



City of Hamilton

PROPERTY STANDARDS COMMITTEE

established under the Building Code Act, 1996 and the Property Standards

By-law No. 10.221

Meeting #: 20-001

Date: January 21, 2020

Time: 9:30 a.m.

Location: Room 264, 2nd Floor, City Hall
71 Main Street West

Lisa Chamberlain, Committee Secretary (905) 546-2424 ext. 4605

Pages

1. APPROVAL OF AGENDA

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

2. CONFLICTS OF INTEREST

3. CONSENT

4. HEARINGS

4.1 169 Ferrie Street (James) (Ward 2) (Tree #1)

2

4.2 169 Ferrie Street (Borelli) (Ward 2) (Tree #2)

4

5. TRIBUNAL BUSINESS

5.1 Update to Members on Abandoned and Cancelled Appeals

6. ADJOURNMENT

CITY OF HAMILTON
Municipal Law Enforcement Section, Planning and Economic Development Department
77 James Street North, Suite 250, Hamilton, ON L8R 2K3

ORDER

Pursuant to Subsection 15.2(2) of the Ontario Building Code Act, 1992
Property Standards Order No. 19 127553 00 MLE

Order issued to:

Linda Muirhead James
169 Ferrie Street East
Hamilton, ON
L8L 3T4

Municipal Address to which Order applies:

169 Ferrie Street East
HAMILTON, ONTARIO

Legal Description:

PT LT 3 PL N/S FERRIE ST
BTN MARY ST &
FERGUSON AV AS IN
CD314725; CITY OF
HAMILTON

Yummy 905 5281992

Hubert Roger Labelle
172 Picton Street East
Hamilton, ON
L8L 4Z1

172 Picton Street East
HAMILTON, ONTARIO

Legal Description:

PT LT 20 PL 61 S/S PICTON
ST BTN MARY ST &
FERGUSON AV AS IN AB
401385; CITY OF HAMILTON

Reid David Gibson MacDonald
433 Ferguson Ave N
Hamilton, ON
L8L 4Z1

433 Ferguson Ave N
HAMILTON, ONTARIO

Legal Description:

PT LT 21-22 PL 61
S/S PICTON ST BTN MARY
ST & FERGUSON AV AS IN
VM76020, T/W VM 280425,
T/W INTEREST IN VM
280425; CITY OF HAMILTON

An inspection on or about July 2, 2019 of your properties, **169 Ferrie Street East, 172 Picton Street East, and 433 Ferguson Avenue North, HAMILTON, ONTARIO** found that the properties do not comply with the standards prescribed by the City of Hamilton's Property Standards By-law #10-221, specifically:

ORDER

19 127553, HAMILTON, ONTARIO

ITEM #	STANDARD (Property Standards By-law Provision)	REQUIRED WORK
1	20(2) A tree that is dead, or part of a tree that is dead, or in a decayed or damaged condition and that may be hazardous to persons or property, shall be removed.	Remove the entire multi stem Siberian Elm tree located in the north east corner in the rear of the properties along the fence lines

As co-owners of this boundary tree, being a Siberian Elm tree, located on the boundary lines of 169 Ferrie Street East, 172 Picton Street East, and 433 Ferguson Avenue North you are ordered, no later than October 29, 2019 to carry out the required work and to clear the property of any resulting debris.

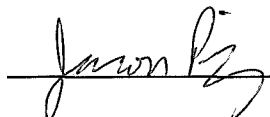
The City of Hamilton may carry out the required work at your expense if you do not comply with this Order.

You may appeal this Order within 14 days of service of this order by delivering a Notice of Appeal together with the appeal fee (\$134.00 cheque payable to the City of Hamilton) by registered mail or personally to the Secretary of the Property Standards Committee, City Hall, 71 Main St. W., 1st Floor, Hamilton, ON L8P 4Y5. The Notice of Appeal form can be found at <http://www.hamilton.ca/propertystandards> or picked up from the Secretary of the Property Standards Committee.

Notes:

1. Failure to comply with this Order is an offence pursuant to paragraph 36(1)(b) of the Building Code Act, 1992 which could result in a fine of up to \$50,000 for a first offence and \$100,000 for a subsequent offence for an individual and \$500,000 for a first offence and \$1,500,000 for a subsequent offence for a corporation.
2. If the required work is not completed within the time specified herein, the City of Hamilton may register this order on title with the Land Registry Office. Upon discharge of the order, the property owner shall be responsible to pay the fee for discharge of an order as set out in the City's *User Fees and Charges* by-law. Failure to obtain payment will result in the fee being added to municipal property taxes.

Issued on: September 23, 2019

Signature:


JASON PIDGEN
Municipal Law Enforcement Officer
905-973-2573

CITY OF HAMILTON
 Municipal Law Enforcement Section, Planning and Economic Development Department
 77 James Street North, Suite 250, Hamilton, ON L8R 2K3

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 Hamilton, ON
 L8L 3T4

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169 Ferrie Street East
 HAMILTON, ONTARIO

Legal Description:

PT LT 3 PL N/S FERRIE ST
 BTN MARY ST &
 FERGUSON AV AS IN
 CD314725; CITY OF
 HAMILTON

Evan Bruce Aagaard
 Laura Elizabeth Borrelli
 170 Picton Street East
 Hamilton, ON
 L8L 3W6

170 Picton Street East
 HAMILTON, ONTARIO

Legal Description:

PT LT 20 PL 61 S/S PICTON
 ST BTN MARY ST &
 FERGUSON AV AS IN CD
 505624; CITY OF HAMILTON

An inspection on or about July 2, 2019 of your properties, 169 Ferrie Street East, and 170 Picton Street East, HAMILTON, ONTARIO found that the properties do not comply with the standards prescribed by the City of Hamilton's Property Standards By-law #10-221, specifically:

ITEM #	STANDARD (Property Standards By-law Provision)	REQUIRED WORK
1	20(2) A tree that is dead, or part of a tree that is dead, or in a decayed or damaged condition and that may be hazardous to persons or property, shall be removed.	Remove the entire multi stem Siberian Elm tree located in the north west corner in the rear of the properties along the fence lines

As co-owners of this boundary tree, being a Siberian Elm tree, located on the boundary lines of 169 Ferrie Street East, and 170 Picton Street East, you are ordered, no later than October 29, 2019 to carry out the required work and to clear the property of any resulting debris.

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