economic Development or a designate to make adjustments and changes as may be required to implement the Watermain Fire Flow Requirement Design Guidelines Policy, as described as a method of transition in Report PW19096, to any approved Draft Plan of Subdivision or Registered Plans of Subdivision.

9. Connected & Autonomous Vehicles Test Bed (PW19097) (City Wide) (Item 10.4)

That the General Manager of Public Works or designate be authorized and directed to execute, on behalf of the City of Hamilton, any agreements necessary to formalize the partnership between the City of Hamilton and the Centre for Integrated Transportation and Mobility to assist with their deployment of a Connected and Autonomous Vehicle Test Bed, in a form satisfactory to the City Solicitor.

10. Cootes Paradise and Borer's Falls-Rock Chapel Land Management Plans – Cootes to Escarpment EcoPark System (PW19099) (Wards 1, 13 and 15) (Item 10.5)

- (a) That Appendix "D" attached to Public Works Committee Report 19-016 respecting the Cootes Paradise Heritage Lands Management Plan be approved as a guiding document regarding future management actions for these lands; and,
- (b) That Appendix "E" attached to Public Works Committee Report 19-016 respecting the Borer's Falls-Rock Chapel Heritage Lands Management Plan be approved as a guiding document regarding future management actions for these lands.

11. Eligibility Requirements for Riders to Access DARTS Transit System (PW19105) (City Wide) (Item 10.6)

That Report PW19105, respecting Eligibility Requirements for Riders to Access DARTS Transit System, be received.

**12. PRESTO Equipment Supplier Renewal Extension (PW17033(c)) (City Wide)
(Item 10.7)**

- (a) That the single source procurement for the continued support, maintenance and repair of PRESTO equipment through Metrolinx and its agent Thales Transportation Systems S.A., pursuant to Procurement Policy #11 – Non-competitive Procurement, be approved until October 5, 2020, at the upset limit of \$528,000 plus HST; and,
- (b) That the General Manager, Public Works Department be authorized and directed to negotiate and execute all necessary documentation, including any agreements required, in a form satisfactory to the City Solicitor.

13. Truck Route Sub-Committee Report 19-002 - November 1, 2019 (Item 10.8)

(a) Truck Route Master Plan Review: Study Update (PED19073(a)) (City Wide) (Item 9.1)

That Report PED19073(a), respecting the Truck Route Master Plan Review: Study Update, be received.

(b) Truck Route Master Plan Review: Additions to the Consultation and Engagement Strategy (Item 9.1)

- (i) That neighbourhoods where residents who live adjacent to the current truck route and who experience disproportionate negative health impacts and economic inequities be identified as a specific focus group, be added to list of groups who will be invited to a moderated/facilitated panel discussion focus group, as laid out in Appendix “F” to Public Works Committee Report 19-016 respecting the Truck Route Master Plan Review: Consultation/Engagement Strategy; and,
- (ii) That the data collected from Environment Hamilton be factored into the data sets collected for the purpose of the Truck Route Master Plan Review.

(c) Formation of a Stakeholders Working Group for the Truck Route Master Plan Review (Item 9.1)

- (i) That a stakeholders working group be formed to enable the group to learn first hand the concerns and priorities of existing stakeholders in the Truck Route Master Plan Review, and provide them with an opportunity to contribute to the review process in a way that is equitable and fair;

- (ii) That the Stakeholders Working Group for the Truck Route Master Plan Review include members of the business community and other organized equity seeking groups who are being impacted by current truck routes throughout the city; and,
- (iii) That this stakeholder working group meet in accordance with the consultation meeting schedule set out in Appendix "F" to Public Works Committee Report 19-016, respecting the Truck Route Master Plan Review: Consultation/Engagement Strategy.

14. Removal of a City-Owned Tree at 107 First Street North, Hamilton (Ward 5) (Item 11.2)

WHEREAS, a City of Hamilton tree has caused extreme damage to the foundation of the home 107 First Street North, Hamilton;

THEREFORE, BE IT RESOLVED:

That Forestry Staff be directed to remove the City-owned 62cm Siberian Elm tree at 107 First Street North, Hamilton.

15. Mountain Bike Facility Study (City Wide) (Item 11.3)

WHEREAS, the City of Hamilton has a Recreational Trails Masterplan that guides development of a recreational trails network across the City;

WHEREAS, there is no existing City-wide study to determine the demand for mountain biking facilities across Hamilton;

WHEREAS, mountain biking has not been specifically incorporated in to the proposed and existing trails on city lands; and,

WHEREAS, mountain biking requires different types of trail design to challenge the users and to achieve the desired features on the trail;

THEREFORE, BE IT RESOLVED:

That City staff include consideration and study of mountain bike facilities as part of the Recreational Trails Masterplan update, currently scheduled for 2021 and pending capital budget approval, and increase the capital budget detail sheet to \$300,000 to reflect this increased scope.

16. Sam Lawrence Park Winter Seasonal Display Program (Ward 7) (Item 11.4)

WHEREAS, the City of Hamilton (City) offers various seasonal festive displays around dedicated areas of the City;

WHEREAS, the Environmental Services Division implements the work associated with existing seasonal displays, but has no available funding for additional festive displays; and,

WHEREAS, community interest has been expressed for a winter seasonal light display at Sam Lawrence Park gazebo;

THEREFORE, BE IT RESOLVED:

- (a) That a winter seasonal light display at Sam Lawrence Park gazebo be implemented, with a capital cost of \$2,000 (inclusive of HST), to be funded from the Ward 7 Area Rating Discretionary Project (3301709700);
- (b) That \$500 for the annual cost of electricity and maintenance be added to the Parks and Cemeteries Section's 2020 annual base operating budget; and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents for the implementation of a winter seasonal light display at Sam Lawrence Park gazebo, with such terms and conditions in a form satisfactory to the City Solicitor.

17. Increase in the Minimum Vehicle Fee at the City's Transfer Stations and Community Recycling Centres (City Wide) (Item 11.5)

WHEREAS, the City of Hamilton currently faces a 5.5% property tax increase; and,

WHEREAS, the minimum vehicle fee at the City's Transfer Stations and Community Recycling Centres has not increased since 2011;

THEREFORE, BE IT RESOLVED:

That the City increase the minimum vehicle fee to \$10 (from the current \$8.50) as of January 1, 2020, and that the anticipated revenues of \$100,000 be used to offset the 2020 budget increase.

18. Road Resurfacing Projects in Ward 5 (Item 11.6)

- (a) That Public Works staff be authorized and directed to resurface the following roads, to be financed from the 2019 and 2020 Ward 5 Area Rating Reserve Fund (108055):

- (i) \$480,000 for Kentley Drive (between Nash Road North and Kenora Avenue);
 - (ii) \$80,000 for Hounslow Court;
 - (iii) \$70,000 for Ilford Court;
 - (iv) \$620,000 for Oakland Drive (between Kentley Drive and Kenora Avenue);
 - (v) \$110,000 for Duchess Court;
 - (vi) \$60,000 for Kings Court; and,
 - (vii) \$60,000 for Queens Court;
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

19. Feasibility of an Active Transportation Connection (Ward 14) (Item 11.7)

WHEREAS, the City of Hamilton (City) offers various types of active transportation connections throughout the City;

WHEREAS, the residents of the Mountview and Scenic Woods neighbourhoods would benefit from more comprehensive active transportation corridors;

WHEREAS, Scenic Drive between Lavender Drive and Chateau Court currently has a rural road profile;

WHEREAS, the Recreational Trails Master Plan, Initiative 8.2, Olympic Park, Twin Pad Arena Link indicates a trail connection from Scenic Drive through lands owned by Hydro One Networks Inc.;

WHEREAS, the Environmental Services Division implements works associated with the Recreational Trails Master Plan; and,

WHEREAS, a feasibility study to determine opportunities for a pedestrian connection at this location is not currently captured in the Environmental Services 10-year capital forecast;

THEREFORE, BE IT RESOLVED:

- (a) That staff review the feasibility of an active transportation connection in the Mountview and Scenic Woods neighbourhoods, with a capital cost of \$50,000.00 (inclusive of HST), to be funded from the Ward 14 Area Rating Reserve Fund (108064);
- (b) That staff be authorized and directed to discuss opportunities with Hydro One Networks Inc. with regards to a possible land use agreement for trail

construction and maintenance through Hydro One Networks Inc. owned lands; and,

- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

20. Modification of the Waste Collection Services Request for Proposal to Remove Winter Collection of Leaf and Yard Waste (City Wide) (Item 11.8)

WHEREAS, Hamilton taxpayers are facing significant municipal property tax increases in the following years and Council is dedicated to identifying savings and efficiencies in waste management;

WHEREAS, in April 2017 the previous term of Council directed staff to “investigate opportunities for various alternative service delivery methods for the City’s waste collection programs for Council’s consideration, while retaining the current public/private service delivery model, the weekly collection service and the garbage collection days...”;

WHEREAS, the collection of leaf and yard waste during the winter months of December, January and February is largely unnecessary;

WHEREAS, City Staff executed a contractual one-year extension to the 2013 to 2020 waste collection service contract in order to evaluate impacts of the *Waste-Free Ontario Act, 2016*, Extended Producer Responsibility; and,

WHEREAS, City staff are currently preparing a Request for Proposals for waste collection services including the weekly collection of landfill waste, bulk waste, yard waste, organic waste and front-end bin service (multi-residential) garbage collection for the term of 2021-2028, and weekly collection of recyclables for the term of 2021 to 2025 to align with the *Waste-Free Ontario Act, 2016*, Extended Producer Responsibility;

THEREFORE, BE IT RESOLVED:

- (a) That staff amend the Request for Proposals for waste collection services that is currently being prepared to remove winter collection of leaf and yard waste for the months of December, January and February (excluding Christmas tree collection); and,
- (b) That staff report back to the Public Works Committee on the results of the bid for waste collection services.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

5. COMMUNICATIONS (Item 5)

5.2 Correspondence respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste

- 5.2(d) Grant Ranalli
- 5.2(e) Susan Woodrow
- 5.2(f) Greg Atkinson
- 5.2(g) Kevin McNally
- 5.2(h) Pamela F. Wise

Recommendation: Be received and referred to the consideration of Item 11.1.

6. DELEGATION REQUESTS (Item 6)

6.4 David N. Reed respecting Item 10.1 - Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)) (for today's meeting)

10. DISCUSSION ITEMS (Item 10)

10.1 Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)) (Ward 12)

10.1(a) Revised Report PW17022(b) and Additional Appendix "C"

12. NOTICES OF MOTION (Item 12)

12.1 Ward 1 Multi-Modal Connections Review

12.2 Transit Shelter Installation at Upper Paradise Road at Wingfield Place (Ward 14)

The agenda for the November 18, 2019 Public Works Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) November 4, 2019 (Item 4.1)

The Minutes of the November 4, 2019 meeting of the Public Works Committee were approved, as presented.

(d) COMMUNICATIONS (Item 5)

(i) Correspondence from Paula Kilburn, Chair of the DARTS Board, respecting DARTS Budget Variances (Item 5.1)

The correspondence from Paula Kilburn, Chair of the DARTS Board, respecting DARTS Budget Variances, was received.

Communication Items 5.2(a) to 5.2(h), listed as follows, were received and referred to the consideration of Item 11.1:

(ii) Correspondence respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (Item 5.2)

- (1) John Bainbridge (Item 5.2(a))
- (2) Shekar Chandrashekar (Item 5.2(b))
- (3) Roman Caruk (Item 5.2(c))
- (4) Grant Ranalli (Added Item 5.2(d))
- (5) Susan Woodrow (Added Item 5.2(e))
- (6) Greg Atkinson (Added Item 5.2(f))
- (7) Kevin McNally (Added Item 5.2(g))
- (8) Pamela F. Wise (Added Item 5.2(h))

(e) DELEGATION REQUESTS (Item 6)

The following delegation requests were approved for today's meeting:

- (i) Delegation Requests respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (Item 6.1)

- (1) Ian Borsuk, Environment Hamilton (Item 6.1(a))
- (2) Ryan Tse, McMaster Students Union (Item 6.1(b))
- (ii) Hans Stief, Hamilton Burlington Mountain Bike Association (HBMBA), respecting Item 11.3 - Mountain Bike Facility Study (Item 6.2)
- (iii) Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting Item 10.3 - City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy (PW19096) (Item 6.3)
- (iv) David N. Reed respecting Item 10.1 - Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)) (Added Item 6.4)

(f) CONSENT ITEMS (Item 7)

The following Motion was DEFEATED:

That the following Consent Items be received:

- (i) Approval of Water Servicing for Development (PW18084) (City Wide) (deferred from the September 17, 2018 meeting) (Item 7.5)
- (ii) Correspondence from Suzanne Mammel, Hamilton-Halton Home Builders' Association (deferred from the September 17, 2018 meeting) (Item 7.5(a))

(g) PUBLIC HEARINGS / DELEGATIONS (Item 8)

- (i) **Rachel Braithwaite, Barton Village Business Improvement Area, respecting a Request to Add Barton Street East to the 10 Year Master Plan for Road Redevelopment (approved on September 16, 2019) (Item 8.1)**

Rachel Braithwaite, Barton Village Business Improvement Area, addressed the Committee respecting a Request to Add Barton Street East to the 10 Year Master Plan for Road Redevelopment, with the aid of a handout and presentation.

The delegation by Rachel Braithwaite, Barton Village Business Improvement Area, respecting a Request to Add Barton Street East to the 10 Year Master Plan for Road Redevelopment, was received.

A copy of the handout and presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

- (ii) **Tom Ker respecting Various Road Infrastructure Concerns and the Storm Sewer Remediation Project (approved on November 4, 2019) (Item 8.2)**

The delegation by Tom Ker respecting Various Road Infrastructure Concerns and the Storm Sewer Remediation Project will be scheduled at the Public Works Committee meeting on December 2, 2019.

- (iii) **Larry Di Ianni, Monument Builders of Hamilton, respecting the City of Hamilton's Cemeteries Business Plan (approved on September 30, 2019) (Item 8.3)**

Larry Di Ianni, Monument Builders of Hamilton, addressed the Committee respecting the City of Hamilton's Cemeteries Business Plan, with the aid of a handout.

The delegation by Larry Di Ianni, Monument Builders of Hamilton, respecting the City of Hamilton's Cemeteries Business Plan, was received.

A copy of the handout is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

- (iv) **Doug King, Ontario Monument Builders Association, respecting the City of Hamilton's Cemeteries Business Plan (approved on September 30, 2019) (Item 8.4)**

Doug King, Ontario Monument Builders Association, addressed the Committee respecting the City of Hamilton's Cemeteries Business Plan, with the aid of a handout

The delegation by Doug King, Ontario Monument Builders Association, respecting the City of Hamilton's Cemeteries Business Plan, was received.

A copy of the handout is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

- (v) **Warren Haley, Sharp Monuments, respecting the City of Hamilton's Cemeteries Business Plan (approved on September 30, 2019) (Item 8.5)**

Warren Haley, Sharp Monuments, addressed the Committee respecting the City of Hamilton's Cemeteries Business Plan.

The delegation by Warren Haley, Sharp Monuments, respecting the City of Hamilton's Cemeteries Business Plan, was received.

(vi) Marty Langlois, Woodland Memorials, respecting the City of Hamilton's Cemeteries Business Plan (approved on September 30, 2019) (Item 8.6)

Marty Langlois, Woodland Memorials, addressed the Committee respecting the City of Hamilton's Cemeteries Business Plan.

The delegation by Marty Langlois, Woodland Memorials, respecting the City of Hamilton's Cemeteries Business Plan, was received.

The concerns raised by the delegations respecting the City of Hamilton's Cemeteries Business Plan, were referred to Cemeteries and Parks staff for appropriate consultation and a report back to the Public Works Committee, with no monuments to be sold by the City of Hamilton until further notice.

(vii) Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting Item 7.5 - Approval of Water Servicing for Development (PW18084) (approved on September 17, 2018) (Item 8.7)

Suzanne Mammel, Hamilton-Halton Home Builders' Association, addressed the Committee respecting Item 7.5 - Approval of Water Servicing for Development (PW18084).

The delegation by Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting Item 7.5 - Approval of Water Servicing for Development (PW18084), was received.

For further disposition of this matter, refer to Item (f).

(viii) Ian Borsuk, Environment Hamilton, respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (Added Item 8.8(a))

Lynda Lukasik delegated in Ian Borsuk's absence.

Lynda Lukasik, Environment Hamilton, addressed the Committee respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste.

The delegation by Lynda Lukasik, Environment Hamilton, respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste, was received.

For further disposition of this matter, refer to Item (j)(i).

(ix) Ryan Tse, McMaster Students Union, respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (Added Item 8.8(b))

Ryan Tse, McMaster Students Union, addressed the Committee respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste.

The delegation by Ryan Tse, McMaster Students Union, respecting Item 11.1 - Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste, was received.

For further disposition of this matter, refer to Item (j)(i).

(x) Hans Stief, Hamilton Burlington Mountain Bike Association (HBMBA), respecting Item 11.3 - Mountain Bike Facility Study (Added Item 8.9)

Hans Stief and Bryan Czerneda, Hamilton Burlington Mountain Bike Association (HBMBA), addressed the Committee respecting Item 11.3 - Mountain Bike Facility Study.

The delegation by Hans Stief and Bryan Czerneda, Hamilton Burlington Mountain Bike Association (HBMBA), respecting Item 11.3 - Mountain Bike Facility Study, was received.

For further disposition of this matter, refer to Item 15.

(xi) Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting Item 10.3 - City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy (PW19096) (Added Item 8.10)

Suzanne Mammel, Hamilton-Halton Home Builders' Association, addressed the Committee respecting Item 10.3 - City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy (PW19096).

Suzanne Mammel, Hamilton-Halton Home Builders' Association, was permitted to address the Committee for an additional 5 minutes in order to complete her presentation.

The delegation by Suzanne Mammel, Hamilton-Halton Home Builders' Association, respecting Item 10.3 - City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy (PW19096), was received. For further disposition of this matter, refer to Item 8.

(xii) David N. Reed respecting Item 10.1 - Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)) (Added Item 8.11)

David N. Reed addressed the Committee respecting Item 10.1 - Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)).

The delegation by David N. Reed respecting Item 10.1 - Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)), was received.

For further disposition of this matter, refer to Item (i)(i).

(h) STAFF PRESENTATIONS (Item 9)

(i) Feasibility of Public Side Lead Water Service Line Replacement (PW19094) (City Wide) (Item 9.1)

Andrew Grice, Director, Hamilton Water, addressed Committee respecting Report PW19094, the Feasibility of Public Side Lead Water Service Line Replacement, with the aid of a presentation.

The presentation, respecting Report PW19094, the Feasibility of Public Side Lead Water Service Line Replacement, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

For further disposition of this matter, refer to Item 5.

(ii) **Alleyway Management Strategy - Classification System (PW17008(a)) (City Wide) (Item 9.2)**

Gord McGuire, Director, Engineering Services, addressed Committee respecting Report PW17008(a), an Alleyway Management Strategy - Classification System, with the aid of a presentation.

The presentation, respecting Report PW17008(a), an Alleyway Management Strategy - Classification System, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

Report PW17008(a), respecting an Alleyway Management Strategy - Classification System, was **amended** by adding recommendation (b), as follows:

- (b) ***That the utilization categories in Table 2 of Appendix "B" to Report PW17008(a), respecting an Alleyway Management Strategy - Classification System, be amended to include cycling in category 1.***

The amendment to Report PW17008(a), respecting an Alleyway Management Strategy - Classification System, was amended by deleting the words "in Table 2 of Appendix "B" to Report PW17008(a)" from added recommendation (b), to read as follows:

- (b) That the utilization categories ~~*in Table 2 of Appendix "B" to Report PW17008(a)*~~, respecting an Alleyway Management Strategy - Classification System, be amended to include cycling in category 1.

For further disposition of this matter, refer to Item 6.

(i) **DISCUSSION ITEMS (Item 10)**

(i) **Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)) (Ward 12) (Item 10.1)**

Councillor Ferguson relinquished the Chair to Vice-Chair Danko.

Consideration of revised Report PW17022(b), respecting the Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir, was referred back to staff to allow for consultation with the Ward Councillor.

Councillor Ferguson assumed the Chair.

The Public Works Committee recessed at 1:34 p.m.

The Public Works Committee reconvened at 5:03 p.m.

(ii) City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy (PW19096) (City Wide) (Outstanding Business List Item) (Item 10.3)

Report PW19096, respecting City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy, was amended by revising recommendation (a), to read as follows:

- (a) That the Watermain Fire Flow Requirement Design Guidelines Policy attached as Appendix "A" to Report PW19096 be approved ***for a period of 10 months, with consultation with the Hamilton-Halton Homebuilders' Association (HHHBA) to occur in the final 4 months;***

For further disposition of this matter, refer to Item 8.

(iii) Eligibility Requirements for Riders to Access DARTS Transit System (PW19105) (City Wide) (Item 10.6)

Councillor Ferguson relinquished the Chair to Vice-Chair Danko.

WHEREAS, the number of riders has increased by 78% since 2013;

WHEREAS, 17,000 clients are registered and about half use the service;

WHEREAS, in 2019, 787,226 trips were taken, so the average person uses it 87 times per year;

WHEREAS, cost has increased significantly in recent years;

WHEREAS, the *Accessibility for Ontarians with Disabilities Act, 2005* (AODA), requires we only charge the same as a bus fare; and,

WHEREAS, since the service started in 1975, we have done no reassessment of any of the 17,000 clients, which AODA permits;

THEREFORE, BE IT RESOLVED:

That the City Auditor General be requested to complete an eligibility audit of clients registered for the Disabled and Aged Regional Transportation Service (DARTS) and report back to the Public Works Committee in Q1 2020.

Councillor Ferguson assumed the Chair.

For further disposition of this matter, refer to Item 11.

(j) MOTIONS (Item 11)

(i) Modification of the Waste Collection Services Request for Proposal to Include Options for Bi-Weekly Collection of Landfill Waste (City Wide) (Item 11.1)

The following Motion was DEFEATED:

WHEREAS, in September 2019 City staff reported that the successful Request for Proposal for the Operations and Maintenance of the Material Recycling Facility would result in a net annual increase in cost of \$2.697 million for a total increase in cost to taxpayers of \$13.485 million over the five-year contract term;

WHEREAS, Hamilton taxpayers are facing significant municipal property tax increases in the following years and Council is dedicated to identifying savings and efficiencies in waste management;

WHEREAS, in October 2019 the Regional Municipality of Niagara approved changing from weekly collection of one container of landfill waste to bi-weekly collection of two containers of landfill waste;

WHEREAS, nine comparable municipalities including Halton, Waterloo and Ottawa all have bi-weekly collection of landfill waste which has resulted in significant improvements to diversion from landfills;

WHEREAS, the City of Hamilton has a landfill waste diversion goal of 65%;

WHEREAS, the City of Hamilton currently has a landfill waste diversion rate between 40% to 50% which has remained stagnant over the last several years;

WHEREAS, it is estimated that bi-weekly landfill waste collection will improve diversion rates and for every 5% of landfill waste diverted, the life of the Glanbrook Landfill would be extended by another four years resulting in an estimated value to taxpayers of \$63 million in landfill space;

WHEREAS, in January 2012 City staff recommended bi-weekly collection of landfill waste as the preferred option for the 2013 to 2020 waste collection service contract with an estimated savings of approximately \$3 million annually over the collection period of 2013 to 2020;

WHEREAS, in April 2017 the previous term of Council directed staff to “investigate opportunities for various alternative service delivery methods for the City’s waste collection programs for Council’s consideration, while retaining the current public/private service delivery model, the weekly collection service and the garbage collection days...”;

WHEREAS, City Staff executed a contractual one-year extension to the 2013 to 2020 waste collection service contract in order to evaluate impacts of the *Waste-Free Ontario Act, 2016*, Extended Producer Responsibility; and,

WHEREAS, City staff are currently preparing a Request for Proposals for waste collection services including the weekly collection of landfill waste, bulk waste, yard waste, organic waste and front-end bin service garbage collection for the term of 2021-2028, and weekly collection of recyclables for the term of 2021 to 2025 to align with the *Waste-Free Ontario Act, 2016*, Extended Producer Responsibility;

THEREFORE, BE IT RESOLVED:

- (a) That staff amend the Request for Proposals for waste collection services that is currently being prepared to include the following two separate options for private sector bid:
 - (i) CONTRACTED WEEKLY LANDFILL WASTE COLLECTION of a single container of landfill waste and weekly collection of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection; and,
 - (ii) CONTRACTED BI-WEEKLY LANDFILL WASTE COLLECTION of two containers of landfill waste and maintaining weekly collection of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection;
- (b) That staff conduct an internal costing exercise to bring the procured waste collection service contract work in-house including the following two separate options:
 - (i) CITY WEEKLY LANDFILL WASTE COLLECTION of a single container of landfill waste and weekly collection of recycling,

call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection; and,

(ii) CITY BI-WEEKLY LANDFILL WASTE COLLECTION of two containers of landfill waste and maintaining weekly collection of recycling, call-in bulk waste, yard waste, organic waste and front-end bin service garbage collection;

(c) That staff report back to the Public Works Committee on the results of the private sector bid for waste collection services and the staff internal costing exercise to bring the procured waste collection service contract work in-house.

(k) NOTICES OF MOTION (Item 12)

Councillor Danko introduced the following Notice of Motion:

(i) Ward 1 Multi-Modal Connections Review (Added Item 12.1)

WHEREAS, Action 14 of the 2018 Council Approved Transportation Master Plan (TMP) is to integrate cycling infrastructure needs into the 10 Year Capital Budget for all road reconstruction, rehabilitation and new roads as guided by the updated Cycling Master Plan, with an emphasis on achieving physical separation;

WHEREAS, Action 15 of the TMP states that as part of the implementation of the cycling network, an evaluation of alternatives will be undertaken in order to select routes which maximize safety for cyclists and promote continuity of the network across the City;

WHEREAS, a number of local and collector streets within Ward 1 offer the potential to improve connections for cyclists, provide improved connections to transit and, with minor modifications, improve safety for all road users;

WHEREAS, the concept of neighborhood greenways involves use of small scale measures such as traffic calming and signage to improve conditions for pedestrians and cyclists on residential streets with lower traffic volumes and potential for lower speeds;

WHEREAS, the changes to the arterial road network associated with Light Rail Transit will present opportunities for, and a demand for, improved multi-modal connections;

WHEREAS, initial candidates for multi-modal improvements or neighborhood greenway interventions include Pearl Street, Kent Street,

Breadalbane Street, Leland Street, Emerson Street, Longwood Road South, and various intersections along King Street/Main Street;

WHEREAS, advance planning and design work is required to assess the current list of candidate opportunities for multi-modal connections in Ward 1 and subsequent consideration in the capital budgeting process;

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to undertake a review of opportunities for improved multi-modal connections in Ward 1 and report back to Public Works Committee with an implementation plan and costs for the resultant package of measures identified;
- (b) That the estimated cost of \$125,000 to retain a consultant to undertake a feasibility assessment and develop concept designs for short-listed opportunities be funded from the Ward 1 Area Rating Reserve Fund (108051); and,
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Councillor Whitehead introduced the following Notice of Motion:

(ii) Transit Shelter Installation at Upper Paradise Road at Wingfield Place (Ward 14) (Added Item 12.2)

WHEREAS, the City of Hamilton's Transit Division's strategic direction is to make transit your first choice, by providing customer-focused service that is safe and reliable;

WHEREAS, the City of Hamilton's transit stops act as gateways to residents in accessing transit services and transit shelters provide weather protection for transit customers;

WHEREAS, the Transit Division has received requests from residents through the Ward 14 Councillor office in 2018, and 2019, to install a transit shelter at the subject location; and,

WHEREAS, the Ward 14 Councillor has confirmed support for the installation of a transit shelter at the subject location to meet the transit needs of Ward 14 residents;

THEREFORE, BE IT RESOLVED:

- (a) That staff be authorized and directed to install a transit shelter and transit shelter pad at the bus stop on the northeast corner of Upper Paradise Road and Wingfield Place, to be funded from the Ward 14 Area Rating Reserve Fund (108064) at a cost of approximately \$15,000, with the installation to take place during the transit shelter installation schedule in 2020; and,
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

(i) Amendments to the Outstanding Business List (Item 13.1)

The following amendments to the Public Works Committee's Outstanding Business List, were approved:

- (a) Items Requiring a New Due Date:
 - (i) Redevelopment / Reuse of the former King George School Site, at 77 Gage Avenue North
Item on OBL: V
Current Due Date: December 2, 2019
Proposed New Due Date: March 2020
 - (ii) Waste Audits and Recycling in City of Hamilton Public Locations
Item on OBL: AAF
Current Due Date: December 2, 2019
Proposed New Due Date: January 13, 2020
- (b) Items Considered Complete and Needing to be Removed:
 - (i) Sackville Hill Seniors Recreation Centre's Expansion
Addressed as Item 7.2 on today's agenda
(PW19098/HSC19061)
Item on OBL: Q
 - (ii) Emergency Shoreline Protection Works
Addressed as Item 7.1 on today's agenda (PW19095) and
Item 6 of General Issues Committee Report 19-009
(FCS19038)
Item on OBL: R

- (iii) Hamilton-Halton Homebuilders' Association (HHHBA)
Delegation on Water Main Approval Issues and
Recommendations for Master-water/wastewater Servicing
Studies
Addressed as Item 7.5 and 7.5(a) on today's agenda
(PW18084)
Item on OBL: T
- (iv) Lead Water Service Replacement Loan Program
Amendments
Addressed as Item 9.1 on today's agenda (PW19094)
Item on OBL: AT
- (v) Bollard Installation along Herkimer St. and Motor Vehicle
Turning Restriction at the Intersection of Herkimer St. and
Queen St. S. (Hamilton Cycling Committee - Citizen
Committee Report)
Addressed as Item 7.4 on today's agenda
(PW19102/PED19236)
Item on OBL: AU
- (vi) Eligibility Requirements for Riders to Access DARTS Transit
Addressed as Item 10.6 on today's agenda (PW19105)
Item on OBL: AN
- (vii) Correspondence from Suzanne Mammel, Hamilton-Halton
Home Builders' Association, respecting the Implementation
of the Proposed New Hamilton Fire Flow Policy
Addressed as Item 10.3 on today's agenda (PW19096)
Item on OBL: AAL

(m) ADJOURNMENT (Item 15)

There being no further business, the Public Works Committee was adjourned at
7:16 p.m.

Respectfully submitted,

Councillor L. Ferguson
Chair, Public Works Committee

Alicia Davenport
Legislative Coordinator
Office of the City Clerk

Alleyway Classification System

Hierarchy Class	Description
A	Alleyway is assumed and provides a critical role to support surrounding businesses. Alleyway is located in a priority area and provides either commercial parking and delivery and/or public waste collection.
B	Alleyway is assumed and provides an important role in the community. Alleyway is located in any of the following: <ul style="list-style-type: none"> ▪ priority area; ▪ commercial parking and delivery area/route; ▪ public/private waste collection; and ▪ special consideration
C	Alleyway is assumed and only used for basic purposes, such as access to rear of yards, recreational spaces or overland flow routes.
D	Alleyway is unassumed and could be used for any of the following: <ul style="list-style-type: none"> ▪ commercial parking; ▪ public/private waste collection; ▪ special consideration; and ▪ access to rear yards or overland flow routes
E	Alleyway is either assumed or unassumed and is not being used by the surrounding community, often because it is fully encroached. Alleyway may have either Third-Party or City-Owned above/below ground infrastructure.

CITY OF HAMILTON

2020

ADVISORY COMMITTEES

BUDGET SUBMISSION

KEEP HAMILTON CLEAN & GREEN ADVISORY COMMITTEE

PART A: General Information

ADVISORY COMMITTEE MEMBERS:

Lennox Toppin (Chair)	Felicia Van Dyk (Vice Chair)
Brenda Duke	Danielle Hudson
Heather Donison	Kerry Jarvi (BIAAC Representative)
Leisha Dawson	Marisa DiCenso (HWCDSD Representative)
Rick Lipsitt	Sue Dunlop (HWDSB Representative)
Clr. N. Nann (Council Representative)	

MANDATE:

Reporting through the Public Works Committee, the Keep Hamilton Clean & Green (KHCG) committee will provide input and advice to staff and Council on engaging citizens to take greater responsibility for improving our community environments. The KHCG's primary focus is on effecting behaviours and attitudes conducive to a clean, healthy and safe community through leadership and action.

The committee will provide input and guidance to City staff, Council and other stakeholders on community involvement, private sector involvement and identification of resources to sustain Clean & Green Hamilton programs and initiatives that aim to beautify our community, promote environmental stewardship and prevent litter, illegal dumping and graffiti.

PART B: Strategic Planning

STRATEGIC OBJECTIVES:

- Litter
 - Support the development and marketing of a coordinated cigarette litter prevention program.
 - Lead the promotion and collaboration with community partners for the implementation of Team Up to Clean Up.
 - Administer Keep America Beautiful's Community Appearance Index survey in 2020.
 - Support and promote City and community litter remediation and prevention initiatives.
- Illegal Dumping
 - Support the development of educational and communication tools to prevent illegal dumping.
- Graffiti
 - Support stakeholder engagement strategies and victim assistance initiatives with prevention and remediation tools.
- Beautification
 - Recognize volunteer contributions to beautification initiatives and projects that support the Clean & Green Hamilton Strategy.
 - Support neighbourhood beautification and greening initiatives as needed.
- Environmental Stewardship
 - Support and promote the engagement of citizen volunteers in programs and initiatives that encourage ecological integrity and minimize human impact on natural habitats and ecosystems on public and private properties.

ALIGNMENT WITH CORPORATE GOALS:

Please check off which Council approved Strategic Commitments your Advisory Committee supports			
1) Community Engagement & Participation	✓	2) Economic Prosperity & Growth	
3) Healthy & Safe Communities	✓	4) Clean & Green	✓
5) Built Environment & Infrastructure	✓	6) Culture & Diversity	
7) Our People & Performance			

PART C: Budget Request

INCIDENTAL COSTS:

Meeting Expenses	\$1,450
Keep America Beautiful Affiliate Fee / Training and Development	\$3,600
SUB TOTAL	\$5,050

SPECIAL EVENT/PROJECT COSTS:

Cigarette Litter Prevention	\$2,500
Team Up to Clean Up	\$3,100
Graffiti	\$2,000
Volunteer recognition	\$600
Clean & Green Neighbourhood Grants	\$5,000
SUB TOTAL	\$13,200

TOTAL COSTS	\$18,250
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Funding from Advisory Committee Reserve (only available to Advisory Committees with reserve balances)	\$0
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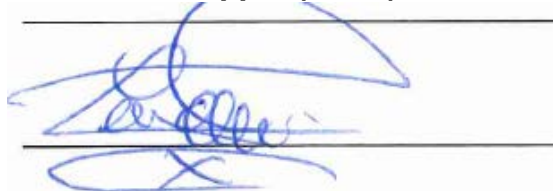
TOTAL 2020 BUDGET REQUEST (net of reserve funding)	\$18,250
PREVIOUS YEAR (2019) APPROVED BUDGET (Includes base budget of \$18,250 and reserve funding of \$15,615)	\$33,865

CERTIFICATION:

Please note that this document is a request for a Budget from the City of Hamilton Operating budget. The submission of this document does not guarantee the requested budget amount. Please have a representative sign and date the document below.

Representative's Name: **Lennox Toppin (Chair)**

Signature:



Date:

OCTOBER 21, 2019

Telephone # : Staff Liaison Diedre Rozema ext. 5089

City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy

Table 1 - City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy Table

Policy No.	Policy Area	Policy Statement	Best Practices and Criteria
2019-FF-1	Development Application Approach	“The City of Hamilton endeavours, through this policy, to provide a water distribution network with a system Available Fire Flow (AFF – water available for fighting a fire) that meets the greater of the Required Fire Flow calculated using the Ontario Building Code (OBC) water supply flow rate method or the City’s Target AFF based on land use. Developers shall be responsible for providing the system AFF appropriate for the development being proposed.”	<ul style="list-style-type: none"> • Shorter approvals times with fewer submissions • Potential reduced construction, maintenance and replacement costs • Clarity and consistency in the calculations approach • Reasonable sizing of local watermains • Aligns with established Ontario Building Code-OBC practice
2019-FF-1a	Development Application Approach	“Developers are required to meet OBC standards for building construction. No credits will be considered for reducing required fire flow outside of any provisions contained within the <i>Ontario Building Code Act</i> or regulations under the <i>Act</i> .”	
2019-FF-1b	Development Application Approach	“OBC required fire flow calculations will be required as part of any development application submission. The required fire flow will be determined using the OBC water supply flow rate method (OBC section A-3.2.5.7). This methodology will be applied to all buildings falling under Part 3 and Part 9 of the Building Code (OBC sections 1.1.2.2 and 1.1.2.4). “	
2019-FF-1c	Development Application Approach	“System available fire flow calculations will be required as part of a development application submission and will be based on field testing and/or hydraulic modelling (as directed by the City). System available fire flow shall meet or exceed the greater of OBC required fire flow or the target AFF for the land use being proposed. For mixed use developments the target available fire flow	

City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy

Policy No.	Policy Area	Policy Statement	Best Practices and Criteria																		
		<p>will be based on the proposed land-use with the highest target available fire flow. The target available fire flow will be as defined in Table 1: Target AFF”</p> <p>Table 1: Target AFF</p> <table data-bbox="638 540 1234 954"> <thead> <tr> <th data-bbox="638 540 1094 610">Land Use (L/s)</th> <th data-bbox="1094 540 1234 610">Target AFF</th> </tr> </thead> <tbody> <tr> <td data-bbox="638 618 1094 654">Commercial</td> <td data-bbox="1094 618 1234 654">150</td> </tr> <tr> <td data-bbox="638 662 1094 698">Small ICI (<1,800 m3)¹</td> <td data-bbox="1094 662 1234 698">100</td> </tr> <tr> <td data-bbox="638 706 1094 742">Industrial</td> <td data-bbox="1094 706 1234 742">250</td> </tr> <tr> <td data-bbox="638 750 1094 786">Institutional</td> <td data-bbox="1094 750 1234 786">150</td> </tr> <tr> <td data-bbox="638 794 1094 829">Residential Multi²</td> <td data-bbox="1094 794 1234 829">150</td> </tr> <tr> <td data-bbox="638 837 1094 873">Residential Medium (3 or less units)³</td> <td data-bbox="1094 837 1234 873">125</td> </tr> <tr> <td data-bbox="638 881 1094 917">Residential Single</td> <td data-bbox="1094 881 1234 917">75</td> </tr> <tr> <td data-bbox="638 925 1094 961">Residential Single (Dead End)</td> <td data-bbox="1094 925 1234 961">50</td> </tr> </tbody> </table> <p>1 1800m3 represents a maximum building volume that qualifies as “Small ICI”</p> <p>2Residential Multi is defined as a residential dwelling with > 3 units</p> <p>3Residential Medium is defined as a residential dwelling with ≤ 3 units</p>	Land Use (L/s)	Target AFF	Commercial	150	Small ICI (<1,800 m3) ¹	100	Industrial	250	Institutional	150	Residential Multi ²	150	Residential Medium (3 or less units) ³	125	Residential Single	75	Residential Single (Dead End)	50	
Land Use (L/s)	Target AFF																				
Commercial	150																				
Small ICI (<1,800 m3) ¹	100																				
Industrial	250																				
Institutional	150																				
Residential Multi ²	150																				
Residential Medium (3 or less units) ³	125																				
Residential Single	75																				
Residential Single (Dead End)	50																				
2019-FF-1d	Development Application Approach	“System upgrades required to achieve the greater of the OBC required fire flow or the target available fire flow (Table 1) will be the responsibility of the developer subject																			

City of Hamilton Watermain Fire Flow Requirement Design Guidelines Policy

Policy No.	Policy Area	Policy Statement	Best Practices and Criteria
		to local servicing policy and subject to the City’s state of good repair program.”	
2019-FF-2	Master Plan Approach	“The City of Hamilton will establish acceptable trunk infrastructure levels of service for fire flow and storage through consideration of land use and the Ministry of Environment, Conservation and Parks Design Guidelines”.	<ul style="list-style-type: none"> • Robust and reliable trunk network and infrastructure from which local sub-networks are serviced • Offers flexibility in growth options and GRIDS2 growth strategies
2019-FF-2a	Master Plan Approach	“The City’s Master Plan process will continue to establish system level of service for fire flow (trunk system and facilities)”.	
2019-FF-2b	Master Plan Approach	“The City’s Master Plan process, which will be based on Growth Related Integrated Development Strategy (GRIDS2) and the City’s Official Plan, will proactively develop intensification programs that will identify development related upgrades that can address both growth and fire flow deficiencies”.	
2019-FF-3	State of Good Repair Approach	“The City will be setting minimum available fire flow targets based on the recommendations of this study. The City will upgrade watermains to achieve target available fire flows, where practically feasible, through its ongoing state of good repair program“.	
2019-FF-4	Conformity with Legislation	As required this policy will be reviewed and amended to align with changes in related legislation.	

Cootes Paradise Heritage Lands Management Plan

EXECUTIVE SUMMARY

The purpose of this Management Plan is to develop a set of management directions for the Cootes Paradise Heritage Lands, which is one of six Heritage Lands within the Cootes to Escarpment EcoPark System. The Heritage Lands are owned by Royal Botanical Gardens, City of Hamilton and the Hamilton Conservation Authority. This Management Plan will inform the protection, enhancement and communication of the important natural and cultural features within the Cootes Paradise Heritage Lands. This Management Plan is a compilation of detailed information about the Cootes Paradise Heritage Lands and the articulation of the partner agencies’ joint vision for the holistic management of their lands. It provides a framework for future planning and implementation actions at the individual site level.

Development of this Management Plan involved community consultation to identify management issues and concerns as well as compilation of information on the recreational, natural and cultural resources of the Heritage Lands (detailed in the Inventory, Issues and Opportunities report for the Cootes Paradise Heritage Lands, North-South Environmental Inc. et al. 2018). This Management Plan also applied the Niagara Escarpment Parks and Open Space System planning framework to identify classifications and zones (detailed in the Classification and Zoning report for the Cootes Paradise Heritage Lands, Appendix 1).

This Management Plan contains a summary of the background and context of the Cootes Paradise Heritage Lands area followed by a summary of significance. Further detailed information can be found in the Inventory, Issues and Opportunities Report (North-South Environmental Inc. et al. 2018). Section 3.0 discusses issues and opportunities. Section 4.0 summarizes the management recommendations for the Heritage Lands, including the classification and zoning of the Heritage Lands, followed by implementation recommendations in Section 5.0 and monitoring recommendations in Section 6.0.

This Management Plan recommends several actions for future management of the Cootes Paradise Heritage Lands. The recommendations are organized into three categories:

- Approach to Management Recommendations;
- Overarching Management Recommendations; and
- Cootes Paradise Heritage Lands Management Recommendations.

An outline for implementing the recommended management actions is provided in Section 5.0 after which monitoring, and evaluation are identified in Section 6.0.

For the full report please visit: <https://www.cootestoescarpmentpark.ca/cootes-paradise-plan>

Borer’s Falls – Rock Chapel Heritage Lands Management Plan

EXECUTIVE SUMMARY

The purpose of this Management Plan is to develop a set of management directions for the Borer’s Falls – Rock Chapel Heritage Lands, which is one of six Heritage Lands within the Cootes to Escarpment EcoPark System. The Heritage Lands are owned by the Hamilton Conservation Authority, Royal Botanical Gardens, Conservation Halton, and the City of Hamilton. This Management Plan will inform the protection, enhancement and communication of the important natural and cultural features within the Borer’s Falls - Rock Chapel Heritage Lands. This Management Plan is a compilation of detailed information about the Borer’s Falls - Rock Chapel Heritage Lands and the articulation of the partner agencies’ joint vision for the holistic management of their lands. It provides a framework for future planning and implementation actions at the individual site level.

Development of this Management Plan involved community consultation to identify management issues and concerns as well as compilation of information on the recreational, natural and cultural resources of the Heritage Lands (detailed in the Inventory, Issues and Opportunities report for the Borer’s Falls - Rock Chapel Heritage Lands, North-South Environmental Inc. et al. 2018). This Management Plan also applied the Niagara Escarpment Parks and Open Space System planning framework to identify classifications and zones (detailed in the Classification and Zoning report for the Borer’s Falls - Rock Chapel Heritage Lands, Appendix 1).

This Management Plan contains a summary of the background and context of the Borer’s Falls - Rock Chapel Heritage Lands area followed by a summary of significance. Further detailed information can be found in the Inventory, Issues and Opportunities Report (North-South Environmental Inc. et al. 2018). Section 3.0 discusses issues and opportunities. Section 4.0 summarizes the management recommendations for the Heritage Lands, including the classification and zoning of the Heritage Lands, followed by implementation recommendations in Section 5.0 and monitoring recommendations in Section 6.0.

This Management Plan recommends several actions for future management of the Borer’s Falls - Rock Chapel Heritage Lands. The recommendations are organized into three categories:

- Approach to Management Recommendations;
- Overarching Management Recommendations; and
- Borer’s Falls - Rock Chapel Heritage Lands Management Recommendations.

An outline for implementing the recommended management actions is provided in Section 5.0 after which monitoring, and evaluation are identified in Section 6.0.

For the full report please visit: <https://www.cootestoescarpmentpark.ca/borer%27s-falls-rock-chapel-plan>



Final

Truck Route Master Plan Review: Consultation/Engagement Strategy



Prepared for City of Hamilton
by IBI Group
In association with GLPi and David Kriger Consultants Inc.
October 23, 2019

CLIENT:	City of Hamilton
PROJECT NAME:	Hamilton Truck Route Master Plan Review
REPORT TITLE:	Truck Route Master Plan Review: Consultation/Engagement Strategy
IBI REFERENCE:	121911
VERSION:	1.1
DIGITAL MASTER:	J:\121911_HMN_truckMP\5.0_Correspondence\5.8_Consultation\Strategy\TTW_TRM P-consultation-engagement-strategy_2019-09-04.docx
ORIGINATOR:	Andrae Griffith, Trevor Jenkins
REVIEWER:	Matt Colwill
AUTHORIZATION:	Ron Stewart
CIRCULATION LIST:	Omar Shams, Steve Molloy, Brian Hollingworth
HISTORY:	V0.3 Draft

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1 Approach

The project team will identify a comprehensive set of needs and concerns by purposefully engaging various affected communities and facilitating dialogue with City of Hamilton residents, the Council Truck Route Sub-committee, adjacent municipalities/provincial agencies and other stakeholders throughout the study. The vision will be “collaboration, not confrontation”.

This Public Consultation/Engagement Strategy outlines the actions that will be undertaken to provide residents and key stakeholders the opportunity to understand the study scope and purpose, and keep them up to date on study activities and progress. The study requires a balanced assessment of the needs and objectives of the community, the City and its stakeholders.

IBI Group will consult stakeholder groups and members of the public in two phases over the course of the project:

- **Phase 1** will be conducted near the beginning of the study. This phase will adopt a two-fold “Let’s Talk Trucks” approach:
 - a. The first goal will be to provide information to stakeholders on the policies, structure and trade-offs within Hamilton’s Official Plan and strategies, and the existing truck route network. This may include discussion on the difference between types of networks (e.g. permissive vs. hybrid), trade-offs of having a dense versus leaner network, reasons trucks travel within Hamilton and the types of truck (e.g. weights, categories); and,
 - b. The second goal will be to focus on listening to stakeholders, collecting comments and answering questions for all topics related to the truck route network and study. This will include existing issues (e.g. hotspots), direction for the study and lived experiences of residents, travellers and businesses on how the truck route network works or does not work for them.
- **Phase 2** will be conducted further along in the study to present the study’s preliminary findings and recommendations. Members of the public and stakeholders will be given an opportunity to provide feedback, which will be used to refine and finalize the recommended truck route network.

All consultation activity content will be submitted to City Project Staff for review and approval. IBI Group will prepare all notices, advertisements, and display and presentation materials (as required), and provide professional staff to lead discussions. The consultation activity venues are assumed to be secured by City Project Staff, and they are also assumed to arrange for stakeholder and public notification through email blasts, postings on the City’s website, social media advertisements, and/or newspaper advertisements.

2 Work Plan

2.1 Communication Strategy

Task 1: City Website Updates and Social Media

With a view to keeping the public and stakeholders up to date on the study’s progress, communicating public consultation/engagement activities, and providing an alternative method of asking questions providing feedback, IBI Group will prepare materials for the City to post on its

dedicated study website. This will include providing all relevant project materials, including notices, stakeholder meeting materials, PIC boards and handouts, and Pop-Up Engagement handouts in a format that can be posted onto the City of Hamilton website (e.g. PDF file). Development of communication materials will incorporate the recommended practices from the City of Hamilton's *Equity, Diversity and Inclusion Handbook*.

Ongoing maintenance of website content is not assumed to be part of this scope. IBI Group will also create a set of local and social media advertisements introducing the study and providing information about public engagement activities for the City to post.

2.2 Consultation/Engagement Plan

Task 2: City Project Team/Technical Advisory Committee Meetings

Four City Project Team meetings are anticipated at the following key junctures in the study:

- **Study Initiation Meeting (Completed August 2019):** IBI Group will prepare an updated Work Plan, Engagement Plan and Schedule to present at this meeting. This session will set the course for the collection of GIS data and other information and background materials;
- **Phase 1 Completion Meeting:** This will discuss the policy directions and other findings of Phase 1, as well as preliminary findings from Stage 2 review of practices and policies. This meeting will be very important in setting a firm foundation for the remaining technical work. Technical Memorandum #1 will be refined based on the outcomes of this meeting;
- **Recommended Truck Network Meeting:** This meeting will discuss the findings of Stages 2 and 3, including the recommended truck route network and how it was developed. Technical Memorandum #3 will be refined based on the findings of this meeting; and,
- **Draft Final Report Meeting:** This meeting will discuss the contents of, and obtain final feedback for the Draft Final Report, and all supporting documents.

Task 3: Stakeholder Meetings

Key industry stakeholders will be invited to meet with IBI Group and the City Project Team. Throughout the course of the study, the following stakeholder meetings will be conducted:

- One (1) Joint meeting with adjacent municipalities and provincial agencies;
- Three (3) Council Truck Route Sub-committee meetings;
- Two (2) Moderated-facilitated Panel Discussion/Focus Groups;
- Two (2) Goods movement community (port, airport, and trucking association) meetings;
- Four (4) Business Community (BIAs and Chamber of Commerce) meetings;
- Two (2) major phases of broader City-wide engagement meetings/community forums at four locations; and,
- One (1) City Council meeting.

Depending on the meeting's timing and purpose, the stakeholder meetings will consist of an IBI Group led presentation discussing the study's purpose, methodology, analysis, and/or preliminary findings and recommendations. The formal presentation will be followed by some mix of open and structured discussion where attendees will be provided an opportunity to ask

questions and provide feedback. Feedback collected during these meetings will be given due consideration in the further refinement and finalization of the study's analysis, findings, and recommendations. The stakeholder meetings aim to incorporate the principles and strategies outlined in the City's *Equity, Diversity and Inclusion Handbook*.

The City Project Team will be responsible for issuing invitations and securing venues for the stakeholder meetings.

Phase 1 Stakeholder Meetings – Fall 2019

Meetings conducted during Phase 1 will follow the 'Let's Talk Trucks' format discussed in Section 1. The objective of the meetings in this phase will be to provide a foundation on what the truck route master plan is and how it works, followed by a listening stage to collect stakeholder feedback, comments, questions, and perspectives on their lived experiences using, interacting or conversing with the network.

Truck Route Sub-committee Meeting #1 – Fall 2019

- | | |
|-----------|---|
| Objective | <ul style="list-style-type: none"> • Introduce core members of the IBI Group project team to the sub-committee. • Present the draft consultation and engagement plan for input from members prior to implementing it. |
| Approach | <ul style="list-style-type: none"> • Staff report, presentation and Q&A at a subcommittee meeting. |
| Outcome | <ul style="list-style-type: none"> • Support for the consultation and engagement plan. Feedback from subcommittee on the document will be considered and may be incorporated into the final plan. |

Adjacent Municipalities and Provincial Agencies – Fall 2019

- | | |
|-----------|--|
| Objective | <ul style="list-style-type: none"> • Understand any upcoming or potential changes to truck routes in adjacent municipalities and MTO roadways. • Collect feedback on truck-related hotspots. |
| Approach | <ul style="list-style-type: none"> • Daytime meeting with representatives from municipalities and provincial agencies. • Initial presentation outlining the study and existing truck route network and masterplan followed by a structured discussion. |
| Outcome | <ul style="list-style-type: none"> • Minutes outlining the comments, feedback and ideas discussed in the meeting that document inter-city connections input for Phase 2. |

Business Community Meeting #1A (Chamber of Commerce) and 1B (BIAs) – Fall 2019

- | | |
|-----------|--|
| Objective | <ul style="list-style-type: none"> • Collect feedback from business groups that may rely on goods movement to operate, but are not necessarily be in the business of goods movement • Understand hotspots, challenges/opportunities, major origins/destinations and how local businesses rely on goods movements to operate. |
| Approach | <ul style="list-style-type: none"> • A daytime facilitated workshop to listen to concerns from a cross-section of businesses representatives. The workshop will be held at a central, accessible venue. • The session will follow the Let's Talk Trucks approach: it will start with a brief educational presentation to provide attendees with an understanding of how the network works and is structured. It will be followed by an open workshop discussion among those present. |
| Outcome | <ul style="list-style-type: none"> • Meeting minutes that summarize the feedback provided by representatives. |

Goods Movement Community Meeting #1 – Fall 2019

- Objective
- Collect feedback from existing users on of the truck route network and master plan
 - Understand hotspots, challenges/opportunities, major origins/destinations and how goods movement firms use the network.

- Approach
- A daytime facilitated workshop to listen to concerns from a cross-section of goods movement groups/agencies. The workshop will be held at a central, accessible venue.
 - The session will follow the Let's Talk Trucks approach: it will start with a brief educational presentation to provide attendees with an understanding of how the network works and is structured. It will be followed by an open workshop discussion among those present.

- Outcome
- Meeting minutes that summarize the feedback provided by representatives.

Moderated-Facilitated Panel Discussion/Focus Group #1 – Fall 2019

- Objective
- Collect feedback from representatives of groups with interests related to the study, including groups that may not typically attend other consultation and engagement events (e.g. equity seeking groups) to ensure their voices are heard.

- Approach
- An evening facilitated workshop with representatives from a cross-section of stakeholder groups. The workshop will be held at a central, accessible venue and be led by an independent facilitator (Glenn Pothier).
 - The session will follow the Let's Talk Trucks approach: it will start with a brief educational presentation to provide attendees with an understanding of how the network works and is structured. It will be followed by small-group workshop where facilitators will listen and record feedback.
 - Invite representatives from a cross-section of interest and advocacy groups. Possible sectors that could be invited include:
 - Transportation (e.g. Truck Route Reboot, Environment Hamilton, Cycle Hamilton);
 - Equity (e.g. Hamilton Roundtable for Poverty Reduction, Immigrant Workers Centre, Hamilton Centre for Civic Inclusion);
 - Resident groups (e.g. neighbourhood associations, student associations);
 - Health/accessibility (e.g. Advisory Committee for Persons with Disabilities, Seniors Advisory Committee); and,
 - Other groups as identified, which could include individuals from previous stakeholder meetings who could be a willing and constructive part of the collaborative process.

- Outcome
- Meeting minutes that summarize the feedback provided by representatives.

Truck Route Sub-committee Meeting #2 – Winter 2020

- Objective
- Discuss the policy direction and other findings of Phase 1 (e.g. themes and hotspots identified during consultation).
 - Preliminary findings from Phase 2 review of practices and policies.

- Approach
- Staff report, presentation and Q&A at a meeting of the subcommittee.

- Outcome
- Direction from subcommittee for Stage 2, if applicable.

Phase 2 Stakeholder Meetings – Winter 2020

The second phase of consultation will take place throughout winter 2020. The objective of this phase is to present the preliminary findings and recommendations to stakeholders and collect their feedback and input on how the plan can be refined.

Goods Movement Community Meeting #2 – Winter 2020

- Objective
- Present the preliminary findings and recommendations and collect feedback on them, prior to going to PIC #2.
 - Identify potential refinements and improvements to the preliminary findings and recommendations prior to going to PIC #2.

- Approach
- The session will start with a report back on Phase 1 consultation themes, and introduce preliminary Phase 2 findings and recommendations. The groups could then discuss different aspects (e.g. policy, route network, etc.) in facilitated discussion on specific topics of interest.
 - A similar time, venue and format will be used for this meeting.

- Outcome
- Meeting minutes that summarize the feedback provided by representatives.

Business Community Meeting #2A (Chamber of Commerce) and 2B (BIAs) – Winter 2020

- Objective
- Present the preliminary findings and recommendations and collect feedback on them, prior to going to PIC #2.
 - Identify potential refinements and improvements to the preliminary findings and recommendations prior to going to PIC #2.

- Approach
- The session will start with a report back on Phase 1 consultation themes, and introduce preliminary Phase 2 findings and recommendations. The groups could then discuss different aspects (e.g. policy, route network, etc.) in facilitated discussion on specific topics of interest.
 - A similar time, venue and format will be used for this meeting.

- Outcome
- Meeting minutes that summarize the feedback provided by representatives.

Moderated-Facilitated Panel Discussion/Focus Group #2 – Winter 2020

- Objective
- Present the preliminary findings and recommendations to attendees and collect feedback on them, prior to going to PIC #2.
 - Identify potential refinements and improvements to the preliminary findings and recommendations prior to going to PIC #2.

- Approach
- An evening facilitated workshop to listen to concerns from a cross-section of stakeholder groups. The workshop will be held at a central, accessible venue. An independent facilitator (Glenn Pothier) will lead the workshop.
 - The session will start with a report back on Phase 1 consultation themes, and introduce preliminary Phase 2 findings and recommendations. The groups could then discuss different aspects (e.g. policy, route network, etc.) in facilitated table discussion on specific topics of interest.
 - The same groups will be invited to participate in this session as in Session #1

- Outcome
- Meeting minutes that summarize the feedback provided by representatives.

Truck Route Sub-committee Meeting #3 – Summer/Fall 2020

- Objective
- Present the final findings and recommendations.
 - Obtain a recommendation from the sub-committee to adopt the Truck Route Master Plan Review by City Council.

- Approach
- Staff report, presentation and Q&A at a meeting of the subcommittee.
 - Provide an overview of the recommended master plan, policies and network and address comments or questions that members or the community or debutants may have.

- Outcome
- Recommendation to City Council to approve the Truck Route Master Plan Review.

City Council Meeting #1 – Fall 2020

- Objective:
- Present the recommendations of the study to City Council for adoption, including the preferred truck route network.

- Approach:
- Presentation and Q&A at a meeting of City Council.

- Outcome:
- Approved truck route master plan.

Task 4: City-Wide Public Information Centres and Pop-Up Engagement

Two rounds of four Public Information Centres (PICs) will be conducted during the course of the study (eight PICs total). These will be complemented by two rounds of two pop-up events that will occur at approximately the same time (four pop-ups total).

PIC Round #1 – Fall 2019

The first round of PICs would will be held shortly after the project commencement to ensure the public and relevant stakeholders are given an opportunity to provide input in shaping the study. These PICs will adopt the “Let’s Talk Trucks” approach. Handout sheets and display boards will be developed to educate attendees on attributes related to the plan, including:

- Providing information on the Hamilton Official Plan and other strategies that influence the truck route network;
- Providing information on the different types of trucks (e.g. categories of sizes and weights);
- Displaying the current truck route network;
- Explaining what the types of truck route networks (e.g. hybrid vs. permissive); and,
- Discussing the pros and cons of dense versus lean network,

The event attendees will be encouraged to provide feedback on truck route network concerns and issues via comment sheets and maps created by IBI Group. The aim would be to understand what the public likes and doesn’t like about truck route movements, and how they would like the truck route network to perform.

Based on IBI Group’s past experience, a “drop-in” open house format, with boards on display to present existing conditions to help lead discussions, is found to be effective. Alternative event formats include workshops or a presentation with a questions/answers period. The exact format of the event will be confirmed with City Staff.

PIC Round #2 – Winter 2020

The second round of PICs will be conducted at the end of the technical component to present and discuss the preliminary findings and recommendations. It would follow a similar format to PIC #1 (TBC with City Staff). The content of this PIC will centre on:

- The methodology used to develop alternatives network;
- How network alternatives were evaluated; and,
- The preliminary recommended truck route network.

At a minimum, event attendees will be encouraged to provide feedback via comment sheets created by IBI Group.

Pop-Up Events – Fall 2019 and Winter 2020

In addition to the formal PICs, two rounds of two pop-up community events will be hosted throughout the City that are timed to take place around the same time as the PICs. The objective of these events is to connect with residents who may not typically come out to PIC events, raise awareness of the study, and collect feedback. The timing of the pop-up events will be in line with the PICs.

The pop-up events will consist of two staff members with a banner, small table and handout materials. They will have relevant background information to inform individuals about the studies, collect comments, and provide handout cards that will direct individuals to the survey, website and study contacts. Depending on the specific location, rovers can also disseminate into the crowds to hand out information cards. Possible locations for these pop-up events could include those listed in Exhibit 1. The location of the events will be strategically determined through consultation with City Staff.

Exhibit 1: Potential Events and Venues for Pop-Up Events

FESTIVALS & EVENTS	REGULAR EVENTS	OTHER EVENTS
CP Holiday Train (Dec/TBA) Winterfest (Feb/TBA) March Break Activities (e.g. Westfield Heritage Village Maple Syrup Festival)	Art Crawl (second Friday of every month) Barton Village BIA First Friday (first Friday of every month) Concession Street BIA Sidewalk Sounds (third Friday of every month) Ti-Cat Shuttle pick-up (e.g. Lime Ridge, Eastgate or University Plaza)	Lime Ridge Mall Library Branch Recreation Centre

IBI Group can also provide pop-up booth materials to the City should they choose to conduct additional pop-up events outside the scope of this assignment.

Task 5: Online Survey/Questionnaire

An online survey/questionnaire will be completed as part of the public engagement activities during the first phase of engagement near the end of Stage 1. The survey will target both stakeholders and City of Hamilton residents. The online survey can be hosted on a website such as Survey Monkey, LimeSurvey or on the City’s website, and will be launched at the first PIC/Workshop/Open House and made available for a six-week period.

Draft survey questions will be submitted to the City Project Team for review, and will focus on identifying existing issues, truck route network problem areas, and desired study outcomes. The questions will be finalized based on comments provided by the City.

Task 6: City Council Presentation

The culminating activity of the study is to present the final TRMP Study Review report to City Council and responding to Council questions and comments.

3 Schedule

The workflow of meetings and consultation/engagement activities identified in Section 2 are shown in Exhibit 2. A high-level schedule of each phase of consultation is shown in Exhibit 3. Exact dates will be confirmed in consultation with City staff.

Exhibit 2: Engagement and Consultation Activity Work Flow

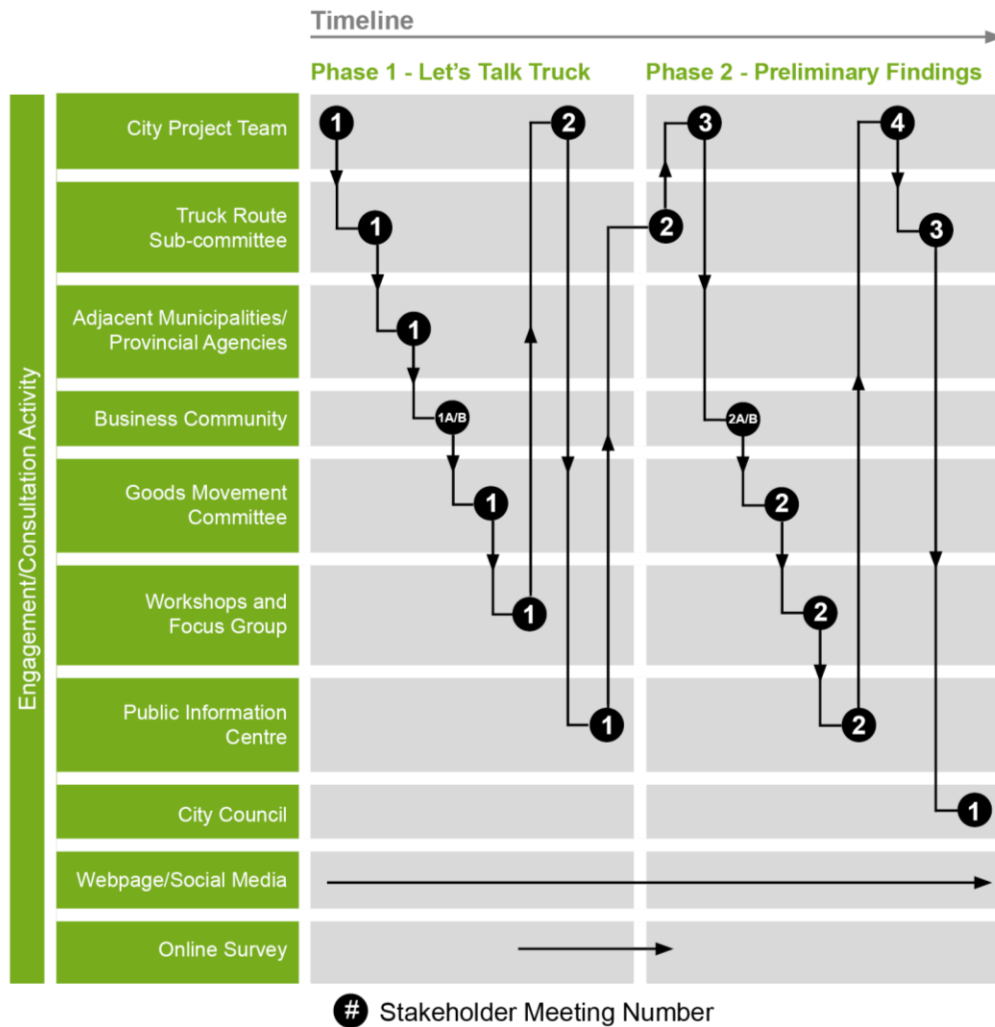
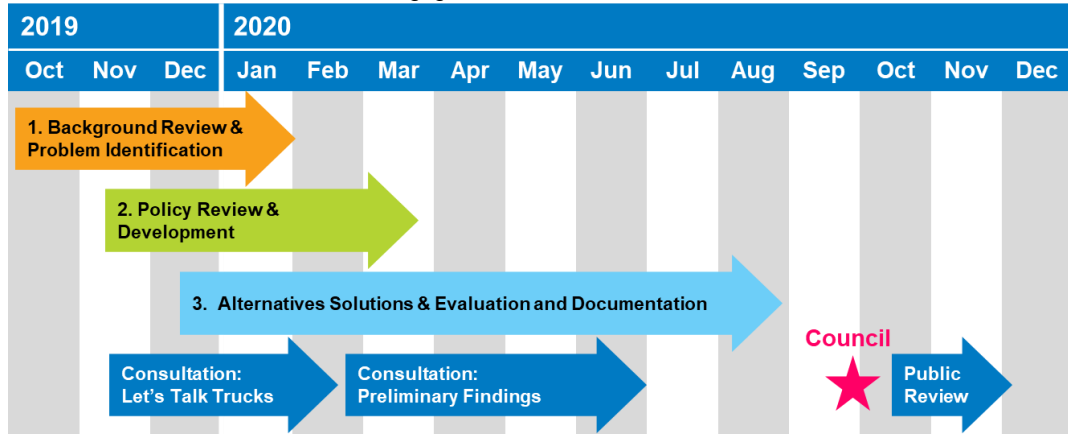


Exhibit 3: Tentative Consultation and Engagement Schedule





**BOARD OF HEALTH
REPORT 19-011**

1:30 p.m.

Monday, November 18, 2019

Council Chambers

Hamilton City Hall

Present: Councillor M. Wilson (Vice-Chair)
Councillors J. Farr, N. Nann, S. Merulla, C. Collins, T. Jackson, E. Pauls, J.P. Danko, B. Clark, M. Pearson, L. Ferguson, A. VanderBeek
T. Whitehead, and J. Partridge

**Absent with
Regrets:** Mayor F. Eisenberger (Chair), Councillor B. Johnson – City Business

THE BOARD OF HEALTH PRESENTS REPORT 19-011 AND RESPECTFULLY RECOMMENDS:

1. Communications (Items 5.1-5.6)

That the following recommendations be approved:

- (a) **Correspondence from the Regional Municipality of Durham to Prime Minister Justin Trudeau respecting a Notice of Motion regarding the Opioid Overdose Emergency Resolution (Item 5.1)**

Recommendation: Be endorsed with a letter to the Federal and Provincial Ministers of Health.

- (b) **Correspondence from Kingston, Frontenac and Lennox & Addington Public Health respecting Comprehensive Measures to Address the Rise of Vaping in Canada (Item 5.2)**

Recommendation: Be endorsed with a letter to the Minister of Health.

- (c) **Correspondence from Kingston, Frontenac and Lennox & Addington Public Health, respecting a Resolution regarding the Immediate Removal of Regulation 268 of the *Smoke-Free Ontario Act, 2017* (Item 5.3)**

Recommendation: Be endorsed with a letter to the Ontario Minister of Health.

- (d) **Correspondence from the Anita Dubeau, Board Chair for the Simcoe Muskoka District Health Unit respecting Restrictions of Vaping Products and Flavoured E- cigarettes (Item 5.5)**

Recommendation: Be endorsed with a letter to the Ontario Minister of Health.

- (e) **Correspondence from the Windsor-Essex County Health Unit respecting the Harms of Vaping and the Next Steps for Regulation (Item 5.6)**

Recommendation: Be endorsed with a letter to the Ontario Minister of Health.

2. Declaration of an Opioid Crisis in the City of Hamilton (Added Item 11.1)

WHEREAS, the opioid crisis is affecting municipalities across Ontario, including Hamilton;

WHEREAS, opioid-related overdose emergency department visits and opioid-related deaths are increasing annually in Hamilton;

WHEREAS, the number of overdose emergency department visits for people living in the City of Hamilton is highest for opioids compared to other substances, accounting for 574 opioid overdose emergency department visits in 2018;

WHEREAS, from January to December of 2018 there were 123 opioid-related deaths, representing a 40% increase over the previous year;

WHEREAS, Hamilton's 2018 opioid-related death rate was 109% higher than or more than double the provincial rate (21.3 deaths per 100,000 population vs. 10.2 per 100,000 for Ontario);

WHEREAS, in 2018, Hamilton had the 3rd highest opioid-related mortality rate among health units in Ontario, and Hamilton had the highest opioid mortality rate among health units in southern Ontario;

WHEREAS, in 2018, the City of Hamilton had the 4th highest opioid-related mortality rate among large urban population centres in Ontario;

WHEREAS, to date in 2019 (January 1 to November 6) Hamilton Paramedic Services has responded to 516 incidents related to suspected opioid overdoses, close to 12 per week or 2 per day; and,

WHEREAS, life expectancy in Canada has stopped increasing for the first time in more than four decades, due largely to soaring overdose deaths nationally, in particular, among young adult men.

THEREFORE BE IT RESOLVED:

- (a) That the Board of Health recommend to Council to acknowledge and declare an Opioid Overdose Emergency in the City of Hamilton;
- (b) That a letter be sent to the Honourable Christine Elliott, Minister of Health in support of the following:
 - (i) The addition of Injectable Opioid Agonist Therapies at their required concentrations to the Ontario Drug Benefit Formulary for the treatment of opioid use disorder;
 - (ii) Seeking authority from Health Canada to import diacetylmorphine (pharmaceutical heroin) for use as a managed opioid program medication in Ontario; and,
 - (iii) Ensuring that managed opioid medications are universally accessible to all Ontarians who could benefit from these kinds of programs, and that cost not be a barrier.

3. Public Health Priorities (BOH19034) (City Wide) (Item 9.2)

That Report BOH19034 respecting Public Health Priorities, be received.

4. Child and Adolescent Services Budget (BOH19036) (City Wide) (Item 10.1)

- (a) That the Child and Adolescent Service budget be approved, and the Medical Officer of Health be authorized and directed to receive, utilize and report on the 2019-2020 Ministry of Health funded Child and Adolescent Services Budget, including the changes outlined in confidential Appendix "A"; and,
- (b) That Appendix "A" to Report BOH19036 respecting Child and Adolescent Services Budget remain confidential until Council approval.

FOR INFORMATION:

(a) CEREMONIAL ACTIVITIES (Item 1)

There were no ceremonial activities.

(b) CHANGES TO THE AGENDA (Item 2)

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

6. DELEGATION REQUESTS

6.2 Alexander Kinkade, Anti-od.org, respecting new information on the Fentanyl Epidemic

12. NOTICES OF MOTION

12.1 Declaration of an Opioid Crisis in the City of Hamilton

Item 6.1, Delegation Request from Germain Sophie Ngana, Sureka Pavalagantharajah and Angela Li, McMaster University, respecting support for Injectable Opioid Agonist Therapies; Item 6.2, Delegation Request from Alexander Kinkade, Anti-od.org, respecting new information on the Fentanyl Epidemic; Item 8.1, Delegation from Noor Nizam, respecting the Ontario Seniors Dental Care Program; Item 9.1, Code Red Presentation and Item 12.1, Declaration of an Opioid Crisis in the City of Hamilton, were considered immediately following the approval of the agenda.

The agenda for the November 18, 2019 Board of Health was approved, as amended.

(c) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) October 18, 2019 (Item 4.1)

The Minutes of the October 18, 2019 meeting of the Board of Health were approved, as presented.

(e) COMMUNICATIONS (Item 5)

(i) Correspondence from Southwestern Public Health to the Ontario Minister of Health regarding the Expansion of Alcohol Retail Outlets (Item 5.4)

The Correspondence from Southwestern Public Health to the Ontario Minister of Health regarding the Expansion of Alcohol Retail Outlets, was received and referred back to Public Health Services staff for a report to the Board of Health on December 2, 2019.

(ii) Correspondence from the Anita Dubeau, Board Chair for the Simcoe Muskoka District Health Unit respecting the Prohibition of Vapour Production Promotion in Convenience Stores and Gas Stations (Item 5.7)

The Correspondence from the Anita Dubeau, Board Chair for the Simcoe Muskoka District Health Unit respecting the Prohibition of Vapour Production Promotion in Convenience Stores and Gas Stations, was received.

(f) DELEGATION REQUESTS (Item 6)

The following Delegation Requests were approved, for today's meeting:

- (i) Germain Sophie Ngana, Sureka Pavalagantharajah and Angela Li, McMaster University, respecting support for Injectable Opioid Agonist Therapies (Item 6.1)
- (ii) Alexander Kinkade, Anti-od.org, respecting the Fentanyl Epidemic (Added Item 6.2)

(g) CONSENT ITEMS (Item 7)

(i) Food Advisory Committee Minutes – September 10, 2019 (Item 7.1)

That the Food Advisory Committee Minutes of September 10, 2019, be received.

(h) DELEGATIONS (Item 8)

(i) Noor Nizam, respecting the Ontario Seniors Dental Care Program (approved at the October 18, 2019 meeting) (Item 8.1)

Noor Nizam addressed the Board with concerns respecting the Ontario Seniors Dental Care Program, with the aid of handout.

The delegation from Noor Nizam, respecting the Ontario Seniors Dental Care Program, was received.

The handout is available at www.hamilton.ca, and through the Office of the City Clerk.

(ii) Germain Sophie Ngana, Sureka Pavalagantharajah and Angela Li, McMaster University, respecting support for Injectable Opioid Agonist Therapies (Added Item 8.2)

Germain Sophie Ngana, Sureka Pavalagantharajah and Angela Li, McMaster University addressed the Board respecting support for Injectable Opioid Agonist Therapies, with the aid of a PowerPoint presentation.

The delegation from Germain Sophie Ngana, Sureka Pavalagantharajah and Angela Li, McMaster University, respecting support for Injectable Opioid Agonist Therapies, was received.

The presentation is available at www.hamilton.ca, and through the Office of the City Clerk.

For further disposition, refer to Item 2.

(iii) Alexander Kinkade, Anti-od.org, respecting New Information on the Fentanyl Epidemic (Added Item 8.3)

Alexander Kinkade, Anti-od.org, addressed the Board respecting New Information on the Fentanyl Epidemic, and access to fentanyl test strip kits.

The delegation from Alexander Kinkade, Anti-od.org, respecting New Information on the Fentanyl Epidemic and access to fentanyl test strip kits, was received.

For further disposition, refer to Item 2.

(i) STAFF PRESENTATION (Item 9)

(i) Code Red Presentation to the Board of Health with Steve Buist and Dr. Neil Johnston (Item 9.1)

Steve Buist, Hamilton Spectator, and Dr. Neil Johnston addressed the Board respecting the Code Red Series with the aid of a PowerPoint presentation.

The presentation respecting the Code Red Series, was received.

The presentation is available at www.hamilton.ca, and through the Office of the City Clerk.

(ii) Public Health Priorities (BOH19034) (City Wide) (Item 9.2)

Dr. Elizabeth Richardson, Medical Officer of Health, addressed the Board respecting Public Health Priorities (BOH19034), with the aid of a PowerPoint presentation.

The presentation respecting Public Health Priorities (BOH19034), was received.

The presentation is available at www.hamilton.ca, and through the Office of the City Clerk.

For further disposition of this matter, refer to Item 3.

(j) NOTICE OF MOTION (Item 12)

Councillor Merulla introduced the following Notice of Motion.

(i) Declaration of an Opioid Crisis in the City of Hamilton (Item 12.1)

The Rules of Order were waived to allow for the introduction of a motion respecting Declaration of an Opioid Crisis in the City of Hamilton.

For further disposition of this matter, refer to Item 2.

(k) GENERAL INFORMATION AND OTHER BUSINESS (Item 13)

(i) Amendments to the Outstanding Business List:

The following amendments to the Board of Health Outstanding Business List, were approved:

(a) Items to be Removed:

2019-J

Correspondence from the Ministry of Health and Long-Term Care respecting 2019-2020 Low Income Seniors Dental Additional Base Funding

June 17, 2019, 19-006 (Added Item 5.10)

Addressed at the October 2019 meeting

2019-M
Seniors Oral Health (BOH19026)
July 10, 2019, 19-007 (Item 7.4)
Addressed at the October 2019 meeting

(I) ADJOURNMENT (Item 15)

There being no further business, the Board of Health adjourned at 4:59 p.m.

Respectfully submitted,

Councillor M. Wilson
Vice-Chair, Board of Health

Loren Kolar
Legislative Coordinator
Office of the City Clerk



PLANNING COMMITTEE REPORT

19-018

November 19, 2019

9:30 a.m.

**Council Chambers, Hamilton City Hall
71 Main Street West**

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

Absent with Regrets: Councillor T. Whitehead - Personal

Also in Attendance: Councillor L. Ferguson

THE PLANNING COMMITTEE PRESENTS REPORT 19-018 AND RESPECTFULLY RECOMMENDS:

- 1. Administrative Amendments to the Urban Hamilton Official Plan and Rural Hamilton Official Plan (PED19211) (City Wide) (Item 7.1)**
 - (a) That City Initiative CI-19-E – Administrative Amendments to the Urban Hamilton Official Plan and Rural Hamilton Official Plan, to amend policies, schedules and maps, to implement policy and mapping corrections for Volume 1 – Parent Plan, Volume 2 – Secondary Plans, and Volume 3 – Area and Site Specific Policies, be APPROVED on the following basis:
 - (i) That the Draft Urban Hamilton Official Plan Amendment, attached as Appendix “A” to Report PED19211, be adopted by Council.
 - (ii) That the Draft Rural Hamilton Official Plan Amendment, attached as Appendix “B” to Report PED19211, be adopted by Council.
 - (iii) That the proposed Official Plan Amendments are consistent with the Provincial Policy Statement (PPS) 2014 and conform to A Place to Grow (Growth Plan for the Greater Golden Horseshoe, 2019) and the Greenbelt Plan, 2017.

2. Applications to Amend the Urban Hamilton Official Plan and City of Hamilton Zoning By-law No. 05-200 for Lands Located at 280 Wilson Street East (Ancaster) (PED19217) (Ward 12) (Item 8.2)

- (a) That Revised Urban Hamilton Official Plan Amendment Application UHOPA-17-022 by 998071 Ontario Inc. (Owner), for an amendment to the Ancaster Wilson Street Secondary Plan to establish a site specific policy to permit a three storey multiple dwelling in conjunction with the existing heritage building on the subject lands, for lands known as 280 Wilson Street East, as shown on Appendix “A” to Planning Committee Report 19-018, be APPROVED on the following basis:
 - (i) That the draft Official Plan Amendment, attached as Appendix “B” to Report PED19217, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council.
 - (ii) That the proposed Official Plan Amendment is consistent with the Provincial Policy Statement (2014) and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019).
- (b) That Revised Zoning By-law Amendment Application ZAC-17-051, by 998071 Ontario Inc. (Owner), for a further modification from the Mixed Use Medium Density – Pedestrian Focus (C5a, 570) Zone to the Mixed Use Medium Density – Pedestrian Focus (C5a, 643) Zone to permit a three storey (14.3 m) multiple dwelling at the rear of the lands located at 280 Wilson Street East (Ancaster), as shown on Appendix “A” to Report PED19217, be APPROVED on the following basis:
 - (i) That the draft By-law, attached as Appendix “C” to Report PED19217, 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 A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019), and will comply with the Urban Hamilton Official Plan, upon finalization of Urban Hamilton Official Plan Amendment No. XX.
- (c) That the public submissions received did not affect the decision.

3. The Housing for Hamilton Community Improvement Plan for the Roxborough Mixed Income/Tenure Demonstration Project (PED19208) (Ward 4) (Item 8.3)

- (a) That the Housing for Hamilton Community Improvement Plan (2019), attached as Appendix “A” to Planning Committee Report 19-018, be approved;

- (b) That, subject to the approval of recommendation (a), the Housing for Hamilton Community Improvement Plan Implementing By-law, attached as Appendix “B” to Report PED19208, be enacted;
- (c) That, subject to the approval of recommendation (b), the program terms and administrative processes for the Roxborough Access to Homeownership Grant Program, attached as Appendix “B” to Planning Committee Report 19-018, be approved and appended to the Housing for Hamilton Community Improvement Plan;
- (d) That, subject to the approval of recommendation (b), the program terms and administrative processes for the Roxborough Rental Housing Loan Program, attached as Appendix “C” to Planning Committee Report 19-018, be approved and appended to the Housing for Hamilton Community Improvement Plan;
- (e) That the General Manager of Healthy and Safe Communities be authorized to approve applications, and execute agreements, under the Roxborough Access to Homeownership Grant and Roxborough Rental Housing Loan Programs with agreement content satisfactory to the General Manager and in a form satisfactory to the City Solicitor;
- (f) That, subject to the approval of recommendation (c) and (d), parkland dedication requirements for residential townhouses and multi-residential units located within the Roxborough Community Improvement Project Area and which meet the eligibility criteria of the Roxborough Access to Homeownership Grant and/or Roxborough Rental Housing Loan Programs be suspended under Section 12 of the City of Hamilton’s Parkland Dedication By-law for a period of seven years beginning from the date of adoption of the Housing for Hamilton Community Improvement Plan By-Law.
- (g) That there were no public submissions received on this matter.

4. Building Community Capacity in the Planning Process – Development Applications Policy Evaluation Framework (“Planning 101”) (PED19177) (City Wide) (Item 9.1)

That Report PED19177 respecting Building Community Capacity in the Planning Process – Development Applications Policy Evaluation Framework (“Planning 101”), be received.

5. **Sign Variance Appeal SV-19-002 for the property known as 1147 Garner Road West, Ancaster, Denied by the Director of Planning and Chief Planner and Appealed by the Owner (PED19195) (Ward 12) (Referred from the October 9th Council meeting) (Item 10.1)**
- (a) That the Appeal of Sign Variance Application SV-19-002, by Ancaster Self Storage Inc., Owner, to permit a proposed electronic message display Ground Sign proposing a 100% electronic message display, third party advertising, increased maximum height, decreased minimum setback from property line, and no display of the municipal address to be included, for the property located at 1147 Garner Road West, Ancaster, as shown on Appendix "D" to Planning Committee Report 19-018, be Approved, subject to the following conditions"
- (i) That advertising for a business not on the property on which the proposed Ground Sign is displayed shall be limited to those companies in which Triman Holdings (Ancaster) Corporation, Urbancore Developments Inc. or Developments have a direct or indirect ownership: Ancaster Self Storage, Dundas Self Storage, Upper James Self Storage, Waterdown Mini Storage, Roxborough Park Development, King@Dundas Development;
- (ii) That the owner/applicant dedicates a minimum twenty per cent (20%) of the advertising on the proposed Ground Sign to the activities of a charity, a community organization, or the City in accordance with the definitions of Hamilton Sign By-law 10-197, as amended; and,
- (iii) That a fee will not be charged to the charity or organization receiving the gratis advertising, providing that such charity or organization provides and bears the cost of production and delivery of all materials, digital files, or documents required for the electronic message display.
- (b) That Report PED19195 respecting Sign Variance Appeal SV-19-002 for the property known as 1147 Garner Road West, Ancaster, Denied by the Director of Planning and Chief Planner and Appealed by the Owner, be received.
6. **New Site Alteration By-law (PED19201) (City Wide) (Outstanding Business List Item) (Item 10.2)**
- (a) That the draft Site Alteration By-law, as shown on Appendix "A" to Report PED19201 and in a form satisfactory to the City Solicitor, be Approved;

- (b) That the draft Site Alteration By-law attached as Appendix “A” to Report PED19201, be reviewed in eighteen months;
- (c) That the new Site Alteration By-law be identified as complete and removed from the Planning Committee’s Outstanding Business List.

7. On Street Parking Permits – Wellington Street North (PED19187) (Ward 2) (Outstanding Business List Item) (Item 10.3)

- (a) That the following changes to on-street parking regulations on Wellington Street North from Barton Street East to Robert Street, attached as Appendix “E” to Planning Committee Report 19-018, be implemented:
 - (i) Remove No Parking restrictions on the west side of Wellington Street North (from Barton Street East to Robert Street);
 - (ii) Add three new parking meters on the west side of Wellington Street North;
 - (iii) Extend the rush hour No Stopping Anytime on the east side of Wellington Street North (Barton Street East to Robert Street) from 4 p.m.-6 p.m. (Monday to Friday) to 2 p.m.-6 p.m. (Monday to Friday);
- (b) That the amendment to the Parking By-Law 01-218, attached as Appendix “B” to Report PED19187, which has been prepared in a form satisfactory to the City Solicitor, be approved;
- (c) That the southbound curb lane on Wellington Street North at Barton Street East be converted from a through-right turn lane into an exclusive right-turn lane, and associated Traffic By-law 01-215 be amended;
- (d) That staff be directed to install a permanent bump-out on the south/west corner of Wellington Street North and Barton Street East to delineate the parking lane, as shown in Appendix “F” attached to Planning Committee Report 19-018, and that the estimated cost of \$15,000 be funded from the Ward 2 Reserve Account (108052);
- (e) That the matter respecting On-Street Parking Permits – Wellington Street North be identified as complete and removed from the Planning Committee Outstanding Business List.

8. Parking Fee Review (PED19238) (City Wide) (Item 10.4)

- (a) That Report PED19238 respecting Parking Fee Review, be received.

- (b) That the options of a \$0.25 and \$0.50 increase for on-street metered parking be referred to local Business Improvement Areas for feedback;
- (c) That staff report back to the Planning Committee with additional information related to increasing parking penalties to a level equal to comparator municipalities;
- (d) That staff report back to the Planning Committee with the net budget revenues associated with the increasing parking permit fees by \$5.00 and \$10.00 per month;
- (e) That staff report back to the Planning Committee following consultation with Hamilton schools and school boards regarding issues related to parking and stopping in front of schools; and,
- (f) That staff report back to the Planning Committee with information related to increasing Special Event Rates in line with privately operated lots.

9. Options to Reduce Vehicle Use in MLE Vehicles (Item 11.1)

That the Motion respecting Options to Reduce Vehicle Use in MLE Vehicles be referred to the General Issues Committee meeting at which the Climate Crisis report is considered.

10. Feasibility of Glanbrook Sports Park Being Included in the Binbrook Village Urban Boundary (Item 11.2)

WHEREAS, Glanbrook has grown exponentially in the past 20 years and the demand for recreation programs has increased significantly;

WHEREAS, Glanbrook residents travel on average 5 km to access recreation programs;

WHEREAS, according to the capital budget, Glanbrook is slated for a recreation centre in 2028;

WHEREAS, Recreation centres require approx. 25 acres (10 hectares);

WHEREAS, the only available land is the “Glanbrook Sports Park” that currently has an arena, baseball and soccer facilities as well as the municipal centre;

WHEREAS, “Glanbrook Sports Park” is approx. 25 acres (10 hectares);

WHEREAS, “Glanbrook Sports Park” is within the Greenbelt and abuts the urban boundary;

WHEREAS, “Glanbrook Sports Park” has a very fragile septic system and well;

WHEREAS, Installation of new infrastructure such as water and sewer is not allowed within Greenbelt lands; and,

WHEREAS, according to Growth Plan for the Greater Golden Horseshoe, the need for a settlement area boundary expansion has been justified in accordance with policy 2.2.8.2 25 acres (10 hectares) can be included in the Binbrook Village urban boundary;

THEREFORE BE IT RESOLVED:

That staff be directed to look at the feasibility of including the lands of the “Glanbrook Sports Park” into the Binbrook Village Urban Boundary.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. DELEGATION REQUESTS (Item 6)

6.1 Anthony Longo respecting 2070 Rymal Road East (For today’s meeting)

2. PUBLIC HEARINGS/DELEGATIONS (Item 8)

8.2 Staff have a revised recommendation (b) to Report PED19217 as the applicant has satisfied conditions relating to a Holding Provision and it is no longer required.

3. MOTIONS (Item 11)

11.1 Reduction in MLE Vehicles – Revised Title to read “Options to Reduce Vehicle Use in MLE Vehicles”

The agenda for the November 19, 2019 meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

None declared.

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

(i) November 5, 2019 (Item 4.1)

The Minutes of the November 5, 2019 meeting were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) Anthony Longo respecting 2070 Rymal Road East (For today's meeting) (Added Item 6.1)

The Delegation Request from Anthony Longo respecting 2070 Rymal Road East, was approved for today's meeting, to be heard at this time.

(e) PUBLIC HEARINGS/DELEGATIONS (Item 8)

(i) Anthony Longo respecting 2070 Rymal Road East (For today's meeting) (Added Item 6.1)

Anthony Longo addressed the Committee respecting 2070 Rymal Road East and issues associated with the development of a business on the property and City by-law requirements that will add an extra \$80,000 to \$100,000 to the development costs.

The Delegation from Anthony Longo respecting 2070 Rymal Road East, was received.

WHEREAS, Anthony Longo addressed the Planning Committee on November 19, 2019 respecting 2070 Rymal Road East and issues associated with the development of a business on the property and City by-law requirements that will add an extra \$80,000 to \$100,000 to the development costs;

THEREFORE BE IT RESOLVED:

- (a) That staff be directed to explore options to mitigate costs and expenses as a result of this error;
- (b) That staff be directed to review the processes and provide recommended changes to policies to prevent such issues from happening in the future, specifically to high-risk ICI developments; and,
- (c) That staff report back to the Planning Committee in an expedited manner.

(ii) **Angela Riley respecting a Request for a Taxi Stand (Approved at the November 15th meeting) (Item 8.1)**

Angela Riley addressed the Committee respecting a Request for a Taxi Stand at Tim Horton's Field.

The Delegation from Angela Riley respecting a Request for a Taxi Stand, was received.

Staff was directed to review the possibility of a taxi stand location around Tim Hortons Field, and to consult with other municipalities about their processes for temporary taxi stands.

(iii) **Applications to Amend the Urban Hamilton Official Plan and City of Hamilton Zoning By-law No. 05-200 for Lands Located at 280 Wilson Street East (Ancaster) (PED19217) (Ward 12) (Item 8.2)**

In accordance with the provisions of the *Planning Act*, Chair Farr advised 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.

The public meeting was closed.

Melanie Schneider, Planner II, addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation is available through the Office of the City Clerk and online at www.hamilton.ca.

The staff presentation, was received.

Brenda Khes, GSP Group Inc., was in attendance and indicated support for the staff report.

The written submissions were received.

Recommendation (b), and the related sections in Appendix "C", to Report PED19217 were **amended** by replacing the wording as follows:

- (b) That Revised Zoning By-law Amendment Application ZAC-17-051, by 998071 Ontario Inc. (Owner), for a further modification from the

Mixed Use Medium Density – Pedestrian Focus (C5a, 570) Zone to the Mixed Use Medium Density – Pedestrian Focus (C5a, 643) Zone to permit a three storey (14.3 m) multiple dwelling at the rear of the lands located at 280 Wilson Street East (Ancaster), as shown on Appendix “A” to Report PED19217, be APPROVED on the following basis:

- i) That the draft By-law, attached as Appendix “C” to Report PED19217, 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 A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019), and will comply with the Urban Hamilton Official Plan, upon finalization of Urban Hamilton Official Plan Amendment No. XX.

The recommendations in Report PED19217 were **amended** by adding the following sub-section (c):

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

For disposition of this matter, refer to Item 2.

(iv) The Housing for Hamilton Community Improvement Plan for the Roxborough Mixed Income/Tenure Demonstration Project (PED19208) (Ward 4) (Item 8.3)

In accordance with the provisions of the *Planning Act*, Chair Farr advised 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 Community Improvement Plan, 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.

The public meeting was closed.

The staff presentation was waived.

The recommendations in Report PED19208 was **amended** by adding the following sub-section (g):

(g) That there were no public submissions received on this matter.

For disposition of this matter, refer to Item 3.

(f) STAFF PRESENTATIONS (Item 9)

(i) Building Community Capacity in the Planning Process – Development Applications Policy Evaluation Framework (“Planning 101”) (PED19177) (City Wide) (Item 9.1)

Christina Newbold, Manager, Planning and Economic Development, Joanne Hickey-Evans, Manager, Policy Planning and Zoning By-law Reform, and Anita Fabac, Manager of Development Planning, Heritage & Design, addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation is available through the Office of the City Clerk and online at www.hamilton.ca.

The presentation from Christina Newbold, Joanne Hickey-Evans and Anita Fabac respecting the Building Community Capacity in the Planning Process – Development Applications Policy Evaluation Framework (“Planning 101”), was received.

For disposition of this matter, refer to Item 4.

(g) DISCUSSION ITEMS (Item 10)

(i) Sign Variance Appeal SV-19-002 for the property known as 1147 Garner Road West, Ancaster, Denied by the Director of Planning and Chief Planner and Appealed by the Owner (PED19195) (Ward 12) (Referred from the October 9th Council meeting) (Item 10.1)

Report PED19195 respecting Sign Variance Appeal SV-19-002 for the property known as 1147 Garner Road West, Ancaster, Denied by the Director of Planning and Chief Planner and Appealed by the Owner, was received.

For disposition of this matter, refer to Item 5.

(ii) New Site Alteration By-law (PED19201) (City Wide) (Item 10.2)

Carlo Ammendolia, Manager Development Engineering – Construction, addressed the Committee with the aid of a PowerPoint presentation. A copy of the presentation is available through the Office of the City Clerk and online at www.hamilton.ca.

The presentation from Carol Ammendolia, respecting the New Site Alteration By-law, was received.

For disposition of this matter, refer to Item 6.

(h) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – November 5, 2019 (Item 14.1)

- (a) The Closed Session Minutes of the November 5, 2019 meeting of the Planning Committee were approved, as presented; and,
- (b) The Closed Session Minutes of the November 5, 2019 meeting of the Planning Committee remain confidential.

(i) ADJOURNMENT (Item 15)

There being no further business, the Planning Committee was adjourned at 2:53 p.m.

Councillor Jason Farr
Chair, Planning Committee

Lisa Chamberlain
Legislative Coordinator
Office of the City Clerk

Housing for Hamilton Community Improvement Plan

HEALTHY AND SAFE COMMUNITIES DEPARTMENT

CITY OF HAMILTON

NOVEMBER 2019



Hamilton

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1.0 INTRODUCTION

Across the Greater Toronto and Hamilton Area (GTHA), affordability of housing and limited opportunities for both rental housing and home ownership have become significant social and land use planning issues which are threatening the ability for municipalities to create and sustain complete communities which are home to all peoples.

Housing affordability is an issue which requires innovative solutions from all levels of governments in collaboration with private sector investment. Although there is no single tool or action which will address affordability, City Council is committed to identifying opportunities to reduce barriers to the creation of a wider range and choice of housing with the tools available to it. This Community Improvement Plan is one such opportunity.

2.0 PURPOSE OF THIS CIP

This Community Improvement Plan is intended to provide incentives which will minimize financial barriers to, and stimulate private sector investment in, the creation of a wider range and choice of housing to meet the needs of Hamilton’s residents. Incentives contained within this CIP are focused towards the development or redevelopment of targeted, under-utilized properties within the Hamilton Urban Area that are suitable for accommodating new mixed-income, mixed-tenure and affordable residential developments.

The expected outcome of this CIP is to provide new housing opportunities for persons with higher social and economic vulnerability; increase housing supply on under-utilized properties, provide new and/or revitalized affordable housing stock and generally support the integration of people from a variety of income groups into healthy, socially cohesive and financially sustainable communities.

3.0 LEGISLATIVE AUTHORITY

The provision of financial incentives or other undertakings by a municipality to facilitate or carry-out community improvement in Ontario are primarily governed by the *Planning Act* and *Municipal Act*. Together these acts identify the tools, and their parameters, which municipalities may authorize and utilize for community improvement.

3.1 Provincial Legislation

Section 28 of the *Planning Act* permits a municipality to establish a Community Improvement Plan (CIP) for the purposes of facilitating the community improvement of an area through the provision of financial incentives or actions which would otherwise be prohibited under Sub-section 106(2) of the *Municipal Act*.

A CIP may be enacted by a municipality, by by-law, provided that:

- The municipalities Official Plan contains provisions relating to community improvement (Planning Act, Subsection 28(2));
- The CIP identifies the geographic Community Improvement Project Area (CIPA) for which Council is of the opinion it is desirable to improve because of age, dilapidation, overcrowding, faulty arrangement, unsuitability of buildings or for any other environmental, social or community economic development reason (Planning Act, Subsection 28(2)) and which includes the provision of affordable housing (Planning Act, Subsection 28(6)); and
- The total of all grants, loans and/or tax assistance provided with respect to lands or buildings within the CIPA do not exceed the eligible costs as described within the CIP (Planning Act, Subsection 28(7.3)).

Once a CIP has come into effect, a municipality may:

- Acquire, hold, clear, grade or otherwise prepare land for community improvement (Planning Act, Subsection 28(3));
- Construct, repair, rehabilitate or improve buildings on land acquired or held by it in the CIPA in conformity with the CIP, and sell, lease or otherwise dispose of any such buildings and the land appurtenant thereto (Planning Act, Subsection 28(6)(a));
- Sell, lease or otherwise dispose of any land acquired or held by it in the CIPA to any person or governmental authority for use in conformity with the CIP (Planning Act, Subsection 28(6)(b));
- Provide grants and/or loans in conformity with the CIP, to registered owners, assessed owners and tenants of lands and buildings within the CIPA, and to any person to whom such an owner or tenant has assigned the right to receive a grant or loan, to pay for the whole, or any part of the, eligible costs of the CIP (Planning Act, Subsection 28(7)); and
- Provide grants and/or loans for eligible costs identified within the CIP which may include costs related to environmental site assessment, environmental remediation, development, redevelopment, construction and reconstruction of land and buildings for rehabilitation purposes or for the provision of energy efficient uses, buildings, structures, works, improvements or facilities (Planning Act, Subsection 28(7.1)).

3.1 Municipal Authorization

Community improvement policies are contained in Section 1.15 of the Urban Hamilton Official Plan (UHOP). In particular, the UHOP states the following with respect to municipal authorization of CIPs:

- It is the intent of Council through Community Improvement to promote and maintain a high-quality living and working environment throughout the City. Community Improvement shall be accomplished through (1) the upgrading and ongoing maintenance of communities or areas as characterized by obsolete buildings, and/or conflicting land uses and/or inadequate physical infrastructure and community services, and, (2) the establishment of policies and programs to address identified economic, land development and housing supply issues or needs throughout the Urban Area.” (UHOP, Chapter F, Section 1.15); and
- Community Improvement shall be carried out through the designation, by Council, of Community Improvement Project Areas and through the preparation and implementation of Community Improvement Plans pursuant to the Planning Act, R.S.O., 1990 c. P.13. It is the intent of Council that the entire urban area or any part of the urban area as defined in this Plan, and as subsequently amended, may by by-law be designated as a Community Improvement Project Area. (UHOP, Chapter F, Section 1.15.1).

4.0 SUPPORTING POLICY FRAMEWORK

Existing Provincial and City policy frameworks contain policies that support the purpose and goals of this CIP as outlined in Sections 2.0 and 4.0 respectively as well as the associated incentive programs described in Section 7.0. The key policies from applicable policy documents are outlined below.

4.1 Provincial Policy Statement (2014)

The Provincial Policy Statement (PPS) provides policy direction for land use planning and development matters which are of Provincial interest including protecting resources, supporting public health and safety and creating high-quality natural and built environments. The PPS emphasizes the need for strong communities and identifies the need to provide sufficient housing which is affordable, and which will serve a broad range of needs within the community.

This CIP is consistent with the PPS and specifically addresses the following provincial interests identified within the PPS:

- Accommodating an appropriate range and mix of residential (including second units, affordable housing and housing for older persons), employment (including

industrial and commercial), institutional (including places of worship, cemeteries and long-term care homes), recreation, park and open space, and other uses to meet long-term needs (PPS, Section 1.1.1 (b));

- Establishing and implementing minimum targets for the provision of housing which is affordable to low and moderate-income households (PPS, Section 1.4.3(a));
- Permitting and facilitating all forms of housing required to meet the social, health and well-being requirements of current and future residents, including those with special needs requirements (PPS, Section 1.4.3 (b));
- Promoting densities for new housing which efficiently use land, resources, infrastructure and public service facilities, and support the use of active transportation and transit in areas where it exists or is to be developed (PPS, Section 1.4.3 (d)); and
- Establishing development standards for residential intensification, redevelopment and new residential development which minimize the cost of housing and facilitate compact form, while maintaining appropriate levels of public health and safety (PPS, Section 1.4.3 (e)).

4.2 A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019)

A Place to Grow: Growth Plan for the Greater Golden Horseshoe (“Growth Plan”) provides a policy framework for implementing the Province’s vision for managing long-term growth within the Greater Golden Horseshoe (GGH), including Hamilton, while supporting economic prosperity, protecting the environment and helping communities to achieve a high quality of life. The Growth Plan envisions the GGH as an area with an increasing amount and variety of housing that is sufficient to reflect market demands and the needs of local communities in terms of income and household sizes.

This CIP is consistent with the Growth Plan and specifically addresses the following principles and policies as identified within the Growth Plan:

- Support a range and mix of housing options, including second units and affordable housing, to serve all sizes, incomes, and ages of households (Growth Plan, Section 1.2.1);
- Provide a diverse range and mix of housing options, including second units and affordable housing, to accommodate people at all stages of life, and to accommodate the needs of all household sizes and incomes (Growth Plan, Section 2.2.1 (4)(c));

- Support housing choice through the achievement of the minimum intensification and density targets of the Growth Plan and identifying a diverse range and mix of housing options and densities, including second units and affordable housing to meet projected needs of current and future residents (Growth Plan, Section 2.2.6 (1)(a)(i));
- Identifying mechanisms, including the use of land use planning and financial tools, to support housing choice (Growth Plan, Subsection 2.2.6 (1)(b));
- Supporting the achievement of complete communities by planning to diversify overall housing stock across a municipality (Growth Plan, Subsection 2.2.6 (2)(d); and
- Supporting the achievement of complete communities by municipalities through the use of available tools to require multi-unit residential developments to incorporate a mix of unit sizes that accommodate a diverse range of household sizes and incomes (Growth Plan, Subsection 2.2.6 (3)).

4.3 Urban Hamilton Official Plan (2013)

The Urban Hamilton Official Plan (UHOP) is the City’s long-term policy framework which establishes the City’s vision for the future in terms of managing land use change and the physical development of the city as it is affected by environmental, social and economic factors. The development of new mixed-income, mixed-tenure developments that increase the supply of affordable housing addresses the social and economic challenges facing the City.

This CIP is consistent with the UHOP and specifically addresses the following goals and policies of the Plan:

Goals

- Increase Hamilton’s stock of affordable housing of all types, particularly in areas of the City with low levels of affordable housing (UHOP, Chapter B, Section 3.2.1.3); and
- Increase Hamilton’s stock of housing for those whose needs are inadequately met by existing housing forms or tenure, affordability or support options (UHOP, Chapter B, Section 3.2.1.4).

Policies

- Many households in Hamilton cannot obtain housing that is affordable or appropriate to their needs. Households and individuals may be at risk of homelessness because of economic and/or personal circumstances where a level

of support is required to live independently. Hamilton’s aging and diversifying population has new and unique housing needs that cannot solely be met through current housing options. The City recognizes the importance of affordable housing and housing with supports in meeting the housing needs of those without the resources to participate in the private housing market (UHOP, Chapter B, Section 3.2.3);

- Where appropriate, assistance shall be provided, whether by the City and/or senior governments, to encourage the development of affordable housing, with priority given to projects in areas of the City that are lacking in affordable housing. City assistance may include selling or leasing of surplus City land or financial assistance (UHOP, Chapter B, Section 3.2.3.2); and
- Investment in new affordable housing shall be encouraged by a coordinated effort from all levels of government through implementation of a range of strategies, including effective taxation, regulatory and administrative policies and incentives (UHOP, Chapter B, Section 3.2.3.6).

4.4 Housing and Homelessness Action Plan (2013)

The City’s 10-year Housing and Homelessness Action Plan (HHAP) is a strategic implementation plan to address affordable housing and homelessness in Hamilton. The development of the Action Plan was informed by extensive community engagement and a comprehensive needs analysis which provided the basis for the development of a framework to inform decisions about housing resource allocation in the city. This framework includes a series of fundamental strategies which are designed to address the supply, affordability and quality of Hamilton’s affordable housing stock.

This CIP is consistent with the HHAP and specifically addresses the following strategies of the Plan:

- Explore the potential for new incentive and funding programs and expand and promote more broadly existing City incentive programs to increase the supply of affordable housing (e.g., capital grants/loans, tax deferrals, waived development and other charges, etc.) (HHAP, Strategy 1.2);
- Explore the feasibility/further promote opportunities that exist in the Urban Hamilton Official Plan for density bonusing and use of Community Improvement Plans to offer other incentives for affordable housing (HHAP, Strategy 1.5);
- Encourage mixed housing and mixed income development in all urban neighbourhoods by increasing opportunities for rental, social and affordable

housing in areas that currently offer limited opportunities (HHAP, Strategy 2.1(a));

- Encourage mixed housing and mixed income development in all urban neighbourhoods by exploring opportunities for social housing communities to redevelop to include a mix of new housing options (HHAP, Strategy 2.1(c));
- Increase homeownership opportunities for renters, including social housing tenants (HHAP, Strategy 2.3);
- Explore options that ensure social housing applicants and tenants have as much choice as possible (HHAP, Strategy 2.8); and
- Increase the number of rental units that meet the needs of the larger families (HHAP, Strategy 4.6).

5.0 COMMUNITY IMPROVEMENT PROJECT AREA

This Community Improvement Plan is intended to apply in targeted areas of the Hamilton Urban Area which contain sites that are in transition, under-utilized and/or in need of repair, rehabilitation and redevelopment and where there is opportunity for the provision of mixed income, mixed tenure and affordable housing to be provided.

The following Community Improvement Project Areas (CIPA) are the subject of this CIP:

5.1 Roxborough

The Roxborough CIPA is an area located within the McQueston Neighbourhood in East Hamilton the detailed boundaries of which are identified in Figure 1 to this CIP. The area consists of the former Roxborough Park School as well as other existing residential properties including a townhouse complex owned and operated by CityHousing Hamilton.

The Roxborough CIPA was identified for its potential to accommodate a new mixed income, mixed tenure and affordable housing demonstration project based on the following attributes within the CIPA:

- The area contains a former school site which provides opportunities for new residential development within the existing neighbourhood;
- The area contains an existing townhouse complex owned and operated by CityHousing Hamilton which has been identified as being at the end of its intended life and in need of significant capital for repairs.

- The area is located within the McQueston Neighbourhood which was the subject of a study by the Social Planning and Research Council (SPRC, 2012)) which found that the social and economic vulnerability of this neighbourhood’s population is more significant than other neighbourhoods in the City, particularly with respect to young families and the elderly.
- The area is serviced by a variety of significant modes of transportation including but not limited to, the Red Hill Parkway, the Confederation GO Station at Queen Elizabeth Way (QEW) and Centennial Parkway and is in proximity to a future stop on the planned Light Rail Transit (LRT) route.

The Roxborough CIPA was approved by City Council in 2018 via report PED16236(b) and designated by By-law No. 18-300.

The following incentive programs contained in Section 7.0 of this CIP are applicable within the Roxborough CIPA:

- Roxborough Access to Homeownership Grant Program (RAHGP); and
- Roxborough Rental Housing Loan Program (RRHLP).

6.0 GOALS OF THIS CIP

The goals and objectives of this CIP are to foster developments which are consistent with Provincial and City policy frameworks as detailed in Section 3.0 and which build upon these policies by achieving the following specifically:

- Result in a net increase in the number of affordable and market housing provided;
- Create a spectrum of affordable housing options, including households with incomes below the 40th income percentile (i.e. deeper affordability);
- Maintain or exceed current service level standards for City Housing Hamilton where developments include a property currently or formerly owned and operated by CityHousing Hamilton;
- Create a mix of housing based on tenure including rental and ownership options;
- Achieve a high quality of urban design and deliver significant environmental improvements including through such means as, for example, Passive Housing standards;
- Developments must achieve a mix of unit sizes and bedrooms to ensure a range of housing needs are met within the community, including for larger households;
- Provide enhanced accessibility standards;

- Ensure affordability of housing is maintained over the long-term; and
- Explore opportunities for the inclusion of community support services through co-ordination with housing services and other external agencies.

7.0 INCENTIVE PROGRAMS

This CIP contains incentive programs which are intended to be applied within a specific, targeted Community Improvement Plan Area based on the specific needs and context of that area. Notwithstanding the above, some programs may be applicable across more than one CIPA. CIPA’s which are the subject of an incentive program are identified within the purpose statement of each program below as well within the description of each CIPA contained in Section 4.0.

Detailed program descriptions, eligibility criteria and program administration matters are provided for each program in the applicable appendix to this CIP.

7.1 Roxborough Access to Homeownership Grant Program (RAHGP)

7.1.1 Purpose

The Roxborough Access to Homeownership Grant Program (RAHGP) is intended to provide grants equivalent to the value of municipal Development Charges for below-market homeownership units created within the Roxborough Community Improvement Plan Area (CIPA). Grants provided under this program are intended to support the provision of homeownership units at below-market prices to enable greater access to homeownership within the City and contribute to the broader spectrum of housing options within the Roxborough CIPA specifically.

7.2 Roxborough Rental Housing Loan Program (RRHLP)

7.2.1 Purpose

The Roxborough Rental Housing Loan Program (RRHLP) is intended to provide forgivable loans equivalent to the value of municipal Development Charges required for rental units created within the Roxborough Community Improvement Plan Area (CIPA). Forgivable loans provided under this program are intended to support the creation of new residential rental units which meet a specific rent threshold in the City and which will contribute to the broader spectrum of housing options within the Roxborough CIPA specifically.

8.0 ADMINISTRATION AND MONITORING

This Community Improvement Plan, and the programs contained therein, will be administered by the Housing Services Division of the Healthy and Safe Communities Department.

The Housing Services Division will monitor the use of incentive programs contained within this CIP and their effectiveness in terms of metrics which correspond to the stated purpose and goals of this CIP as contained in Sections 2.0 and 7.0 respectively. This monitoring will be on an individual project and aggregate basis and the subject of an annual report to City Council.

9.0 AMENDMENTS AND TRANSITIONAL MATTERS

This Community Improvement Plan (CIP) will be reviewed from time to time to ensure that it is adequately reflecting existing City policies and priorities, Provincial policies and community needs. Community and applicant feedback regarding this CIP and its associated incentive programs may also lead to amendments and / or minor revisions to the detailed incentive program descriptions, eligibility criteria and program administration terms contained in the Appendices to this CIP.

9.1 Formal Amendments

A formal amendment to this CIP is required in the following instances:

- To introduce any new financial incentive programs, to be added to Section 7.0;
- To increase the amount of financial assistance that may be provided to registered owners, assessed owners, tenants and to any person to whom such an owner or tenant has assigned the right to receive a grant or loan; or
- To add, extend, remove or otherwise change the Community Improvement Project Area’s which are the subject of this CIP as contained in Section 5.0.

Formal amendments will require approval by City Council and shall be undertaken in accordance with Section 28 of the *Planning Act* and the City’s Public Participation and Notification Policies contained in Chapter F – Implementation, Section 1.17.2 of the Urban Hamilton Official Plan. As per the Urban Hamilton Official Plan, notification of the required public meeting for Community Improvement Plan amendments shall be given at least 17 days prior to the date of the meeting. The notice shall be given in accordance with the applicable requirements of the *Planning Act* regulations. Council decisions shall take place no sooner than a minimum of 17 days from the time the first notification is given. Proposed amendments will be circulated to the Ministry of Municipal Affairs and Housing prior to approval for consultation purposes. In addition, the City may undertake other communication methods to provide information and seek input, such as public information open houses, workshops, public meetings, the City’s web site and direct or electronic mail outs and surveys.

9.2 Other Amendments

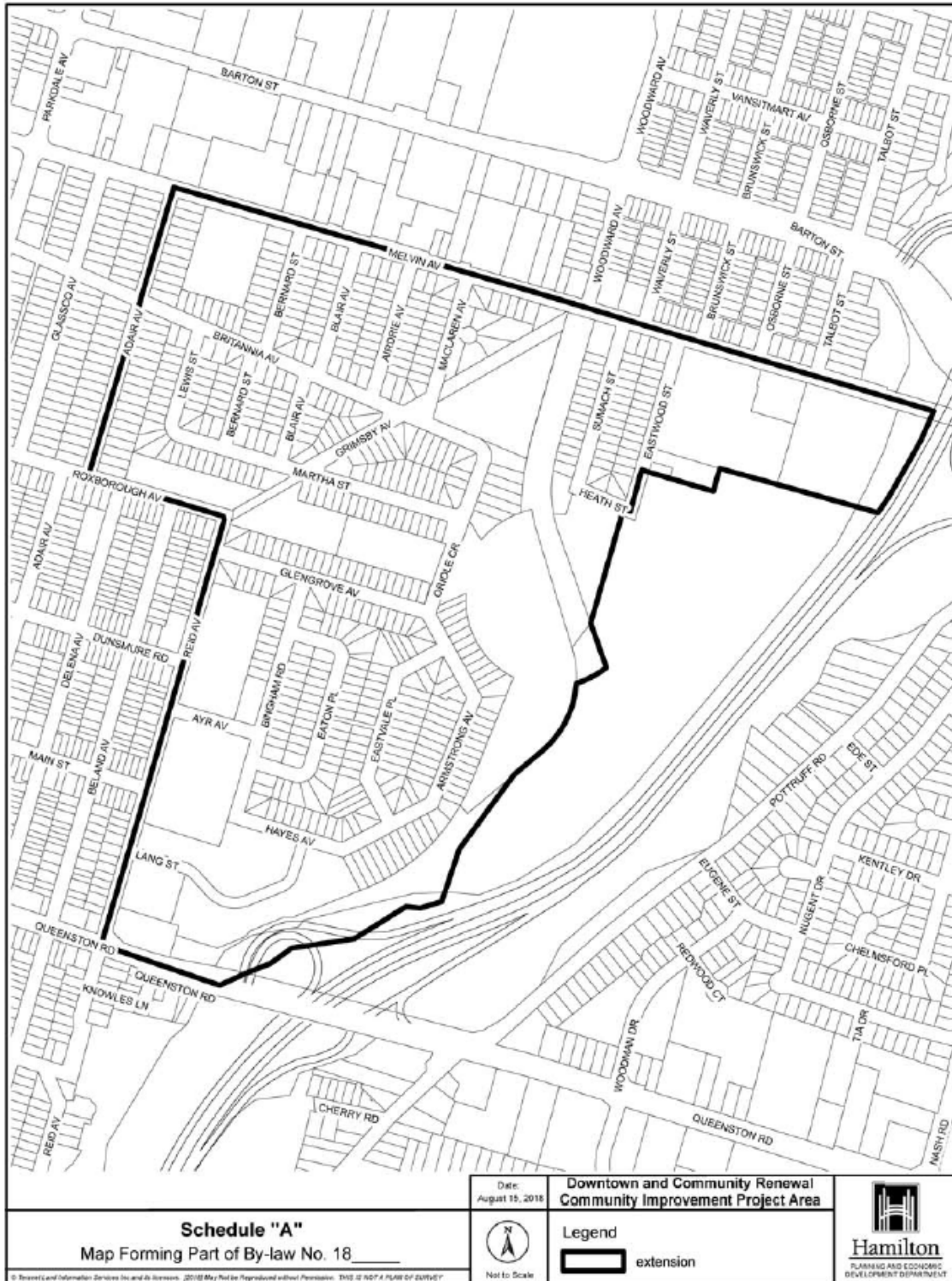
City Council has adopted, by resolution, detailed implementation measures to allow for the efficient administration of each incentive program. These administrative procedures are contained in the detailed program descriptions and terms contained as an appendix to this CIP. Changes to this appendix will be adopted by City Council by resolution. In addition, City Council may discontinue any of the programs contained in this Plan, without amendment to this Plan. Formal amendments, including public meetings under the *Planning Act*, shall not be required for minor administrative amendments to this Plan such as format changes, typographical errors, grammatical errors and policy number changes.

9.3 Transitional Matters

Program applications will be processed under the terms of the program in effect at the time the application was submitted. When program terms are revised, applications submitted and approved under the former terms of the program will be processed under the former terms unless the City receives a formal cancellation of the application.

FIGURES

Figure 1 – Roxborough Community Improvement Project Area Boundary



A. ROXBOROUGH ACCESS TO HOMEOWNERSHIP GRANT PROGRAM (RAHGP)



A.1 PROGRAM DESCRIPTION

The Roxborough Access to Homeownership Grant Program (RAHGP) is available to property owners (or their assignees) within the Roxborough Community Improvement Project Area (CIPA). Applicants who provide homeownership units which meet the eligibility criteria of the program will be eligible for a grant equal to the value of the municipal Development Charges owed for the unit(s). Note that Educational Development Charges are not part of the scope of this program.

This program may be used in conjunction with the federal/provincial down payment assistance programs in order to provide deeper affordability opportunities.

Grants provided under this program shall be provided to the applicant who is the Owner registered on title who has constructed or cause to have constructed the unit.

Grants provided under this program shall not exceed the value of the municipal Development Charges owed for the below-market homeownership unit(s) at the time of Building Permit for said unit(s).

Grants under this program will be paid on a per unit basis at such time as:

- The requirements under Section 1 and 2 of A.2 have been fulfilled to the satisfaction of the General Manager of Healthy and Safe Communities; and
- At issuance of Building Permit for the Eligible Unit(s).

An assignment of a grant or application under this program may only be permitted by the General Manager of Healthy and Safe Communities in their sole direction and on such reasonable terms and conditions as the General Manager deems appropriate.

Successful applicants shall be required to enter into an agreement with the City with such terms consistent with the terms and conditions of this program and such additional reasonable terms and conditions that the General Manager of Healthy and Safe Communities deems appropriate in their sole discretion.

Realty taxes must be paid at the time of application approval and prior to grant payment for the project property.

Construction of Eligible Units shall commence no later than five-years following the date of approval of an application under this program. The five-year period may be extended by the General Manager of Healthy and Safe Communities in their sole direction and on such reasonable terms and conditions as the General Manager deems appropriate.

The Housing Services Division will periodically review the terms and the duration of the Program and make appropriate revisions as per the direction of City Council.

All costs associated with the development and the requirements of this program are to be borne by the applicant including construction, design, development charges, administration fees, appraisals, inspections, legal and registration fees.

A.2 ELIGIBILITY CRITERIA

1. Applicants to the RAHGP must meet the goals of the Housing for Hamilton Community Improvement Plan (HHCIP) as identified in Section 6.o.
2. An applicant will be eligible for a grant under this program for each unit (“Eligible Unit”) which meets the following requirements:
 - a) The unit is located within the Roxborough Community Improvement Project Area (CIPA) as identified in Section 7.o of the Housing for Hamilton Community Improvement Plan (HHCIP);
 - b) Townhouse units (all forms) shall have a sale price not to exceed \$420,000 with an overall median price for all townhouse Eligible Units forming part of a development of \$400,000 which prices are to be indexed annually based on the annual percentage change in the median price of new construction homes in the Hamilton Census Metropolitan Area (CMA) as stated by the Realtors Association of Hamilton-Burlington.
 - c) For all other Eligible Units additional price and income thresholds will be determined on an individual project basis to reflect the specific form and size of additional units. Final determination of eligibility shall be at the sole discretion of the General Manager of Healthy and Safe Communities.
 - d) The applicant provides to the City, at the time of Building Permit, an undertaking that confirms the applicant shall execute purchase agreements containing signed declarations between the eligible purchaser and the seller of the Eligible Unit

acknowledging the following conditions associated with the Eligible Unit being purchased:

- i. that the purchaser(s) have a combined average gross household income equal to or less than \$120,000 (indexed each year from 2019 to inflation rate) based on each purchaser(s) Notice of Assessments from the previous two tax years as issued by the Canada Revenue Agency;
 - ii. that the Eligible Unit will be the purchaser(s) principal residence and the purchaser shall not own any other residential property unless prior approval is received from the General Manager of Healthy and Safe Communities;
 - iii. that the purchaser(s) is not a corporation, business or entity;
 - iv. that in the event that the purchaser(s) sells the Eligible Unit within one year of becoming the registered owner, and the unit is sold at a value exceeding that for which it was initially purchased, the purchaser may be required to repay to the City the lesser of the increased value received for the Eligible Units or an amount equal to the municipal Development Charges and Cash-in-Lieu of Parkland Dedication fees which would otherwise have been required for the Eligible Unit at the time of Building Permit as determined by the City; and,
 - v. that the purchaser(s) agree to provide to the City any documentation required by the City to confirm the eligibility of the purchaser with respect to the above requirements and acknowledge that in the event of any clear contravention of the above criteria, the purchaser may be required to repay to the City an amount equal to the municipal Development Charges and Cash-in-Lieu of Parkland Dedication fees which would otherwise have been required for the Eligible Unit at the time of Building Permit as determined by the City; and,
- e) Notwithstanding Subsection 2. b), c) and d), a maximum of 107 units may be eligible under this program provided that purchase price does not exceed \$420,000 to be indexed annually based on the annual percentage change in the median price of new construction homes in the Hamilton Census Metropolitan Area (CMA) as stated by the Realtors Association of Hamilton-Burlington. Such units shall be permitted under this program until such time as the City’s Development Charge By-Law contains in force and effect provision(s) which permit existing CityHousing Hamilton residential units to be eligible for demolition credits;
- f) To be eligible under this program, an applicant must commit to providing:

- i. a minimum of 150 townhouse units (all forms) forming part of the Eligible Units within a development which meet the requirements contained in Section 2. a), b) d) e) and i) and,
- ii. a minimum 200 eligible rental units as determined eligible under the Roxborough Rental Housing Loan Program (RRHLP).

Such a commitment will be in a form satisfactory to the General Manager of Healthy and Safe Communities prior to an application being approved under this program; and,

- g) The registered property owner/applicant at the time of application shall be the same registered owner of an Eligible Unit at the time of transfer to the first Eligible Purchaser;
- h) All Eligible Units for which a grant is provided under this program shall meet the following development requirements:
 - i. constitute a Dwelling Unit as defined by City of Hamilton Zoning By-Law 05-200; and,
 - ii. generally have the same exterior building materials, design elements and scale as market units being provided within the same development; and,
- i) All Eligible Townhouse Units for which a grant is provided under this program shall meet the following development requirements:
 - i. constitute a Dwelling Unit as defined by City of Hamilton Zoning By-Law 05-200;
 - ii. be in the form of a townhouse (all forms), and without limiting the generality of the foregoing, shall not be eligible under this program if provided in the form of a Single Detached Dwelling, Duplex, Semi-detached Dwelling or as an Accessory Dwelling Unit;
 - iii. consist of two (2) storeys above grade;
 - iv. contain a minimum of two (2) bedrooms; and,
 - v. generally have the same exterior building materials, design elements and scale as market townhouses being provided within the same development; and,

- j) Eligible Unit(s) shall conform to the City’s Official Plan, Zoning By-Laws(s), Site Plan approval and any other applicable and approved municipal policies or guidelines (e.g. urban design guidelines); and,
- k) Any outstanding work orders, property violations or tax arrears on the project property shall be rectified prior to an approval being issued under this program and prior to a grant being provided.

A.3 APPLICATION CRITERIA

1. Applications shall be submitted to the Housing Services Division prior to payment of any Development Charges or the issuance of a Building Permit for Eligible Units which are the subject of an application under this program.
2. An approval under this program shall not preclude eligibility of the property for any other loans or grants available under a municipal program or Community Improvement Plan, where applicable.
3. Applications to this program are subject to the approval of the General Manager of Healthy and Safe Communities in their sole discretion.
4. Approval of an application under this program is subject to the availability of funds.

The General Manager of Healthy and Safe Communities may reject any application received from an applicant where, in the opinion of the GM, the commercial relationship between the City and the applicant has been impaired by, but not limited to, the applicant being involved in litigation with the City. Applicants shall include but not be limited to the following: the applicant identified on the application form and if a corporation any person or entity with an interest in the corporation as determined by the City in its sole, absolute and unfettered discretion.

The General Manager of Healthy and Safe Communities may reject any application received from an applicant, whether or not an applicant satisfies the requirements of the Program, where property tax arrears are owed on the subject property or on other properties owned by the applicant within the City of Hamilton.

The General Manager of Healthy and Safe Communities, whether or not an applicant satisfies the requirements of the Program, may reject any application received from an applicant where there is credible information that an applicant has been involved recently or repeatedly in illegal activity supporting the conclusion that he or she will not conduct himself or herself with honesty and integrity in undertaking the activity, operation or business for which the loan/grant is sought. For corporate applicants, it will be the corporation and the principals of the corporation whose illegal activity will be considered.

A.4 ADMINISTRATION

Applicants to the RAHGP will complete and submit an application to the Housing Services Division prior to obtaining a Building Permit.

The grant will be provided on a per unit basis at the time of Building Permit issuance for Eligible Unit(s) provided that the applicable eligibility requirements and program terms as contained in A.2 have been met to the satisfaction of the General Manager of Healthy and Safe Communities.

The applicant provides to the City, at or before the time of Building Permit application, an undertaking that confirms the applicant shall execute purchase agreements containing signed declarations between the eligible purchaser and the seller of the Eligible Unit acknowledging the conditions associated with the Eligible Unit being purchased as contained in A.2, Subsection 2. d).

The applicant will provide a proposed sale price list for the phase of development containing the Eligible Units which are the subject of this program at the time of Building Permit application to confirm compliance with unit price maximum and median price requirements.

Grants under this program will be paid on a per unit basis at such time as:

- the requirements under Section 1 and 2 of A.2 have been fulfilled to the satisfaction of the General Manager of Healthy and Safe Communities; and
- at issuance of Building Permit for the Eligible Unit(s).

An assignment of a grant or application under this program may only be permitted by the General Manager of Healthy and Safe Communities in their sole direction and on such terms and conditions as the General Manager deems appropriate.

Realty taxes must be paid at the time of application approval and prior to grant payment for the project property.

The City reserves the right to require the submission of any additional documentation or enter into any additional agreements as deemed necessary by the City to ensure the goals and purpose of the HHCIP and RAHGP are met. This requirement shall include the submission of any documentation provided by a purchaser of an Eligible Unit to the applicant required to demonstrating compliance with the criteria outlined in A.2, Subsection 2. d).

The Housing Services Division is responsible for retaining the following documents for a minimum period of seven (7) years beyond the life of the program:

- Signed application package, including all required accompanying documentation;
- Letter of approval to proponent from City of Hamilton;
- All invoices and internal journals for all eligible expenditures; and
- Records of all payments and defaults.

B. ROXBOROUGH RENTAL HOUSING LOAN PROGRAM (RRHLP)



B.1 PROGRAM DESCRIPTION

The Roxborough Rental Housing Loan Program (RRHLP) is available to property owners (or their assignees) who create residential rental buildings within the Roxborough Community Improvement Project Area (CIPA) which meet specific affordability parameters.

Buildings which meet the Eligibility Criteria in Section B.2 will be eligible for a forgivable loan equal to the value of municipal Development Charges owed. Note the value of Educational Development Charges are not part of the scope of this program.

A loan provided under this program will be forgiven on a pro-rated basis in a minimum amount equal to 1/10th the value of the principal loan plus interest (or other fraction as required dependent on the term of the loan). Loan forgiveness will occur on the annual anniversary date on which occupancy was granted by the City for the last eligible unit contained within an Eligible Building and where the following conditions of forgiveness have been met to the satisfaction of the General Manager of Healthy and Safe Communities:

- a) Rents for eligible units do not exceed 175% of the Average Market Rent (AMR) for the Hamilton Census Metropolitan Area, as stated by Canadian Mortgage and Housing Corporation (CMHC) (see Section B.5 for additional supporting information);
- b) Rents for eligible units are maintained at the level identified in a) above for a period of no less than 10 years from the date building occupancy is granted by the City; and
- c) The applicant is in compliance with the loan agreement and all the terms and conditions of this program.

A loan provided under this program will bear interest at 15% per annum with both interest and principal being forgiven in accordance with above.

Where the conditions of forgiveness contained above have not been met for all eligible units which were the subject of a forgivable loan under this program and located within an Eligible Building (a “Default”) and such Default is not cured within 30 days’ written notice from the City of such default, then the entire portion of the loan for which forgiveness has not previously been granted shall become immediately payable to the City in monthly payments for the balance of the term of the loan with an interest rate of 15% per annum, or such other interest rate as may

be established by City Council from time to time, with interest accrued and accruing from the date the last eligible unit in the Eligible Building(s) which are the subject of an approved application under this program being approved for occupancy by the City. If a Default is cured within 30 days' written notice from the City of such Default, then a payment shall become immediately payable to the City in an amount equal to 15% interest per annum on the entire portion of the loan for which forgiveness has not previously been granted applicable, calculated during the number of days between the written notice from the City or a date on which the City can demonstrate that conditions of forgiveness began to not be met, and the curing of such default.

In order to receive a forgivable loan pursuant to this program, successful applicants shall be required to enter into an agreement with the City with such terms consistent with the terms and conditions of this program including without limitation the maintenance of rents in accordance with a), b) and c) above and such additional terms and conditions that the General Manager of Healthy and Safe Communities deems appropriate in their sole discretion and secured by a mortgage and such other security as the General Manager of Healthy and Safe Communities deems appropriate in their sole discretion.

Where an application is approved under this program, a forgivable loan will be provided to the registered property owner of the property on which the Eligible Building is located pursuant to the conditions and requirements of this program.

A forgivable loan provided under this program shall not exceed the value of the municipal Development Charges owed for eligible unit(s) in an Eligible Building(s) which are the subject of an approved application under this program.

The maximum forgivable loan amount shall not include the value of municipal Development Charges which are owed for uses other than the eligible units contained within the Eligible Building(s) which are the subject of an approved application under this program.

A forgivable loan under this program will be provided at issuance of a Building Permit for all eligible unit(s) in the Eligible Building(s) which are the subject of an approved application and in a value equal to the municipal Development Charges owed for the eligible unit(s) which were the subject of the Building Permit.

A forgivable loan provided under this program will have a term of 10 years beginning from the date on which occupancy was granted by the City for the last eligible unit contained within an Eligible Building.

A forgivable loan provided under this program shall be secured by a mortgage upon the lands/property to be developed, prior to the first advance of funds and, in a position no less than 2nd priority unless otherwise permitted by the General Manager of Healthy and Safe

Communities in their sole discretion. The mortgage shall not be discharged until the loan is paid or forgiven. In addition, the General Manager of Healthy and Safe Communities may require such additional securities in their sole direction which may include the following: loan agreement; and / or promissory note; and / or personal property security; and / or personal guarantees; and / or corporate guarantees; and / or lien on the property to be developed; and / or such other security which may be appropriate or available in the circumstance.

The loan plus accrued interest (if any) be prepaid at any time without notice, bonus or penalty.

The assignment of an application under this program may only be permitted by the General Manager of Healthy and Safe Communities in their sole discretion and on such terms and conditions as the General Manager deems appropriate.

All costs associated with the development and the requirements of this program are to be borne by the applicant including construction, design, development charges, administration fees, appraisals, inspections, legal and registration fees.

Realty taxes must be paid as billed throughout the development process and must not be in arrears at the annual anniversary date of forgiveness.

Development shall commence no later than five-years following the date of approval of an application under this program. The five-year period may be extended by the General Manager of Healthy and Safe Communities in their sole direction and on such terms and conditions as the General Manager deems appropriate.

The City of Hamilton may require specific insurance terms to be met to protect the City’s interest as it determines in its sole discretion.

Disposition of a property containing eligible residential rental unit(s) which are the subject of a forgivable loan under this program shall not be permitted except where:

- a) the City is provided written notice of the sale including the name of the purchaser and closing date of the purchase; and
- b) the transfer of ownership includes the assignment of any remaining loan under this program to the purchaser subject to the approval of the General Manager of Healthy and Safe Communities in their sole discretion and on such terms and conditions as the General Manager deems appropriate.

The Housing Services Division will periodically review the terms and the duration of the Program and make appropriate revisions as per the direction of City Council.

B.2 ELIGIBILITY CRITERIA

1. Applicants to the RRHLP must meet the goals of the Housing for Hamilton Community Improvement Plan (HHCIP) as identified in Section 6.o.
2. An applicant will be eligible for a forgivable loan under this program where eligible units meet the following requirements:

- a) The eligible units are located within the Roxborough Community Improvement Project Area (CIPA) as identified in Section 7.0 of the Housing for Hamilton Community Improvement Plan (HHCIP);
- b) Rents do not exceed 175% of the Average Market Rent (AMI) for the Hamilton Census Metropolitan Area, as stated by Canadian Mortgage and Housing Corporation (CMHC) (see Section B.5 for additional supporting information);

For clarity, an applicant shall have no obligation to reduce rent in the event of an AMR decrease and the rent payable under a residential lease that met the eligibility requirements at the timing of aligning with a tenant.

- c) Rents compliant with the parameters contained in b) above for a period of no less than 10 years from the date building occupancy is granted by the City;
- d) The applicant is in compliance with the loan agreement and all the terms and conditions of this program;
- e) The eligible units are contained within a building in which no non-eligible units are located (“Eligible Building”);
- f) The eligible units constitute a Dwelling Unit as defined by City of Hamilton Zoning By-law 05-200;
- g) The eligible units are not in the form of Single Detached Dwelling, Duplex, Semi-detached Dwelling, any form of Townhouse or Accessory Dwelling Unit;
- h) Eligible Building(s) conform to the City’s Official Plan, Zoning By-Laws(s), Site Plan approval and any other applicable and approved municipal policy or guidelines (e.g. urban design guidelines); and
- i) Any outstanding work orders, property violations or tax arrears on properties containing an Eligible Building are rectified prior to an approval being issued under this program and prior to a loan being provided.

B.3 APPLICATION CRITERIA

1. Applications shall be submitted to the Housing Services Division prior to payment of any Development Charges or the issuance of a Building Permit for an Eligible Building which is the subject of an application under this program.
2. An approval under this program shall not preclude eligibility of the property for any other loans or grants available under a municipal program or Community Improvement Plan, where applicable.
3. Applications to this program are subject to the approval of the General Manager of Healthy and Safe Communities in their sole discretion.
4. Approval of an application under this program is subject to the availability of funds.

The General Manager of Healthy and Safe Communities may reject any application received from an applicant where, in the opinion of the GM, the commercial relationship between the City and the applicant has been impaired by, but not limited to, the applicant being involved in litigation with the City. Applicants shall include but not be limited to the following: the applicant identified on the application form and if a corporation any person or entity with an interest in the corporation as determined by the City in its sole, absolute and unfettered discretion.

The General Manager of Healthy and Safe Communities may reject any application received from an applicant, whether or not an applicant satisfies the requirements of the Program, where property tax arrears are owed on the subject property or on other properties owned by the applicant within the City of Hamilton.

The General Manager of Healthy and Safe Communities, whether or not an applicant satisfies the requirements of the Program, may reject any application received from an applicant where there is credible information that an applicant has been involved recently or repeatedly in illegal activity supporting the conclusion that he or she will not conduct himself or herself with honesty and integrity in undertaking the activity, operation or business for which the loan/grant is sought. For corporate applicants, it will be the corporation and the principals of the corporation whose illegal activity will be considered.

B.4 ADMINISTRATION

Applicants to the RRHLP will complete and submit an application to the Housing Services Division prior to obtaining a Building Permit.

A forgivable loan will be provided at the time of payment of applicable municipal Development Charges to the City and successful issuance of a Building Permit in accordance with the terms

and conditions of this program. Agreements securing the loan will be signed with the City in advance of Building Permit issuance and provision of the loan.

Amongst other conditions, the loan agreement will require that rents for eligible units will be maintained over the term of the loan within the parameters established under this program.

In order to receive a forgivable loan pursuant to this program, successful applicants shall be required to enter into an agreement with the City with such terms consistent with the terms and conditions of this program including, without limitation, the maintenance of rents in accordance with program requirements and such additional terms and conditions that the General Manager of Healthy and Safe Communities deems appropriate in their sole discretion and secured by a mortgage and such other security as the General Manager of Healthy and Safe Communities deems appropriate in their sole discretion.

The registered property owner must provide an annual statement and information package to the City, in a form and content satisfactory to the General Manager of Healthy and Safe Communities in their sole discretion, confirming that the rent for each eligible unit for the reporting year were maintained within the City’s affordability parameters as provided for under this program. Rents may increase annually in accordance with market prices as long as they continue to meet the City’s defined affordability parameters.

If at any point during the 10-year affordability period the City determines that the rent for any eligible unit(s) is or was no longer within the defined affordability parameters established under this program, the applicant fails to meet program criteria or the applicant does not comply with the Loan Agreement, the loan will become payable to the City, plus interest, in accordance with the requirements of this program.

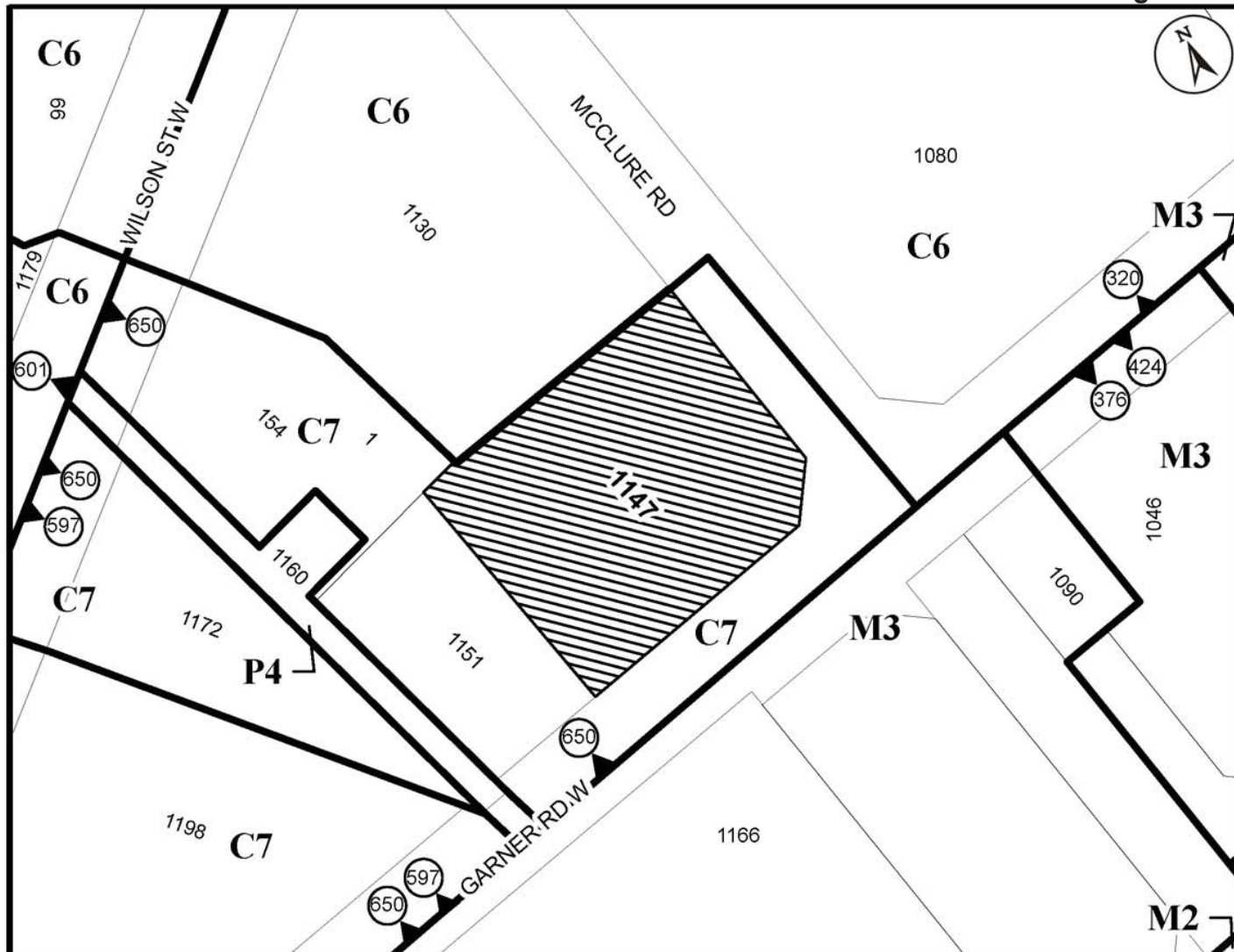
A loan provided under this program will be forgiven on a pro-rated basis in a minimum amount equal to 1/10th the value of the principal loan plus interest (or other fraction as required dependent on the term of the loan). Loan forgiveness will occur on the annual anniversary date on which occupancy was granted by the City for the last eligible unit contained within an Eligible Building and where the conditions of forgiveness established under this program have been met to the satisfaction of the General Manager of Healthy and Safe Communities.

B.5 SUPPORTING TECHNICAL INFORMATION

For the purposes of this program, 175% of Average Market Rent for rental units in 2019 within the Hamilton Census Metropolitan Area, as stated by the Canadian Mortgage and Housing Corporation, shall be:

Unit Size	175% AMR
Bachelor	\$1,337
1 Bedroom	\$1,617
2 Bedroom	\$1,904
3+ Bedroom	\$2,401

*to be indexed annually



● Site Location



Key Map - Ward 12



Location Map



PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

File Name/Number:
SV-19-002

Date:
April 23, 2019

Appendix "A"

Scale:
N.T.S

Planner/Technician:
SR/VS

Subject Property


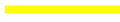

1147 Garner Road West, Ancaster

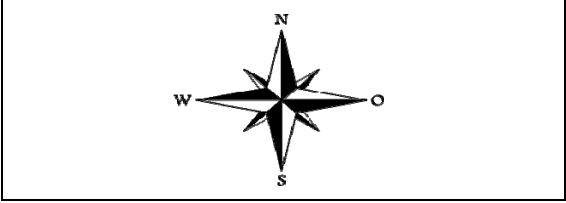
PROPOSED PARKING PLAN



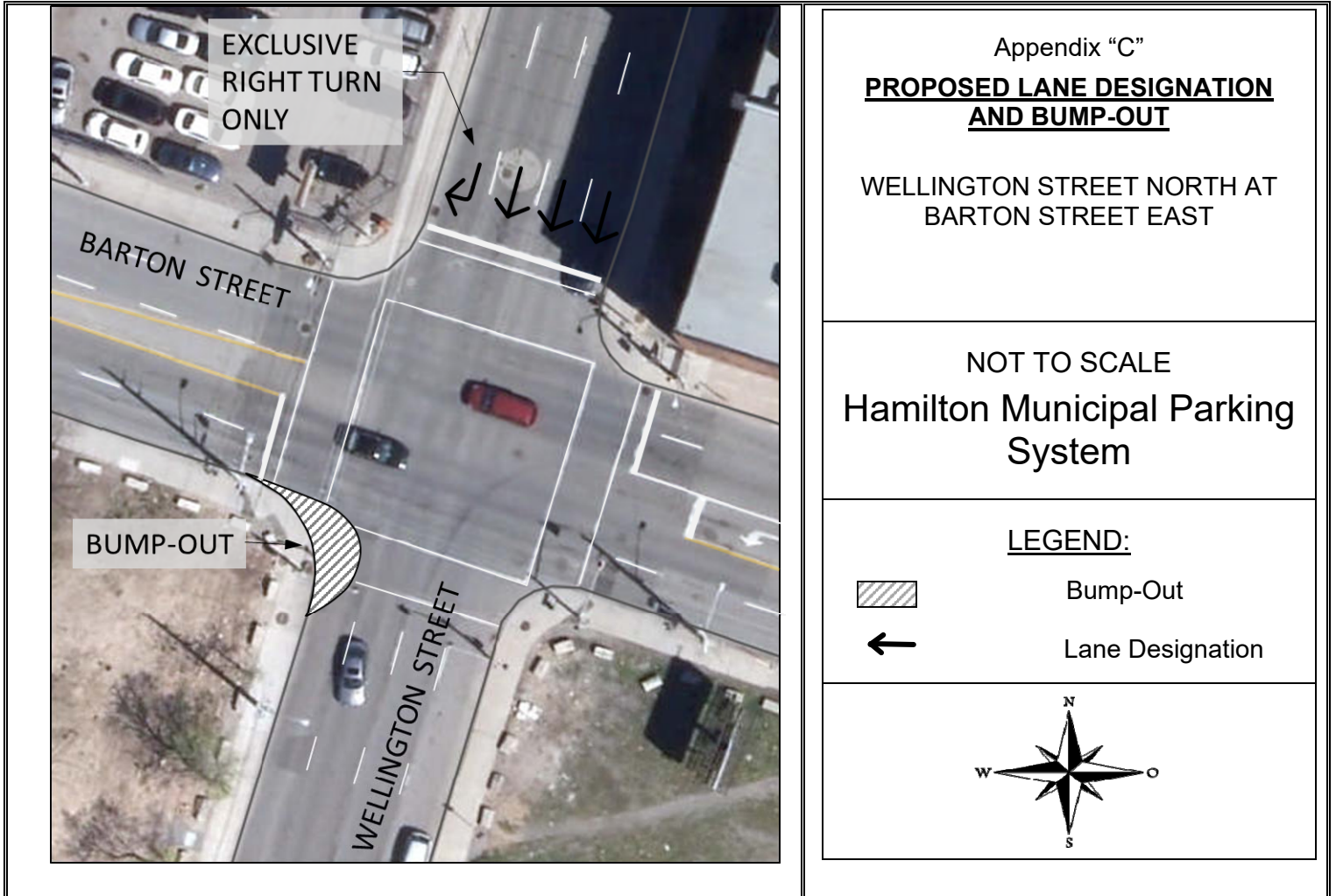
Appendix "A"
PROPOSED PARKING PLAN
 WELLINGTON STREET NORTH
 FROM ROBERT STREET
 TO BARTON STREET EAST

NOT TO SCALE
Hamilton Municipal Parking System

- LEGEND:**
-  No Stopping 2pm-6pm, Mon - Fri
 -  Through Highway designation 2am-7am
 -  Parking Meters



PROPOSED LANE DESIGNATION AND BUMP-OUT





GENERAL ISSUES COMMITTEE REPORT 19-024

9:30 a.m.

Wednesday, November 20, 2019

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Deputy Mayor M. Wilson (Chair)
Councillors J. Farr, N. Nann, S. Merulla, C. Collins, T. Jackson,
E. Pauls, J.P. Danko, M. Pearson, L. Ferguson, A. VanderBeek,
J. Partridge

Absent: Mayor F. Eisenberger - Other City Business
Councillors B. Clark and B. Johnson – Other City Business
Councillor T. Whitehead – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 19-024, AND RESPECTFULLY RECOMMENDS:

**1. Revised Ottawa Street Business Improvement Area (BIA) Board of
Management (PED19214) (Wards 3 and 4) (Item 7.1)**

That the following individuals be appointed to the Ottawa Street Business
Improvement Area (BIA) Board of Management:

- (i) Bill Cartwright

**2. Revised International Village Business Improvement Area (BIA) Board of
Management (PED19215) (Ward 2) (Item 7.2)**

That the following individuals be appointed to the International Village Business
Improvement Area (BIA) Board of Management:

- (i) Sarah Jang

3. Municipal Property Assessment Corporation (MPAC) Responses to Committees Questions and Concerns regarding Maintenance of the Voters List (from the September 9, 2019 GIC) (Item 7.3)

That the Municipal Property Assessment Corporation's (MPAC) Responses to Committees Questions and Concerns regarding Maintenance of the Voters List (from the September 9, 2019 GIC), be received.

4. West Harbour Development Sub-Committee Report 19-003, October 22, 2019 (Item 10.1)

(a) Increase of 0.13% for Capital Financing of West Harbour Development (Item 10.1)

That the matter of a 0.13% increase for capital financing of West Harbour Development for a total of 1.3% tax increase, be received.

(b) Piers 6 and 7 Commercial Village Activation Plan (PED19191(a)) (Ward 2) (Item 10.2)

- (i) That staff report back to the West Harbour Development Sub-Committee with draft sale documents for approval, including recommendations on the disposition phasing and conditions of sale that seek to ensure that development of any disposed lands happens in a timely fashion, contributes to the success and vibrancy of the public space on Piers 6 and 7, provides a high quality of design, and recognizes Hamilton's declared climate emergency by adhering to environmentally sustainable building principles; and,
- (ii) That staff from the Tourism and Culture Division be directed to prepare and execute an agreement with an external entity to a maximum value of \$40,000 for the implementation of operating and programming temporary animation of the Piers 5 to 8 lands, with nominal cost for leasing of the lands, for the period beginning in the Spring season of 2020 to approximately the end of the Fall season 2020, to be funded through Project 4411606003 (West Harbour Community Engagement) in a manner and on conditions deemed appropriate by the General Manager of the Planning and Economic Development Department, and in a form acceptable to the City Solicitor.

(c) West Harbour Strategic Initiatives Piers 5-7 Public Realm Capital Works (PW19090) (Ward 2) (Item 10.3)

- (i) That staff be authorized to direct the Hamilton Waterfront Trust to proceed with tenders for 100% of the previously approved Capital works, in the amount of \$13.5M, on Piers 5-7 for the following projects in 2019:
 - (1) Project ID 4411506107 – Piers 5-7 Marina Shoreline Rehab (Approved Budget \$10.2M); and,
 - (2) Project ID 4411606102 – Piers 5-7 Boardwalk (Approved Budget \$3.3M);
- (ii) That staff be directed to make necessary modifications to the West Harbour Capital program to re-direct funding allocated to future projects to the Piers 5-7 Public Realm Project with the intent to not increase the overall program budget in years 2020-2022; and,
- (iii) That construction of the permanent Macassa Bay Police Marine Unit facility be deferred to 2022+ in order to allow the City to optimize the value of the investment made in the temporary structure.

5. GRIDS 2 and Municipal Comprehensive Review – Consultation Update and Employment Land Review (PED17010(f)) (City Wide) (Item 10.2)

- (a) That the draft Employment Land Review Report, attached as Appendix “C” to Report PED17010(f), be received;
- (b) That staff be authorized and directed to commence public consultation on the draft Employment Land Review Report, in addition to other GRIDS2 / MCR topics including intensification and density targets and report back to the General Issues Committee on the results of the consultation, prior to the finalization of the Employment Land Review;
- (c) That staff be directed to consider the removal of the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and associated parking) from the Light Industrial designation within the Centennial Neighbourhoods Secondary Plan; and,
- (d) That the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and

associated parking) be considered for a Mixed-Use designation or other appropriate designation, as part of the Employment Land Review being completed as part of the Municipal Comprehensive Review.

6. Open for Business Sub-Committee Report 19-003 (Item 10.3)

(a) Continuous Improvements Process Review - Financial Incentive Program Metrics - Case Study No. 28 (Item 7.2)

That the Continuous Improvements Process Review - Financial Incentive Program Metrics - Case Study No. 28, be received.

(b) Responding to Increased Demand & Growth in Film Sector to Increase Economic Impacts & Implement Continuous Improvements - Case Study No. 27 (Added Item 9.2)

That Case Study No. 27, Responding to Increased Demand & Growth in Film Sector to Increase Economic Impacts & Implement Continuous Improvements, be amended to add the sub-sections (b) and (c) to read as follows:

- (i) That Case Study No. 27, Responding to Increased Demand & Growth in Film Sector to Increase Economic Impacts & Implement Continuous Improvements, be received;
- (ii) That staff be directed to report back to the Open for Business Sub-Committee respecting the gross and net financial benefit to the City of Hamilton and the Film Office; and,
- (ii) That staff be directed to provide an annual report respecting the gross and net financial benefit for the City of Hamilton to the Film Office to the General Issues Committee, for their information.

7. Maintenance Services at Macassa and Wentworth Lodges (HSC19062/PW19092) (Wards 7 and 13) (Item 14.2)

- (a) That the direction provided to staff in Closed Session, respecting Report HSC19062/PW19092 - Maintenance Services at Macassa and Wentworth Lodges, be approved and remain confidential until approved by Council; and,
- (b) That Report HSC19062/PW19092 - Maintenance Services at Macassa and Wentworth Lodges, remain confidential.

8. Potential Regulatory Litigation Update (Item 14.3) (no copy)

- (a) That the direction provided to staff in Closed Session respecting the Potential Regulatory Litigation Update, be approved; and,
- (b) That the update and the direction provided in Closed Session, respecting the Potential Regulatory Litigation Update, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

1. CONSENT ITEMS (Item 7)

- 7.3 MPAC Responses to Committees Questions and Concerns regarding Maintenance of the Voters List (from the September 9, 2019 GIC)

2. PUBLIC HEARINGS / DELEGATIONS (Item 8)

- 8.3 Rob D'Amico and Stan Double, Hamilton Professional Firefighters Association, respecting Support for the Firefighter Memorial at Gage Park

This delegation has been withdrawn at this time.

3. PRIVATE & CONFIDENTIAL

14.3 Potential Regulatory Litigation

Pursuant to Section 8.1, Sub-sections (e), (f) and (k) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (e), (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c. 25, s. 239 (2); 2017, c. 10, Sched. 1, s. 26.

4. GENERAL INFORMATION / OTHER CITY BUSINESS (Item 13)

13.1 Amendments to the Outstanding Business List:

(c) Proposed New Due Dates:

- (viii) Establishing a Gender & Equity Lens on Housing Services

Current Due Date: September 18, 2019

Proposed New Due Date: **June 17, 2020**

- (xiv) Pending Litigation Matters & Associated Liabilities

Current Due Date: August 12, 2019

Proposed New Due Date: **January 15, 2020**

The agenda for the November 20, 2019 General Issues Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

The Minutes of the October 30, 2019 and November 6, 2019 General Issues Committee meetings were approved, as presented.

- (i) October 30, 2019 – Special (Item 4.1)

- (ii) November 6, 2019 (Item 4.2)

(d) PUBLIC HEARINGS / DELEGATIONS (Item 8)

- (i) Bryan Ritskes, Harbour West Neighbours, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (Item 10.1 on this agenda.) (Item 8.1)**

Bryan Ritskes, Harbour West Neighbours, addressed Committee respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003.

The presentation provided by Bryan Ritskes, Harbour West Neighbours, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003, was received.

For disposition of this matter, please refer to Item 4.

(ii) Herman Turkstra, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003 (Item 10.1 on this agenda.) (Item 8.2)

Herman Turkstra, addressed Committee respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003.

The presentation provided by Herman Turkstra, respecting Items 1, 2 and 3 of the West Harbour Development Sub-Committee Report 19-003, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

For disposition of this matter, please refer to Item 4.

(e) DISCUSSION ITEMS (Item 10)

(i) GRIDS 2 and Municipal Comprehensive Review – Consultation Update and Employment Land Review (PED17010(f)) (City Wide) (Item 10.2)

Report PED17010(f), respecting GRIDS 2 and Municipal Comprehensive Review – Consultation Update and Employment Land Review, was amended by adding new sub-sections (c) and (d) to read as follows:

- (c) *That staff be directed to consider the removal of the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and associated parking) from the Light Industrial designation within the Centennial Neighbourhoods Secondary Plan; and,***
- (d) *That the lands located at 395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Road (site of the future GO Station and associated parking) be considered for Mixed-Use designation or other appropriate designation, as part of the Employment Land Review being completed as part of the Municipal Comprehensive Review.***

For disposition of this matter, please refer to Item 5.

(f) NOTICES OF MOTION (Item 12)

Councillor S. Merulla introduced the following Notice of Motion:

(i) Support of Private Member's Bill to Reverse Pit Bull Ban in Ontario (Item 12.1)

WHEREAS, the Province of Ontario banned the ownership of Pit Bulls in 2005;

WHEREAS, opponents of this ban believe this "breed-specific legislation" does not address the root cause of vicious dogs, which is often attributed to the handler or owner of the dog; and,

WHEREAS, a Private Member's Bill introduced into the Ontario Legislature is seeking to reverse the Provincial ban of Pit Bulls.

THEREFORE, BE IT RESOLVED:

- (a) That the Mayor correspond with the Province of Ontario to advise of the City of Hamilton's support the Private Member's Bill for the reversal of the Pit Bull ban and changes to the *Dog Owners' Liability Act*; and,
- (b) That Licensing and By-law Services Division be directed to review the feasibility of changes to the Responsible Animal Ownership By-law 12-031 to include professional obedience training for dogs, with the participation of the dog's owner and the feasibility of reduced licensing fees for large working dogs (i.e. Rottweilers and Pit Bulls) to mitigate public safety concerns and report back to the Planning Committee.

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

(a) Amendments to the Outstanding Business List (Item 13.1)

The amendments to the General Issues Committee's Outstanding Business List were approved, as follows:

- (i) Items to be referred:
 - (1) HWDSB's Facilities Master Plan and the HWDSB's Budget Plan (Chair of HWDSB would prefer to appear before the HWDSB Liaison Committee rather than GIC.)

- (ii) Items to be removed:
 - (1) Review of HWDSB Proposal – Annual Maximum Payment Amount for the Acquisition of School Board Property (Addressed as Item 10.3 on the November 6, 2019 GIC Agenda – HWDSB Liaison Committee Report 19-003)
 - (2) Hamilton 100's Hosting Proposal (Part 2) (Addressed as Item 9.1 on the November 6, 2019 GIC Agenda – Report PED19108(b))
 - (3) 2020 Budget Outlook – 3 Options (2%, 1% and 0%) (Addressed as Item 6.1 on the Special GIC Agenda of October 30, 2019 – Report FCS19054(a))
 - (4) Hate Incident Prevention Policy and Procedure (Addressed as Item 10.9 on the October 16, 2019 GIC Agenda – Report LS19031/PW19068(a)/CM19006(a))
 - (5) Hate Incident Reporting (Addressed as Item 10.9 on the October 16, 2019 GIC Agenda – Report LS19031/PW19068(a)/CM19006(a))
 - (6) Alternative Funding Strategy for Transit (Addressed as Item 9.1 on the October 2, 2019 GIC Agenda – Report (PW19083/FCS18048(a))
 - (7) Potential changes to the guidelines and criteria for the Barton/Kenilworth Tax Increment Grant Program; the Barton/Kenilworth Commercial Corridor Building Improvement Grant Program; the Barton/Kenilworth Commercial Planning and Building Fee Rebate Program; the Commercial Corridor Housing Loan and Grant Program; and, the Hamilton Tax Increment Grant Program (Addressed as Item 10.3 on the October 2, 2019 GIC Agenda – Report PED19178/HSC19052)

- (iii) Proposed New Due Dates:
- (1) City-Wide Stormwater Rate Program Review
Current Due Date: October 16, 2019
Proposed New Due Date: December 4, 2019
 - (2) Community Benefits Protocol Advisory Committee – Terms of Reference
Current Due Date: October 16, 2019
Proposed New Due Date: December 4, 2019
 - (3) Development of Departmental Climate Change Workplans within the City of Hamilton
Current Due Date: November 20, 2019
Proposed New Due Date: December 4, 2019
 - (4) Corporate-Wide Climate Change Adaptation and Mitigation Climate Workplan – Quarterly Update
Current Due Date: November 20, 2019
Proposed New Due Date: December 4, 2019
 - (5) Outline of the Costs of the Exclusions Outlined in Report PW18064 (AODA)
Current Due Date: September 18, 2019
Proposed New Due Date: March 25, 2020
 - (6) Code of Conduct for Council-Appointed Citizen Members of External Boards and Agencies
Current Due Date: September 18, 2019
Proposed New Due Date: February 19, 2020
 - (7) Corporate Strategic Growth Initiatives – Annual Update
Current Due Date: October 2, 2019
Proposed New Due Date: March 25, 2020
 - (8) Establishing a Gender & Equity Lens on Housing Services
Current Due Date: September 18, 2019
Proposed New Due Date: June 17, 2020
 - (9) Pending Litigation Matters & Associated Liabilities
Current Due Date: August 12, 2019
Proposed New Due Date: January 15, 2019

- (10) Revenue Enhancement Opportunities at the John C. Munro International Airport
Current Due Date: December 4, 2019
Proposed New Due Date: March 25, 2020
- (11) Pier 8 Development Opportunity RFP – Summary of the 4 Proposals
Current Due Date: November 20, 2019
Proposed New Due Date: February 19, 2020

(h) PRIVATE & CONFIDENTIAL (Item 14)

(i) Closed Session Minutes – November 6, 2019 (Item 14.1)

- (a) The Closed Session Minutes of the November 6, 2019 General Issues Committee meeting were approved, as presented; and,
- (b) That the Closed Session Minutes of the November 6, 2019 General Issues Committee meeting shall remain confidential.

Committee moved into Closed Session respecting Items 14.2 and 14.3, pursuant to Section 8.1, Sub-sections (d), (e), (f) and (k) of the City's Procedural By-law 18-270; and, Section 239(2), Sub-sections (d), (e), (f) and (k) of the *Ontario Municipal Act*, 2001, as amended, as the subject matters pertain to Labour relations or employee negotiations, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; advice that is subject to solicitor-client privilege, including communications necessary for that purpose; a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c. 25, s. 239 (2); 2017, c. 10, Sched. 1, s. 26.

(i) ADJOURNMENT (Item 15)

There being no further business, the General Issues Committee adjourned at 1:17 p.m.

Respectfully submitted,

Deputy Mayor, Maureen Wilson
Chair, General Issues Committee

Stephanie Paparella
Legislative Coordinator,
Office of the City Clerk



AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 19-017

9:30 a.m.
November 21, 2019
Council Chambers
Hamilton City Hall

Present: Councillors C. Collins (Chair), M. Wilson, B. Clark, M. Pearson, B. Johnson, L. Ferguson, A. VanderBeek and J. Partridge

THE AUDIT, FINANCE AND ADMINISTRATION COMMITTEE PRESENTS REPORT 19-017, AND RESPECTFULLY RECOMMENDS:

1. Workplace Pet Policy and Procedure (HUR19023) (City Wide) (Item 10.1)

That Report HUR19023, respecting Workplace Pet Policy and Procedure, be received.

That staff be directed to implement a No Pet Policy for all municipal buildings excluding: Animal Services, Animal Control, Hamilton Police Services, and Service Dogs.

2. Orientation for Hearing of Complaints Made Pursuant to Subsection 20(1) of the *Development Charges Act, 1997* (LS19043) (City Wide) (Item 10.2)

That Report LS19043, respecting the Orientation for Hearing of Complaints Made Pursuant to Subsection 20(1) of the *Development Charges Act, 1997*, be received.

3. Budgeting and Forecasting (FCS19066(a)) (City Wide) (Item 14.2)

(a) That Council approve the single source procurement, pursuant to Procurement Policy #11 – Non-competitive Procurements, for the purchase of an operating budget solution as well as enterprise licensing for operating and capital budget solutions for a three-year term with an additional two, optional one-year renewal terms and that the General Manager, Finance and Corporate Services, be authorized to negotiate, enter into and execute a Contract and any ancillary documents required to give effect thereto, in a form satisfactory to the City Solicitor.

(b) That capital funding in the amount of \$341,000 be appropriated from Project ID 3381557502 to capital Project ID 3381957502 for the implementation of the solution; and,

Council – November 27, 2019

- (c) That the contents of Report FCS19066(a), respecting Budgeting and Forecasting, remain confidential and not be released as a public document except as necessary to implement Council's directions at the discretion of the City Solicitor.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

The Committee Clerk advised that there were no changes to the agenda.

The agenda for the November 21, 2019 Audit, Finance and Administration Committee meeting was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) November 7, 2019 (Item 4.1)

The Minutes of the November 7, 2019 meeting of the Audit, Finance and Administration Committee were approved, as presented.

(d) PUBLIC HEARINGS / DELEGATIONS (Item 8)

(i) Mouna Bile, Hamilton Community Legal Clinic, respecting recommendations towards the re-opening of Hamilton Anti-Racism Resource Centre (Approved November 7, 2019) (Item 8.1)

Mouna Bile, Hamilton Community Legal Clinic, Pauline Kajiura, and Jane Mulkewich, addressed the Committee respecting recommendations towards the re-opening of Hamilton Anti-Racism Resource Centre, with the aid of a presentation.

The delegation from Mouna Bile, Hamilton Community Legal Clinic, Pauline Kajiura, and Jane Mulkewich, respecting recommendations towards the re-opening of Hamilton Anti-Racism Resource Centre, was received.

A copy of the presentation is available on the City's website at www.hamilton.ca or through the Office of the City Clerk.

(e) MOTIONS (Item 11)

(i) Methodology for Infrastructure Master Plans to Support Future Calculation of Variable Development Charges (Item 11.1)

The following Motion was DEFEATED:

WHEREAS, at the June 12, 2019 meeting, City Council repealed Development Charges (DC) By-law 14-153 and enacted a new 2019 DC By-law effective June 13, 2019;

WHEREAS, the DC By-law is a result of compiling the City's infrastructure Master Plans;

WHEREAS, the *Development Charges Act, 1997* requires a process to be followed which results in a calculated DC;

WHEREAS, the adoption of variable DC rates must be predicated on either a defined and defensible methodology calculation or by policy (such as providing a partial exemption to the calculated DC rate);

WHEREAS, the City's 2019 DC By-law reflects the results of such a review for water and wastewater services, and as a result includes a variable approach in calculating the 2019 DC By-law rate for stormwater services;

WHEREAS, all other services are calculated on a city-wide basis;

WHEREAS, the *More Homes, More Choice Act, 2019* (Bill 108) will remove the discounted (soft) services from the *Development Charges Act, 1997* once proclaimed into force and provides a defined list of services that will remain in the *Development Charges Act, 1997*; and,

WHEREAS, the City's current GRIDS 2 process will ultimately identify growth allocations by traffic zone throughout the city to 2041;

THEREFORE, BE IT RESOLVED:

That staff be directed to report back to the Audit, Finance & Administration Committee on methodology options including an assessment of the financial impacts for future updates to the Transportation Master Plan (including transit services); 10-year Fire Service Delivery Plan; and Waste Services Master Plan; that will provide the basis for a variable rate calculation as part of the next Development Charges (DC) By-law update should Council wish to take a variable rate approach.

The following Motion was DEFEATED:

That the motion respecting Methodology for Infrastructure Master Plans to Support Future Calculation of Variable Development Charges be deferred until such time as a consultant cost can be determined, or until the Consultant can be in attendance at a future Audit, Finance & Administration Committee meeting to answer questions of Committee.

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

(i) Amendments to the Outstanding Business List (Item 13.1)

The following amendment to the Outstanding Business List, was approved:

(a) Items to be Removed (Item 13.1(a)):

Correspondence from Danny Trombetta, 610 South Service Road Inc (Gateway Ice Centre) respecting Development Charge liability for a proposed additional arena
Item 14.2 on the November 7, 2019 AF&A agenda
OBL Item: 19-O

(g) PRIVATE AND CONFIDENTIAL (Item 14)

(i) November 7, 2019 – Closed Session Minutes (Item 14.1)

- (a) The Closed Session Minutes of the November 7, 2019 Audit, Finance and Administration meeting, were approved as presented; and,
- (b) The Closed Session Minutes of the November 7, 2019 Audit, Finance and Administration meeting, remain confidential.

Committee move into Closed Session respecting Item 14.2, pursuant to Section 8.1, Sub-sections (e) and (k) of the City's Procedural By-law 18-270, and Section 239(2), Sub-sections (e) and (k) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; and, a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board.

(h) ADJOURNMENT (Item 15)

There being no further business, the Audit, Finance and Administration Committee, adjourned at 12:31 p.m.

Respectfully submitted,

Councillor Collins, Chair
Audit, Finance and Administration
Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk

CITY OF HAMILTON MOTION

Council: November 27, 2019

MOVED BY COUNCILLOR T. WHITEHEAD.....

SECONDED BY COUNCILLOR.....

Reconsideration of Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment

That Item 7.5 of the September 11, 2019 Council Minutes respecting the Integrity Commissioner / Lobbyist Registrar Appointment, which was approved by Council on September 11, 2019, and reads as follows, be reconsidered:

7.5 Integrity Commissioner / Lobbyist Registrar Appointment

- (a) That Council extend the existing contract with Principle Integrity as the City of Hamilton’s Integrity Commissioner and Lobbyist Registrar to November 30th, 2019;
- (b) That a ‘Request for Proposal’ (RFP) in the position of Integrity Commissioner and Lobbyist Registrar be initiated;
- (c) That a staff committee of the City Manager, City Solicitor, City Clerk and Executive Director of Human Resources conduct the initial evaluation of the qualified firms; and,
- (d) That the Governance Review Sub Committee conduct the interviews and recommend the preferred candidate for the position of Integrity Commissioner / Lobbyist Registrar along with terms and conditions of the appointment to City Council for approval.

CITY OF HAMILTON MOTION

Council: November 27, 2019

MOVED BY COUNCILLOR T. JACKSON.....

SECONDED BY COUNCILLOR S. MERULLA.....

Amendment to Item 19 of the General Issues Committee Report 15-025, respecting Report PW15086 - Identified Tobogganing Locations on City Property for the Winter 2015/2016 Season

WHEREAS, in 2017, Council approved the operating funds for the permanent tobogganing program within the Public Works Department and formalized four designated tobogganing hills; with one of the approved sites being the Martin Course Hole #10 at Chedoke Golf Course;

WHEREAS, Recreation staff have extended the opportunity to play golf at Chedoke Golf Course for the winter months, with a daily decision to open or close the golf course dependent on the evidence of unfavourable weather conditions and more specifically the accumulation of snow;

WHEREAS, Golf staff have deemed that the Martin Course is more appropriate for winter golfing, and as the Martin Course, Hole #10 is currently designated as an approved tobogganing hill, to implement winter golfing, staff are recommending moving the tobogganing hill to the Beddoe Course, Hole #1;

WHEREAS, moving the tobogganing hill at Chedoke Golf Course from the Martin Course, Hole #10 to the Beddoe Course, Hole #1 is not a significant change and from a participant perspective, and provides the same amount of enjoyment; and,

WHEREAS, the required site materials, established inspection plans and operational processes for the tobogganing program will not change with the movement to the Beddoe course; and, an on-site review of both locations by Recreation, Parks and Risk Management staff did not yield any concerns with the proposed change;

THEREFORE, BE IT RESOLVED:

That Item 19 of the General Issues Committee Report 15-025, respecting Report PW15086 - Identified Tobogganing Locations on City Property for the Winter 2015/2016 Season, which was approved by Council on December 8, 2015, be amended by

deleting the word "Martin" and replacing it with the word "**Beddoe**"; and, by deleting the number "10" and replacing it with the number "**1**", to read as follows:

19. Identified Tobogganing Locations on City Property for the Winter 2015/2016 Season (PW15086) (City Wide) (Item 8.15)

- (a) That the General Manager of Public Works or his designate be authorized and directed to implement a pilot program to identify tobogganing sites for the 2015-2016 season, whereas the Garth Street Reservoir, Kings Forest Golf Course (Hole #1 - Tee and Hole #9 - below the Green), and the Chedoke Golf Course (~~Martin~~ **Beddoe** Course, Hole #1) as further described will be the piloted sites;
- (b) That \$64,400 from the Tax Stabilization Reserve #110046 be utilized in preparing and inspecting the Garth Street Reservoir, Kings Forest Golf Course (Hole #1 - Tee and Hole #9 - below the Green), and the Chedoke Golf Course (~~Martin~~ **Beddoe** Course, Hole #1) as tobogganing sites for the pilot program within the 2015- 2016 winter season; and,
- (c) That staff be directed to review the feasibility of preparing Waterdown Memorial Park as a tobogganing site for January of the 2015/2016 Winter season and report back to the General Issues Committee as soon as possible.

CITY OF HAMILTON MOTION

Council: November 27, 2019

MOVED BY COUNCILLOR S. MERULLA.....

SECONDED BY COUNCILLOR.....

Feasibility of Accelerated Lead Water Service Line Replacement Options (City Wide)

WHEREAS, Health Canada in March 2019 revised its guidelines for the safe level of lead content in drinking water from 10 microgrammes per litre, to 5 microgrammes per litre;

WHEREAS, Health Canada has warned that lead is linked to numerous health problems, including high blood pressure and kidney problems in adults, as well as complications in pregnancy and behavioural disorders or a loss of IQ in children;

WHEREAS, in the City of Hamilton, homes built before 1955 have the greatest potential of having a lead water pipe connecting their home to the municipal water supply, and; Whereas, within the City it is estimated there remains active approximately 20,000 lead private water services that will at current replacement rates take 25 years to fully replace;

WHEREAS, the City established in 2007 one of the first municipal loan programs for the replacement of lead water services that has supported more than 20% of all lead service replacements with over 2,000 loans issued providing over \$3 million in financial assistance over the past 12 years;

WHEREAS, the City as of November 2018, has implemented the proactive use of orthophosphate to create a protective barrier inside pipes to reduce the release of metals, such as lead and copper from household plumbing at a capital construction cost of approximately \$6 million with annual operating costs of over \$500,000;

WHEREAS, the City’s objective is to increase awareness of the presence of private lead water services, in May 2019, the Mayor, on behalf of City Council, submitted a request to the Province, seeking that legislative and regulatory enactments be made as part of implementation of the Home Inspection Act, 2017, to prescribe the requirement of testing water services to identify the presence of lead water service lines;

**Motion respecting Feasibility of Accelerated Lead Water Service Line
Replacement Options (City Wide)
Page 2 of 2**

WHEREAS, many property owners have chosen not to replace the private lead water services on their own property even where the City has replaced the public portion of the lead water service; and,

WHEREAS, the City of Montreal has recently announced its Action Plan 2019 to proactively address the presence of lead in water including such measures to accelerate public lead water service line replacements and to impose the obligation to replace the private portion of lead water service lines;

THEREFORE, BE IT RESOLVED:

- (a) That staff bring forward a feasibility report for further potential proactive measures for City Council's consideration including:
 - (i) Implementation of a by-law to impose the obligation to replace the private portion of lead water service lines where the public portion of a lead water service line replacement has occurred or is to be replaced; and,
 - (ii) Options to accelerate the replacement of the public portion of all known lead services inclusive of a financing strategy for the City, with costs estimated to exceed \$100 million.

Authority: Item 5, Public Works Committee
Report 19-010 (PW19058)
CM: July 12, 2019

Item 9, Public Works Committee
Report 07-016 (PW07153)
CM: December 12, 2007
Ward: City Wide

Bill No. 280

CITY OF HAMILTON

BY-LAW NO. 19-

To Amend By-law No. 01-215 Being a By-law To Regulate Traffic

WHEREAS sections 8, 9 and 10 of the Municipal Act, 2001, S.O. 2001, c. 25, authorize the City of Hamilton to pass by-laws as necessary or desirable for the public and municipal purposes, and in particular paragraphs 4 through 8 of subsection 10(2) authorize by-laws respecting: assets of the municipality, the economic, social and environmental well-being of the municipality; health, safety and well-being of persons; the provision of any service or thing that it considers necessary or desirable for the public; and the protection of persons and property;

AND WHEREAS on the 18th day of September 2001, the Council of the City of Hamilton enacted By-law 01-215 to regulate traffic;

AND WHEREAS on the 27th day of June 2007, the Council of the City of Hamilton approved Item 5 of Public Works Committee Report 07-010 to amend By-law 01-215;

AND WHEREAS on the 12th day of July 2019, the Council of the City of Hamilton approved Item 5 of Public Works Committee Report 19-010 to amend By-law 01-215;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The heading for Section 8 of By-law 01-215 is deleted and replaced with the following new heading:

DESIGNATED AREAS AND SCHOOL ZONES – REDUCED SPEED LIMITS

2. Section 8 of By-law 01-215 is amended by deleting subsection 8(1) and replacing it with the following:
 - (1) A reduced speed limit for motor vehicles is hereby prescribed for those highways or parts of highways which are listed in Schedules 3 and 31.

3. Section 8 of By-law 01-215 is further amended by adding a new subsection 8(3) as follows:
- (3) Schedule 31 describes the following:
- (a) in column one thereof, the name of the designated area for a reduced speed and upon which the reduced speed limit is in force and effect;
 - (b) in column two thereof, the East/West limits between which the reduced speed is in force and effect;
 - (c) in column three thereof, the North/South limits between which the reduced speed is in force and effect;
 - (d) In column four thereof, the arterial or major collector roadways within that designated area excluded from the reduced speed limit under section 8(3)(a);
 - (e) in column five thereof, the reduced speed limit in km/h which is in force and effect; and
 - (f) in column six thereof, a map of the designated area upon which the reduced speed limit is in force and effect in accordance with section 8(3).
4. Subsection 61(3) of By-law 01-215 is amended by deleting the reference to subsection “62(5)” from the first line of the subsection and replacing it with “63(5)”.
5. Subsection 63(3) of By-law 01-215 is amended by deleting the reference to subsection “62(2)” from the first line of the subsection and replacing it with “63(2)”.
6. Subsection 63(4) of By-law 01-215 is amended by deleting the reference to subsections “62(2) and 62(3)” from the first line of the subsection and replacing it with “63(2) and 63(3)”.
7. Schedule 31 (Designated Areas – Reduced Speed Limit – 40 km/h Neighbourhoods) to designate specific areas, or neighbourhoods, for reduced speed limits, in the form attached hereto as Appendix “A” to this by-law is hereby added to By-law 01-215.
8. Schedule 2 (Speed Limits) of By-law No. 01-215, as amended, is hereby further amended by adding to Section "A" (Ancaster) thereof the following items, namely:

Highway	From	To	Speed
Meadowbrook Drive	Jerseyville Road West	Galley Road	30 km/h
Dunham Drive	Northerly Limit	Wilson Street West	30 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Senior Drive	Stadacona Avenue	Easterly limit	30 km/h
Nakoma Road	Waban Place	Senior Drive	30 km/h
Huron Avenue	Nakoma Road	Easterly limit	30 km/h
Council Crescent	Huron Avenue	Manitou Way	30 km/h
Manitou Way	Northerly limit	Council Crescent	30 km/h
Symphony Place	Easterly limit	Concerto Court	30 km/h
Concerto Court	Easterly limit	Amberly Boulevard	30 km/h
Kitty Murray Lane	60m north of Steeplechase Drive	43m south of Thoroughbred Boulevard	30 km/h
Kitty Murray Lane	Garner Road East	Cranston Street	30 km/h
Meadowlands Boulevard	100m north of Shrewsbury Street	Stonehenge Boulevard	30 km/h
Raymond Road	Donaldson Street	Garner Road	30 km/h

And by removing from Section "A" (Ancaster) thereof the following items, namely:

Highway	From	To	Speed
Meadowbrook Drive	Wilson Street West	Jerseyville Road	40 km/h
Cornwallis Road	End	To End	40 km/h
Stadacona Avenue	End	To End	40 km/h
Senior Drive	Stadacona Avenue	Easterly limit	40 km/h
Nakoma Road	Senior Drive	Floresta Court	40 km/h
Huron Avenue	End	To End	40 km/h
Council Crescent	End	To End	40 km/h
Seminole Road	Wilson Street West	Council Crescent	40 km/h
Manitou Way	End	To End	40 km/h
Cumming Court	Oakley Crescent	Fiddler's Green Road	40 km/h
Crestwood Drive	End	To End	40 km/h
Mozart Drive	Symphony Place	Cumming Court	40 km/h
Symphony Place	Mozart Drive	Concerto Court	40 km/h
Concerto Court	Symphony Place	Amberly Boulevard	40 km/h
Kitty Murray Lane	60 m north of Steeplechase Drive	43 m south of Thoroughbred Boulevard	40 km/h
Meadowlands Boulevard	Golf Links Road	Stonehenge Boulevard	40 km/h
Raymond Road	Donaldson Street	Garner Road	40 km/h

And by adding to section "B" (Dundas) thereof the following items, namely;

Highway	From	To	Speed
Central Park Avenue	Kemp Drive	170 m east of Kemp Drive	30 km/h
Kemp Drive	Creighton Road	190 m south of Central Park Avenue	30 km/h

To Amend By-law No. 01-215
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And by removing from section “B” (Dundas) thereof the following items, namely;

Highway	From	To	Speed
Central Park Avenue	Kemp Drive	Chegwin Street	40 km/h
Chegwin Street	McMurray Street	Central Park Avenue	40 km/h
Creighton Road	Governor’s Road	Mill Street	40 km/h
Kemp Drive	Creighton Road	Central Park Avenue	40 km/h
Huntingwood Avenue	Beginning	To end	40 km/h
Newcombe Road	80 m north of Winegarden Trail	25 m north of Cowper Court	40 km/h

And by adding to section “C” (Flamborough) thereof the following items, namely;

Highway	From	To	Speed
Old Brock Road	170 m north of Taylor Crescent	300 m south of Taylor Crescent	30 km/h
Taylor Crescent	250 m west of Old Brock Road	Old Brock Road	30 km/h
Braeheid Avenue	Riley Street	40 m north of Fenton Drive	30 km/h

And by removing from section “C” (Flamborough) thereof the following items, namely;

Highway	From	To	Speed
Fallsview Road	Short Road	Easterly limit	40 km/h
Harvest Road	Brock Road	130 m east of Ofield Road	40 km/h
Old Brock	Taylor Crescent	a point 300 m southerly	40 km/h
Short Road	Harvest Road	Fallsview Road	40 km/h
Taylor Crescent	Old Brock	a point 250 m westerly	40 km/h
Weirs Lane	Governor’s Road	1,375 m northerly	40 km/h
Hollybush Drive	Parkside Drive	Dundas Street	40 km/h
Longyear Drive	Hollybush Drive	Brian Boulevard	40 km/h
Ryan’s Way	Hollybush Drive	Easterly limit	40 km/h
Braeheid Avenue	Parkside Drive	Riley Street	40 km/h
Riley Street	Dundas Street East	Rockhaven Lane	40 km/h
Chudleigh Street	Segwun Road	Riley Street	40 km/h
Wimberly Avenue	North Waterdown Drive	Parkside Drive	40 km/h
Vollick Drive	Wimberly Avenue	Cathedral Street/Cathedral Court	40 km/h
Nisbet Boulevard	Wimberly Avenue	Hamilton Street	40 km/h
Cathedral Court	Vollick Drive	Southerly Limit	40 km/h
Cathedral Street	Nisbet Boulevard	Vollick Drive	40 km/h
MacBean Crescent	Nisbet Boulevard (west leg)	Nisbet Boulevard (east leg)	40 km/h
Babcock Street	North Waterdown Drive	Nisbet Boulevard	40 km/h
Fingland Crescent	Nisbet Boulevard (west leg)	Nisbet Boulevard (east leg)	40 km/h

To Amend By-law No. 01-215
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White Gates Drive	Northerly Limit	Nisbet Boulevard	40 km/h
Cole Street	Hugill Way (north leg)	Parkside Drive	40 km/h
Truedell Circle	End	End	40 km/h
Brownview Drive	Nisbet Boulevard	Cole Street	40 km/h
Hamilton Street South	Dundas Street	South Limit	40 km/h
Grindstone Way	Waterwheel Crescent	Dennis Avenue	40 km/h
Overdale Avenue	Dennis Avenue	Sunnycroft Court	40 km/h
Barton Street	Flamboro Street	Hamilton Street South	40 km/h

And by adding to section “D” (Glanbrook) thereof the following items, namely;

Highway	From	To	Speed
Windwood Drive	Great Oak Trail	Cleghorn Drive	30 km/h
Bradley Avenue	Voyager Pass	85 m north of Magnificent Way	30 km/h
Pumpkin Pass	Fall Fair Way	Hitching Post Ridge	30 km/h
Dakota Boulevard	Rymal Road East	Pinehill Drive	30 km/h
Bellagio Avenue	Fletcher Road	Charleswood Crescent (east intersection)	30 km/h
Keystone Crescent	Bellagio Avenue	Showcase Drive	30 km/h
Great Oak Trail	Magnificent Way	Windwood Drive	30 km/h

And by removing from section “D” (Glanbrook) thereof the following items, namely;

Highway	From	To	Speed
Blue Ribbon Way	End	End	40 km/h
Bradley Avenue	End	End	40 km/h
Bringham Avenue	End	End	40 km/h
Carver Drive	End	End	40 km/h
Cleghorn Drive	End	End	40 km/h
Cook Street	End	End	40 km/h
Country Fair Way	End	End	40 km/h
Cutts Crescent	End	End	40 km/h
DeGrow Crescent	End	End	40 km/h
Donald Bell Drive	End	End	40 km/h
Downing Street	End	End	40 km/h
Etherington Crescent	End	End	40 km/h
Fall Fair Way	End	End	40 km/h
Festival Way	End	End	40 km/h
Fowler Drive	End	End	40 km/h
Garinger Crescent	End	End	40 km/h
Gowland Drive	End	End	40 km/h
Grandstand Drive	End	End	40 km/h
Great Oak Trail	End	End	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Hitching Post Ridge	End	End	40 km/h
Kaufman Drive	End	End	40 km/h
Kinsman Drive	End	End	40 km/h
Lynch Crescent	End	End	40 km/h
Maggie Johnson Drive	End	End	40 km/h
Magnificent Way	End	End	40 km/h
McAllistar Drive	End	End	40 km/h
McKee Drive	End	End	40 km/h
Menzies Street	End	End	40 km/h
Newlove Street	End	End	40 km/h
Odonnel Drive	End	End	40 km/h
Pavilion Drive	End	End	40 km/h
Powell Drive	End	End	40 km/h
Pumpkin Pass	End	End	40 km/h
Rhinestone Court	End	End	40 km/h
Riverside Court	End	End	40 km/h
Royal Winter Drive	End	End	40 km/h
Southbrook Drive	End	End	40 km/h
Staples Lane	End	End	40 km/h
Strimble Street	End	End	40 km/h
Switzer Crescent	End	End	40 km/h
Tanglewood Drive	End	End	40 km/h
Tinlin Drive	End	End	40 km/h
Topaz Street	End	End	40 km/h
Valiant Circle	End	End	40 km/h
Viking Drive	End	End	40 km/h
Voyager Pass	End	End	40 km/h
Whitwell Way	End	End	40 km/h
Wilbur Drive	End	End	40 km/h
Wills Crescent	End	End	40 km/h
Windwood Drive	End	End	40 km/h
Winners Way	End	End	40 km/h
Yager Drive	End	End	40 km/h

And by adding to section “E” (Hamilton) thereof the following items, namely;

Highway	From	To	Speed
Whitney Avenue	Ewan Road	Leland Street	30 km/h
Rifle Range Road	250 m north of Whitney Avenue	180 m south of Whitney Avenue	30 km/h
Leland Street	Main Street	Mapes Avenue	30 km/h
Emerson Street	Main Street	Mapes Avenue	30 km/h
Sussex Street	Leland Street	Broadway Avenue	30 km/h

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Being a By-law to Regulate Traffic

Lower Horning Road	Beaucourt Road	Yates Drive	30 km/h
Yates Drive	Purvis Drive	Southerly Limit	30 km/h
Purvis Drive	Mericourt Road	Lower Horning Road	30 km/h
Cline Avenue	Main Street	Westwood Avenue	30 km/h
Dow Avenue	Main Street	Paul Street	30 km/h
Paul Street	Cline Avenue	Dow Avenue	30 km/h
Cottrill Street	50 m south of Sanders Boulevard	Main Street	30 km/h
Kingsmount Street	50 m south of Sanders Boulevard	Main Street	30 km/h
Forest Avenue	150 m west of Walnut Street	25 m east of Aurora Street	30 km/h
Charlton Avenue	150 m west of Walnut Street	25 m east of Aurora Street	30 km/h
Walnut Street	50 m north of Young Street	Foster Street	30 km/h
Ferguson Avenue	Young Street	Southerly Limit	30 km/h
Ferguson Avenue	Cannon Street	Wilson Street	30 km/h
Kelly Street	Westerly Limit	Cathcart Street	30 km/h
Bold Street	Caroline Street	MacNab Street	30 km/h
Park Street	Hunter Street	Duke Street	30 km/h
Prins Avenue	Colcrest Street	45 m north of Vittorito Avenue	30 km/h
Colcrest Street	Bow Valley Drive	Highridge Avenue	30 km/h
Highridge Avenue	Fairholme Court	40 m north of Vittorito Avenue	30 km/h
Barlake Avenue	Hollydene Place	Westerly Limit	30 km/h
Delawana Drive	Lake Avenue	45 m east of Grandville Avenue	30 km/h
Acadia Drive	Emperor Avenue	Anita Court	30 km/h
Acadia Drive	Annapolis Way	150 m west of Upper Sherman Avenue	30 km/h
Butler Drive	Acadia Drive	Acadia Drive	30 km/h
Hummingbird Lane	Skylark Drive	Bobolink Road	30 km/h
Bobolink Road	Goldfinch Road	Easterly Limit	30 km/h
Lisgar Court	Summerlea Drive	Southerly Limit	30 km/h
Anson Avenue	Moxley Drive	Carson Drive	30 km/h
Carson Drive	Moxley Drive	75 m west of Summerlea Drive	30 km/h
Harrisford Street	Greenhill Avenue	Albright Road	30 km/h
Albright Road	Mount Albion Road	Westerly Limit	30 km/h
Dundonald Avenue	Rosedale Avenue	Cochrane Road	30 km/h
Erindale Avenue	Montrose Avenue	60 m north of Dumbarton Avenue	30 km/h
Aberfoyle Avenue	Montrose Avenue	60 m north of Dumbarton Avenue	30 km/h
Dunsmure Road	Barons Avenue North	Paling Avenue	30 km/h
Tragina Avenue North	Main Street East	50 m south of Britannia Avenue	30 km/h
Weir Street North	Main Street East	50 m south of Britannia Avenue	30 km/h
Roxborough Avenue	Barons Avenue North	Paling Avenue	30 km/h
Monterey Avenue	Park Row South	Tuxedo Avenue South	30 km/h
Wexford Avenue South	Maple Avenue	125 m north of King Street East	30 km/h
Central Avenue	London Street South	Tuxedo Avenue South	30 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

London Street South	King Street East	Maple Avenue	30 km/h
Edgemont Street South	King Street East	Maple Avenue	30 km/h
Smith Avenue	Barton Street East	Cannon Street East	30 km/h
Melrose Avenue North	Beechwood Avenue	Cannon Street East	30 km/h
Lottridge Street	Edward Street	Cannon Street East	30 km/h
Queensdale Avenue East	East 44th Street	Ivy Lea Place	30 km/h
Rendell Boulevard	Everton Place	Brucedale Avenue East	30 km/h
Green Meadow Road	Everton Place	Kerr Street	30 km/h
Kerr Street	East 45th Street	Green Meadow Road	30 km/h
East 45th Street	Kerr Street	Brucedale Avenue East	30 km/h
Claudette Gate	Roland Road	Philomena Drive	30 km/h
Benvenuto Cres	Claudette Gate (north intersection)	Claudette Gate (south intersection)	30 km/h
Cranbrook Drive	Glenvale Drive	Gretna Court	30 km/h
Gemini Drive	Cranbrook Drive	Gillard Street	30 km/h
Montcalm Drive	Elgar Avenue	Lynbrook Drive	30 km/h
Lynbrook Drive	Montcalm Drive	Rolston Drive	30 km/h
Miami Drive	Westmount Drive	Mountbatten Drive	30 km/h
Rolston Drive	Mountbatten Drive	Miami Drive	30 km/h
South Bend Road	Allenby Avenue	Dana Drive	30 km/h
Terrace Drive	Mohawk Road East	McElroy Road East	30 km/h
Warren Avenue	Mohawk Road East	Fennell Avenue	30 km/h
Kent Street	Charlton Avenue	Aberdeen Avenue	40 km/h
Hunter Street	Richmond Street	Queen Street	40 km/h
Jackson Street	Dundurn Street	Queen Street	40 km/h
Bold Street	Locke Street	Queen Street	40 km/h
Duke Street	Westerly Limit	Queen Street	40 km/h
Robinson Street	Duke Street	Queen Street	40 km/h
Charlton Avenue	Westerly Limit	Queen Street	40 km/h
Charlton Avenue	Forest Avenue	Wentworth Street	40 km/h
Herkimer Street	Macdonald Avenue	Queen Street	40 km/h
Hess Street	Stuart Street	Main Street	40 km/h
Caroline Street	Stuart Street	Main Street	40 km/h
Park Street	Murray Street	York Boulevard	40 km/h
MacNab Street	Strachan Street	Main Street	40 km/h
Hughson Street	Strachan Street	Rail Corridor	40 km/h
Catherine Street	Strachan Street	Rail Corridor	40 km/h
Murray Street	Bay Street	James Street	40 km/h
Brucedale Avenue	Upper Ottawa Street	High Street	40 km/h
Vansitmart Avenue	Strathearne Avenue	Talbot Street	40 km/h
Newlands Avenue	Robins Avenue	Kenilworth Avenue South	40 km/h
Albany Avenue	Robins Avenue	Kenilworth Avenue South	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Britannia Avenue	Ottawa Street	Kenilworth Avenue South	40 km/h
Britannia Avenue	Strathearne Avenue	Oriole Crescent	40 km/h
Roxborough Avenue	Ottawa Street	Kenilworth Avenue South	40 km/h
Roxborough Avenue	Strathearne Avenue	Reid Avenue	40 km/h
Dunsmure Road	Ottawa Street	Kenilworth Avenue South	40 km/h
Dunsmure Road	Strathearne Avenue	Reid Avenue	40 km/h
Hope Avenue	Robins Avenue	Kenilworth Avenue South	40 km/h
Houghton Avenue	Roxborough Avenue	Main Street East	40 km/h
Tuxedo Avenue	Roxborough Avenue	Main Street East	40 km/h
Huxley Avenue	Roxborough Avenue	Main Street East	40 km/h
Wexford Avenue	Roxborough Avenue	Main Street East	40 km/h
Graham Avenue	Roxborough Avenue	Main Street East	40 km/h
Province Street	Campbell Avenue	Main Street East	40 km/h
Park Row	Edinburgh Avenue	Main Street East	40 km/h
Edgemont Street	Cannon Street	Main Street East	40 km/h
London Street	Edinburgh Avenue	Main Street East	40 km/h
Beechwood Avenue	Gage Avenue North	Glendale Avenue North	40 km/h
Dunsmure Road	Gage Avenue North	Ottawa Street	40 km/h
Balsam Avenue South	Main Street East	Cumberland Avenue	40 km/h
Prospect Street South	Main Street East	Cumberland Avenue	40 km/h
Lottridge Street	Beach Road	160 m north of Clinton Street	40 km/h
Emerald Street	Mars Avenue	50 m south of Shaw Street	40 km/h
Cheever Street	Mars Avenue	Shaw Street	40 km/h
St. Clair Avenue	Main Street East	Delaware Avenue	40 km/h
Holton Avenue South	Main Street East	Southerly Limit	40 km/h
Fairleigh Avenue South	Main Street East	Southerly Limit	40 km/h
Burris Street	Main Street East	Southerly Limit	40 km/h

And by removing from section “E” (Hamilton) thereof the following items, namely;

Highway	From	To	Speed
Cline Avenue South	Main Street West	southerly limit	40 km/h
Dow Ave.	Main Street West	southerly limit	40 km/h
Emerson Street	Main Street West	Ward Avenue	40 km/h
Glenmount Avenue	End	To End	40 km/h
Hollywood Street South	End	To End	40 km/h
Kingsmount Street South	End	To End	40 km/h
Leland Street	Main Street	Mapes Avenue	40 km/h
Norfolk Street South	End	To End	40 km/h
Rifle Range Road	Main Street West	To South End	40 km/h
Thorndale Street South	End	To End	40 km/h
Whitney Avenue	25 m east of Ewan	30 m west of Leland	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Binkley Crescent	End	To End	40 km/h
Binkley Road	End	To End	40 km/h
Cottrill Street	End	To End	40 km/h
Daleview Court	End	To End	40 km/h
Hollywood Street North	End	To End	40 km/h
Kingsmount Street North	End	To End	40 km/h
Norfolk Street North	End	To End	40 km/h
Sanders Boulevard	West Park Avenue	Norfolk Street North	40 km/h
Thorndale Crescent	End	To End	40 km/h
Thorndale Street North	End	To End	40 km/h
Westbourne Road	Sanders Boulevard	Main Street West	40 km/h
West Park Avenue	End	End	40 km/h
Amelia Street	Westerly Limit	Queen Street	40 km/h
Beulah Avenue	Aberdeen Avenue	Hillcrest Avenue	40 km/h
Chedoke Avenue	Aberdeen Avenue	Hillcrest Avenue	40 km/h
Cottage Avenue	Aberdeen Avenue	Orchard Hill	40 km/h
Dundurn Street	Aberdeen Avenue	Southerly Limit	40 km/h
Fairmount Avenue	Aberdeen Avenue	Glenfern Avenue	40 km/h
Flatt Avenue	Aberdeen Avenue	Hillcrest Avenue	40 km/h
Glenfern Avenue	Mountain Avenue	Queen Street	40 km/h
Glenside Avenue	Chedoke Avenue	Dundurn Street	40 km/h
Hillcrest Court	Westerly Limit	Chedoke Avenue	40 km/h
Hillcrest Avenue	Chedoke Avenue	Easterly Limit	40 km/h
Hyde Park Avenue	Aberdeen Avenue	Hillcrest Avenue	40 km/h
Kent Street	Charlton Avenue	Amelia Street	40 km/h
Mapleside Avenue	Aberdeen Avenue	Glenfern Avenue	40 km/h
Miles Court	South Street	Southerly Limit	40 km/h
Mount Royal Avenue	Aberdeen Avenue	South Street	40 km/h
Mountain Avenue	Aberdeen Avenue	Hillcrest Avenue	40 km/h
Orchard Hill	Dundurn Street	Mountain Avenue	40 km/h
South Street	Dundurn Street	Mountain Avenue	40 km/h
Spruceside Avenue	Aberdeen Avenue	Glenfern Avenue	40 km/h
Undermount Avenue	Aberdeen Avenue	Glenfern Avenue	40 km/h
Hunter Street	Richmond Street	Emerald Street	40 km/h
Jackson Street	Dundurn Street	Wellington Street	40 km/h
Bold Street	Locke Street	James Street	40 km/h
Duke Street	Westerly Limit	James Street	40 km/h
Robinson Street	Duke Street	James Street	40 km/h
Charlton Avenue	Westerly Limit	Wentworth Street	40 km/h
Herkimer Street	Macdonald Avenue	James Street	40 km/h
Markland Street	Queen Street	James Street	40 km/h
Aberdeen Avenue	Queen Street	James Street	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Wesanford Place	Caroline Street	Easterly Limit	40 km/h
Hurst Place	Park Street	MacNab Street	40 km/h
Wheeler Lane	Hess Street	Caroline Street	40 km/h
St. James Place	Westerly Limit	James Street	40 km/h
Inglewood Drive	Bay Street	Aberdeen Avenue	40 km/h
Hess Street	Stuart Street	Southerly Limit	40 km/h
Hess Street North	Market Street	Barton Street West	40 km/h
Caroline Street	Stuart Street	Aberdeen Avenue	40 km/h
Bay Street	Aberdeen Avenue	Inglewood Drive	40 km/h
Park Street	Murray Street	Markland Street	40 km/h
Charles Street	Hurst Place	Bold Street	40 km/h
Macnab Street	Strachan Street	Markland Street	40 km/h
Bruce Street	Markland Street	Aberdeen Avenue	40 km/h
Hilton Street	Markland Street	Aberdeen Avenue	40 km/h
Chilton Place	Markland Street	Southerly Limit	40 km/h
Ravenscliffe Avenue	Aberdeen Avenue	Southerly Limit	40 km/h
Turner Avenue	Aberdeen Avenue	Southerly Limit	40 km/h
Undercliffe Avenue	Aberdeen Avenue	Inglewood Avenue	40 km/h
Gloucester Road	Aberdeen Avenue	Inglewood Drive	40 km/h
Augusta Street	James Street South	Walnut Street	40 km/h
Young Street	James Street South	Victoria Avenue	40 km/h
Forest Avenue	James Street South	Wellington Street	40 km/h
Freeman Place	James Street South	Mountwood Avenue	40 km/h
Grove Street	Liberty Street	Wellington Street	40 km/h
Rockwood Place	Mountwood Avenue	John Street	40 km/h
Louisa Avenue	Mountwood Avenue	John Street South	40 km/h
Kingsway Drive	Arkledun Avenue	John Street South	40 km/h
Grange Street	Liberty Street	Ford Street	40 km/h
Patrick Street	Westerly Limit	Walnut Street	40 km/h
Foster Street	Walnut Street	Ferguson Avenue	40 km/h
Hughson Street	Strachan Street	Charlton Avenue	40 km/h
Catherine Street	Strachan Street	Charlton Avenue	40 km/h
Walnut Street	King William Street	Patrick Street	40 km/h
Ferguson Avenue	60 m South of Simcoe Street	Southerly Limit	40 km/h
Spring Street	Main Street	Hunter Street	40 km/h
Haymarket Street	Hughson Street	John Street	40 km/h
Bowen Street	Main Street	Jackson Street	40 km/h
Liberty Street	Hunter Street	Grange Street	40 km/h
Ford Street	Grove Street	Young Street	40 km/h
Aurora Street	Forest Avenue	Charlton Avenue	40 km/h
John Street	Arkledun Avenue	Southerly Limit	40 km/h
Mountwood Avenue	Freeman Place	St. Joseph's Drive	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Mary Street	Strachan Street	King Street	40 km/h
Elgin Street	Northerly Limit	Southerly Limit	40 km/h
Cathcart Street	Cannon Street East	Wilson Street	40 km/h
Cathcart Street	Northerly Limit	Rebecca Street	40 km/h
Jarvis Street	King William Street	Southerly Limit	40 km/h
Murray Street	Bay Street	Mary Street	40 km/h
Robert Street	James Street	Wellington Street	40 km/h
Kelly Street	End	To End	40 km/h
Rebecca Street	James Street	Wellington Street	40 km/h
King William Street	James Street	Wellington Street	40 km/h
Acadia Drive	Acadia Drive	Elite Drive	40 km/h
Anson Avenue	Upper Ottawa Street	Carson Drive	40 km/h
Carson Drive	Upper Ottawa Street	Upper Kenilworth Avenue	40 km/h
Bobolink Road	Goldfinch Road	Easterly End	40 km/h
Hummingbird Lane	Skylark Drive	Bobolink Road	40 km/h
Kerr Street	End	To End	40 km/h
Brucedale Avenue	Upper Gage Avenue	High Street	40 km/h
Queensdale Avenue East	Upper Gage Avenue	Upper Ottawa Street	40 km/h
East 45th Street	Fennell Avenue East	Kerr Street	40 km/h
Rendell Boulevard	Fennell Avenue East	Everton Place	40 km/h
Green Meadow Road	Kerr Street	Everton Place	40 km/h
Nancy Street	Queensdale Avenue East	Everton Place	40 km/h
Hollydene Place	Southerly limit	Northerly limit	40 km/h
Barlake Avenue	Easterly limit	Hollydene Place	40 km/h
Violet Drive	Grandville Avenue	Barlake Avenue	40 km/h
Hixon Road	Mount Albion Road	Fairridge Road	40 km/h
Red Hill Avenue	Mount Albion Road	Montmorency Drive	40 km/h
Montmorency Drive	Mount Albion Road	To southerly end	40 km/h
Albright Road	Quigley Road	Westerly End	40 km/h
Harrisford Street	Greenhill Avenue	Albright Road	40 km/h
Greenhill Avenue	Westerly end	Mount Albion Road	40 km/h
Woodbridge Road	King Street	Southerly Limit	40 km/h
Kimberly Drive	Kenilworth Avenue	Greenhill Avenue	40 km/h
Maple Avenue	Park Row	Huxley Avenue South	40 km/h
Maple Avenue	Ottawa Street	Weir Street	40 km/h
Monterey Avenue	Park Row	Bell Avenue	40 km/h
Normandy Road	Kenilworth Avenue	Rodgers Road	40 km/h
Bartonville Court	Westerly Limit	Garside Avenue	40 km/h
Rosedale Avenue	King Street	Lawrence Road	40 km/h
Ipswich Place	Northerly Limit	Lawrence Road	40 km/h
Coulter Avenue	Berry Avenue	Easterly Limit	40 km/h
Bell Avenue	Main Street	King Street	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Berry Avenue	Main Street	Central Avenue	40 km/h
Auburn Avenue	Central Avenue	Southerly Limit	40 km/h
Barons Avenue	Britannia Avenue	King Street	40 km/h
Cameron Avenue	Britannia Avenue	King Street	40 km/h
Garside Avenue	Britannia Avenue	Southerly Limit	40 km/h
Crosthwaite Avenue	Britannia Avenue	Normandy road	40 km/h
Weir Street	Northerly Limit	Southerly Limit	40 km/h
Tragina Avenue	Northerly Limit	Southerly Limit	40 km/h
Rodger Road	Central Avenue	King Street	40 km/h
Dunbar Avenue	Kenilworth Street	Division Street	40 km/h
Merchison Avenue	Kenilworth Street	Division Street	40 km/h
Vansitmart Avenue	Kenilworth Avenue	Strathearne Avenue	40 km/h
Vansitmart Avenue	Kenilworth Avenue	Talbot Street	40 km/h
Harrison Avenue	Kenilworth Avenue	Strathearne Avenue	40 km/h
Newlands Avenue	Robins Avenue	Cope Street	40 km/h
Albany Avenue	Robins Avenue	Cope Street	40 km/h
Hope Avenue	Robins Avenue	Cope Street	40 km/h
Allan Avenue	Harmony Avenue	Cope Street	40 km/h
Britannia Avenue	Ottawa Street	Oriole Crescent	40 km/h
Roxborough Avenue	Ottawa Street	Reid Avenue	40 km/h
Dunsmure Road	Ottawa Street	Reid Avenue	40 km/h
Division Street	Northerly Limit	Barton Street	40 km/h
Paling Court	Dunsmure Road	Southerly Limit	40 km/h
Paling Avenue	Northerly Limit	Dunsmure Road	40 km/h
Fairfield Avenue	Northerly Limit	Main Street East	40 km/h
Cope Street	Northerly Limit	Main Street	40 km/h
Archibald Street	Hope Avenue	Britannia Avenue	40 km/h
Harmony Avenue	Dunbar Avenue	Britannia Avenue	40 km/h
Central Avenue	Edgemont Street	London Street	40 km/h
Montclair Avenue	Ottawa Street	King Street	40 km/h
Justine Avenue	Ottawa Street	King Street	40 km/h
Houghton Avenue	Roxborough Avenue	Lawrence Road	40 km/h
Keswick Court	King Street	Southerly Limit	40 km/h
Tuxedo Avenue	Roxborough Avenue	Southerly Limit	40 km/h
Huxley Avenue	Roxborough Avenue	Lawrence Road	40 km/h
Wexford Avenue	Roxborough Avenue	Lawrence Road	40 km/h
Graham Avenue	King Street	Main Street	40 km/h
Graham Avenue	Roxborough Avenue	Lawrence Road	40 km/h
Province Street	Campbell Avenue	Lawrence Road	40 km/h
Park Row	Edinburgh Avenue	Lawrence Road	40 km/h
Edgemont Street	Cannon Street	Lawrence Road	40 km/h
London Street	Edinburgh Avenue	Lawrence Road	40 km/h
Maple Avenue	Rothsay Avenue	Ottawa Street South	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Central Avenue	Rothsay Avenue	Kensington Avenue South	40 km/h
Montclair Avenue	Westerly Limit	Ottawa Street South	40 km/h
Sherbrooke Street	Westerly Limit	Ottawa Street South	40 km/h
Justine Avenue	Rosslyn Avenue South	Ottawa Street South	40 km/h
Grosvenor Avenue South	Main Street East	Lawrence Road	40 km/h
Balmoral Avenue South	Main Street East	Lawrence Road	40 km/h
Rosslyn Avenue South	Main Street East	Lawrence Road	40 km/h
Kensington Avenue South	Main Street East	Lawrence Road	40 km/h
Rothsay Avenue	Maple Avenue	Lawrence Road	40 km/h
Princess Street	Milton Avenue	Easterly Limit	40 km/h
Case Street	Sherman Avenue North	Lottridge Street	40 km/h
Lloyd Street	Lottridge Street	Gage Avenue North	40 km/h
Solidarnosc Place	St. Ann Street	Barnsdale Avenue North	40 km/h
Edward Street	Barnsdale Avenue North	Lottridge Street	40 km/h
Beechwood Avenue	Sherman Avenue North	Glendale Avenue North	40 km/h
Rosemont Avenue	Sherman Avenue North	Lottridge Street	40 km/h
Somerset Avenue	Sherman Avenue North	Lottridge Street	40 km/h
Senator Avenue	Barnsdale Avenue North	Lottridge Street	40 km/h
Vineland Road	Sherman Avenue South	Melrose Avenue South	40 km/h
Dunsmure Road	Holton Avenue	Ottawa Street	40 km/h
Connaught Avenue North	Barton Street East	King Street East	40 km/h
Connaught Avenue South	King Street East	Main Street East	40 km/h
Balsam Avenue North	King Street East	Barton Street East	40 km/h
Balsam Avenue South	King Street East	Cumberland Avenue	40 km/h
Leinster Avenue North	Barton Street East	Beechwood Avenue	40 km/h
Leinster Avenue South	King Street East	Main Street East	40 km/h
Prospect Street North	Barton Street East	Beechwood Avenue	40 km/h
Prospect Street South	King Street East	Cumberland Avenue	40 km/h
Melrose Avenue North	Barton Street East	King Street East	40 km/h
Melrose Avenue South	King Street East	Main Street East	40 km/h
Spadina Avenue	King Street East	Main Street East	40 km/h
Carrick Avenue	King Street East	Main Street East	40 km/h
Barnsdale Avenue North	Northerly Limit	King Street East	40 km/h
Barnsdale Avenue South	King Street East	Main Street East	40 km/h
Fairholt Road North	Northerly Limit	King Street East	40 km/h
Fairholt Road South	King Street East	Main Street East	40 km/h
Garfield Avenue North	Northerly Limit	King Street East	40 km/h
Garfield Avenue South	King Street East	Main Street East	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Lottridge Street	Beach Road	King Street East	40 km/h
St. Olga Street	Barton Street East	Solidarnosc Place	40 km/h
St. Ann Street	Barton Street East	Solidarnosc Place	40 km/h
Ruth Street	Clinton Street	Barton Street East	40 km/h
Chapple Street	Northerly Limit	Barton Street East	40 km/h
Birge Street	Wellington Street	Wentworth Street	40 km/h
Wright Avenue	Westerly Limit	Leeming Street	40 km/h
Evans Street	Wellington Street	Easterly Limit	40 km/h
Century Street	Steven Street	Wentworth Street	40 km/h
Nightingale Street	Steven Street	Wentworth Street	40 km/h
Grant Avenue	King Street	Main Street	40 km/h
Tisdale Street	Cannon Street	Main Street	40 km/h
Emerald Street	Mars Avenue	Main Street	40 km/h
East Avenue	Birge Street	Main Street	40 km/h
West Avenue	Barton Street	Main Street	40 km/h
Ashley Street	Cannon Street	King Street	40 km/h
Steven Street	Cannon Street	King Street	40 km/h
Leeming Street	Barton Street	Cannon Street	40 km/h
Clyde Street	Wright Avenue	Cannon Street	40 km/h
Smith Avenue	Cannon Street	Barton Street	40 km/h
Oak Avenue	Birge Street	Cannon Street	40 km/h
William Street	Birge Street	Barton Street	40 km/h
Cheever Street	Mars Avenue	Barton Street	40 km/h
St Matthews Avenue	Birge Street	Barton Street	40 km/h
Cranbrook Drive	Glenvale Drive	Gretna Court	40 km/h
Gemini Drive	Cranbrook Drive	Gillard Street	40 km/h
Montcalm Drive	Elgar Avenue	Lynbrook Drive	40 km/h
Lynbrook Drive	Montcalm Drive	Rolston Drive	40 km/h
Miami Drive	Westmount Drive	Mountbatten Drive	40 km/h
Rolston Drive	Mountbatten Drive	Miami Drive	40 km/h
South Bend Road	Allenby Avenue	Dana Drive	40 km/h
Terrace Drive	Mohawk Road East	McElroy Road East	40 km/h
Warren Avenue	Mohawk Road East	Fennell Avenue	40 km/h
Myler Street	Sanford Avenue	Milton Avenue	40 km/h
Bristol Street	Wentworth Street	Minto Avenue	40 km/h
Huron Street	Sanford Avenue	Stirton Street	40 km/h
Harvey Street	Sanford Avenue	Birch Avenue	40 km/h
Fife Street	Chestnut Avenue	Sherman Avenue	40 km/h
Acorn Street	Sanford Avenue	Arthur Avenue	40 km/h
Avalon Place	Arthur Avenue	Burriss Street	40 km/h
Aikmon Avenue	Wentworth Street	Easterly Limit	40 km/h
St. Clair Avenue	King Street	Delaware Avenue	40 km/h
Proctor Boulevard	King Street	Main Street	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Holton Avenue	Wilson Street	Southerly Limit	40 km/h
Fairleigh Avenue	Wilson Street	Southerly Limit	40 km/h
Burris Street	King Street	Southerly Limit	40 km/h
Arthur Avenue	Wilson Street	Aikman Avenue	40 km/h
Gibson Avenue	Northerly Limit	King Street	40 km/h
Stirton Street	Barton Street	King Street	40 km/h
Chestnut Avenue	Barton Street	Wilson Street	40 km/h
Hazel Avenue	Cannon Street	Wilson Street	40 km/h
Greenaway Avenue	Cannon Street	Wilson Street	40 km/h
Madison Avenue	Northerly Limit	Wilson Street	40 km/h
Kinrade Avenue	Barton Street	Cannon Street	40 km/h
Minto Avenue	Barton Street	Huron Street	40 km/h
Earl Street	Northerly Limit	Barton Street	40 km/h
Fullerton Avenue	Princess Street	Barton Street	40 km/h
Milton Avenue	Princess Street	Barton Street	40 km/h
Westinghouse Avenue	Myler Street	Barton Street	40 km/h

And by adding to section “F” (Stoney Creek) thereof the following items, namely;

Highway	From	To	Speed
Carpenter Avenue	Celtic Drive	Viewmount Crescent	30 km/h
Durham Road	Celtic Drive	80 m west of Celtic Drive	30 km/h
Lincoln Road	Carpenter Avenue	75 m south of Hazelwood Drive	30 km/h
Kilbourn Avenue	Highway 8	90 m south of Royce Avenue	30 km/h
Royce Avenue	Birchlawn Drive	Southmeadow Crescent	30 km/h
Memorial Avenue	Kilbourn Avenue	105 m west of Spruce Court	30 km/h
Highbury Drive	Foxmeadow Crescent (west intersection)	Gatestone Drive	30 km/h
Gatestone Drive	Highbury Drive	Summerfield Avenue	30 km/h
Whitedeer Road	Highbury Drive	Candlewood Drive	30 km/h
First Road West	Mud Street	Highland Road West	40 km/h
Gatestone Drive	Highland Road West	Isaac Brock Drive	40 km/h
Albright Road	Quigley Road	90m east of Montmorency Drive	40 km/h

And by removing from section “F” (Stoney Creek) thereof the following items, namely;

Highway	From	To	Speed
Kilbourn Avenue	To a point 500 m south of Highway 8	Highway 8	40 km/h
Memorial Avenue	Kilbourn Avenue	A point 200 m west of Spruce Court	40 km/h
First Road West	Mud Street	Southerly End	40 km/h
Whitedeer Road	Rymal Road East	Highbury Drive	40 km/h

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Candlewood Drive	Whitedeer Road	Highgate Heights	40 km/h
Springwood Drive	Foxmeadow Drive	Candlewood Drive	40 km/h
Highgate Heights	Springwood Drive	Candlewood Drive	40 km/h
Foxmeadow Drive	Candlewood Drive	Highbury Drive (West Leg)	40 km/h
Highgate Drive	Highbury Drive	Upper Centennial Parkway	40 km/h
Pinewoods Drive	Highbury Drive	Highgate Drive	40 km/h
Promenade Drive	Highbury Drive	Pinewoods Drive	40 km/h
Leckie Avenue	Highland Road West	Byron Avenue	40 km/h
Byron Avenue	Foxmeadow Drive	Aubrey Avenue	40 km/h
Aubrey Avenue	Highland Road West	Southerly End	40 km/h
Slinger Avenue	First Road West	Highbury Drive	40 km/h
Highbury Drive	Gatestone Drive	Highland Road West	40 km/h
Highbury Drive	Gatestone Drive	150 m east of Whitedeer Road	40 km/h
Second Road West	Rymal Road	Highland Road	40 km/h
Shadyglen Drive	Hampshire Place	Gatestone Drive	40 km/h
Foxtrot Drive	Gatestone Drive	Highbury Drive	40 km/h
Gatestone Drive	Second Road West	Isaac Brock Drive	40 km/h

9. Schedule 3 (Flashing School Zones – Reduced Speed Limit) of By-law No. 01-215, as amended, is hereby further amended by removing from Section "A" (Ancaster) thereof the following items, namely:

Highway	From	Limit	Times in Effect
Kitty Murray Lane	97 m north of Garner Road to 32 m south of Roelfson	40 km/h	8:30 a.m. to 9:15 a.m.

And by removing from section "E" (Hamilton) thereof the following items, namely;

Highway	From	Limit	Times in Effect
Bay Street South	Robinson Street to Main Street	40 km/h	8:15 a.m. to 9:00 a.m. 12:55 p.m. to 1:50 p.m. 3:05 p.m. to 3:55 p.m.

And by adding to section "E" (Hamilton) thereof the following items, namely;

Highway	From	Limit	Times in Effect
Bay Street South	Robinson Street to Hunter Street	30 km/h	8:15 a.m. to 9:00 a.m. 12:55 p.m. to 1:50 p.m. 3:05 p.m. to 3:55 p.m.

10. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-215, including all Schedules thereto, as amended, is hereby confirmed unchanged.

To Amend By-law No. 01-215
Being a By-law to Regulate Traffic

Page 18 of 18

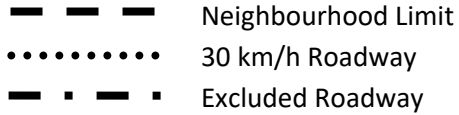


11. This By-law shall come into force and take effect on the date of its passing and enactment.



PASSED this 27th day of November 2019.

F. Eisenberger
Mayor



A. Holland
City Clerk

Schedule 31 (Designated Area – Reduced Speed - 40km/h Neighbourhoods)

Neighbourhood	East/West Limits	North/South Limits	Excluded Roadways	Speed (km/h)	Area Map 
Kirkendall South	West limit of Chedoke Avenue to west limit of Queen Street	South limit of Aberdeen Avenue to Escarpment	None	40	
Ainslie Wood North	Hydro corridor to west limit of Cootes Drive	Dundas Town Limit to north limit of Main Street West	None	40	

<p>Ainslie Wood, Ainslie Wood East, Ainslie Wood West</p>	<p>East limit of Wilson Street/Main Street West to west limit of Longwood Road</p>	<p>South limit of Main Street West to Escarpment</p>	<p>None</p>	<p>40</p>	
<p>Corktown</p>	<p>East limit James Street South to West limit of Wellington Street South</p>	<p>South limit of Main Street East to north limit of Claremont Access</p>	<p>John Street South, Arkledun Avenue, St. Joseph's Drive (Between James Street South and John Street South)</p>	<p>40</p>	


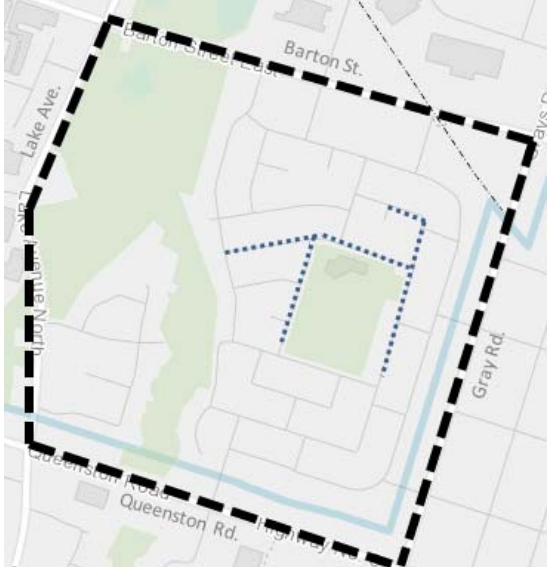
<p>Durand</p>	<p>East limit of Queen Street South to West limit of James Street South</p>	<p>South limit of Main Street West to Escarpment</p>	<p>Bay Street South (Between Hunter West Street and Main Street West)</p>	<p>40</p>	
<p>Beasley</p>	<p>East limit of James Street North/James Street North to West limit of Wellington Street North/Wellington Street South</p>	<p>Rail corridor (280m north of Barton Street East) to North limit of Main Street East</p>	<p>John Street North, Barton Street East, Cannon Street East, Wilson Street, King Street East</p>	<p>40</p>	

<p>Stiplely</p>	<p>East limit of Sherman Avenue North to West limit of Gage Avenue North</p>	<p>Rail corridor (350m north of Barton Street) to North limit of Main Street East</p>	<p>Barton Street East, Cannon Street East, King Street East</p>	<p>40</p>	
<p>Delta West</p>	<p>East limit of Gage Avenue South to West limit of Ottawa Street South</p>	<p>South limit of Main Street East to Escarpment</p>	<p>King Street East, Lawrence Road</p>	<p>40</p>	



Landsdale	East limit of Wellington Street North/Wellington Street South to West limit of Wentworth Avenue North/Wentworth Avenue South	Rail corridor (280 m north of Barton Street East) to north limit Main Street East	Victoria Avenue North, Victoria Avenue South, Barton Street East, Cannon Street East, Wilson Street, King Street East	40	
Gibson	East limit of Wentworth Street North/Wentworth Street South to West limit of Sherman Avenue North/Sherman Avenue South	Rail corridor (315 m north of Barton Street East) to north limit of Main Street East	Sanford Avenue North, Sanford Avenue South, Birch Avenue, Barton Street East, Cannon Street East, Wilson Street, King Street East	40	


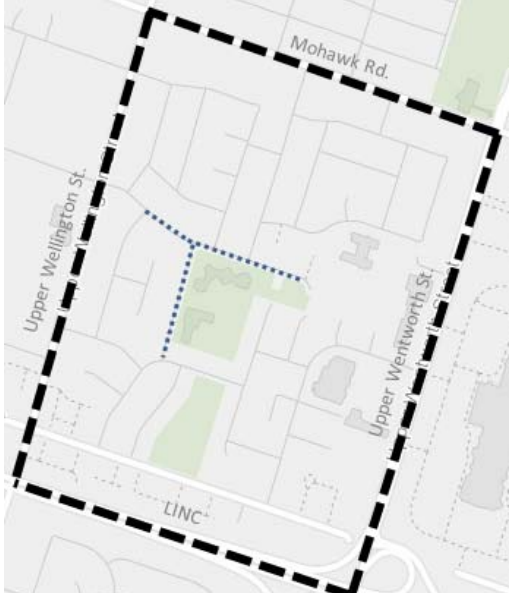
Delta East	East limit of Ottawa Street South to West limit of Kenilworth Street South	South limit of Main Street East to Escarpment	King Street East	40	
Homeside	East limit of Kenilworth Avenue North to east limit of Strathearne Avenue	Rail corridor (380 m north of Barton Street East) to north limit of Main Street East	Barton Street East, Cannon Street East	40	

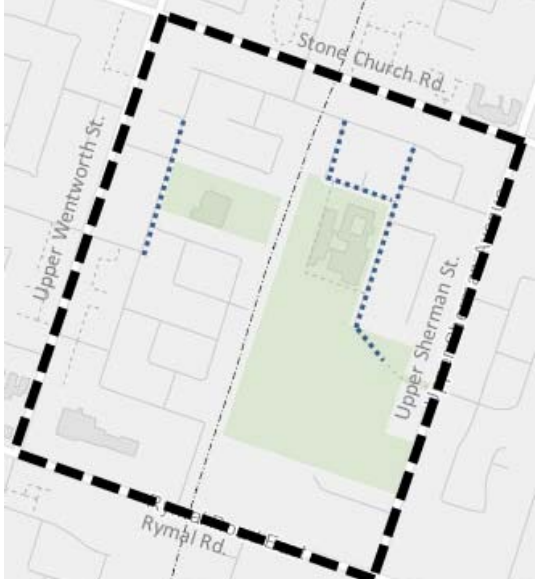
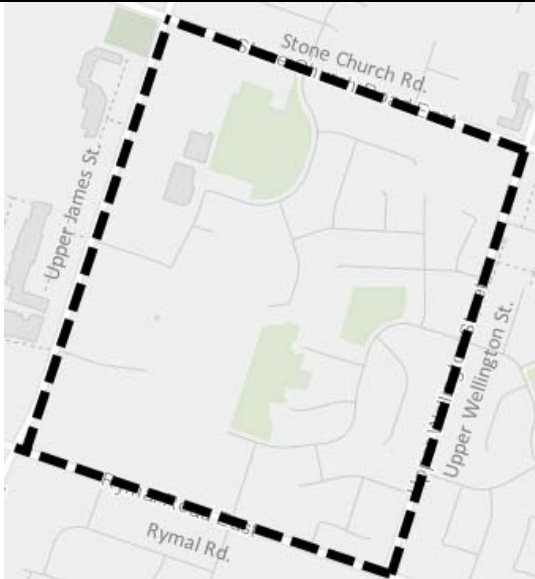
<p>Rosedale</p>	<p>Escarpment to west limit of Red Hill Valley Parkway</p>	<p>North limit of Lawrence Road to south limit of Greenhill Avenue</p>	<p>None</p>	<p>40</p>	
<p>Bartonville</p>	<p>East limit of Kenilworth Avenue South to east limit of Cochrane Road</p>	<p>South limit of Main Street East to south limit of Lawrence Road</p>	<p>King Street East</p>	<p>40</p>	



Redhill	East limit of Red Hill Valley Parkway to east limit of Montmorency Drive/Mount Albion Road	South limit of King Street East to Escarpment	None	40	
Riverdale East	East limit of Lake Avenue to west limit of Gray Road	South limit of Barton Street East to north limit of Queenston Road	None	40	

Riverdale West	East limit of Centennial Parkway North to west limit of Lake Avenue North	South limit of Barton Street East to north limit of Queenston Road	None	40	
Lisgar	East limit of Upper Ottawa Street to west limit of Upper Kenilworth Avenue	South limit of Mohawk Road East to south limit of Limeridge Road	None	40	

Eleanor	East limit of Upper Sherman Avenue to West limit of Upper Gage Avenue	South limit of Stone Church Road to north limit of Rymal Road	None	40	
Sunninghill	East limit of Upper Gage Avenue to West limit of Upper Ottawa Street	Escarpment to north limit of Fennell Avenue	Concession Street, Mountain Brow Boulevard	40	

<p>Raleigh</p>	<p>East limit of Upper Sherman Avenue to west limit of Upper Gage Avenue</p>	<p>Escarpment to north limit of Fennell Avenue</p>	<p>Concession Street</p>	<p>40</p>	
<p>Bruleville</p>	<p>East limit of Upper Wellington Street to west limit of Upper Wentworth Street</p>	<p>South limit of Mohawk Road to north limit of the LINC</p>	<p>None</p>	<p>40</p>	



Butler	East limit of Upper Wentworth Street to west limit of Upper Sherman Avenue	South limit of Stone Church Road to north limit of Rymal Road	None	40	
Ryckmans	East limit of Upper James to west limit of Upper Wellington	South limit of Stone Church Road to north limit of Rymal Road	None	40	

<p>Rolston</p>	<p>East limit of Garth Street to west limit of West 5th Street</p>	<p>South limit of Mohawk Road to north limit of the LINC</p>	<p>None</p>	<p>40</p>	
<p>Balfour</p>	<p>East limit of Upper James Street to west limit of Upper Wellington Street</p>	<p>South limit of Fennell Avenue East to north limit of Mohawk Road East</p>	<p>None</p>	<p>40</p>	



Leckie Park	West limit of Second Road to west limit of Upper Centennial Parkway	South limit of Highland Road to north limit of Rymal Road	None	40	
Pinehill	East limit of Trinity Church Road to west limit of Regional Road 56	South limit of Rymal Road to north limit of Golf Club Road	Fletcher Road	40	

<p>South Meadow</p>	<p>East limit of Green Road to west limit of Millen Road</p>	<p>South limit of Highway 8 to Escarpment</p>	<p>King Street East</p>	<p>40</p>	
<p>Eastdale</p>	<p>East limit of Gray Road to west limit of Green Road</p>	<p>South limit of Barton Street to north limit of Highway 8</p>	<p>None</p>	<p>40</p>	

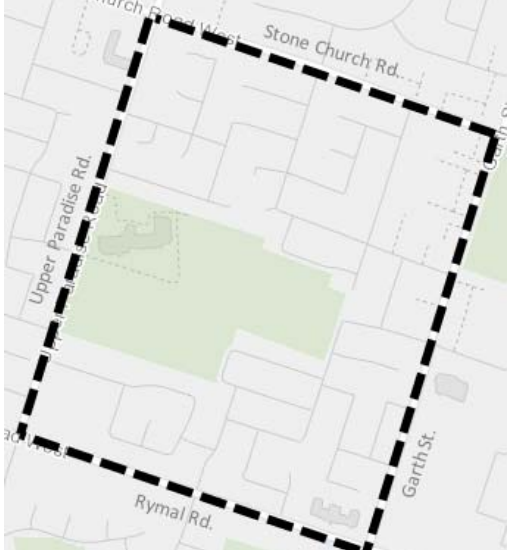

Guernsey	East limit of Millen Road to west limit of Dewitt Road	South limit of Barton Street to north limit of Highway 8	None	40	
Mount Hope	East limit of Glancaster Road to West limit of Upper James Street	South limit of Dickenson Road West to north limit of White Church Road	Airport Road West, Highway 6	40	

Kopperfield Park	East limit of Glancaster Road to west limit of Garth Street	Hydro Corridor to north limit of Twenty Road	None	40	
Binbrook	East limit of Fletcher Road to west limit of Hendershot Road	South limit of Guyatt Road to north limit of Kirk Road	Binbrook Road, Cemetery Road, Regional Road 56	40	


<p>Meadowlands</p>	<p>East limit of Southcote Road to Hydro Corridor</p>	<p>South limit of the LINC/Hwy 403 to north limit of Garner Road</p>	<p>Golf Links Road, Stone Church Road West</p>	<p>40</p>	
<p>Spring Valley</p>	<p>East limit of Shaver Road to west limit of Fiddler's Green Road</p>	<p>South limit of Jerseyville Road to North limit of Wilson Street</p>	<p>None</p>	<p>40</p>	

<p>Leeming</p>	<p>East limit of Hamilton Drive to west limit of Fiddler's Green Road</p>	<p>South limit of Wilson Street to north limit of Highway 403</p>	<p>None</p>	<p>40</p>	
<p>Morden/Sobel/ Creighton East/Creighton West</p>	<p>East limit of Dundas Conservation Lands to west limit of Main Street</p>	<p>South limit of Escarpment/ King Street West to north limit of Governors Road</p>	<p>None</p>	<p>40</p>	

Greenville	South limit of Highway 5 to Escarpment	East limit of Middletown Road to west limit of Ofield Road South	Brock Road, Highway 8	40	
Gilkson	East limit of Upper Paradise Road to west limit of Garth Street	South limit of the LINC to north limit of Stone Church Road	None	40	

Falkirk East	East limit of Upper Paradise Road to west limit of Garth Street	South limit of Stone Church Road to north limit of Rymal Road	None	40	
Gilbert	East limit of Upper Paradise Road to west limit of Garth Street	South limit of Mohawk Road to north limit of the LINC	None	40	

Waterdown West	East limit of Highway 6 to west limit of Hamilton Street North	South limit of Parkside Drive to north limit of Dundas Street	None	40	
Waterdown Northwest	East limit of Highway 6 to west limit of Centre Road/Hamilton Street North	South limit of Concession 5 Road East to north limit of Parkside Drive	None	40	

Waterdown Southwest	East limit of Highway 6 to west limit of Mill Street South	South limit of Dundas Street to Escarpment	None	40	 A map of a residential area with a dashed black line indicating a boundary. The boundary starts at the intersection of Highway 6 and Dundas St. in the southwest, runs east along Dundas St., then southeast along the Escarpment, and finally northeast along Mill St. S. Other streets shown include Main Street South and Spike Road. The map also shows green spaces and a water body.
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Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 281

CITY OF HAMILTON

BY-LAW NO. 19-

Respecting Removal of Part Lot Control Block 1, Registered Plan No. 62M-1256 “Victory Ridge – Phase 3”, municipally known as 2, 4, 6, 8, 10, 12, and 14 Utter Place

WHEREAS the sub-section 50(5) of the *Planning Act*, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS sub-section 50(7) of the *Planning Act*, provides as follows:

“(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.”

AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 7 residential parcels for street townhouse dwellings, shown as Parts 1 to 7, inclusive, on deposited Reference Plan 62R-21320, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 1, Registered Plan No. 62M-1256, in the City of Hamilton.

2. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
3. This by-law shall expire and cease to be of any force or effect on the 27th day of November, 2021.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 282

CITY OF HAMILTON

BY-LAW NO. 19-

Respecting Removal of Part Lot Control

Block 2, Registered Plan No. 62M-1256 “Victory Ridge – Phase 3”, municipally known as 1, 3, and 5 Allcroft Court

WHEREAS the sub-section 50(5) of the *Planning Act*, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS sub-section 50(7) of the *Planning Act*, provides as follows:

“(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.”

AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 3 residential parcels for street townhouse dwellings, shown as Parts 1 to 3, inclusive, on deposited Reference Plan 62R-21319, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 2, Registered Plan No. 62M-1256, in the City of Hamilton.

2. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
3. This by-law shall expire and cease to be of any force or effect on the 27th day of November, 2021.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 283

CITY OF HAMILTON

BY-LAW NO. 19-

Respecting Removal of Part Lot Control Block 3, Registered Plan No. 62M-1256 "Victory Ridge – Phase 3", municipally known as 7, 9, and 11 Allcroft Court

WHEREAS the sub-section 50(5) of the *Planning Act*, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS sub-section 50(7) of the *Planning Act*, provides as follows:

"(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law."

AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 3 residential parcels for street townhouse dwellings, shown as Parts 1 to 3, inclusive, on deposited Reference Plan 62R-21321, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 3, Registered Plan No. 62M-1256, in the City of Hamilton.

2. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
3. This by-law shall expire and cease to be of any force or effect on the 27th day of November, 2021.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 14, Committee of the Whole
Report 01-003 (FCS01007)
CM: February 6, 2001
Wards: 1, 2, 3, 4, 5, 8, 13

Bill No. 284

CITY OF HAMILTON

BY-LAW NO. 19-

To Amend By-law No. 01-218, as amended, Being a By-law To Regulate On-Street Parking

WHEREAS *Section 11(1)1 of the Municipal Act, S.O. 2001, Chapter 25*, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating parking and traffic on highways subject to the *Highway Traffic Act*,

AND WHEREAS on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-218 to regulate on-street parking;

AND WHEREAS it is necessary to amend By-law No. 01-218, as amended.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. By-law No. 01-218, as amended, is hereby further amended by adding/deleting from the identified Schedules and Sections noted in the table below as follows:

Schedule	Section	Highway	Side	Location	Duration	Times	Days	Adding/ Deleting
<i>6 – Time Limit</i>	<i>E</i>	Bigwin	North	Pritchard to 106.3m westerly	2 hr	9 am - 3 pm	Mon - Fri	Deleting
<i>6 – Time Limit</i>	<i>E</i>	Bigwin Rd.	North	22m west of Pritchard Rd to 106m westerly	2 hr	9 am - 3 pm	Mon - Fri	Adding

To Amend By-law No. 01-218, as amended,
Being a By-law to Regulate On-Street Parking

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
<i>8 – No Parking</i>	<i>G</i>	Locke	East	from 7.5m north of Jackson to 17.5m northerly	Anytime	Deleting
<i>8 – No Parking</i>	<i>G</i>	Jackson St.	South	13m east of Locke St. to 7m easterly	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	McElroy Rd.	North	37m west of Up. Wellington St. to 8m westerly	Anytime	Deleting
<i>8 – No Parking</i>	<i>E</i>	McElroy Rd.	North	Up. Wellington St. to 44m westerly	Anytime	Adding
<i>8 – No Parking</i>	<i>E</i>	Wentworth St.	East	104m north of Munroe St. to 16m northerly	2 pm - 4 pm, Friday Only - Except for Bookmobile	Adding

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
12 – Permit	<i>E</i>	Leinster Ave. S	West	from 93m North of Main St to 8.5m northerly	Anytime	Deleting

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
13 – No Stopping	<i>E</i>	Bigwin Rd.	South	Pritchard Rd. to 22m westerly	Anytime	Adding
13 – No Stopping	<i>B</i>	Dundas St.	South	Main St. to 90m easterly	Anytime	Adding
13 – No Stopping	<i>E</i>	Wentworth	East	Munroe to 46.4m southerly	Anytime	Deleting

To Amend By-law No. 01-218, as amended,
Being a By-law to Regulate On-Street Parking

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
14 – Wheelchair LZ	<i>F</i>	Capri Cres.	South	42m west of Isle St. to 12m westerly	4:00pm - 11pm, Mon-Fri	Deleting
14 – Wheelchair LZ	<i>E</i>	Rosewood	West	feet north of Cochrane to 43 feet southerly	Anytime	Deleting
Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
20 – School Bus LZ	<i>E</i>	Arkledun Ave	North	12m east of Kingsway Dr. to 25m easterly	7:00 a.m. - 6:00 p.m. Monday to Friday	Adding

2. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-218, including all Schedules thereto, as amended, is hereby confirmed unchanged.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 3, Planning Committee
Report 19-018 (PED19208)
CM: November 27, 2019
Ward: 4

Bill No. 285

CITY OF HAMILTON

BY-LAW NO. 19-

To Adopt the Housing for Hamilton Community Improvement Plan (2019)

WHEREAS By-law No. 18-300 passed on the 26th day of September 2018, designated the Roxborough Community Improvement Project Area;

WHEREAS Section 28(4) of the *Planning Act* states that where a by-law has been passed to designate a community improvement project area, the Council may provide for the preparation of a plan suitable for adoption as a community improvement plan for the community improvement project area;

WHEREAS under Section 28(1) of the *Planning Act* “community improvement” means “the planning or replanning, design or redesign, resubdivision, clearance, development or redevelopment, construction, reconstruction and rehabilitation, improvement of energy efficiency, or any of them, of a community improvement project area, and the provision of such residential, commercial, industrial, public, recreational, institutional, religious, charitable or other uses, buildings, structures, works, improvements or facilities, or spaces therefor, as may be appropriate or necessary”;

WHEREAS Section F.1.15 of the Urban Hamilton Official Plan contains provisions relating to community improvement;

WHEREAS Council, by its Planning Committee, held a public meeting on November 19th, 2019 to discuss and receive public input regarding adoption of the Housing for Hamilton Community Improvement Plan, and has taken other required steps, prior to the enactment of this by-law, to adopt a community improvement plan for the Roxborough Community Improvement Project Area, as required by the *Planning Act* and Chapter F – Implementation, Section 1.17.2 of the Urban Hamilton Official Plan; and,

WHEREAS the City has prepared a plan entitled “Housing for Hamilton Community Improvement Plan” attached hereto as Schedule “A” and forming part of this By-law.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The Housing for Hamilton Community Improvement Plan, attached hereto as Schedule “A” and forming part of this By-law, is hereby adopted as the Community Improvement Plan for the Roxborough Community Improvement Project Area designated by By-law No. 18-300.

To Adopt the Housing for Hamilton
Community Improvement Plan (2019)

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Schedule “A” to By-law No.19-285

CITY OF HAMILTON

**HOUSING FOR HAMILTON
COMMUNITY IMPROVEMENT PLAN**

**Healthy and Safe Communities Department
Housing Services Division**

November 2019

1.0 INTRODUCTION

Across the Greater Toronto and Hamilton Area (GTHA), affordability of housing and limited opportunities for both rental housing and home ownership have become significant social and land use planning issues which are threatening the ability for municipalities to create and sustain complete communities which are home to all peoples.

Housing affordability is an issue which requires innovative solutions from all levels of governments in collaboration with private sector investment. Although there is no single tool or action which will address affordability, City Council is committed to identifying opportunities to reduce barriers to the creation of a wider range and choice of housing with the tools available to it. This Community Improvement Plan is one such opportunity.

2.0 PURPOSE OF THIS CIP

This Community Improvement Plan is intended to provide incentives which will minimize financial barriers to, and stimulate private sector investment in, the creation of a wider range and choice of housing to meet the needs of Hamilton's residents. Incentives contained within this CIP are focused towards the development or redevelopment of targeted, under-utilized properties within the Hamilton Urban Area that are suitable for accommodating new mixed-income, mixed-tenure and affordable residential developments.

The expected outcome of this CIP is to provide new housing opportunities for persons with higher social and economic vulnerability; increase housing supply on under-utilized properties, provide new and/or revitalized affordable housing stock and generally support the integration of people from a variety of income groups into healthy, socially cohesive and financially sustainable communities.

3.0 LEGISLATIVE AUTHORITY

The provision of financial incentives or other undertakings by a municipality to facilitate or carry-out community improvement in Ontario are primarily governed by the *Planning Act* and *Municipal Act*. Together these acts identify the tools, and their parameters, which municipalities may authorize and utilize for community improvement.

3.1 Provincial Legislation

Section 28 of the *Planning Act* permits a municipality to establish a Community Improvement Plan (CIP) for the purposes of facilitating the community improvement of an area through the provision of financial incentives or actions which would otherwise be prohibited under Sub-section 106(2) of the *Municipal Act*.

A CIP may be enacted by a municipality, by by-law, provided that:

- The municipalities Official Plan contains provisions relating to community improvement (Planning Act, Subsection 28 (2));
- The CIP identifies the geographic Community Improvement Project Area (CIPA) for which Council is of the opinion it is desirable to improve because of age, dilapidation, overcrowding, faulty arrangement, unsuitability of buildings or for any other environmental, social or community economic development reason (Planning Act, Subsection 28(2)) and which includes the provision of affordable housing (Planning Act, Subsection 28 (6)); and
- The total of all grants, loans and/or tax assistance provided with respect to lands or buildings within the CIPA do not exceed the eligible costs as described within the CIP (Planning Act, Subsection 28(7.3)).

Once a CIP has come into effect, a municipality may:

- Acquire, hold, clear, grade or otherwise prepare land for community improvement (Planning Act, Subsection 28(3));
- Construct, repair, rehabilitate or improve buildings on land acquired or held by it in the CIPA in conformity with the CIP, and sell, lease or otherwise dispose of any such buildings and the land appurtenant thereto (Planning Act, Subsection 28(6)(a));
- Sell, lease or otherwise dispose of any land acquired or held by it in the CIPA to any person or governmental authority for use in conformity with the CIP (Planning Act, Subsection 28(6)(b));
- Provide grants and/or loans in conformity with the CIP, to registered owners, assessed owners and tenants of lands and buildings within the CIPA, and to any person to whom such an owner or tenant has assigned the right to receive a grant or loan, to pay for the whole, or any part of the, eligible costs of the CIP (Planning Act, Subsection 28(7)); and
- Provide grants and/or loans for eligible costs identified within the CIP which may include costs related to environmental site assessment, environmental remediation, development, redevelopment, construction and reconstruction of land and buildings for rehabilitation purposes or for the provision of energy efficient uses, buildings, structures, works, improvements or facilities (Planning Act, Subsection 28(7.1)).

3.2 Municipal Authorization

Community improvement policies are contained in Section 1.15 of the Urban Hamilton Official Plan (UHOP). In particular, the UHOP states the following with respect to municipal authorization of CIPs:

- It is the intent of Council through Community Improvement to promote and maintain a high-quality living and working environment throughout the City. Community Improvement shall be accomplished through (1) the upgrading and ongoing maintenance of communities or areas as characterized by obsolete buildings, and/or conflicting land uses and/or inadequate physical infrastructure and community services, and, (2) the establishment of policies and programs to address identified economic, land development and housing supply issues or needs throughout the Urban Area.” (UHOP, Chapter F, Section 1.15); and
- Community Improvement shall be carried out through the designation, by Council, of Community Improvement Project Areas and through the preparation and implementation of Community Improvement Plans pursuant to the Planning Act, R.S.O., 1990 c. P.13. It is the intent of Council that the entire urban area or any part of the urban area as defined in this Plan, and as subsequently amended, may by by-law be designated as a Community Improvement Project Area. (UHOP, Chapter F, Section 1.15.1).

4.0 SUPPORTING POLICY FRAMEWORK

Existing Provincial and City policy frameworks contain policies that support the purpose and goals of this CIP as outlined in Sections 2.0 and 4.0 respectively as well as the associated incentive programs described in Section 7.0. The key policies from applicable policy documents are outlined below.

4.1 Provincial Policy Statement (2014)

The Provincial Policy Statement (PPS) provides policy direction for land use planning and development matters which are of Provincial interest including protecting resources, supporting public health and safety and creating high-quality natural and built environments. The PPS emphasizes the need for strong communities and identifies the need to provide sufficient housing which is affordable, and which will serve a broad range of needs within the community.

This CIP is consistent with the PPS and specifically addresses the following provincial interests identified within the PPS:

- Accommodating an appropriate range and mix of residential (including second units, affordable housing and housing for older persons), employment (including industrial and commercial), institutional (including

places of worship, cemeteries and long-term care homes), recreation, park and open space, and other uses to meet long-term needs (PPS, Section 1.1.1 (b));

- Establishing and implementing minimum targets for the provision of housing which is affordable to low and moderate-income households (PPS, Section 1.4.3(a));
- Permitting and facilitating all forms of housing required to meet the social, health and well-being requirements of current and future residents, including those with special needs requirements (PPS, Section 1.4.3 (b));
- Promoting densities for new housing which efficiently use land, resources, infrastructure and public service facilities, and support the use of active transportation and transit in areas where it exists or is to be developed (PPS, Section 1.4.3 (d)); and
- Establishing development standards for residential intensification, redevelopment and new residential development which minimize the cost of housing and facilitate compact form, while maintaining appropriate levels of public health and safety (PPS, Section 1.4.3 (e)).

4.2 A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019)

A Place to Grow: Growth Plan for the Greater Golden Horseshoe (“Growth Plan”) provides a policy framework for implementing the Province’s vision for managing long-term growth within the Greater Golden Horseshoe (GGH), including Hamilton, while supporting economic prosperity, protecting the environment and helping communities to achieve a high quality of life. The Growth Plan envisions the GGH as an area with an increasing amount and variety of housing that is sufficient to reflect market demands and the needs of local communities in terms of income and household sizes.

This CIP is consistent with the Growth Plan and specifically addresses the following principles and policies as identified within the Growth Plan:

- Support a range and mix of housing options, including second units and affordable housing, to serve all sizes, incomes, and ages of households (Growth Plan, Section 1.2.1);
- Provide a diverse range and mix of housing options, including second units and affordable housing, to accommodate people at all stages of life, and to accommodate the needs of all household sizes and incomes (Growth Plan, Section 2.2.1 (4)(c));
- Support housing choice through the achievement of the minimum intensification and density targets of the Growth Plan and identifying a

diverse range and mix of housing options and densities, including second units and affordable housing to meet projected needs of current and future residents (Growth Plan, Section 2.2.6 (1)(a)(i));

- Identifying mechanisms, including the use of land use planning and financial tools, to support housing choice (Growth Plan, Subsection 2.2.6 (1)(b));
- Supporting the achievement of complete communities by planning to diversify overall housing stock across a municipality (Growth Plan, Subsection 2.2.6 (2)(d); and
- Supporting the achievement of complete communities by municipalities through the use of available tools to require multi-unit residential developments to incorporate a mix of unit sizes that accommodate a diverse range of household sizes and incomes (Growth Plan, Subsection 2.2.6 (3)).

4.3 Urban Hamilton Official Plan (2013)

The Urban Hamilton Official Plan (UHOP) is the City's long-term policy framework which establishes the City's vision for the future in terms of managing land use change and the physical development of the city as it is affected by environmental, social and economic factors. The development of new mixed-income, mixed-tenure developments that increase the supply of affordable housing addresses the social and economic challenges facing the City.

This CIP is consistent with the UHOP and specifically addresses the following goals and policies of the Plan:

Goals

- Increase Hamilton's stock of affordable housing of all types, particularly in areas of the City with low levels of affordable housing (UHOP, Chapter B, Section 3.2.1.3); and
- Increase Hamilton's stock of housing for those whose needs are inadequately met by existing housing forms or tenure, affordability or support options (UHOP, Chapter B, Section 3.2.1.4).

Policies

- Many households in Hamilton cannot obtain housing that is affordable or appropriate to their needs. Households and individuals may be at risk of homelessness because of economic and/or personal circumstances where a level of support is required to live independently. Hamilton's aging and diversifying population has new and unique housing needs that cannot solely be met through current housing options. The City recognizes the importance of affordable housing and housing with supports in meeting the

housing needs of those without the resources to participate in the private housing market (UHOP, Chapter B, Section 3.2.3);

- Where appropriate, assistance shall be provided, whether by the City and/or senior governments, to encourage the development of affordable housing, with priority given to projects in areas of the City that are lacking in affordable housing. City assistance may include selling or leasing of surplus City land or financial assistance (UHOP, Chapter B, Section 3.2.3.2); and
- Investment in new affordable housing shall be encouraged by a coordinated effort from all levels of government through implementation of a range of strategies, including effective taxation, regulatory and administrative policies and incentives (UHOP, Chapter B, Section 3.2.3.6).

4.4 Housing and Homelessness Action Plan (2013)

The City's 10-year Housing and Homelessness Action Plan (HHAP) is a strategic implementation plan to address affordable housing and homelessness in Hamilton. The development of the Action Plan was informed by extensive community engagement and a comprehensive needs analysis which provided the basis for the development of a framework to inform decisions about housing resource allocation in the city. This framework includes a series of fundamental strategies which are designed to address the supply, affordability and quality of Hamilton's affordable housing stock.

This CIP is consistent with the HHAP and specifically addresses the following strategies of the Plan:

- Explore the potential for new incentive and funding programs and expand and promote more broadly existing City incentive programs to increase the supply of affordable housing (e.g., capital grants/loans, tax deferrals, waived development and other charges, etc.) (HHAP, Strategy 1.2);
- Explore the feasibility/further promote opportunities that exist in the Urban Hamilton Official Plan for density bonusing and use of Community Improvement Plans to offer other incentives for affordable housing (HHAP, Strategy 1.5);
- Encourage mixed housing and mixed income development in all urban neighbourhoods by increasing opportunities for rental, social and affordable housing in areas that currently offer limited opportunities (HHAP, Strategy 2.1(a));
- Encourage mixed housing and mixed income development in all urban neighbourhoods by exploring opportunities for social housing communities to redevelop to include a mix of new housing options (HHAP, Strategy 2.1(c));

- Increase homeownership opportunities for renters, including social housing tenants (HHAP, Strategy 2.3);
- Explore options that ensure social housing applicants and tenants have as much choice as possible (HHAP, Strategy 2.8); and
- Increase the number of rental units that meet the needs of the larger families (HHAP, Strategy 4.6).

5.0 COMMUNITY IMPROVEMENT PROJECT AREA

This Community Improvement Plan is intended to apply in targeted areas of the Hamilton Urban Area which contain sites that are in transition, under-utilized and/or in need of repair, rehabilitation and redevelopment and where there is opportunity for the provision of mixed income, mixed tenure and affordable housing to be provided.

The following Community Improvement Project Areas (CIPA) are the subject of this CIP:

5.1 Roxborough

The Roxborough CIPA is an area located within the McQueston Neighbourhood in East Hamilton the detailed boundaries of which are identified in Figure 1 to this CIP. The area consists of the former Roxborough Park School as well as other existing residential properties including a townhouse complex owned and operated by CityHousing Hamilton.

The Roxborough CIPA was identified for its potential to accommodate a new mixed income, mixed tenure and affordable housing demonstration project based on the following attributes within the CIPA:

- The area contains a former school site which provides opportunities for new residential development within the existing neighbourhood;
- The area contains an existing townhouse complex owned and operated by CityHousing Hamilton which has been identified as being at the end of its intended life and in need of significant capital for repairs.
- The area is located within the McQueston Neighbourhood which was the subject of a study by the Social Planning and Research Council (SPRC, 2012)) which found that the social and economic vulnerability of this neighbourhood's population is more significant than other neighbourhoods in the City, particularly with respect to young families and the elderly.
- The area is serviced by a variety of significant modes of transportation including but not limited to, the Red Hill Parkway, the Confederation GO Station at Queen Elizabeth Way (QEW) and Centennial Parkway and is in proximity to a future stop on the planned Light Rail Transit (LRT) route.

The Roxborough CIPA was approved by City Council in 2018 via report PED16236(b) and designated by By-law No 18-300.

The following incentive programs contained in Section 7.0 of this CIP are applicable within the Roxborough CIPA:

- Roxborough Access to Homeownership Grant Program (RAHGP)
- Roxborough Rental Housing Loan Program (RRHLP)

6.0 GOALS OF THIS CIP

The goals and objectives of this CIP are to foster developments which are consistent with Provincial and City policy frameworks as detailed in Section 3.0 and which build upon these policies by achieving the following specifically:

- Result in a net increase in the number of affordable and market housing provided;
- Create a spectrum of affordable housing options, including households with incomes below the 40th income percentile (i.e. deeper affordability);
- Maintain or exceed current service level standards for City Housing Hamilton where developments include a property currently or formerly owned and operated by City Housing Hamilton;
- Create a mix of housing based on tenure including rental and ownership options;
- Achieve a high quality of urban design and deliver significant environmental improvements including through such means as, for example, Passive Housing standards;
- Developments must achieve a mix of unit sizes and bedrooms to ensure a range of housing needs are met within the community, including for larger households;
- Provide enhanced accessibility standards;
- Ensure affordability of housing is maintained over the long-term; and
- Explore opportunities for the inclusion of community support services through co-ordination with housing services and other external agencies.

7.0 INCENTIVE PROGRAMS

This CIP contains incentive programs which are intended to be applied within a specific, targeted Community Improvement Plan Area based on the specific needs and context of that area. Notwithstanding the above, some programs may be applicable across more than one CIPA. CIPA's which are the subject of an incentive program are identified within

the purpose statement of each program below as well within the description of each CIPA contained in Section 4.0.

Detailed program descriptions, eligibility criteria and program administration matters are provided for each program in the applicable appendix to this CIP.

7.1 Roxborough Access to Homeownership Grant Program (RHAGP)

7.1.1 Purpose

The Roxborough Access to Homeownership Grant Program (RAHGP) is intended to provide grants equivalent to the value of municipal Development Charges for below-market homeownership units created within the Roxborough Community Improvement Plan Area (CIPA). Grants provided under this program are intended to support the provision of homeownership units at below-market prices to enable create greater access to homeownership within the City and contribute to the broader spectrum of housing options within the Roxborough CIPA specifically.

7.2 Roxborough Rental Housing Loan Program (RRHLP)

7.2.1 Purpose

The Roxborough Rental Housing Loan Program (RRHLP) is intended to provide forgivable loans equivalent to the value of municipal Development Charges required for rental units created within the Roxborough Community Improvement Plan Area (CIPA). Forgivable loans provided under this program are intended to support the creation of new residential rental units which will meet a specific rent threshold in the City and which will contribute to the broader spectrum of housing options within the Roxborough CIPA specifically.

8.0 ADMINISTRATION AND MONITORING

This Community Improvement Plan, and the programs contained therein, will be administered by the Housing Services Division of the Healthy and Safe Communities Department.

The Housing Services Division will monitor the use of incentive programs contained within this CIP and their effectiveness in terms of metrics which correspond to the stated purpose and goals of this CIP as contained in Sections 2.0 and 7.0 respectively. This monitoring will be on an individual project and aggregate basis and the subject of an annual report to City Council.

9.0 AMENDMENTS AND TRANSITIONAL MATTERS

This Community Improvement Plan (CIP) will be reviewed from time to time to ensure that it is adequately reflecting existing City policies and priorities, Provincial policies and community needs. Community and applicant feedback regarding this CIP and its associated incentive programs may also lead to amendments and / or minor revisions to the detailed incentive program descriptions, eligibility criteria and program administration terms contained in the Appendices to this CIP.

9.1 Formal Amendments

A formal amendment to this CIP is required in the following instances:

- To introduce any new financial incentive programs, to be added to Section 7.0;
- To increase the amount of financial assistance that may be provided to registered owners, assessed owners, tenants and to any person to whom such an owner or tenant has assigned the right to receive a grant or loan; or
- To add, extend, remove or otherwise change the Community Improvement Project Area's which are the subject of this CIP as contained in Section 5.0.

Formal amendments will require approval by City Council and shall be undertaken in accordance with Section 28 of the *Planning Act* and the City's Public Participation and Notification Policies contained in Chapter F – Implementation, Section 1.17.2 of the Urban Hamilton Official Plan. As per the Urban Hamilton Official Plan, notification of the required public meeting for Community Improvement Plan amendments shall be given at least 17 days prior to the date of the meeting. The notice shall be given in accordance with the applicable requirements of the *Planning Act* regulations. Council decisions shall take place no sooner than a minimum of 17 days from the time the first notification is given. Proposed amendments will be circulated to the Ministry of Municipal Affairs and Housing prior to approval for consultation purposes. In addition, the City may undertake other communication methods to provide information and seek input, such as public information open houses, workshops, public meetings, the City's web site and direct or electronic mail outs and surveys.

9.2 Other Amendments

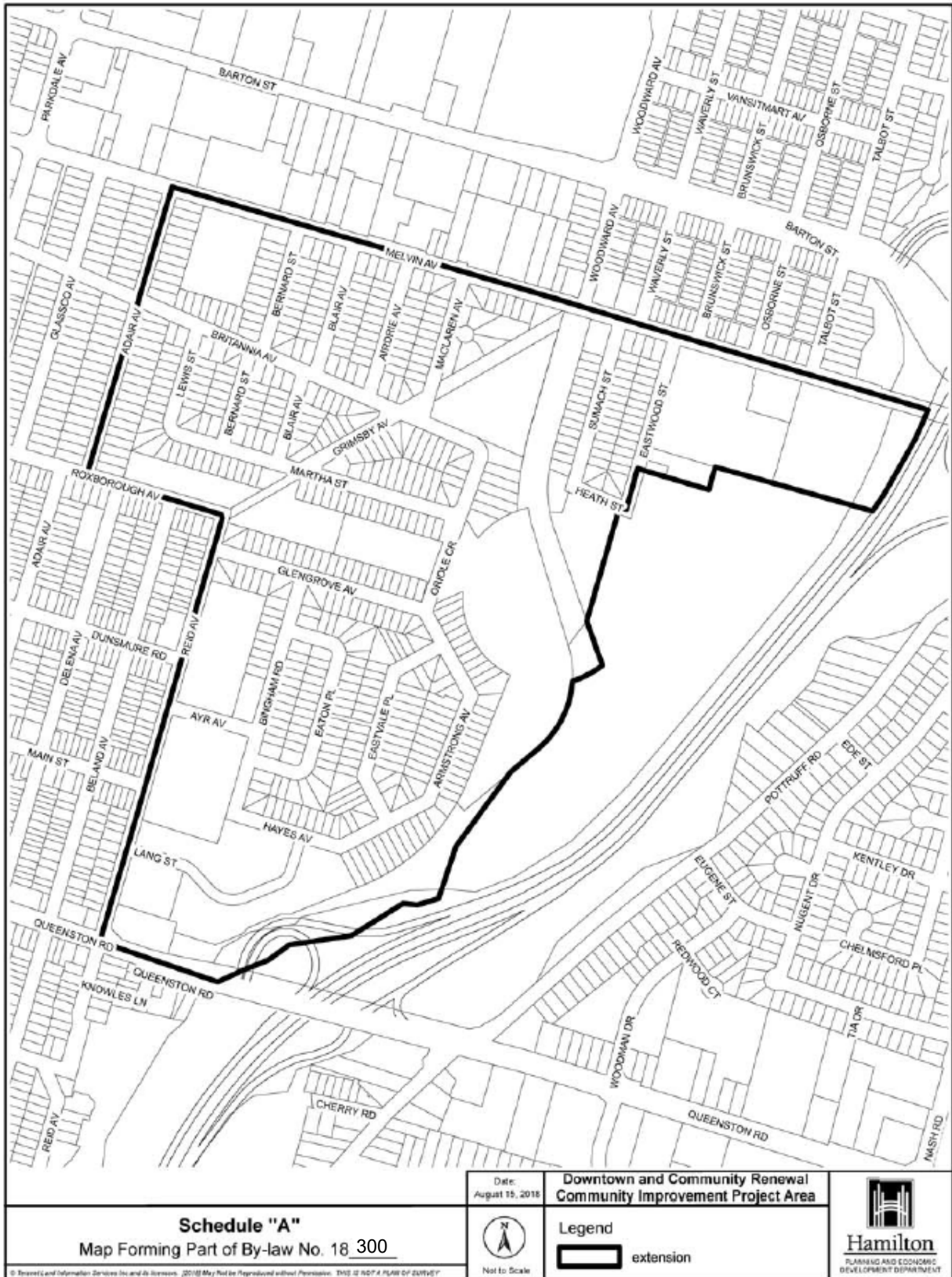
City Council has adopted, by resolution, detailed implementation measures to allow for the efficient administration of each incentive program. These administrative procedures are contained in the detailed program descriptions and terms contained as an appendix to this CIP. Changes to this appendix will be adopted by City Council by resolution. In addition, City Council may discontinue any of the programs contained in this Plan, without amendment to this Plan. Formal

amendments, including public meetings under the *Planning Act*, shall not be required for minor administrative amendments to this Plan such as format changes, typographical errors, grammatical errors and policy number changes.

9.3 Transitional Matters

Program applications will be processed under the terms of the program in effect at the time the application was submitted. When program terms are revised, applications submitted and approved under the former terms of the program will be processed under the former terms unless the City receives a formal cancellation of the application.

Figure 1 – Roxborough Community Improvement Project Area Boundary



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Authority: Item 6, Planning Committee
Report 19-018 (PED19201)
CM: November 27, 2019
Ward: City Wide

Bill No. 286

CITY OF HAMILTON

BY-LAW NO. 19-

To Repeal and Replace By-law No. 03-126, Being a By-law for Prohibiting and Regulating the Alteration of Property Grades, the Placing or Dumping of Fill, and the Removal of Topsoil

WHEREAS the *Municipal Act, 2001*, particularly section 142, authorizes the City of Hamilton to pass by-laws respecting these matters; and

WHEREAS Council deems it necessary to enact this by-law for the purposes set out in section 2 of this by-law.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

Short Title

1 This By-law may be cited as the Site Alteration By-law.

Purposes

2 The purposes of this By-law are,

- (a) to control and regulate site alteration on lands within the City of Hamilton;
- (b) to ensure site alteration is undertaken for necessary or beneficial purposes, not primarily for financial gain;
- (c) to minimize adverse impacts on infrastructure, environment and community in respect of site alteration undertakings; and
- (d) to promote and protect agricultural resources.

Definitions

3 In this By-law:

“agricultural operation” has the same meaning as under the *Farming and Food Production Protection Act, 1998*, which is, for ease of reference, an agricultural, aquacultural, horticultural or silvicultural operation that is carried on in the expectation of gain or reward;

“building” has the same meaning as under the *Building Code Act, 1992*;

“City” means the City of Hamilton;

“Director” means the Senior Director of Growth Management or designate;

“fill” means earth or rock fill or material of a similar nature;

“land” includes land covered by water;

“normal farm practice” has the same meaning as under the *Farming and Food Production Protection Act, 1998*, which is, for ease of reference, a practice that,

(a) is conducted in a manner consistent with proper and acceptable customs and standards as established and followed by similar agricultural operations under similar circumstances, or

(b) makes use of innovative technology in a manner consistent with proper advanced farm management practices;

“qualified person” has the same meaning as in section 5 of Ontario Regulation 153/04;

“Rural Area” means all lands within the City of Hamilton except those designated as “Urban Area” on Schedule “D” to the Rural Hamilton Official Plan;

“topsoil” means those horizons in a soil profile, commonly known as the “O” and the “A” horizons, containing organic material and includes deposits of partially decomposed organic matter such as peat.

Application

4 The provisions of this By-law regarding “site alteration” apply to all land within the City of Hamilton in respect of,

- (a) excavating, depositing or stockpiling fill or topsoil,
- (b) removing topsoil, and
- (c) altering the grade of land.

Statutory Exemptions

5 (1) This By-law does not apply to site alteration undertaken,

- (a) as a condition to the approval of or a condition of or a requirement of any of the following, imposed after December 31, 2002 pursuant to the *Planning Act*.
 - (i) a site plan or site plan agreement under section 41;

- (ii) a plan of subdivision or a subdivision agreement under section 51;
 - (iii) a consent under section 53;
 - (iv) a development permit or agreement under a regulation made under section 70.2;
- (b) by a transmitter or distributor, as those terms are defined in section 2 of the *Electricity Act, 1998*, for the purpose of constructing and maintaining a transmission system or a distribution system, as those terms are defined in that section;
 - (c) on land described in a licence for a pit or quarry or a permit for a wayside pit or wayside quarry issued under the *Aggregate Resources Act*;
 - (d) on land in order to lawfully establish and operate or enlarge any pit or quarry on land;
 - (i) that has not been designated under the *Aggregate Resources Act* or a predecessor of that Act, and
 - (ii) on which a pit or quarry is a permitted land use under a by-law passed under section 34 of the *Planning Act*;
 - (e) as an incidental part of drain construction under the *Drainage Act* or the *Tile Drainage Act*; or
 - (f) as part of the use, operation, establishment, alteration, enlargement or extension of a waste disposal site within the meaning of Part V of the *Environmental Protection Act*.

Normal Farm Practices

(2) Subject to subsection (3), this By-law does not apply to the removal of topsoil as an incidental part of a normal farm practice including such removal as an incidental part of sod-farming, greenhouse operations and nurseries for horticultural products undertaken as a permitted or legal non-conforming use of land.

Removal of Topsoil

(3) The removal of topsoil as an incidental part of a normal farm practice does not include the removal of topsoil for sale, exchange or other disposition.

Stockpiling for Agricultural or Commercial Operations

6 (1) Despite subsection 11(1), this By-law does not prohibit or require a site alteration permit for the stockpiling of fill or topsoil on land for sale or exchange or use as an

incidental part of an agricultural or commercial operation undertaken as a permitted use of the land, provided that any such stockpiles,

- (a) are used, depleted and refreshed on a continuous basis during periods when the stockpiles are actively in use in the agricultural or commercial operation;
- (b) are removed and the existing grade restored while the agricultural or commercial operation is suspended or during periods when the stockpiles are not actively in use in the agricultural or commercial operation; and
- (c) no stockpile remains substantially unchanged for longer than 6 months.

Existing Commercial Stockpiles

(2) Subsection (1) applies to stockpiles existing on the date this By-law comes into force that were exempt from the requirement for a permit pursuant to section 3.14 of By-law No. 03-126.

Exceptions from Permit Requirement

- 7 (1) Despite subsection 11(1), no permit is required for site alteration undertaken,
- (a) for the purposes of lawn maintenance, landscaping or gardening, provided that:
 - (i) the depth of fill deposited on the site does not exceed 15 centimetres at any location;
 - (ii) there is no change in the location, direction or rate of drainage to neighbouring properties; and
 - (iii) there is no change or blockage of any swale.
 - (b) for the installation of a pool where a permit has been issued pursuant to By-law No. 16-184, provided that:
 - (i) any previously approved grading plan is maintained or if there is no previously approved grading plan applicable to the property, a minimum 60-centimetre strip of undisturbed ground remains along the rear and side property lines within the rear yard; and
 - (ii) any retaining walls are limited to 0.5 metres in height, measured from existing ground elevations.
 - (c) incidental to the construction of a building for which a building permit has been issued by the Chief Building Official, provided that the accompanying

application provides sufficient information for the Chief Building Official to determine that such site alteration conforms with this By-law.

Rural Area Exceptions from Permit Requirement

(2) Despite subsection 11(1), no permit is required for site alteration undertaken in the Rural Area,

- (a) for the purposes of improving site drainage or soil quality provided that:
 - (i) the site alteration involves a maximum of 500 cubic metres of fill or topsoil, which may include imported fill or topsoil only from within the City of Hamilton;
 - (ii) the Director is notified of the intended site alteration at least 48 hours in advance of commencing site alteration; and
 - (iii) this exception may be used only once with respect to a property, and otherwise a permit is required.
- (b) for the purposes of dredging existing ponds provided that:
 - (i) the surface area of the existing pond is not increased;
 - (ii) the depth of the existing pond is not increased beyond its original depth; and
 - (iii) where possible, dredged fill is deposited on the same property without altering existing drainage patterns, and piles or berms of dredged fill are not created adjacent to the pond.
- (c) for the purpose of maintaining existing granular driveways, roads, farm field access roads, or parking areas with appropriate imported granular material including native granular, recycled aggregate, recycled asphalt or recycled concrete provided that previously existing grades are being re-instated.

City Undertakings

8 (1) Subject to subsection (2), this By-law does not apply to site alteration undertaken by the City or a local board of the City on lands owned by the City or local board.

Receiving Site

(2) Where the City or a local board of the City deposits fill on a site not owned by the City or local board, the owner of the site shall be required to obtain a site alteration permit in accordance with this By-law.

No Permit Granted for *Planning Act* Applications

9 No site alteration permit shall be issued for a site which is the subject of or included within any outstanding application to the City for any of the approvals listed in clause 5(1)(a) on the date of application for a site alteration permit.

Prohibitions and Permit Requirements

Consent of Owner

10 No person shall undertake site alteration or cause site alteration to be undertaken except with the consent of the owner of the site.

Permit Required

11 (1) No person shall undertake site alteration or cause site alteration to be undertaken unless a site alteration permit has been issued to undertake such site alteration.

Permit Application

(2) An owner of a site, or a person with the consent of an owner of a site, may apply to the Director for a site alteration permit to undertake site alteration on the site in accordance with section 14 or 15.

Issuance of Permits

(3) The Director shall not issue a site alteration permit unless,

- (a) the application is complete;
- (b) the applicant, and any other required parties, have entered into a site alteration agreement required by section 19;
- (c) the applicant has paid all fees required by section 20;
- (d) the applicant has provided security required by section 21; and
- (e) the Director is satisfied the proposed site alteration will be undertaken in accordance with this By-law.

Criteria

(4) In considering whether to issue a site alteration permit, the Director shall have regard to,

- (a) whether the primary use of the site is the depositing of fill on the site;

- (b) whether the proposed site alteration is necessary for the purpose identified in the application;
- (c) whether the proposed site alteration is part of a normal farm practice;
- (d) whether the proposed site alteration is likely to be completed within the term of the site alteration permit;
- (e) any effects on ground and surface water resources;
- (f) any effects on drainage;
- (g) if the use of the site is residential, whether the proposed site alteration complies with the City's Lot Grading Policy, Criteria and Standards;
- (h) any effects on agricultural resources;
- (i) any effects on the environment;
- (j) any planning and land use considerations;
- (k) any effects on nearby communities;
- (l) any comments provided by external bodies or agencies;
- (m) the suitability of the proposed erosion and sediment control measures;
- (n) the suitability of the proposed construction site control and security measures;
- (o) the final grading and rehabilitation plans for the site;
- (p) the main haulage routes and proposed truck traffic to and from the site;
- (q) the quality of the fill proposed to be transported to the site from any other source site or moved from one area of the site to another;
- (r) the applicant's history of compliance with this By-law or similar By-laws of other municipalities or similar Acts; and
- (s) such other matters as are considered appropriate.

Reasons

- (5) If an application is refused, the Director shall provide written reasons for the refusal.

Revocation

- (6) The Director may revoke a site alteration permit if,
- (a) it was issued on false or incorrect information;
 - (b) it was issued in error; or
 - (c) a provision of this By-law has not been complied with.

Notice of Change

(7) No person shall make or cause a material change to be made to a plan, specification, document or other information on the basis of which a permit was issued without notifying, filing details with and obtaining the authorization of the Director.

Prohibition

(8) No person shall undertake site alteration or cause site alteration to be undertaken except in accordance with the plans, specifications, documents and any other information on the basis of which a permit was issued or any changes to them authorized by the Director.

Commenting Agencies

12 The Director may circulate an application for comment by such external bodies or agencies as the Director determines to be necessary.

Compliance with Other Law

13 The issuance of a site alteration permit or an exception from the permit requirements pursuant to this By-law does not relieve a person from compliance with any other applicable legislation, regulations or permit requirements, including the requirements of the Niagara Escarpment Commission or a conservation authority.

Site Alteration Permit Applications

Minor Agricultural Application Requirements

14 (1) This section applies to an application for a site alteration permit for a site alteration proposal involving a maximum of 500 cubic metres of fill or topsoil for a site where an agricultural operation is carried on and the proposed site alteration is part of a normal farm practice, other than as described in subsection 5(2).

- (2) An application for a site alteration permit pursuant to this section shall contain:
- (a) the address, legal description and registered owner of the site;
 - (b) the area of the site in hectares;

- (c) up-to-date contact details of the owner of the site, and of the applicant, if not the owner of the site;
- (d) the past, current and intended future uses of the site;
- (e) the purpose of the proposed site alteration;
- (f) the volume of soil involved in the proposed site alteration in cubic metres;
- (g) intended start date and completion date for the proposed site alteration;
- (h) an approximate sketch of the site showing:
 - (i) the property lines;
 - (ii) such dimensions and absolute or relative elevations as are required to permit the Director to determine whether to issue a site alteration permit;
 - (iii) buildings and other structures including retaining walls;
 - (iv) highways, driveways and paths;
 - (v) easements and rights-of-way;
 - (vi) above- and below-ground private, municipal or utility infrastructure including the size and invert elevations of drainage swales, ditches, pipes and culverts;
 - (vii) bodies of water and watercourses;
 - (viii) wetlands and floodplains;
 - (ix) Conservation Authority regulation boundaries;
 - (x) trees measuring 150 mm or greater in diameter at breast height including species;
 - (xi) vegetation masses by canopy outline;
- (i) design details and specifications for any proposed retaining walls;
- (j) design details and specifications for any proposed drainage or stormwater management systems;
- (k) if required by the Director, in a form satisfactory to the Director,

- (i) an excess soil management plan prepared by a qualified person,
- (ii) a dust management plan,
- (iii) an erosion and sediment control plan,
- (iv) a groundwater management plan,
- (v) a stormwater management plan,
- (vi) a traffic management plan; and
- (l) any other information, plans or studies the Director requires to determine whether the site alteration proposal complies with this By-law.
- (m) the contact details of the farmer responsible for the agricultural operation;
- (n) a statement of nature of the agricultural operation;
- (o) the farm business registration number of the agricultural operation or proof of membership in an accredited farm organization;
- (p) a description of the normal farm practice;
- (q) any plans or evidence supporting the normal farm practice that the applicant wishes to rely upon, including the qualifications of any person providing such plans or evidence;
- (r) if the proposed site alteration on a site involves fill being transported to the site from any other source site, a statement from the farmer responsible for the agricultural operation or a qualified person that the fill to be transported to the site is suitable for use at the site; and
- (s) the proposed haul routes, daily truck volume and hours of operation of truck traffic to and from the site.

(3) If an application pursuant to this section is refused, an applicant may reapply pursuant to the requirements of section 15.

General Application Requirements

15 (1) This section applies to all applications other than those to which section 14 applies.

(2) An application for a site alteration permit pursuant to this section shall contain:

- (a) the address, legal description and registered owner of the site;
- (b) the area of the site in hectares;
- (c) up-to-date contact details of the owner of the site, and of the applicant, if not the owner of the site;
- (d) the past, current and intended future uses of the site;
- (e) the purpose of the proposed site alteration;
- (f) the volume of soil involved in the proposed site alteration in cubic metres;
- (g) intended start date and completion date for the proposed site alteration;
- (h) a control plan of the site and the area within 30 metres of the property lines of the site drawn to scale, prepared by a licenced surveyor, professional engineer or professional geoscientist, showing the property lines and all existing and proposed:
 - (i) elevation contours at 0.5 metre intervals or less;
 - (ii) spot elevations at 15 metre intervals along the property lines;
 - (iii) predominant native soil types;
 - (iv) buildings and other structures including retaining walls;
 - (v) highways, driveways and paths;
 - (vi) impermeable surfaces;
 - (vii) easements and rights-of-way;
 - (viii) above- and below-ground private, municipal or utility infrastructure including the size and invert elevations of drainage swales, ditches, pipes and culverts;
 - (ix) bodies of water and watercourses;
 - (x) wetlands and floodplains;
 - (xi) Conservation Authority regulation boundaries;
 - (xii) trees measuring 150 mm or greater in diameter at breast height including species;

- (xiii) vegetation masses by canopy outline;
- (xiv) tree protection measures;
- (xv) erosion and sediment control measures;
- (xvi) construction site control and security measures;
- (xvii) locations of site alteration including temporary stockpiles, specifying the volumes, source and type of fill involved;
- (xviii) final ground covering;
- (i) design details and specifications for any proposed retaining walls;
- (j) design details and specifications for any proposed drainage or stormwater management systems;
- (k) if required by the Director, in a form satisfactory to the Director,
 - (i) an excess soil management plan prepared by a qualified person,
 - (ii) a dust management plan,
 - (iii) an erosion and sediment control plan,
 - (iv) a groundwater management plan,
 - (v) a stormwater management plan,
 - (vi) a traffic management plan; and
- (l) any other information, plans or studies the Director requires to determine whether the site alteration proposal complies with this By-law.

Transportation of Excess Soil

(3) Subject to section 25, if the proposed site alteration on a site involves fill being transported to the site from any other source site, the application shall contain:

- (a) the address and legal description of each source site;
- (b) a statement of the nature of the project on each source site that is generating the fill to be transported to the site;
- (c) the volume of fill to be transported to the site from each source site;

- (d) the contact details for the person responsible for the project on each source site;
- (e) the past uses of each source site;
- (f) a copy of the detailed sampling and analysis plan for all fill excavated from each source site, and confirmation from a qualified person retained by the registered owner of the source site stating that the fill to be transported to the site is suitable for use at the site;
- (g) a letter from the registered owner of the source site confirming (a) to (f);
- (h) the contact details of a person from the source site, which is located in the City of Hamilton, who has knowledge of any past uses of the source site and who is able to provide information with respect to Records of Site Condition of the source site; and
- (i) the proposed haul routes, daily truck volume and hours of operation of truck traffic to and from the site.

Site Alteration as Normal Farm Practice

(4) If an application for a site alteration permit is made for a site where an agricultural operation is carried on or is intended to be carried on and the proposed site alteration is part of a normal farm practice, other than as described in subsection 5(2), the application shall contain:

- (a) the contact details of the farmer responsible for the agricultural operation;
- (b) a statement of nature of the agricultural operation;
- (c) the farm business registration number of the agricultural operation;
- (d) a description of the normal farm practice; and
- (e) any plans or evidence supporting the normal farm practice, including the qualifications of any person providing such plans or evidence.

Waiver of Application Requirements

16 Despite section 15, the Director may waive any application requirement the Director determines to be unnecessary in the circumstances of the proposed site alteration.

Application Form

17 An application shall be made in such form as may be determined by the Director from time to time.

Appeal for Normal Farm Practices

18 (1) Where section 14 or subsection 15(4) applies, if the Director refuses to issue a site alteration permit, the applicant may appeal the refusal to the Planning Committee or any successor Committee by requesting an appeal in writing to the Clerk within 30 days of being notified of the refusal.

(2) Upon receipt of a written request for an appeal, the Clerk shall:

- (a) schedule a hearing of the appeal before the Committee;
- (b) give the applicant notice of the appeal date at least 7 days prior to the hearing date; and
- (c) give notice of the request for an appeal to the Director, who shall forward the complete application and reasons for refusal to the Clerk for distribution to the Committee.

(3) If the applicant does not attend the appointed time and place for the appeal, the appeal may proceed in the absence of the applicant and the applicant shall not be entitled to further notice in the proceeding.

(4) On an appeal, the Committee has all the powers and duties of the Director in considering whether to issue a site alteration permit to the applicant.

(5) The applicant shall not be entitled to a further hearing on the matter before Council.

(6) The decision of the Committee, once confirmed by Council, is final and binding.

Fee, Security and Agreement

Site Alteration Agreement

19 Prior to the issuance of a site alteration permit, the Director may require the applicant, registered owner of the site, and such other persons as the Director deems appropriate to enter into a site alteration agreement with the City, which may be registered on title to the site, which agreement may address any of the matters relevant to this By-law, including indemnification of the City and insurance, and the Director is authorized to enter such agreement.

Application Fee

20 (1) The Director shall determine the application fee to be paid by the applicant in accordance with Schedule "A".

Fee Where Contravention

(2) Where an applicant applies for a site alteration permit for a site where site alteration has occurred in contravention of this By-law, the application fee to be paid by the applicant shall be twice the amount otherwise payable, subject to the discretion of the Director.

Security

21 (1) An applicant shall provide financial security to the City to ensure compliance with this By-law, including to ensure:

- (a) maintenance of construction site control and security measures;
- (b) remediate fouling or damage to municipal roads and other infrastructure; and
- (c) rehabilitation and restoration of the site to a condition consistent with this By-law.

Amount of Security

(2) The Director shall determine the amount of the security to be provided to the City by the applicant, being:

- (a) fifty percent of the value of the earthworks involved in the proposed site alteration; plus
- (b) one hundred percent of the estimated cost to restore lands and infrastructure affected by the earthworks

Form of Security

(3) Security shall be provided in cash or an irrevocable letter of credit issued by a financial institution or equivalent in a form satisfactory to the City Solicitor.

Drawing Upon Security

(4) The City may draw upon the security to remedy any breach of this By-law, including a breach of the terms of an issued site alteration permit or a site alteration agreement with the City, and the for payment of any costs set out in section 36.

Release of Security

(5) The City shall not release the security until,

- (a) site alteration is complete in accordance with the site alteration permit;

- (b) if applicable, the permit holder has provided a certificate of compliance prepared by the person who prepared the control plan required by clause 15(2)(h), or a person of equivalent qualifications, confirming that site alteration has been completed in accordance with the approved control plan; and
- (c) the City has carried out a final inspection of the site, and the Director is satisfied that the site alteration is in accordance with this By-law, the site alteration permit and the site alteration agreement, if applicable.

Compliance Letter

22 Upon paying any applicable fee, a permit holder may obtain a letter from the Director confirming that a final inspection has been carried out and the Director is satisfied that the site alteration is in accordance with this By-law, the site alteration permit and the site alteration agreement, if applicable.

Site Alteration Undertakings

Public Notice

23 (1) At least 14 days prior to commencing site alteration pursuant to an issued site alteration permit, the permit holder shall provide written notice, at the permit holder's expense, of the approved site alteration undertaking to neighbouring property owners likely to be impacted by the site alteration undertaking in a form approved by the Director.

Same

(2) Prior to commencing site alteration pursuant to an issued site alteration permit, the permit holder shall provide certification to the Director that subsection (1) has been complied with, including a list of the addresses or a map showing the properties where the written notice has been delivered.

Pre-Construction Meeting for General Application

24 (1) No person shall undertake site alteration pursuant to a site alteration permit to which section 15 applies without first participating in pre-construction meeting with Growth Management Division staff and obtaining the approval of the Director to commence site alteration.

Notification for Minor Agricultural Application

(2) No person shall undertake site alteration pursuant to site alteration permit to which section 14 applies without first notifying the Director 48 hours in advance of commencing site alteration

Fill From Outside Hamilton Prohibited

25 No person shall transport fill to a site from any other source site that is located outside the City of Hamilton.

General Conditions

26 No person shall undertake site alteration or cause site alteration to be undertaken except in accordance with the following conditions:

- (a) no fill deposited on the site shall contain garbage, asphalt, glass, plastic, metals, petroleum products, putrescible material, soluble or decomposable chemical substances, or similar materials;
- (b) no fill transported to the site from any other source site or moved from one area of the site to another shall exceed the soil quality standards determined in accordance with section 28;
- (c) topsoil shall be removed and stockpiled on the site from all areas likely to be disturbed by any other site alteration, and shall be replaced on the site to the extent practicable;
- (d) the permit holder shall maintain such written or electronic records of fill transported to the site from any other source site as the Director may require;
- (e) fill transported to the site from any other source site or moved from one area of the site to another shall be finally placed in accordance with the approved control plan within 14 days of being deposited or moved, except as stockpiled in accordance with the approved control plan;
- (f) fill deposited on the site shall be compacted in accordance with good engineering practices;
- (g) site alteration shall not cause adverse impacts, on the site or any other lands, on any of the following:
 - (i) surface water drainage;
 - (ii) groundwater or a water source intended for agricultural use or human consumption;
 - (iii) bodies of water or watercourses;
 - (iv) private, municipal or utility infrastructure;
 - (v) buildings or other structures;

- (vi) trees or vegetation;
- (vii) wildlife;
- (viii) agricultural production;
- (h) no site alteration shall be undertaken:
 - (i) on any Saturday, Sunday, or statutory holiday;
 - (ii) using highways to transport fill to or from the site except those highways approved as a haul route by the Director, and in accordance with Traffic By-law No. 01-215;
 - (iii) in contravention of the Noise By-law No. 11-285;
 - (iv) at any time when a wind warning issued by Environment Canada is in effect for the area of the site; or
 - (v) during or within 48 hours of the site receiving 15 mm or more of precipitation within a 24-hour period.

Potential Contamination

27 (1) If, at any time, any person performing site alteration, or an employee, agent or contractor of a person performing site alteration makes an observation of the site or any fill being excavated, moved, transported or deposited on the site, including any visual or olfactory observation, that the fill may be affected by contaminants, the site alteration shall stop immediately.

Notice to Director

(2) Any person who makes an observation described in subsection (1) and the permit holder shall immediately notify the Director if there has been an observation described in subsection (1).

Remediation

(3) The permit holder shall take steps to remove and remediate the potentially contaminated fill to the satisfaction of the Director.

Prohibition

(4) No person shall resume site alteration until authorized by the Director.

Soil Quality Standards

28 The soil quality standards referred to in clause 26(b) shall be the standards set out in Table 1 of the Soil, Ground Water and Sediment Standards, referenced in O. Reg. 153/04, as applicable to the use of the site described in the permit application unless the applicant submits an excess soil management plan prepared by a qualified person and demonstrates to the satisfaction of the Director that a less stringent standard is appropriate.

Additional Conditions

29 (1) In addition to the general conditions set out in section 25, the Director may impose such conditions to the issuance of a permit as in the Director's opinion are reasonable to ensure compliance with this By-law.

Variance of Conditions

(2) The Director may vary any of the conditions set out in section 25 provided that the general intent of this By-law is still met.

Restoration Upon Revocation or Incompleteness

30 If a permit is revoked by the Director or the permit holder is unable to or determines not to complete the approved site alteration proposal, the permit holder shall promptly restore the site to a condition consistent with this By-law to the satisfaction of the Director.

Permit Expiry

31 (1) A site alteration permit shall be valid for a period of 2 years from the date of issuance.

Permit Renewal

(2) A site alteration permit may be renewed for a period of 2 years upon application within 90 days of the date of expiry.

Not Transferrable

(3) A site alteration permit is issued for a particular site and is not transferrable to another site.

Deemed Revocation

(4) A site alteration permit shall be deemed to be revoked upon the transfer of ownership of the site unless the new owner provides a written undertaking to comply with all of the terms of the site alteration permit, including assuming any agreement executed by the former owner, and the requirement to provide security.

Administration and Enforcement

Administration

32 This By-law shall be administered and enforced by the Director, who may designate inspectors for the purposes of this By-law from time to time.

Experts and Consultants

33 The Director may engage such persons possessing special or expert knowledge, including legal counsel, that the Director requires to

- (a) evaluate or peer review a site alteration permit application;
- (b) provide advice as to any matter relevant to a site alteration permit application, site alteration permit or site alteration agreement;
- (c) perform inspections, testing or sampling required to enforce this By-law;
- (d) provide advice or project management with respect to work carried out by the City pursuant to subsection 35(3)0; or
- (e) otherwise enforce this By-law.

Entry on Land

34 (1) An inspector may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not any of the following are being complied with:

- (a) this By-law;
- (b) a condition of a site alteration permit;
- (c) an order under the *Municipal Act, 2001* or this By-law;
- (d) a site alteration agreement.

Inspection Powers

(2) An inspector carrying out an inspection under subsection (1) may:

- (a) require the production for inspection of documents or things relevant to the inspection;
- (b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;

- (c) require information from any person concerning a matter related to the inspection; and
- (d) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.

Biosecurity Practices

(3) An inspector or other person entering upon land where an agricultural operation occurs shall observe appropriate biosecurity practices.

Orders

35 (1) An inspector who is satisfied that a contravention of this By-law has occurred may make one or more orders requiring any person who contravened the By-law,

- (a) to discontinue the contravening activity, or
- (b) to do work to correct the contravention.

Immediate Effect

(2) An order under subsection (1) may take immediate effect.

Remedial Action

(3) If a person fails to comply with an order under subsection (1), the Director or persons acting upon the Director's instructions may enter on land at any reasonable time to do the things required by the order at the person's expense.

Recovery of Costs

36 The City may recover any of the following costs by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes:

- (a) its actual costs plus 15% for administration and staff costs plus interest at the rate of 15% per year to engage persons possessing special or expert knowledge pursuant to section 33;
- (b) its actual costs plus 50% for project management, administration and staff costs plus interest at the rate of 15% per year for work performed by the City pursuant to subsection 35(3).

Offences and Penalties

Offence

37 (1) Any person other than a corporation who contravenes any provision of this By-law or an order made under this By-law is guilty of an offence and on conviction is liable to a maximum fine of \$10,000 for a first offence, and \$25,000 for a subsequent offence.

Officers and Directors

(2) Any officer or director who knowingly concurs in the contravention of this By-law or an order made under this By-law is guilty of an offence and on conviction is liable to a maximum fine of \$10,000 for a first offence and \$25,000 for a subsequent offence.

Corporations

(3) Any corporation which contravenes any provision of this By-law or an order made under this By-law is guilty of an offence and on conviction is liable to a fine of \$50,000 for a first offence and \$100,000 for any subsequent offence.

Economic Advantage

(4) In addition, if any person convicted of an offence under this By-law has gained economic advantage from the contravention of the By-law, they are liable to a special fine equal to the economic advantage gained.

Continuing Offence

38 Each day or a part of a day that a contravention of this By-law continues is deemed to be a separate offence.

Administrative Penalties

39 In the alternative to a charge for the offences described in section 37, an inspector may issue an administrative penalty notice for any contravention of this By-law.

Administrative Provisions

Severability

40 In the event that any provision or part of a provision in this By-law is found to be invalid or unenforceable then the particular provision or part thereof shall be deemed to be severed from the remainder of the By-law and all other provisions or parts thereof shall remain in full force and effect and shall be valid and enforceable to the fullest extent permitted by law.

Administrative Penalty Table

41 Administrative Penalty By-law No. 17-225 is amended by adding Table 20:

TABLE 20: BY-LAW NO. 19-286 PROHIBITING AND REGULATING THE ALTERATION OF PROPERTY GRADES, THE PLACING OR DUMPING OF FILL, AND THE REMOVAL OF TOPSOIL					
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 EARLY PAYMENT	COLUMN 4 SET PENALTY
1	19-286	11(1)	Site alteration without permit	\$400.00	\$500.00
2	19-286	25	Transporting Fill to a site from a source site that is located outside the City of Hamilton	\$400.00	\$500.00

Transition

42 (1) Despite section 44, the provisions of By-law No. 03-126, as amended, continue to apply to a permit issued pursuant to that By-law.

No Renewals

(2) The Director shall not grant any extensions or renewals of permits issued under By-law No. 03-126.

Schedules

43 (1) The following Schedules are attached to and form part of this By-law:

- (a) Schedule “A” – Site Alteration Permit Application Fees
- (b) Schedule “B” – Financial Security

(2) Schedule “A” and any other fees arising from this By-law may be amended by Council through the City’s User Fees and Charges By-law from time to time.

(3) Schedule “B” may be revised by the Director.

Repeal

44 City of Hamilton By-law No. 03-126, as amended, is repealed.

Coming Into Force

45 This By-law comes into force on the day it is passed.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

Schedule “A” to By-law No. 19-286

Site Alteration Permit Application Fees

- I. Minor Permit Fee for Residential Applications and Minor Agricultural Applications
\$696.00 (includes HST)
- II. Major Permit Fee for non-residential applications and Major Agricultural Applications - \$2,770.00 (includes HST)

Schedule “B” to By-law No. 19-286

Financial Security

Security deposit to be used by the City as in accordance with Section 21 of the Agreement, which amount is calculated to be the sum of 50% of the value earthworks and 100% of the value of restoration of the lands affected by earthworks.

Item	Amount	Basis
Earthworks		Cost of importing/exporting per cubic meter (50%)
Restoration		Grade and seed (100%)
Soil Testing		As per recommendations of Soil Management Plan (100%)
Siltation Erosion Control		Cost of implementation of Erosion and Siltation Control measures (100%)
Municipal Road Remediation		Remediate fouling or damage to municipal roads and other infrastructure

Authority: Item 7, Planning Committee Report
19-018 (PED19187)
CM: November 27, 2019
Ward: 2

Bill No. 287

CITY OF HAMILTON

BY-LAW NO. 19-

To Amend By-law No. 01-218, as amended, Being a By-law To Regulate On-Street Parking

WHEREAS *Section 11(1)1 of the Municipal Act, S.O. 2001, Chapter 25*, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating parking and traffic on highways subject to the *Highway Traffic Act*,

AND WHEREAS on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-218 to regulate on-street parking;

AND WHEREAS it is necessary to amend By-law No. 01-218, as amended.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. By-law No. 01-218, as amended, is hereby further amended by adding/deleting from the identified Schedules and Sections noted in the table below as follows:

Schedule	Section	Highway	Side	Location	Duration	Rate/Hr	Adding/ Deleting
5 – Parking Meters	E	Wellington St.	West	Barton St. to 55m southerly	3 hr	\$1.50	Adding

To Amend By-law No. 01-218, as amended, Being a By-law To Regulate On-Street Parking

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
13 – No Stopping	<i>E</i>	Wellington St.	West	Burlington St. to Robert St.	4:00 p.m. to 6:00 p.m. Monday to Friday	Deleting
13 – No Stopping	<i>E</i>	Wellington St.	West	Burlington St. to Barton St.	4:00 p.m. to 6:00 p.m. Monday to Friday	Adding
13 – No Stopping	<i>E</i>	Wellington St.	East	Barton St. to Robert St.	4:00 p.m. to 6:00 p.m. Monday to Friday	Deleting
13 – No Stopping	<i>E</i>	Wellington St.	East	Robert St. to King William St.	2:00 p.m. to 6:00 p.m. Monday to Friday	Deleting
13 – No Stopping	<i>E</i>	Wellington St.	East	Barton St. to King William St.	2:00 p.m. to 6:00 p.m. Monday to Friday	Adding

2. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-218, including all Schedules thereto, as amended, is hereby confirmed unchanged.

3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk

CITY OF HAMILTON

BY-LAW NO. 19-

To Confirm the Proceedings of City Council at its meeting held on November 27, 2019.

**THE COUNCIL OF THE
CITY OF HAMILTON
ENACTS AS FOLLOWS:**

1. The Action of City Council at its meeting held on the 27th day of November 2019, in respect of each recommendation contained in

Public Works Committee Report 19-016 – November 18, 2019,
Board of Health Report 19-011 – November 18, 2019,
Planning Committee Report 19-018 – November 19, 2019,
General Issues Committee Report 19-024 – November 20, 2019,
Audit, Finance & Administration Committee Report 19-017 – November 21, 2019
and
General Issues Committee (Budget) Report 19-025 – November 25, 2019

considered by City of Hamilton Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the City Council at its said meeting is hereby adopted, ratified and confirmed.

2. The Mayor of the City of Hamilton and the proper officials of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and except where otherwise provided, the Mayor and the City Clerk are hereby directed to execute all documents necessary in that behalf, and the City Clerk is hereby authorized and directed to affix the Corporate Seal of the Corporation to all such documents.

PASSED this 27th day of November, 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk