



City of Hamilton

CITY COUNCIL ADDENDUM

21-012

Friday, July 9, 2021, 9:30 A.M.

Due to the COVID-19 and the Closure of City Hall (CC)

All electronic meetings can be viewed at:

City's Website: <https://www.hamilton.ca/council-committee/council-committee-meetings/meetings-and-agendas>

City's YouTube Channel: <https://www.youtube.com/user/InsideCityofHamilton> or Cable 14

4. COMMUNICATIONS

4.7. Correspondence respecting the restructuring of Hamilton's Board of Health:

*4.7.c. Natasha Johnson, MD, FAAP, FRCPC; Kassia Johnson, MD, FRCPC; Ruth Rodney, RN, PhD; Claire Bodkin, MD and co-signed by 203 individuals.

Recommendation: Be received and referred to the General Manager of Healthy and Safe Communities for appropriate action.

*4.11. Correspondence from the Municipality of Chatham-Kent requesting support for their resolution respecting the Induction of Coloured All-Stars into the Canadian Baseball Hall of Fame.

Recommendation: Be received.

- *4.12. Correspondence from York Region requesting support for their resolution advocating for immediate regulatory and legislative amendments to provide municipal Provincial Offences Courts with the flexibility to respond to the critical pressures described in York Region's Court Services Annual Report 2020.

Recommendation: Be received.

- *4.13. Correspondence respecting the Regulating of Off-Road Vehicles:

- *4.13.a. N. Christine Morley and Ben Tagarelli

- *4.13.b. Jeff Hazzard

Recommendation: Be received and referred to the consideration of Item 10 of Planning Committee Report 21-011.

- *4.14. Correspondence respecting the removal of the Sir John A. MacDonald Statue from Gore Park, Hamilton:

- *4.14.a. Sarah Sheehan

- *4.14.b. Katelyne Clark

- *4.14.c. Randy Kay

- *4.14.d. Mouna Bile on behalf of Together We Rise Together We Rise S'Elever Ensemble

Recommendation: Be received and referred to the consideration of Item (f) of the Emergency and Community Services Committee Report 21-008.

- *4.15. Correspondence respecting Report PW21034 recommending the sale of part of the Sunset Cultural Garden at the corner of Bay Street North and Strachan Street West:

- *4.15.a. Cameron Kroetsch

- *4.15.b. Tanya Ritchie

- *4.15.c. James Honey

- *4.15.d. Jessica Glegg

Recommendation: Be received and referred to the consideration of Item 5.7 (a) Report PW21034, Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton.

5. COMMITTEE REPORTS

***5.7. STAFF REPORTS**

- *5.7.a. Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2)**

(Referred to Council by the Public Works Committee at its meeting July 7, 2021)

11. BY-LAWS AND CONFIRMING BY-LAW

- *11.3. 117**

Respecting Removal of Part Lot Control, Blocks 609 to 621 within Registered Plan of Subdivision 62M-1266 "Waterdown Bay, Phase 3", 65-71 Westfield Crescent, 37-74 Great Falls Boulevard, 58-68 Skinner Road, 39-50 Kenesky Drive, 31-58 Westfield Crescent, and 4-30 Granite Ridge Trail

PLC-21-004

Ward: 15

- *11.4. 118**

Respecting Removal of Part Lot Control, Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 59, 60, 61, 62, 63, 64, 65, 66, 76, 77, 106, 107, 108, 109, 110 and 111, Registered Plan of Subdivision 62M-1266, Municipally Known as 3, 5, 9, 11, 14-17, 20-23, 26-29, 33, 35, 39, 41, 45, 47 Mountain Heights Place, 4, 6, 10, 12, 15-18, 21-25, 27, 28, 30, 31, 33, 34, 36 Great Falls Boulevard, 143, 145, 149, 151, 155, 157, 166, 168, 172, 174, 178, 180, 184, 186, 190, 192, 196, 198 Agro Street, 6-9, 12-15, 18-21, 24-27, 75, 77, 80-83, 86-89, 92-95, 98-101 Westfield Crescent, 28, 30, 34, 36 Kenesky Drive

PLC-21-001

Ward: 15

- *11.5. 119**

A By-law to Establish Certain 2021 User Fees and Charges for Services, Activities, or the Use of Property, and to Repeal By-law No. 20-168

Ward: City Wide

*11.6. 120

To Amend Zoning By-law No. 464 (Glanbrook) Respecting Lands Located at 3140 and 3150 Binbrook Road (Glanbrook)

ZAC-19-039

25CDM-202002

Ward: 11

*11.7. 121

Being a By-law to Regulate Off-Road Vehicles

Ward: City Wide

*11.8. 122

To Amend By-law No. 17-225, being a By-law to Establish a System of Administrative Penalties

Table 27: By-law No. 21-121 Off Road Vehicle By-law

Ward: City Wide

The power to override, dismiss or neglect diverse, inclusive, health expertise during the biggest health crisis of our time is a power that we must all commit to change

The COVID-19 pandemic has shown us all that urgent action is needed for structural change to effectively address the disproportionate health impacts experienced by racialized, Indigenous, 2SLGBTQ+ and marginalized communities, low-income workers, essential service providers, persons with disability and newcomer communities. The factual evidence of this disproportionate impact is well known.

Currently, Hamilton's Board of Health is entirely comprised of elected members of Council and lacks structural representation and analysis from local health experts, medical/post-secondary institutions, racialized, Indigenous communities, and environmental experts.

At the March 2021 Hamilton Board of Health meeting, several Doctors with medical and health expertise, of diverse identities and lived experience delegated, one after another, to the Hamilton Board of Health. They each highlighted, with urgency, the need to restructure the Board of Health in Hamilton, to harness the wealth of knowledge and expertise of health experts, and diverse community leaders within the very structure of our public health governance. At the meeting, there was an agreement for a report to be generated on Board of Health governance and to be presented to the Board in June, 2021.

The report generated and presented completely omitted any mention the delegations in March or any of the contributions or analyses of the many Doctors that presented. The Mayor, at the June meeting decided to comment on the delegations suggesting that the delegates were making "specific allegations" that are "not true" and that he "really take exceptions to accusation that they've missed the boat on some of these things".

Throughout the process, the Mayor conveyed that he did not understand the relationship between public health and hospitals, and the broader impacts of social determinants of health. The Medical Officer of Health also reported that they were not well versed in matters of health equity and was unable to share any knowledge of research on the value of community involvement in health governance. There currently exists a structure whereby knowledge and expertise are being restricted from having a direct impact on health outcomes for the most marginalized. The power to override, dismiss or neglect diverse, inclusive, health expertise during the biggest health crisis of our time is a power that we must all commit to change.

Videos:

Health Experts at March BOH

<https://drive.google.com/file/d/1QJNR7UGgUni2TR2fqL23pa916EturVOa/view?usp=sharing>

Mayor's Accusations Clip: <https://drive.google.com/file/d/1I-0xd6JV7WifvfoxRuAUMbm7znjuJLgl/view?usp=sharing>

Below are responses from individual delegates who felt compelled to respond to the Mayor's dismissive responses.

We the undersigned ask that the Mayor formally apologize for his dismissive comments and take seriously the need for diverse, representative, inclusive, community health and medical expertise in health governance and leadership in Hamilton.

I am a pediatrician and Adolescent Medicine Specialist. I was not sent to delegate on behalf of my department or hospital, but rather felt compelled to do so as a Black woman raising two Black sons in the GTA and who has been working exclusively in the city of Hamilton for the past 15 years. During my delegation, I explained that I recognized the hard work and dedication of city council members. In fact, I have witnessed the dedication first-hand in another context as my father has been on city council in the West Island of Montreal where I grew up since I was a child. At the same time, I pointed out that public health policy is a specialty area that requires medical knowledge as well as knowledge about the history of racialized and other historically marginalized groups in order to develop plans that do not “unknowingly” have blind spots. While these blind spots may be unintentional, they cost lives – as we have seen with COVID. At the time that I delegated, I genuinely assumed the blind spots or omissions were due to lack of diversity and lack of public health knowledge with EDI specific focus on the part of the Board of Health. I am now struck by the insistence on wanting to have a blind spot that has been pointed out. This insistence – knowing that lives are at stake – is unconscionable. The mayor’s clinging tight to the status quo and subsequent allegations regarding “unfounded accusations” of the delegates is very worrisome. He is right that our concerns were serious. We expressed them in a tone commensurate with the gravity of the situation. The tone of each professional was respectful. The mayor’s suggestion that the delegations of the experienced professionals was accusatory is, in fact, what is dangerous here. Dismissing us as unprofessional people who made false claims and who generate a need for him to protect his staff plays right into dangerous stereotypes about Black people and other people of colour. Please see me for who I am – a qualified medical professional who is also a Black woman dealing with microaggressions on a regular basis. The fact that he did not recognize his statements as such further demonstrates the need for reform.

Dr. Raymond Givens in a New England Journal of Medicine article entitled “One of Us” described this phenomenon perfectly. “Most of us come from families that prepared us to navigate the narrow passage between Scylla and Charybdis. Members of a trainee selection committee express concern that a Black candidate’s reference letter describes him as “quiet.” Scylla. A statement from the first hospital that treated Dr. Moore suggests her self-advocacy may have “intimidated” her medical team. Charybdis. We all recognize the connection. We are allowed to speak of our anguish but not our anger. We can discuss racial bias, but only the “unconscious” or implicit variety.”

I will unabashedly continue to speak about both my pain and my anger as well as systemic racism. After all, there are lives depending on it.

Natasha Johnson, MD, FAAP, FRCPC

I was born and raised in Hamilton. I take pride in saying that. I have worked all over the world and chose to live and practice medicine in Hamilton where I am a Developmental Paediatrician. I work to improve the health and wellbeing of children and their families in the Hamilton community. When I was invited to delegate to the Hamilton Board of Health I was nervous and excited about the opportunity to talk about how health/illness and wellness cross the boundaries of the city based health services and the hospital based health services. People are not healthy or unhealthy in one place and not the other.

In healthcare we are driven to improve outcomes for our patients. We participate in weekly academic exercises, review boards that dissect clinical cases that we have participated in and simulations that allow us to practice practical skills. We are pushed to strive for excellence because people's lives depend on our skills but not our egos. Healthcare evolves as we learn new ideas, listen to alternative ideas and respond to new data that is being collected.

On March 22, 2021 we brought a delegation of healthcare professionals (doctors & nurses) to speak with the Hamilton Board of Health (BOH) between us we had over 50 years of collective healthcare experience working in various areas of healthcare across the city. We brought our passions, lived experiences and knowledge to the BOH in the hopes that we could do our jobs along with the BOH - to improve the lives of the citizens of

Hamilton.

From the mayor's comments our collective enthusiasm for better health outcomes felt like, to the BOH, that we were:

- (making) pretty specific references to you know things that we (BOH) weren't getting right
- (making) some pretty serious charges around what we were missing in the broader community
- (ignoring) that our staff have moved heaven and earth to provide good outcomes throughout the city

It is unfortunate that our enthusiasm for change was obviously not met by the mayor's promise of:

"I am totally open to a good serious conversation about how we can prove outcomes in the broader community for our citizens and how we do that through public health".

The mayor's comments have created a narrative that criticism negates hard work, that years of healthcare education do not supersede politics and that healthcare improvements can wait on political processes. They can't. People are dying because we can't face the uncomfortable but necessary conversations about health reform and equity.

The mayor said he was:

"not adverse to having any information coming in that sheds light on all of the important issues that we're gonna have to be dealing with so I'm more than happy to do that and I would encourage anyone to bring specific information not accusation but specific information on how things are and outcomes in other communities that we can turn to"

After highschool in Hamilton, I did over 15 years of university education around the world learning about health and wellbeing and I brought that knowledge to my delegate speech. I spoke from this international and local knowledge base to "shed light on the important issues" that we have been dealing with for many years and will be dealing with into the future if we don't start now to make changes.

Do you want the surgeon who never received feedback to do your knee replacement or the one that listens, learns and constantly strives to improve their technique?

As a passionate, opinionated, dedicated, ethical, courageous physician I am going to speak to those ideas that science has proven will improve the health of the community in which I work and live, even if those ideas are uncomfortable for some to hear.

Kassia Johnson, MD, FRCPC

My name is Dr. Ruth Rodney. I am an assistant professor at York University in the School of Nursing. I have been a registered nurse for 17 years. My expertise is the culmination of formal education, professional experience in Canada and abroad, and my lived experience as a racialized woman who is also the mother of a black son.

I cannot respond to the mayor's comments without speaking to the four recommendations in the report prepared for the June 14th meeting. Those recommendations foreshadowed the dismissive and erroneous remarks to our delegations by the mayor. The recommendations began by indicating the mayor would speak to the importance of equity, diversity, and inclusion to provincial bodies. It is ironic but not surprising that the mayor would frame a diverse group of health care professionals as accusatory and reduce the recommendations to a personal attack on him and his staff. Yet, we spoke to the importance of better inclusion on the board of health to improve health care outcomes and experiences for all Hamiltonians, which would ultimately benefit him and his staff.

The second recommendation called for ‘an external vendor’ to educate the board on governance. All boards evaluate their membership and identify gaps in skills that if recruited could improve the functioning and outputs of the board. Hamilton has numerous highly qualified health experts that can contribute expertise currently not on the board. I question how can ‘an external vendor’ compare to the medical expertise of 7 health care practitioners who also have governance and lived experience. Will their opinion only matter when it aligns with business as usual. We also provided two examples of major cities within Ontario, Toronto and Ottawa, that have restructured their board providing additional expertise. If the capital of Canada included health and community members on its board of health, why is Hamilton wavering?

In my delegation I spoke about the importance of having diverse representation on the board for racialized frontline workers. It would signal to racialized workers and Hamiltonians that there is a greater chance someone with first-hand knowledge of how race contributes to making healthcare in this city inequitable, inaccessible, and often intimidating are at the decision-making table. However, the third recommendation called for public health staff to engage with a sub-committee on EDI. If EDI is important for public health staff should the Board of Health not reflect it? The final recommendation demonstrated to me that this report was not created in good faith to consider or reflect on the delegates in March. Rather, it was an exercise in regurgitating information that was already known and maintains the status quo.

I am certain that the board of health, including the mayor has been trained on EDI and/or attended workshops to sensitize him on anti-oppression and anti-racism. Yet, the way he spoke about us, “You know there’s a long list of them quite frankly” further supports our call for board restructuring as sensitization training can never replace lived experience. It is baffling when the mayor as an elected official in a position of power rejects the recommendations from highly qualified health care professionals as, “pretty serious charges”, “some really specific accusations”, “certainly not respectful to the good staff” all while stating in the same breath that he is open to conversations on this issue. It is interesting how quickly the same healthcare workers who were called ‘heroes’ at the height of this pandemic are now being vilified by the mayor because we dared to step into a realm where we have not been before – but should be.

In closing, my delegation also spoke about my experience as a black nurse working throughout this city and highlighted an example of how nursing leadership resulted in over five thousand long term care residents avoiding more than thirty-nine thousand potential hospital days and over two thousand ER visits in a 2013 report. I provided this example to show nursing leadership can positively impact health outcomes and the link between public health and tertiary care – which directly answered a question the mayor had about the connection between hospital beds and public health. I also acknowledged the difficult decisions that council must often make but believed this was not one of them. Health care is constantly evolving and changing. Restructuring the board is not to erase, discredit, or make light of its successes, rather it is to further expand its impact for the betterment of the entire city.

Ruth Rodney, RN, PhD

As a physician in Hamilton who understands that the social determinants of health are far more powerful in shaping health outcomes than anything I might offer in my clinical practice, I am compelled to advocate with community members to promote the health of all Hamiltonians. This includes advocating for changes that address the systemic racism that exists throughout public health and health systems in Canada, and Hamilton is no exception. And systemic problems require systemic solutions - like governance models that are designed to achieve health and racial equity.

As I said in my delegation, I was grateful for the opportunity to share my experiences of places where the governance model reflects the community it serves. I was disappointed and frustrated that we followed the process laid out by the city to delegate, in hopes of continuing to build our city together, and instead were

dismissed as making “accusations”. Furthermore, this is a classic tactic used by white people to dismiss the concerns of people of colour. Rather than listening and reflecting and learning, we take criticisms of systems as personal offences and consider our discomfort with receiving criticism as equal to or even more important than the safety of people of colour.

Interestingly the report prepared by Dr Richardson indicates that "Delegation at BOH continues to be an effective way for community members to share experiences and recommendations to inform public health planning." Based on our experiences, I would not characterise delegation as effective. Really it was just a disheartening experience that resulted in our character being attacked by the mayor. I also note that Dr. Richardson's report includes Ontario Health's Equity, Inclusion, Diversity and Anti-Racism Framework which states as 1 of 11 Areas of Action "Represent and Reflect Ontarians: Strive for all levels of the organization to reflect the communities served." This is exactly what we advocated for in our delegations - that the board of health reflect the community served.

I hope that fellow physicians and healthcare workers stand up for our collective right to advocate and have our voices heard and respected. I hope that the Mayor is accountable for his statement and its impact on us and also the personal and professional communities we are part of. And I hope that Hamilton Public Health, the City of Hamilton, healthcare professionals, and community members can work towards a governance model that advances Hamilton as a place where everyone can live a full, happy, healthy life.

Sincerely,

Claire Bodkin, MD

Cosigned by,

- 1)Natasha Johnson, MD, FAAP, FRCPC
- 2)Kassia Johnson, MD, FRCPC
- 3)Ruth Rodney, RN, PhD
- 4)Claire Bodkin, MD
- 5)Ameil J. Joseph MSW, RSW, Ph.D.
- 6)Kojo Dampety B.Eng, MA
- 7)Tim O'Shea MD, FRCPC, MPH
- 8)Madeleine Verhovsek MD, FRCPC
- 9)Lyndon George, Health Equity Advocate
- 10)Sarah Jama, Executive Director, Disability Justice Network of Ontario (DJNO)
- 11)Mike Belmore Resident, Ward 2
- 12)Cameron Kroetsch, Community Advocate
- 13)Arianne Di Nardo, Herbalist, Ward 4
- 14)Sherly Kyorkis, Resident, Ward 7
- 15)Dr. Jennifer Tang
- 16)Ailidh Gray, Resident, Ward 3
- 17)Stacey Marjerrison, MD, MSc, FRCPC
- 18)April Kam, MD, MScPH, FRCPC
- 19)Laura Palumbo, Resident, Ward 2
- 20)Scott Hastie, Resident, Ward 1
- 21)Danielle Kaardal, MD
- 22)Derek Jenkins, Resident, Ward 3
- 23)Beatrice Copps, MD
- 24)Toni Adey
- 25)David Zorko, MD MSc FRCPC

26) Brian Henley
27) Sarah Khan, MD, MSc, FRCPC
28) Katelyn Limeback, NP-peds
29) Sara Alavian, MD
30) Andrea Madsen, RSW
31) Lyla Miklos, Resident, Ward 1
32) Don Holland, Resident Ward 1
33) Lynda Lukasik, PhD
34) James Diemert, Resident, Ward 3
35) Vilma Rossi, Resident, Ward 1
36) Alix MacLean, resident, ward 4
37) Denise Christopherson CEO YWCA Hamilton
38) Kat Butler, MD, MSc(A)
39) Jessica Bonilla-Dampney, Director, Sexual Assault Centre (Hamilton and Area)
40) Frances Murray, Ward 2
41) Barbara Howe Retired RN and Ward 1 resident
42) John David Neary MD FRCPC, Ward 2 resident
43) Emma Cole, Resident, Ward 14
44) Kristin Roe, MSW RSW
45) Maddie Brockbank BSW, MSW, PhD Student
46) Dr. Quinten Clarke, MD
47) Marcie Mcilveen
48) Nathalie Bouchard
49) Gita Wahi, MD, MSc, FRCPC
50) Rodrigo Narro Pérez, Resident, Ward 2
51) Jen Matthews MSW, RSW
52) Laura Buchner, Resident, Ward 4
53) Miriam Sager, Resident, Ward 1
54) Allyn Walsh MD CCFP FCFP Ward 1
55) Rae Jewett, PhD Candidate, Corktown
56) Anna D'Angela CCPA, MBA
57) Anabelle Ragsag, Resident, Ward 14
58) Jordan Carrier
59) Simon Oczkowski MD MHSc MSc
60) Mary Boulos
61) Rachel Weldrick, PhD, Resident, Ward 3
62) Craig Burley, LLB, Ward 1
63) Denzel Innis, Resident Ward 4
64) Krista Warnke, resident, ward 5
65) Cynthia Cupido, MD, FRCPC, MSc
66) Mark Anderson
67) Geraldine McMullen, Hamilton Resident
68) Jennifer Brasch, MD, FRCPC, FCPA resident, ward 15
69) Jada Fitzpatrick, MD
70) Kathleen Nolan, MD FRCPC
71) Michael Abraham, resident, ward 2
72) CA Klassen, Ward 2 resident
73) Darren Green President Hamilton Steelworkers Area Council resident Ward 4
74) Brittany Anne Howson-Jan, MD FRCPC
75) Rebecca Steckle, RN
76) Matthew LaRose, Ward 3 resident
77) Paul Mason, Resident, Ward 13

78)Aidan Porter, Ward 1
79)William, Harper, MD
80)Randy Coutts, Resident, Ward 2
81)Sarah Kovacs Ward 2 resident
82)Kristin Archer, Hamilton resident
83)Susan Toth, LL.B.
84)Laura Howden, ward 1 resident
85)Sue Scharf Green
86)Janet Lebeau
87)Nadine Stewart
88)Nadiya Goswami, MD FRCSC
89)Lisa Yang, MD
90)Giuliana Guarna, MD
91)Ben Forestell, MD
92)Lucia Giglia, MSc, MD, FRCPC
93)Jackie Gruber
94)Sarah Glen
95)Cynthia Aldred MRT(R) Ward 9 resident
96)Alex Norgaard, MD, FRCSC
97)Yasaman Pazouki, MD, FRCSC
98)J Mark Walton MD FRCSC
99)Catherine Friedman MD
100)Christina Grant MD, FRCPC
101)Cait MacLennan Penman, Registered Midwife
102)Kathleen Hughes, MD, CCFP
103)Kate Hand, ward 2 resident
104)River Holland-Valade BSW
105)Neil Armstrong, Resident, Ward 1
106)Nick Tsergas, RN
107)Yasaman Pazouki, MD, FRCSC
108)Adam George Palios
109)Tony Janizewski, ward 2 resident
110)Margaret Bennett, Stinson resident Ward 3
111)Sara Gilliam, Hamilton
112)Christine Brooks-Cappadocia, resident Ward 15
113)Nancy Henderson, Resident, Ward 12
114)Nathi Zamisa, Resident, Ward 8
115)Ian Borsuk
116)Flannery Dean
117)Kelsea McCready, BSc, MA candidate, resident ward 7
118)Kathy Davidson, Resident, Ward 7
119)Liz Jackson, Ward 1
120)Simón López, Ward 3
121)Alicia De Jong. Resident. Ward 14
122)Shraddha Mishra
123)Amber Dean, Associate Professor, McMaster, and Resident Ward 4
124)Sheldon Norton
125)Will Rowe, MSW, Co-chair, Kyle's Place
126)Agnes Kwiatkowski
127)Maggie Cockburn, Ward 1
128)Dan Jelly, Resident, Ward 1
129)Amber Morrison

130)Deborah Briew -Simon
131)Alice Cavanagh, MD/PhD Student, Ward 1
132)Leigh Kirschner, Ward 2
133)Dr.Robin Cameron, Ward 1 resident
134)Lawrence Mbuagbaw, MD, MPH, PhD
135)Erica Clarke, ward 5 resident
136)Judith Bishop
137)Michael F Hutchings, BAA, Ward 3
138)Rohit Prasad, BSW
139)Kim Selman, Ward 5 resident
140)Hugh Tye, J.D., Ward 1 resident
141)Tristan Paul
142)Susan Wortman, Registered Psychotherapist, Resident of Ward 1
143)Don McLean, Member of Hamilton Gallery of Distinction
144)Roshney Kurian, Student and Resident Ward 12
145)Lyanne Knott
146)Sylvia Nickerson, PhD, ward 2 resident
147)Howard Cole, Ward 12
148)Hannah Uzelac, Ward 3 Resident
149)Don Seymour. Wesley
150)Sara Brown
151)Marielle Tye, RSW
152)Jamie Stuckless, Ward 1 Resident
153)Dave Heidebrecht, Ward 2 resident
154)Lisa Kabesh
155)Matthew Griffin, Ward 9
156)Bernice Downey PhD
157)Julianne Burgess PhD Cand.
158)Sarah Kleemola, Student Radiological Technologist, Ward 13
159)Mary Duncan RN (R), ward 3
160)Rudi Wallace, Ward 3 resident
161)Wilf Ruland (P. Geo.)
162)Danielle Williamson
163)Shelley Tremain, Ph.D., BIOPOLITICAL PHILOSOPHY
164)Graham Crawford
165)Kelsey Sutcliffe, Ward 2
166)Heather South, Ward 2 resident
167)Marilyn Hunt, R.N., Ward 1
168)Deanna Rylott, BA, BSW Student, Ward 1
169)Catherine Woodley, M.A., M.Sc., Ward 13
170)Virginia Megin, B.A., B.Ed, M.Ed.
171)Shawnette Cronin
172)Jennie Vengris, Ward 1 Resident
173)Celeste Licorish
174)Sue Markey
175)Laura Katz
176)Jennifer Bryan, MD, FRCP, University of Toronto
177)Amanda McFarland, HBA Ward 7
178)John O'Connor, Assoc. Professor, Family Medicine
179)Anne Dlugosz, retired high school teacher
180)Teresa Chan, MD, FRCPC, MHPE
181)Ellie Vyver, MD, FRCPC

182)John Brewer. resident ward 3
183)Terry Ellis, B.A resident ward 4
184)Janice Webster, Ward 2 resident
185)Angela Carol CYW BSW MD CCFP FCFP
186)Patti McLeod, Ward 2
187)Dr. Angela Carol CYW BSW MD CCFP FCFP Ward 2
188)Amy Pellarin, Ward 2
189)Ruth Frager
190)Ron Ballentine, Ward 3 Resident and EH Board Member
191)Maimuna S. Khan, BSW, RSW, MSW Candidate
192)Kate Black, MA, BSW, RSW
193)Emily Hart, resident Ward 9
194)Diana Meskauskas
195)Joanna Gale, small Business owner and resident ward 4
196)Laura Babcock, Ward 6 resident
197)Maureen McKeating, Ward 8 resident
198)Afro Canadian Caribbean Association of Hamilton-Wentworth
199)Brent Sobol, OCT and Ward 3 resident
200)Christa Brighton, Resident Ward 4
201)Sarah Prest, Ward 3 resident
202)Janina Empringham Ward 14 resident
203)Alex Zafer, Ward 2 resident

June 29, 2021

Via Email: scott@baseballhalloffame.ca

Scott Crawford, Director of Operation
Canadian Baseball Hall of Fame & Museum
PO Box 1838, 386 Church St. S.
St. Marys, ON N4X 1C2

**Re: Support for the Induction of the Coloured All-Stars into the
Canadian Baseball Hall of Fame**

Please be advised the Council of the Municipality of Chatham-Kent at its regular meeting held on June 14, 2021 passed the following resolution:

“Whereas The Chatham Coloured All-Stars first formed in 1932, with majority of the players being from North Buxton, Chatham and Windsor areas;

And Whereas they began competing in the Chatham City League in 1932;

And Whereas they broke colour barriers being the first black team to win a major championship competing for and winning the Ontario Baseball Amateur Association’s Intermediate B Championship on October 24, 1934;

And Whereas the team was honoured by both the Chatham Sports Hall of Fame and the Ontario Baseball Hall of Fame;

And Whereas in 2001 and 2002, the Toronto Blue Jays wore replica Chatham Coloured All-Stars uniforms in honour of the team when Major League Baseball honoured the Negro Leagues.

Be it therefore resolved that the Municipality of Chatham-Kent endorse this resolution to support the induction of the Coloured All-Stars into the Canadian Baseball Hall of Fame”.

If you have any questions or comments, please contact Judy Smith at ckclerk@chatham-kent.ca

Sincerely,



Judy Smith, CMO
Director Municipal Governance
Clerk /Freedom of Information Coordinator

Pilon, Janet

Subject: Regional Council Decision - Court Services Annual Report 2020

From: McPhail, Roxanne <Roxanne.McPhail@york.ca> **On Behalf Of** Regional Clerk

Sent: June 29, 2021 11:01 AM

Subject: Regional Council Decision - Court Services Annual Report 2020

On June 24, 2021 Regional Council made the following decision:

1. Council adopt the Resolution in Attachment 2 advocating for immediate regulatory and legislative amendments to provide municipal Provincial Offences Courts with the flexibility to respond to the critical pressures described in this report.
2. The Regional Clerk circulate the Resolution in Attachment 2 to other municipalities that administer Provincial Offences Courts, the Ministry of the Attorney General, Ministry of Transportation and Association of Municipalities of Ontario for support.
3. The Regional Clerk circulate this report to the Clerks of the local municipalities.

The original staff report is attached for your information.

Please contact Lisa Brooks, Director Court Operations at 1-877-464-9675 ext. 73209 if you have any questions with respect to this matter.

Regards,

Christopher Raynor | Regional Clerk, Office of the Regional Clerk, Corporate Services

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Our Mission: **Working together to serve our thriving communities – today and tomorrow**

The Regional Municipality of York

Committee of the Whole
Finance and Administration
June 10, 2021

Report of the Regional Solicitor

Court Services Annual Report 2020

1. Recommendations

1. Council adopt the Resolution in Attachment 2 advocating for immediate regulatory and legislative amendments to provide municipal Provincial Offences Courts with the flexibility to respond to the critical pressures described in this report.
2. The Regional Clerk circulate the Resolution in Attachment 2 to other municipalities that administer Provincial Offences Courts, the Ministry of the Attorney General, Ministry of Transportation and Association of Municipalities of Ontario for support.
3. The Regional Clerk circulate this report to the Clerks of the local municipalities.

2. Summary

This report provides Council with an overview of the Legal and Court Services, Court Services Branch (“Court Services”) 2020 Annual Report (Attachment 1) submitted to the Ministry of the Attorney General. The report includes a summary of the impact of the COVID-19 pandemic on Court Services, recovery efforts, and planned initiatives for 2021. The Annual Report is required under the 1999 Memorandum of Understanding with the Province of Ontario. This report also recommends advocacy for immediate regulatory and legislative changes enabling flexibility for municipal Provincial Offences Courts to respond locally to their respective critical pressures as court operations resume.

Key Points:

- In response to the COVID-19 pandemic, emergency orders adjourned most 2020 court matters and extended *Provincial Offences Act* (“POA”) legislated timelines, impacting Court Services operations from March, 2020 to the end of February, 2021
- These extensions and adjournments significantly increased the Ontario Court of Justice pending caseload in York Region, led to a substantial administrative backlog and had an adverse impact on fine revenues collected by Court Services

- Court Services resumption efforts included implementation of remote (audio) hearings and the reopening of front counters with appropriate health and safety measures in place
- In addition to leading the resumption and modernization of POA court services, Court Services continued to focus resources on priority projects that improved access to justice and benefitted both York Region and stakeholders
- Council's support is requested in advocating for POA Court reforms which will modernize and streamline the processes governing administration of charges and support municipal recovery efforts while addressing an increasing pending caseload and restoration of revenue streams

3. Background

Court Services administers the *Provincial Offences Act* program in accordance with strict legislative and legal requirements by providing two distinct functions, respectively Court Operations and Prosecutions

In 1999, the Province downloaded responsibility for administration, prosecution, and fine collection of Provincial Offences to municipalities. This transfer resulted in the Ministry of the Attorney General taking on an oversight function and assuming responsibility for the integrity of municipal courts programs. This includes providing ministerial direction on procedural guidelines, prosecutorial, court administration and court support processes and changes to case management procedures. The Ontario Court of Justice maintained its responsibility for the adjudicative function of the courts, while also identifying available judicial resources and providing scheduling for each municipal court.

At the same time, York Region and Court Services took over responsibility for Court Operations and Prosecutions. Court Operations is primarily responsible for court support services, administration of all *Provincial Offences Act* charges issued in York Region, and enforcing and collecting *Provincial Offences Act* fines, costs, surcharges and fees. Prosecutions provides a wide range of services, including the prosecution of cases before the Ontario Court of Justice, appeals, and judicial reviews in the Ontario Superior Court, the Court of Appeal for Ontario, and the Supreme Court of Canada.

York Region's Provincial Offences Court—which is the second largest POA court program in Ontario based on the number of charges filed—is a crucial part of the justice system providing administrative services to over 30 law enforcement and regulatory agencies. These include municipal bylaw enforcement, York Regional Police (YRP), Ontario Provincial Police (OPP), and other Provincial and Federal enforcement agencies operating in York Region. In accordance with the Inter-Municipal Agreement, all municipal parking, bylaw, building and fire code matters are administered and prosecuted by York Region at the

Region's expense with all revenue collected from municipal matters disbursed to the appropriate municipality.

Bill 177 aims to modernize and streamline the Provincial Offences Courts

Legislative amendments to the *Provincial Offences Act* were passed by the Ontario Legislature in December 2017 under Schedule 35 of Bill 177, the *Stronger, Fairer Ontario Act (Budget Measures), 2017*. These amendments include reforming the Early Resolution process, transferring Part III prosecutions to municipalities, improving collection of default fines, and expanding the powers of the Clerk of the Court. Ultimately, the proposed Early Resolution reforms fall considerably short of supporting the justice system modernization and efficiency objectives of the Ministry of the Attorney General.

In December 2019, the Ministry of the Attorney General indicated its intention to implement a phased-in approach to the Bill 177. To date, the Attorney General has only proclaimed and implemented section 48.1, which allows for the use of certified evidence for all Part I proceedings where a set fine exists (commonly referred to as "tickets"). The balance of the Bill 177 amendments is expected to be proclaimed later in 2021.

4. Analysis

COURT SERVICES ANNUAL REPORT 2020

Throughout 2020, three separate orders were issued by the Ontario Court of Justice and the Province adjourning all court matters, suspending all *Provincial Offences Act* timelines, and later extending these timelines into 2021

The Chief Justice of the Ontario Court of Justice (the "Chief Justice") and the Province of Ontario issued separate emergency orders in response to the pandemic throughout 2020 directly impacting Court Services operations. These orders had the combined effect of extending the *Provincial Offences Act* legislative timelines in the period March 16, 2020 through to and including February 26, 2021. Prior to COVID-19, defendants that did not dispute a ticket within the legislated timeline were deemed not to dispute the charge and would be convicted. Without the timelines in effect, defendants no longer were required to pay a ticket or request a trial throughout the duration of the emergency order, ultimately hindering Court Services ability to process matters and adding to the caseload of unprocessed tickets.

Simultaneously, the Chief Justice also issued orders that adjourned all court matters from March 16, 2020 until January 25, 2021. This resulted in the postponement of nearly 100,000 trial matters until 2021, at the earliest. As part of court recovery, the Chief Justice advised Provincial Offence Courts that non-trial matters could go ahead by audio hearings starting September 28, 2020 and that the resumption of remote trials could go forward as early as January 25, 2021, subject to local judicial approval and court readiness. In-person trials

would continue to be adjourned until the court schedule is approved by the Regional Senior Justice of the Peace and health and safety measures have been implemented.

Regrettably, Provincial Offences Court recovery was impeded by lack of timely Provincial direction concerning the resumption of services. While the Provincial objective may have been to support POA operations, the priority was on resumption of Criminal Court operations, resulting in changing timelines and direction. When this was coupled with the existing issue of limited judicial resources—which was intensified throughout the pandemic—Court Services was prevented from effectively responding to the growing POA Court backlog, which directly impacted public access to justice.

Closure of courts due to the pandemic resulted in a 50 per cent decrease in fine revenue and an increased pending caseload of over 100,000 court matters

Extension of *Provincial Offences Act* timelines, along with the continued closure of trial court hearings significantly impacted the ability to process charges and to address pending caseload despite reopening Court Services' front counters on September 14, 2020 for essential administrative services. For example:

- A total of 103,434 charges were filed by enforcement officers—including 400 COVID-19 enforcement related charges—representing a 30 percent decrease from 2019.
- 23,401 charges (or 23 per cent of all charges filed) were marked as “Fail to Respond”. This means the defendant did not select one of the three options on the ticket: pay the fine; plead guilty before a Justice of the Peace; or file a trial request. Since timelines to respond to a ticket were extended throughout 2020, the ability to process Fail to Respond matters was pushed to 2021 has resulted in a significant pending caseload that requires judicial resources—which are not forthcoming—in order to move forward.
- Approximately 100,000 trial matters were impacted in 2020, including 49,000 trial requests. This has put additional pressure on courts that were already operating over maximum capacity prior to the pandemic.

Additionally, court revenue was impacted by operational instabilities such as the Chief Justice's order extending time to pay a fine to February 26, 2021. Total courts revenue for 2020 was \$11,956,394, about 50 per cent lower than 2019 revenue. As of December 2020, approximately 85,666 cases were in default totalling \$53 million. Defaults are considered deferred revenue as all outstanding fines are a debt to the Crown, owed in perpetuity and never forgiven.

Court Services 2020 accomplishments focused on resumption of in-person services, modernizing operations and improving access to justice

In 2020, Court Services' main focus was responding to the COVID-19 pandemic and embracing opportunities to modernize York Region's courts through digital transformation of

services. Health and safety considerations, technology advancements and targeted campaigns were all key components to COVID-19 response initiatives. Even with the disruption to regular operations, Court Services continued to focus resources on priority projects that benefitted both York Region and stakeholders:

- Developed a comprehensive COVID-19 recovery framework including: a phased resumption plan for Court Services; a comprehensive communication plan to internal and external stakeholders; a Safe Space plan for in-person services ensuring the health and safety of staff and customers; and a training plan for staff on health and safety measures, mental wellbeing, and customer service during COVID-19.
- Reopened court and prosecution in-person front counter services. This included leading the coordination of front entrance protocols at the Newmarket and Richmond Hill courts and implementing modified customer journey processes under new health and safety measures that support active COVID-19 screening, occupancy standards, and compliance with face covering requirements. The new processes were further supported through installing self-serve kiosks and purchasing an online appointment solution for courts.
- In collaboration with Property Services, Court Services retrofitted all POA courtrooms and court public space in both Newmarket and Richmond Hill to comply with Regional and Ministry of the Attorney General health and safety requirements.
- In response to Bill 197 the *COVID-19 Economic Recovery Act, 2020*, Court Services assembled a Digital Transformation Team tasked with expanding court services to online or remote access. Some of the initiatives implemented throughout 2020 included acquiring and implementing a remote hearing solution for non-trial court proceedings to help reduce the pending caseload by providing a safe remote environment.
- Court Services' Reminder Notice letter campaign to defaulted offenders reminded them of their outstanding fine and encouraged them to address it. Of 6,212 letters sent, 702 resulted in payments totaling approximately \$200,000. This initiative was a proactive approach to addressing the default fine backlog, while reviving reduced revenue streams due to a pause in collections enforcement. A second round of this initiative was implemented in Q1 of 2021.
- In anticipation of York Region POA Courts resuming remotely in 2020, Prosecutions proactively reviewed approximately 57,000 matters awaiting trial. Where phone numbers or email addresses were available, prosecutors contacted defendants to resolve these matters so that defendants could plead guilty once Court resumed remotely. Through these efforts, approximately 3,000 matters were heard remotely in November and December 2020, which helped to reduce the pending caseload of charges to reschedule and improved revenue.

2020 Key Accomplishments

- Transitioned the Newmarket Provincial Offences court location to 17150 Yonge Street in a timely and efficient manner while adapting to the remote work environment, transitioning to online services, and responding to the Emergency Orders
- In collaboration with York Region Transportation Services, Court Services processed charges and provided support in tracking Key Performance Indicators for the Automated Speed Enforcement Pilot intended to improve road safety, change driver behaviour, and promote safer communities.
- Court Services, along with York Regional Police, implemented a new Digital Evidence Management System (DEMS), which modernizes outdated processes for disclosure of evidence in media format (in-car camera and dashcam videos, photographs and 911 calls). The previous system required disclosure of media evidence to be provided in a physical disc format, whereas DEMS securely shares digital evidence/disclosure with prosecutors, courts and defendants, when requested. This transition has eliminated the backlog of approximately 6,000 disclosure requests that were outstanding as of April 1, 2020.
- Reviewed over 80,000 default case files to facilitate future collection activity to maximize recovery of revenue.
- Participated in the Bill 177 Working Group with Ministry staff and other Municipal Court Managers. As part of this working group, Regional staff provided recommendations to move parts of Bill 177 forward in support of POA courts recovery. Section 48.1(1) allowing for the use of certified evidence involving tickets was proclaimed into effect on December 14, 2020 and Prosecutions implemented process changes in response.

York Region 2021 key priorities will build on technology advancements to improve operational efficiencies and promote greater customer service

In 2021, Court Services will continue to advocate for legislative and regulatory change to advance our objective to provide access to justice that is customer centred, timely, efficient, and fiscally responsible. Court Services will also explore opportunities to increase revenue collection and realize savings through the adoption of technological solutions.

2021 Priorities:

- Continue to expand the remote hearing solution for court proceedings and related processes to reduce backlog and support health and safety precautions
- Leverage the Provincial Audit and Accountability Fund to support York Region's Courts Modernization Project which includes developing a Court Services Digital

Roadmap and a Regional Administrative Monetary Penalties System business model, which will drive efficiencies and improve service delivery

- Implement an online appointment management system for in-person and remote services, supporting York Region's customer-centric approach by providing efficient and timely access to justice
- Working alongside Property Services and other Corporate partners, execute the redesigned workspace project at the Richmond Hill court location to improve customer flow and available office space
- Provide training and wellness opportunities to help staff manage their health and well-being and focus on their continued development.

COUNCIL RESOLUTION

Operational pressures that existed prior to the pandemic have become more pronounced and need to be met with legislative reforms to enable timely recovery of Provincial Offences Courts

Court Services has long advocated for legislative reforms streamlining and modernizing POA Courts to support equitable and timely access to justice. Immediate regulatory and legislative changes are critical to delivering services to the public by putting in place the most modern, efficient, and effective justice system attainable. The resolution in Attachment 2 requests:

1. That the Attorney General halt proclamation of the Early Resolution reforms included in Bill 177 and take immediate action to streamline and modernize this section of the legislation. Under the proposed amendment, complex and redundant time periods and rules will be introduced which will delay court outcomes and cause multiple defendant appearances.
2. That the Attorney General Enact changes to the *Provincial Offences Act* and any related regulations to permit the prosecution and defence to agree, at any stage of a proceeding, to a resolution in writing. This will conserve court time and judicial resources for contested matters.
3. That the Minister of Transportation, in consultation with municipalities, consider temporarily suspending the imposition of demerit points for persons who pay their ticket in cases where they have no previous relevant convictions.

Proclamation of currently planned Bill 177 reforms to the Early Resolution process will prevent reasonable and effective access to court proceedings by creating a complex and lengthy process

Early Resolution is an optional program Provincial Offences Courts can offer allowing defendants who opt to dispute their charges to request a meeting with a prosecutor to resolve the charges prior to a trial. Operational limitations resulted in York Region Court Services suspending this option in 2017. Prior to 2016, matters set for early resolution were

heard within the intake court, however, due to a province-wide shortage of Justices of the Peace, the Regional Senior Justice of the Peace directed these matters to be scheduled within the courtroom. York Region Court Services did not have the capacity to accommodate the roughly 30,000 early resolution matters into the court schedule therefore suspending this option on January 1, 2017.

Under the proposed Bill 177 amendment, when a defendant attends a meeting with the prosecutor, a successful resolution culminating in a recorded judicial outcome is inordinately delayed by a series of complicated rules and redundant time periods which will not be easily understood by the public and will accordingly hinder and not facilitate access to justice.

In order to achieve the stated goal, the Bill 177 provisions must be amended to facilitate prosecution/defendant resolution discussions and to allow the resolution to be implemented without the need for judicial involvement and redundant waiting periods. If the Ministry of the Attorney General were to make it more effective and efficient to administer Early Resolution proceedings, York Region Court Services would reconsider offering the Early Resolution option to defendants.

Legislative reforms would provide timely access to justice to millions of Ontarians accessing the system annually

Provincial Offence Courts play an integral role in Ontario's Justice system with an average of 1.5 million matters heard in Provincial Offences Courts across the Province annually. POA Courts are the most frequently accessed courts by Ontarians while at the same time being the most overlooked and under resourced by the Province. Chronic under-allocation of judicial resources has resulted in increased scheduled and unscheduled court closures. Municipalities have no control over the availability of Judicial resources and are at the mercy of the province to allocate adequate resources.

These issues are not unique to York Region. The Municipal Court Managers Association of Ontario has elevated these issues and made requests to Provincial staff with limited response. There are many benefits to be realized Province-wide through streamlining and modernizing of the Provincial Offences Program. Reforms will reduce dependency on scarce judicial resources while enabling timely access to justice. Importantly, it will also allow municipalities to implement the technology to support an efficient process and expedite dispositions for defendants.

Temporarily suspending imposition of demerit points would result in fewer trial requests

It is understood that defendants often request trials to seek resolutions that reduce demerit points. If demerit points were temporarily suspended for defendants with no previous relevant convictions who acknowledge guilt and pay their ticket, this could potentially reduce trial requests and accordingly alleviate pressures faced by trial courts. Pertinent details—such as the duration of the temporary initiative and which offences it would apply to, how to deal with multiple tickets, as well as eligibility criteria—could be determined by the Ministry of Transportation in consultation with municipalities.

5. Financial

There are no financial implications directly associated with this report. The performance measures set out in this report are reflected in the 2021 operating budget.

6. Local Impact

There is no local municipal impact directly associated with this report. The Region's Provincial Offences Courts provide court administration and prosecution related to municipal bylaw and parking matters for all nine local municipalities.

7. Conclusion

This annual report provides an overview of the activities and Provincial Offences Court services provided by York Region Court Services in 2020, and identifies key legislative amendment opportunities that York Region should continue to advocate for.

For more information on this report, please contact Lisa Brooks, Director Court Operations at 1-877-464-9675 ext. 73209. Accessible formats or communication supports are available upon request.



Recommended by:

Dan Kuzmyk
Regional Solicitor



Approved for Submission:

Bruce Macgregor
Chief Administrative Officer

May 28, 2021
Attachments (2)
eDocs #12583939

ANNUAL REPORT

For the Year Ended December 31, 2020

COURT SERVICES
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COURT SERVICES MANDATE

Court Services provides two distinct functions:

- Court Operations and Prosecution
- York Region operates the second largest Provincial Offences Act court program in Ontario

Provides services to:

- Members of the public
- York Region's nine cities and towns
- Over 30 law enforcement and regulatory agencies
- Ministry of the Attorney General
- Judiciary

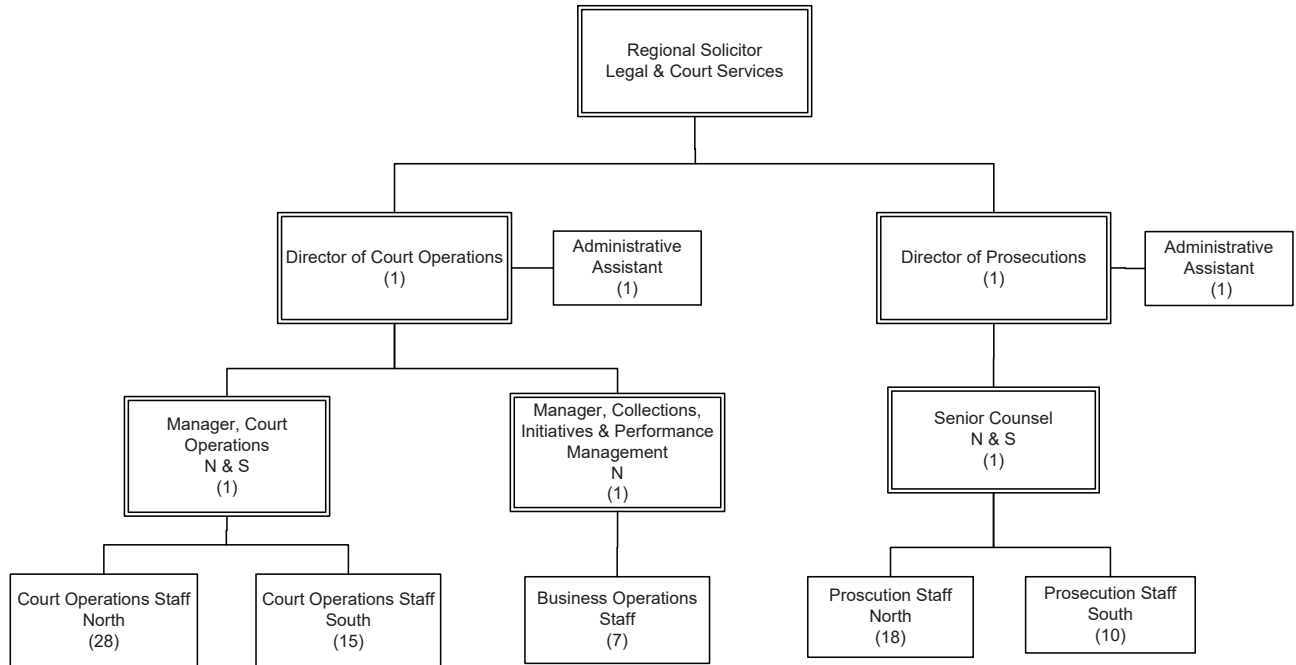
Operates:

- 2 court locations in the Town of Newmarket and City of Richmond Hill
- 6 trial courtrooms* (4 in Newmarket, 2 in Richmond Hill)
- 2 intake courtrooms* (1 in Newmarket, 1 in Richmond Hill)

**As per approved court master plan*

We are committed to creating and fostering a progressive culture in Courts that strives to always be innovative, technologically advanced, inclusive, progressive and fiscally responsible and which upholds a sustainable justice model.

ORGANIZATIONAL CHART



(85 FTE)

**As of December 31, 2020*

MESSAGE FROM DIRECTOR OF COURT OPERATIONS LISA BROOKS

Providing timely, quality and cost-effective access to justice remains a top priority for York Region's Court Operations. Despite the impacts of the COVID-19 pandemic and subsequent court closures across Ontario in 2020, we continued making strides to uphold our mandate.

The Newmarket Court relocated to 17150 Yonge Street, a significant undertaking achieved efficiently and on time despite the challenges imposed by the pandemic. This exciting change and opportunity allows York Region Court Services to identify further operational efficiencies and improve the customer experience.

The impact of COVID-19 throughout 2020 necessitated the implementation of innovative technologies to improve service delivery and increase operational efficiencies. This led to the introduction of a number of key initiatives and implementation of a digital transformation plan identifying key requirements for supporting

courts recovery, accelerating the modernization of Court Services, the expansion of remote-video capabilities and the implementation of automated speed enforcement technology.

We recognize the important role our staff play in our objectives. Despite the challenges we experienced in 2020, staff persevered, learning new skills and training to support the use of new technologies. We maintained our focus on development through the training of staff in the integration of new digital technologies, providing opportunities for our staff to achieve a positive and safe working environment.

MESSAGE FROM DIRECTOR OF PROSECUTIONS HANS SAAMEN

Prosecutions is responsible for a wide range of legal services including the prosecution of charges before the Ontario Court of Justice (OCJ) as well as appeals and judicial reviews in the OCJ, the Superior Court of Justice, the Court of Appeal for Ontario and the Supreme Court of Canada.

In 2020, Prosecutions faced the closure of courts and transitioned to work from home. New processes were developed including converting paper-based files to electronic files, providing staff with secure remote access. All disclosure was provided through electronic means, eliminating the backlog of disclosure requests. The new basket consent order process for appeals started on January 1, 2020, resulting in the ability to resolve approximately 50% of appeals without the need for the parties to appear in person. More than 50,000 files were reviewed and defendants and legal representatives were contacted to resolve charges. Through these efforts, more than 5,000 resolutions were

arranged in 2020 and scheduled for pleas in virtual courtrooms beginning in November. Various conferences and education programs allowed prosecution managers to train prosecutors and officers.

Moving into 2021, the focus will be transitioning to virtual hearings, working with enforcement agencies to improve the ability to receive and provide disclosure electronically and working toward completing the transfer of Part III prosecutions from the Province to the Region. We will continue advocacy for streamlining and modernization the Provincial Offences Act (POA), as well as legislative reforms to create more efficiencies related to automated speed enforcement and red-light cameras to free up court time.

2020 KEY ACCOMPLISHMENTS

POA Court Process Improvement

Court Services in collaboration with the Judiciary, the Crown Attorney's Office, the Ministry of the Attorney General, the Ontario Paralegal Association and the York Region Law Association implemented the new consent order process for appeals. This allows for resolved appeals and applications to be completed over the counter without the need for the prosecutor and defendant to appear in court, saving court time for contested applications and appeals. This process is saving court time for contested applicants and appeals and reducing the time to wait for a hearing from eight months to less than four.

Court Services, along with York Regional Police, implemented a new Digital Evidence Management System (DEMS), which modernizes disclosure processes. The previous system required disclosure to be provided in a physical format, the new DEMS securely shares digital evidence/disclosure with crown prosecutors, courts and defendants.

In collaboration with York Regional Police, Court Services eliminated the backlog of approximately 6,000 disclosure requests and established a new process to process requests within 30 days.

Ministry cooperation and resource-sharing initiatives:

Participated in the Administrative Monetary Penalty System (AMPS) Working Group with Ministry staff and affected stakeholders, to determine the feasibility of AMPS for specific *Highway Traffic Act* offences.

Facilities improvements:

Transitioned the Newmarket Provincial Offences court location to 17150 Yonge Street, in a timely and efficient manner, reducing disruption in service and introducing modernized approaches to daily operations. The addition of two trial courtrooms and one intake courtroom increases capacity at the new location. York Region will work with local judiciary to incorporate the new resources into the future court masterplan.

Information technology upgrades:

In collaboration with Transportation Services, Court Services provided support in tracking performance measures data related to the Automated Speed Enforcement (ASE) Pilot. Court Services will continue to process ASE related charges

for the duration of the pilot. The pilot will determine the capacity of York Region's Provincial Offences Court to process infractions, test technology capabilities and promote safer communities.

Fine enforcement and collection initiatives:

York Region analyzed over 80,000 default case files to prepare for future collection activity. In addition, processes were implemented to support a consistent approach and key performance indicators were developed to support future decision making and audits. Monitoring and will be finalized in 2021.

Legislative Analysis and Implementations:

When passed in 2017, Bill 177 *Stronger, Fairer Ontario Act* reformed the early resolution process transferred Part III prosecutions to municipalities, improved the collection of default fines and expanded the powers of the court clerk by amending the *Provincial Offences Act*.

Court Services participated in the Bill 177 Working Group with Ministry staff and other Municipal Court Managers providing recommendations to move portions of the bill forward to support Provincial Offences Court recovery.

Prosecutions analyzed the impact of proclaiming section 48.1 of the *Provincial Offences Act*, implemented the appropriate process changes and communicated this to the stakeholders who would be impacted by the legislative change.

This amendment will help Court Services recovery by reducing the number of charges to be withdrawn if the officer fails to attend the trial. Prosecutions will now discuss a resolution with the defence rather than withdrawing the charge. However, it will not change prosecutions requirement to have the officer notified to attend trial for most offences.

Notable Precedent Setting Cases

Precedent setting cases refer to court decisions that are considered as authority for deciding subsequent cases involving identical or similar facts, or similar legal issues. Precedent requires courts to apply the law in the same manner to cases with the same facts. Precedent establishes guiding legal principles for participants of the justice system.

Prosecutions successfully argued several precedent setting cases:

R v Nguyen – Decision was upheld at the Ontario Court of Appeal case that the s. 11(b) 18-month presumptive ceiling for delay established by the Supreme Court of Canada in *R v. Jordan* applies to Provincial Offences Act proceedings.

R v Irwin – Decision was upheld at the Ontario Court of Appeal that a defendant cannot collaterally attack an Order issued by a building inspector under the *Building Code Act*.

Regional Municipality of York v. 2575173 Ontario Inc. o/a Wimpy's Dinner - Established a precedent that if an officer certifies an offence notice was served on a corporate defendant and the Offence notice requesting a trial is filed. the court can be satisfied the corporate defendant was served and can convict the defendant if he or she fails to appear for trial.

2020 COVID-19 IMPACTS AND INITIATIVES

The emergency orders, while necessary for public safety, placed additional stress on York Region's Provincial Offences Courts. While enforcement activity continued throughout the pandemic, the means to handle these matters were effectively shut down without alternatives, increasing risk of extending the time to trial. With York Region courts already operating at maximum capacity, this was a significant challenge.

Prior to the pandemic, municipalities were calling on the Province to modernize court due to increasing times to trial, pressures on judicial resources and restrictive legislation preventing innovation. With the Ontario Court of Justice orders extending time limitations and the suspension of in-person proceedings, this created additional unanticipated pressures on the Provincial Offences court system. Without significant improvements, adequate judicial resources and a system promoting greater flexibility and innovation, municipalities are at a disadvantage to progress.

Response and Recovery Framework

York Region courts developed a COVID-19 recovery framework including a resumption plan, communication plan for internal and external stakeholders and a safe space plan to support health and safety measures accompanied by a staff training plan focused on health and safety, mental wellbeing and customer service. The framework focuses on digital modernization and resumption of in-person services aligned with direction from the Ministry of the Attorney General, Recovery Secretariat and Public Health.

Digital Modernization

A digital transformation plan identifies the technology requirements to support court recovery and accelerate the modernization of Court Services. Initiatives identified within the digital plan and implemented throughout 2020 include:

- Remote hearing solution for non-trial court proceedings with associate processes (i.e. virtual dockets) to help reduce the pending caseload by providing a safe remote environment
- Virtual processes supporting the vetting of court files and streamlining disclosure processes allowing for digital delivery of disclosure to counsel, agents and defendants

Resuming In-Person Service

Reopened court and prosecution in-person front counter services including the coordination of front-entrance protocols at Newmarket (17150 Yonge Street) and Richmond Hill (50 High Tech Road) court locations. A modified customer journey process was created to comply with new health and safety measures supporting active COVID-19 screening, occupancy standards and upholding the mandatory mask requirement. The installation of self-serve kiosks and purchasing of an online appointment solution also supported the reopening. York Region Court Services also retrofitted all courtrooms and court public spaces allowing customers to access services unavailable online or when the customer does not have access to technology. Prior to the implementation of DEMS and in the absence of in-court First Appearances, Prosecutions implemented a curbside pickup process for disclosure of DVD's to legal representatives and contacted defendants with Motor Vehicle Collision (MVC) offences to provide disclosure electronically.

Revenue Recovery:

Court Services ran a targeted Reminder Notice letter campaign to defaulted offenders. Offenders were sent a friendly reminder of their outstanding fine and encouraged to address it. More than 6,000 letters were mailed and 702 payments were received, totaling approximately \$200,000, addressing the backlog of defaulted fines and reviving reduced revenue streams. This will be repeated in Q1 of 2021.

Review and Resolution of Matters:

In anticipation of York Region's Provincial Offences Court resuming remotely, Prosecutions proactively reviewed 57,000 matters awaiting trial. Where phone numbers and/or email addresses were available, prosecutors contacted defendants to resolve matters so defendants could plead guilty once Court resumed. This reduced the pending caseload of charges and bolstered revenue streams. More than 5,000 matters were resolved through acceptance of offers in 2020, with 3,031 of these matters being heard remotely in November and December 2020. In 2021, resolution letters will be mailed due to no phone number or email address being on file.

KEY WORKLOAD DRIVERS

The following numbers reflect the disruption of service caused by the COVID-19 pandemic response. York Region will continue to report this data for transparency and to contribute to future post-pandemic analysis. While this data should not be considered the norm, it reflects the pressures experienced and showcases the need for greater provincial direction and assistance in the resumption of services.

Total Charges Filed (by Agency) in 2020

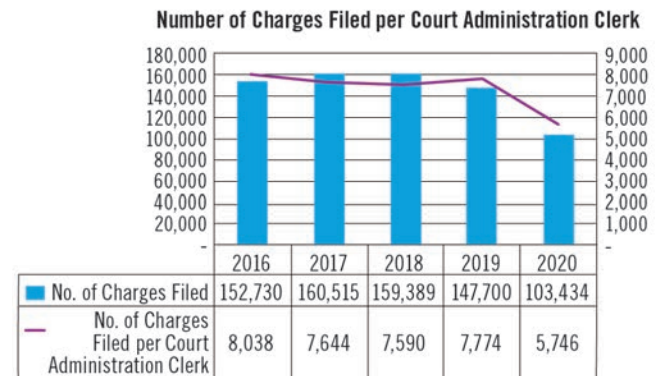
	Number of Charges	Percentage of Caseload
York Region Police	77,998	75.41%
Ministries and Other Agencies	11,410	11.03%
Ontario Provincial Police	9,038	8.74%
York Region	2,175	2.10%
Town of Aurora*	1,009	0.98%
City of Markham	462	0.45%
Town of East Gwillimbury*	336	0.32%
Town of Whitchurch-Stouffville*	298	0.29%
City of Vaughan	278	0.27%
Town of Richmond Hill	178	0.17%
Township of King*	133	0.13%
Town of Georgina	91	0.09%
Town of Newmarket	28	0.03%
Total Charges Filed	103,434	100.00%

*These municipalities have not yet "opted in" under section 18.6(1)(a) of the *Provincial Offences Act*, meaning their Parking Tickets continue to be processed through the ICON computer system and are automatically included in the total number of charges filed. For other municipalities (those that have "opted in"), parking charges are not included in the statistics above. A pending caseload of 2020 parking violations for municipalities who have not opted in, is not represented in the table above as these will be processed through ICON in 2021.

In 2020, the total charges filed in York Region decreased slightly and can likely be attributed to provincewide stay-at-home orders, reduced daily commuting and less public and enforcement interaction. Of the charges filed, 399 are COVID-19 related charges.

Act Type	Number of Charges Filed
Certificate of Offence - Accidents (i.e. Motor Vehicle)	2,124
Accident Information	12
Federal Certificate of Offence	73
Federal Information	1
Certificate of Offence	91,662
Parking Infraction Notice	1,799
Information	7,763

The Provincial standard for number of charges filed per Court Administration Clerk is 5,000 to 6,000. A reduction greatly impacts the total number of charges filed per clerk. However, York Region met the Provincial standard. Court Services intends to seek innovative workload management strategies while continuing to maintain its high quality of work and customer service.



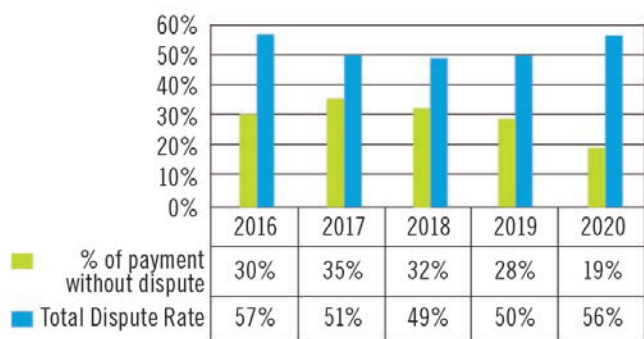
Customer Service

York Region continues to provide in-person and telephone services to all court users at both court locations. There was a significant reduction in customer service numbers in 2020 compared to 2019. This is due to emergency orders extending timelines for defendants to respond to charges, the overall reduced number of charges filed with the court and the closure of front-counter operations from March to September 2020.

	Front Counter	Telephone	Total Customers Served
Newmarket Court Location	13,609	29,077	42,686
Richmond Hill Court Location	15,413	22,573	37,986
Total	29,022	51,650	80,672

Dispute Rate

High dispute rates within York Region continue to put pressure on Court Services. While dispute rates have decreased since the suspension of the Early Resolution Program in 2017, half of the tickets issued within the Region were filed for trial. A notable jump in dispute rate from 2019 to 2020, is largely due to Option 2 - Walk-In Guilty, which provides defendants the opportunity to reduce a fine without going to trial, being unavailable for defendants in 2020. Without a remote process, defendants were only provided with payment or trial options.



Note: The remaining percentage of workload is Fail to Respond convictions

Time to Disposition

All matters scheduled between March 2020 and December 2020 were adjourned by a Chief Justice of the Ontario Court of Justice order. Therefore, York Region will not be reporting on days to disposition in 2020 as the data is not an accurate representation and does not provide a statistically valid comparative. Over 59,600 matters were addressed in Trial Courts in 2020, only accounting for matters from January to March of 2020. Approximately 100,000 matters were impacted, including 49,000 trial requests received. This has put additional pressure on trial scheduling and limited judicial resources already operating at maximum capacity. York Region's limited judicial resources were further reduced as part of the provincial pandemic response and will remain at these levels throughout 2021.

Although Court Services is working to increase access to justice and making services more responsive, some of the court functions are within the purview of the Chief Justice. Court Services continues to work with judicial executives to find effective and efficient solutions to these challenges.

Appearance Room	Grand Total
R3 - Traffic and Municipal Parking and Bylaws	13,985
R4 - Part One Traffic Court	15,664
T1 - Part One Traffic Court	10,011
T2 - Ministry and Municipal Parking and Bylaw Court	4,409
T3 - Part Three Provincial Court	10,700
T4 - Part One Traffic Court	4,831
A1 - Part Three Provincial Court	3,717
A2 - Part One Traffic Court	9,136
A6 - Ministry and Municipal Parking and Bylaw Court	2,065
A7 - Part One Traffic Court	5,863
Total Number of Matters on Trial Dockets	59,600

**R3 and R4 = Richmond Hill

T1 to T4 = Newmarket - old location (460 Davis Dr.)

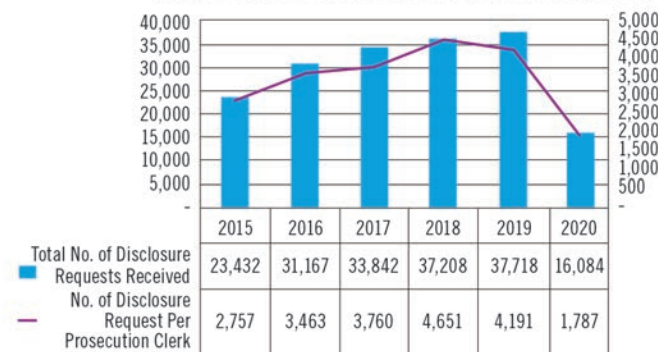
A1, A2, A6, and A7 = Newmarket - new location (17150 Yonge St.)

Increasing Requests for Disclosure

In recent years, requests for disclosure have increased due to penalties for POA tickets becoming more severe. Due to increased fine amounts, demerit points and potential licence suspensions, an increasing number of defendants' resort to hiring legal representatives, who are required to request disclosure. Additionally, the increase in requests may be due to providing more accessible information to obtain disclosure. Since disclosure is free of charge and Court Services includes a disclosure request form with all notices of trial, more requests are submitted. Although streamlining the disclosure request process has resulted in a higher number of requests, it fulfills the prosecutor's duty of advising defendants of their right to disclosure, thus ensuring that every defendant's right to a fair trial is protected.

For pandemic-related reasons, requests for disclosure declined in 2020. This could be due to fewer charges filed, the court closure in March and no new trial notices being issued. However, Prosecutions did review over 57,000 charges and provided disclosure when required to reduce the backlog. This data is not captured in the disclosure requests received data since this was a proactive action.

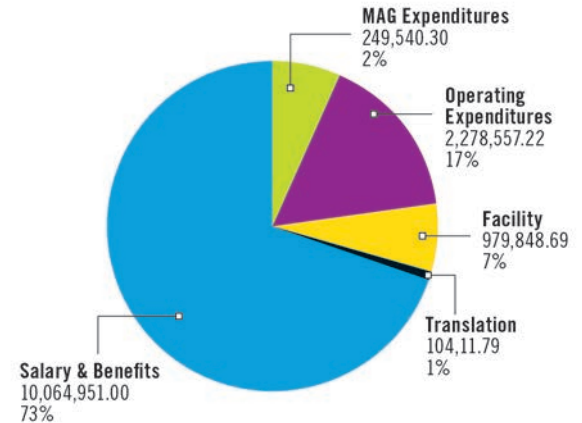
Number of Disclosure Requests per Prosecution Clerk



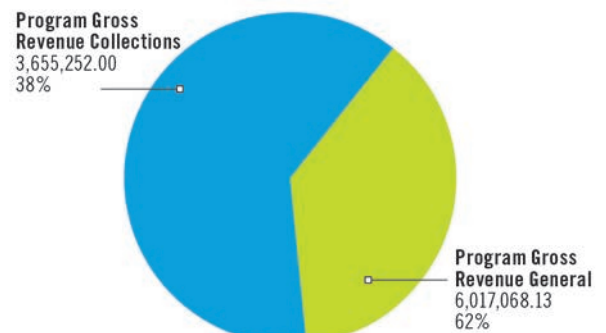
*No provincial standards exist for the number of disclosure requests per prosecution clerk

EXPENDITURE AND REVENUE ANALYSIS

2020 Operating Budget by Expenditure Category



2020 Revenue Source¹



¹2019 Revenue Source calculations include both internal and external collections efforts.

Expenditure Salary and Benefits - includes all staffing expenses related to Court Administration, Prosecution and Collections including permanent, casual and temporary staffing in addition to overtime and benefits.

MAG Expenditures- total cost of expenses paid to the Ministry of Attorney General includes Judicial and ICON related costs. Victim Fine Surcharge and Dedicated fines are not included.

Operating Expenditures - total cost of general operating expenses includes the purchase of charging documents, witness fees, general office supplies, postage expenses and other minor operating expenses.

Facility - total cost of facility expenses.

Translation - total is the cost of providing interpreter services to court users.

2020 AUDITORS REPORT

An independent audit of the consolidated financial statements of the Regional Municipality of York for the year ending December 31, 2020 was completed by KPMG International. Accordingly, the scope of the audit included information about the results of the Region's Provincial Offences Office presented in the notes of the consolidated financial statement.

Excerpt from the Region's Audited Financial Statements

Provincial Offences Administration

The Region administers prosecutions and the collection of related fines and fees under the authority of the *Provincial Offences Act* ("POA"). The POA is a procedural law for administering and prosecuting Provincial Offences, including those committed under the *Highway Traffic Act*, *Compulsory*

Automobile Insurance Act, *Trespass to Property Act*, *Liquor License Act*, municipal by-laws and minor federal offences. Offenders may pay their fines at any court office in Ontario, at which time their receipt is recorded in the Integrated Courts Offences Network system ("ICON"). The Region recognizes fine revenue when the receipt of funds is recorded by ICON regardless of the location where payment is made.

Gross revenue is comprised primarily of fines levied under Part I, II and III (including delay penalties) for POA charges. The total revenue for 2020 amounts to \$11,956,394 (2019 - \$23,828,277) and the net surplus/(deficit) amounts to \$(4,203,175) (2019 - \$3,253,472). Balances arising from operations of POA offices are consolidated with these financial statements.



The Regional Municipality of York
Provincial Offences Office
Statement of Receipts and Expenses
Year ended December 31, 2020
(Unaudited)

	Budget	2020	2019
Revenue			
Fines	\$ 21,049,204	\$ 11,541,676	\$ 23,398,247
Other Revenue	340,000	414,718	430,031
	21,389,204	11,956,394	23,828,278
Expenses and Disbursements			
Salaries and Benefits	10,333,921	10,064,951	9,888,567
General Administration	1,774,226	1,507,428	1,815,496
Program Related Services	1,711,753	540,572	1,668,610
Professional Services	895,463	470,201	852,321
Occupancy Expenses	1,096,270	979,737	976,212
Amortization	-	17,792	17,082
Asset Acquisitions	111,602	96,331	33,893
	15,923,235	13,677,012	15,252,181
Income before disbursements to Area Municipalities and Others	5,465,969	(1,720,618)	8,576,097
Disbursements to Area Municipalities and others	(5,496,790)	(2,482,558)	(5,322,625)
Net Surplus (Deficit)	(30,821)	(4,203,176)	3,253,472
Contribution from Reserves	530,446	198,484	93,793
Contribution to Reserves	(111,000)	(111,000)	(1,111,000)
Net Surplus (Deficit) after Contribution to/from Reserves	\$ 388,625	\$ (4,115,692)	\$ 2,236,265

The Regional Municipality of York

Notes to the Sinking Fund Financial Statements

December 31, 2020
(Unaudited)

The Regional Municipality of York (the Region) administers prosecutions and the collection of related fines and fees under the authority of the Provincial Offences Act ("POA"). The POA is a procedural law for administering and prosecuting provincial offences, including those committed under the Highway Traffic Act, Compulsory Automobile Insurance Act, Trespass to Property Act, Liquor Licence Act, Municipal By-laws and minor federal offences. The POA governs all aspects of legal process from serving notice to a defendant, to conducting trials, including sentencing and appeals.

1. Significant Accounting Policies

The statement of financial activities for the Region's Provincial Offences Office is prepared by management in accordance with generally accepted accounting policies for local governments as recommended by the Public Sector Accounting Board of the Chartered Professional Accountants of Canada. Significant aspects of the accounting policies are as follows:

(a) Revenue

Revenues are accounted on cash basis. The revenues of the court office consist of fines levied under Parts I, II and III (including delay penalties) for POA charges filed at the courts located at 17150 Yonge St., Newmarket and 50 High Tech Road, Richmond Hill. Offenders may pay their fines at any court office in Ontario, at which time their receipt is recorded in the Integrated Courts Offences Network system ("ICON") operated by the Province of Ontario. The Region recognizes fine revenues when the receipt of funds is recorded by ICON regardless of the location where payment is made.

The Region also recognizes revenues that are collected on behalf of Area Municipalities and the Ministry of the Attorney General. These revenues include payments recovered with respect to local area municipal By-laws, Dedicated Fines related to various statutes, licence plate denial fees and the Province's portion of parking fees as well as the Victim Fine Surcharge.

Partial payments received for fines are automatically applied in the ICON system in the following order:

- Victim fine surcharge
- Fine
- Costs
- Administrative Fees
- Collection agency costs

(b) Expenses

Expenses are recorded on the accrual basis of accounting which recognizes expenses as they are incurred and measurable as a result of the receipt of goods or services and creation of a legal obligation to pay.

(c) Use of Estimates

The preparation of the financial statement in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of revenues and expenditures and disclosure of contingencies at the date of the financial statement and for the period being reported on. Actual results could vary from these estimates.

(d) Reserve

In 2015, a reserve was established to assist in planning and managing costs, which can vary significantly each year. The reserve will be funded through any net surplus in the prior year, after allocations, with an established upset limit.

COURT SERVICES: PRIORITIES FOR 2021

Performance Focused:

Continue POA streamlining and modernization efforts by onboarding MNP LLP to analyze the current legislative landscape and Court Services department to create a Digital Roadmap and Administrative Monetary Penalty System Business Model.

- The Digital Roadmap will identify strategic priorities and provide guidance to transform the current Court Operation systems and platforms to be accessible, efficient, and scalable and therefore meet public expectations for service excellence
- The Administrative Monetary Penalty System Business Model will help to address the pending caseload, better utilize resources, improve access to justice and customer experience, and further drive efficiencies through the automation and digitization of processes

Customer Services:

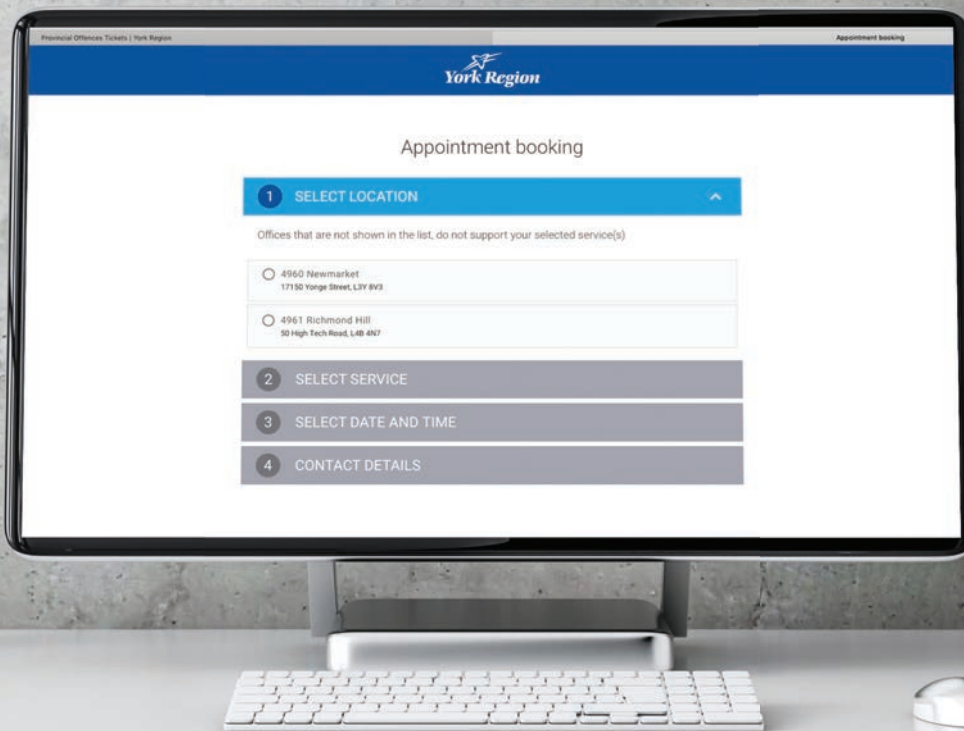
Onboard an appointment booking system, to establish a front-line customer service model that supports York Region's customer centric approach by providing efficient and timely access to justice.

Work with the Ministry and other impacted stakeholders to prepare for and respond to the resumption of Provincial Offence Act timelines.

Process Improvement:

Continue participation in the Part III Transfer Working Group to finalize amending agreements to the Memorandum of Understanding and Local Side Agreements to implement the transfer of Part III prosecutions.

Analyze and implement process improvement opportunities made in the *Provincial Offences Act* as a result of the proclamation of *Bill 177, Stronger, Fairer Ontario Act (Budget Measures)*, 2017.



Training and Development:

Provide training and wellness opportunities to help staff manage their health and well-being, while equipping staff with tools and resources that focus on their continued development.

Ongoing training on enhanced and new technology and change management to support staff through York Region's digital transformation of Court Services, including the transition to remote hearings and appointment-based services.

Technology:

Continue to expand the remote hearing solution for non-trial and trial court proceedings and the related processes to reduce pending caseload and ensure health and safety precautions are followed.

Continue to process charges and analyze data for the Automated Speed Enforcement Pilot.

Capital Improvements:

Working alongside Property Services and other Corporate partners, execute the redesign workspace project at the Richmond Hill court location to improve customer flow and available office space for employees.



RESOLUTION OF THE REGIONAL MUNICIPALITY OF YORK

Subject: [REDACTED]

Date: [REDACTED]

Moved by: [REDACTED]

Seconded by: [REDACTED]

1. Whereas the impacts of COVID-19 on municipally administered Provincial Offences Court have resulted in a higher volume of pending *Provincial Offence Act* trial matters.
2. Whereas immediate regulatory and legislative changes are critical to delivering services to the public by putting in place the most modern, efficient, and effective justice system attainable.
3. Whereas the proposed Early Resolution reforms in Bill 177 *Stronger, Fairer Ontario Act (Budget Measures) 2017* do not fully support the objectives of the Ministry of the Attorney General pertaining to creating a modernized and efficient justice system.
4. Therefore, Be it Resolved, that Council requests the Attorney General of Ontario to halt the proclamation of the Early Resolution reforms included in Bill 177 *Stronger Fairer Ontario Act (Budget Measures), 2017* and take immediate action to streamline and modernize this section of the legislation by making it easier and more convenient for the public and prosecutors to engage in resolution discussions and by making it more effective and efficient to administer early resolution proceedings for Part I and Part II offences in the Provincial Offences Court.
5. And furthermore, that Council requests the Attorney General of Ontario to enact changes to the *Provincial Offences Act* and any related regulations to permit the prosecutor and defendant or legal representative to agree, at any stage of a proceeding, to a resolution in writing for proceedings commenced under Part I or Part II of the *Provincial Offences Act* and to permit the Clerk of the Court to register the court outcome immediately upon receipt of the written agreement without requiring an appearance before a justice of the peace.

ATTACHMENT 2

6. And furthermore, that Council requests the Ministry of Transportation in consultation with Municipalities give consideration to suspending (temporarily) the imposition of demerit points for persons who pay their ticket in cases where they have no previous relevant convictions.

Pilon, Janet

Subject: By-Law regarding Dirt Bike and ATVs using Hydro Corridors

From: Christine Morley

Sent: July 5, 2021 9:09 PM

To: clerk@hamilton.ca

Subject: By-Law regarding Dirt Bike and ATVs using Hydro Corridors

Good evening,

I have been emailing with Brad Clark regarding the dirt bikes, ATV's, snowmobiles and vehicles that use the hydro corridor behind my house. Before dealing with Mr. Clark I was working with Brenda Johnson.

I have live at [REDACTED], Hannon in the Summit Park Subdivision. My house backs onto the farmer's field and hydro corridor on the east side of Fletcher Road. We are the third house in from Fletcher Road and we have been here 11 years. Since the time we have moved in we have been dealing with motorize vehicles behind our house. The first few years it was the odd ATV and more snowmobiles. But over the years there has been an increase in the traffic and the types of vehicles using this corridor. ATV's, dirt bikes, snow mobiles, trucks.

Some of the things we have experience has been trucks shooting turkeys out the back of the truck behind our house. The police were called and they were ticketed. We also had trucks drive back there and get stuck in the snow. Farm equipment had to be called and used to get them out and again they were ticketed. We have seen a guy on a dirt bike who was hoping to cross Fletcher Road before a car came into his path only to realize at the last moment that he wasn't going to make it and hit the breaks so hard that he flew over his handle bars. We have seen guys doing donuts in the farmers field ripping up the ground even when there are crops planted in there, we have even seen this same individual get pinned by his bike when he feel off doing these donuts.

We bought our house here because while we longed to have a farm, our children needed to be with other children and close to transportation. This house gave us the farm feel with the convenience of a neighbourhood for the kids. The peace and quite that we reasonably expected when buying a house that backs onto a farmer's field has never come to be. The snowmobiles in the first few years were mostly at night while the kids were trying to sleep. They are very loud and would go back and forth for hours on end. The dirt bikes and ATVs rip back and forth kicking up dirt this happens at all hours of the day and evening. The dirt coats the tables in the backyard and if there are clothes hanging to dry they need to be rewashed sometimes.

We have asked these guys not to use the path directly behind the houses and some have moved further under the hydro towers but other have sworn at us and make sure they kick up more dirt when they see us outside.

As a homeowners, we have a reasonable expectation that the field behind our house would be a quiet peaceful location. Unfortunately that has not been the case. On any given Saturday or Sunday we will have 7 dirt bikes travel behind the house and up to 10 ATVs. They go back and forth multiple times a day. This is no longer a farmers field but a private road.

This By-Law that is proposed will give the families that back onto the farmers field in Summit Park some much needed peace and quiet. This goes for all of the families at are dealing with the unauthorized use of the farm and hydro corridors throughout the city and surrounding areas.

Thank you,

N. Christine Morley and Ben Tagarelli

Pilon, Janet

Subject: At some dirt bikes

From: Jeff Hazzard

Sent: July 7, 2021 11:05 AM

To: clerk@hamilton.ca

Subject: At some dirt bikes

I have had many incidents with the amount of atvs and dirt bikes that run behind my house . Causing a disturbance I have called the police a couple of times about this and they have come out and cought a couple of them as there bike had broken down . This has not stopped the issue. Thank you Jeff Hazzard

As a totally different topic I would to discuss having speed reducing large bumps put in at the stop sign at showcase and Sundance crescent where the path come out of the park . It is just a matter of time before a child is hurt or killed . As 80% of people do not stop at the stop sign . Alot just drive right this if there is no stop sign at all .

Thank you Jeff Hazzard

Pilon, Janet

Subject: Remove Gore Park Statue of Sir John A. Macdonald IMMEDIATELY

From: Sarah Sheehan

Sent: July 7, 2021 12:18 PM

To: clerk@hamilton.ca

Subject: Remove Gore Park Statue of Sir John A. Macdonald IMMEDIATELY

Dear Hamilton Clerk,

Dear City Councillors,

I, _____, mourn along with the Tk'emlúps te Secwépemc First Nation and all Indigenous families and communities in light of the recent discovery in Kamloops, British Columbia of the remains of 215 children at the former Kamloops Residential School. This represents merely the latest revelation from the violent, deadly, and traumatic colonial past and present of what we now refer to as "Canada".

Conversations are being held across this country as to what should be done now, even as we collectively brace for what many sadly acknowledge as the grim reality that further such discoveries will undoubtedly be made in the future. This appears to already be starting in Brandon, Manitoba and Lestock, Saskatchewan. There will be others.

One conversation that continuously resurfaces is the one relating to statues and monuments that function primarily to preserve the false patriotic and righteous legacy of the architects of Canada's genocide against Indigenous peoples. This discussion is occurring here in Hamilton, with the City set to decide this issue later this summer, and opinions already being aired in the media.

I stand in solidarity with all Indigenous community members who are re-traumatized each time they are forced to look upon the likeness of the perpetrators of these heinous crimes against them and their communities. Welcoming and accepting societies do not commemorate and idolize individuals who have intentionally and unashamedly committed unspeakable atrocities.

I call upon the City of Hamilton to expedite their process and make the right choice to remove the statue of John A. MacDonald from Gore Park immediately. The tide has turned on this issue, the public has become disillusioned with the myths that have been woven around these historical figures and now see who and what they truly were. These monuments elevate and celebrate nothing other than the ideals of colonialism, genocide, and white supremacy, just as their historical champions did.

Failure to take leadership on this issue would be a disservice to the community, and to those most directly affected by these issues. It would fuel anger, distrust, and disillusionment with the municipal process, and encourage resort to alternative methods of rectifying the issue. Indigenous communities have made themselves clear on this, and the best leadership is proactive, not reactive.

To be clear, this is only a start and is the absolute bare minimum response to these recent events. All cities in Canada must engage in a process of decolonization, anti-racism, and anti-oppression. We are on stolen land and operate within colonial institutions and a society permeated with white supremacy. The time for action is now.

Sincerely,
Sarah Sheehan

Subject: Calling on Hamilton's Mayor & Councillors to Remove SJAM Statue

From: Katelyne Clark

Sent: July 7, 2021 9:58 PM

To: clerk@hamilton.ca

Subject: Calling on Hamilton's Mayor & Councillors to Remove SJAM Statue

Dear Hamilton Clerk,

Dear City Councillors,

I, _____, mourn along with the Tk'emlúps te Secwépemc First Nation and all Indigenous families and communities in light of the recent discovery in Kamloops, British Columbia of the remains of 215 children at the former Kamloops Residential School. This represents merely the latest revelation from the violent, deadly, and traumatic colonial past and present of what we now refer to as "Canada".

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Sincerely,

I think you all should be ashamed of yourselves

Sincerely,

Katelyne Clark

Pilon, Janet

Subject: J.A. Macdonald Statue

From: Randy Kay

Sent: July 8, 2021 9:26 AM

To: Wilson, Maureen <Maureen.Wilson@hamilton.ca>; Office of the Mayor <mayor@hamilton.ca>; clerk@hamilton.ca;
Nann, Nrinder <Nrinder.Nann@hamilton.ca>

Subject: J.A. Macdonald Statue

EMERGENCY & COMMUNITY SERVICES COMMITTEE

July 8, 2021

Every day that goes by, the moribund statue of Sir John A Macdonald invites protest and pain. Every day that goes by without recognition from city leaders of the harm it causes to indigenous and other groups invites more danger and division.

Some groups have gone openly, some stealthily, to make a political point about the poisoned legacy of MacDonald: one of colonialism, racism and genocide.

We've seen the statue draped in cloth to cover it, then a group of young men, literally wrapped in a flag, try to take it down, then at least two incidents of the statue being sprayed with paint and slogans.

In the absence of leadership, people will contend.

These forces will rally at this site because symbols mean something. Statues suggest permanence and invite reverence. The state players know this with uniforms, rituals, maces, thrones, ceremonial chains and other trappings of power.

Such symbols act as a thin veneer that provides cover for power. It is supposed to make us believe they are in control, and that we are outside of this select cult of "leaders."

The city quickly removes paint from the statue. This surface-level reaction is just another example of a lack of vision. Does anyone think that this issue is going to fade away? It's not. You can't remove the stain of history when it comes to crimes against humanity.

Those interested in preserving history will find the truth with a quick search online, not at the Gore Park location of the statue.

Other jurisdictions are removing statues of racists and murderers. MacDonald's likeness is going to come down, one way or another. Queen Victoria too. It's not if, but when.

If the Royal Bank, even the bloody Royal Bank, can withdraw from Canada Day celebrations, why are our municipal leaders maintaining a status quo of uncritical acceptance of these symbols of colonial expansion built on theft, lies and violence?

I urge the council to do the right thing, to get out bravely and quickly to remove this statue and others that only serve to glorify a past that can stand the test of time while causing unmistakable ongoing harm to large segments of the population.

Thank you,

Randy Kay

Pilon, Janet

Subject: Remove Gore Park Statue of Sir John A. Macdonald IMMEDIATELY

From: "Together We Rise S'Elever Ensemble"

Sent: July 7, 2021 3:21 PM

To: clerk@hamilton.ca<mailto:clerk@hamilton.ca>

Subject: Remove Gore Park Statue of Sir John A. Macdonald IMMEDIATELY

Dear Hamilton Clerk,

Dear City Councillors,

I, _____, mourn along with the Tk'emlúps te Secwépemc First Nation and all Indigenous families and communities in light of the recent discovery in Kamloops, British Columbia of the remains of 215 children at the former Kamloops Residential School. This represents merely the latest revelation from the violent, deadly, and traumatic colonial past and present of what we now refer to as "Canada".

Conversations are being held across this country as to what should be done now, even as we collectively brace for what many sadly acknowledge as the grim reality that further such discoveries will undoubtedly be made in the future. This appears to already be starting in Brandon, Manitoba and Lestock, Saskatchewan. There will be others.

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I stand in solidarity with all Indigenous community members who are re-traumatized each time they are forced to look upon the likeness of the perpetrators of these heinous crimes against them and their communities. Welcoming and accepting societies do not commemorate and idolize individuals who have intentionally and unashamedly committed unspeakable atrocities.

I call upon the City of Hamilton to expedite their process and make the right choice to remove the statue of John A. MacDonald from Gore Park immediately. The tide has turned on this issue, the public has become disillusioned with the myths that have been woven around these historical figures and now see who and what they truly were. These monuments elevate and celebrate nothing other than the ideals of colonialism, genocide, and white supremacy, just as their historical champions did.

Failure to take leadership on this issue would be a disservice to the community, and to those most directly affected by these issues. It would fuel anger, distrust, and disillusionment with the municipal process, and encourage resort to alternative methods of rectifying the issue. Indigenous communities have made themselves clear on this, and the best leadership is proactive, not reactive.

To be clear, this is only a start and is the absolute bare minimum response to these recent events. All cities in Canada must engage in a process of decolonization, anti-racism, and anti-oppression. We are on stolen land and operate within colonial institutions and a society permeated with white supremacy. The time for action is now.

Sincerely,

Mouna Bile on behalf of Together We Rise Together We Rise S'Elever Ensemble

July 7, 2021

To the Mayor and City Council of the City of Hamilton -

I am writing with respect to the report that was referred to City Council by the Public Works Committee (PW21034) on July 7, 2021 that recommends the sale of part of the Sunset Cultural Garden at the corner of Bay Street North and Strachan Street West.

While I continue to be in favour of plans for more affordable housing in Ward 2, and across the city, I believe that those plans can be realized either elsewhere in this development or on land nearby without having to disrupt, destroy, or otherwise remove the Sunset Cultural Garden.

Development at the corner of Bay Street North and Cannon Street East and on the adjacent Jamesville property have not yet begun. There is an opportunity to incorporate this housing at either site, in my opinion.

Simply put, North End residents should not have to choose between vital open parkland and new affordable housing.

I'm not the only one who feels this way. As the City's report states, "Landscape Architectural Services has advised that they are opposed to the application as the Subject Lands are currently functioning as Open Space and the closure and sale will reduce Open Space in the North End West Neighbourhood which is deficient in parkland."

I believe that the sale of this land to the developer is more than just a formality or a matter of "housekeeping". This park means more to the neighbourhood than the notarization of some official documents or the formalization of a plan. If this land is sold, it will almost certainly mean that the Sunset Cultural Garden will neither remain in its current location nor exist in its current form.

I appreciate that many, including myself, are anxious to see more affordable housing in the neighbourhood and want to see these projects move ahead. To that point, wide engagement around the final stages could and should have been planned in advance to avoid any potential delays.

As the City's report states, only 17 "properties" were consulted with respect to the sale. Considering the magnitude of this issue, and the park's importance to the community, much wider engagement should have been undertaken in advance of this report coming forward.

As the Public Works Committee heard on July 7, 2021, from delegates living in the North End, almost no one in the neighbourhood thinks that this park should be removed or that this land should become residential housing.

Community park space is a vital part of the fabric of every neighbourhood and the addition of public space at Pier 8, or elsewhere, cannot replace it.

Members of the North End, Central, and Beasley neighbourhoods in Ward 2 advocated for this parkland, a quiet space for reflection and contemplation, and then set to work, personally, to build this park, plant its beautiful flowers, and ensure its continued maintenance. This is truly a park built by and for the community.

I ask you to read the [handout provided by Sandra Hudson](#), one of the tireless volunteers who got this park up and running, as part of her delegation to the Public Works Committee today, where she spoke passionately about keeping the Sunset Cultural Garden intact. It contains important information about the history behind this project and why it's so valuable to the community.

During a time of unprecedented isolation, our greenspaces and neighbourhood parks have been an important site for relief and relaxation. This park, in particular, as a site for contemplation and reflection, will continue to be needed as our communities recover from the impacts of the pandemic.

I urge you to vote against this recommendation by staff and instead work to ensure that there is a balanced solution in place that respects both the ongoing need for affordable housing and the preservation of our public parks.

Cameron Kroetsch

Pilon, Janet

Subject: Sunset cultural garden

From: Tanya Ritchie

Sent: July 7, 2021 4:23 PM

To: Farr, Jason <Jason.Farr@hamilton.ca>; clerk@hamilton.ca; Office of the Mayor <mayor@hamilton.ca>

Subject: Sunset cultural garden

Hello Cllr Farr & Mr Mayor,

The Sunset cultural garden is an amazing space. If you have not been there to enjoy it, you should. The very idea of removing it is horrible.

Speaking as a resident of W2, and moreover as a parent, our inner-city kids don't get many chances to see living things. Our trees are encased in concrete, and "greenspace" is generally just turf grass. These are dead, dead, dead. Sunset cultural gardens are one of the few spaces where we can actually see things alive, an ecosystem!

To take this away from W2 would be cruel.

Thanks

Tanya Ritchie
W2 resident.

Pilon, Janet

Subject: To the Mayor and City Council

From: James Honey

Sent: July 8, 2021 10:16 AM

To: clerk@hamilton.ca

Subject: To the Mayor and City Council

I'm writing to you regarding the Sunset Cultural Garden on Bay Street North. I live on Wellington and King William however I pass this park (community garden) almost every week of the year. I see it in all of its stages and I know how much sweat goes into the volunteering to maintain this garden. I have even given my own native plants to this garden. It's a space for people to get away, to get lost from their troubles. Its a space for wildlife and pollinators. This shouldn't be up for discussion. Please leave the Sunset garden alone and don't develop on this space. There's more than enough space to build around the garden.

James Honey



SUNSET CULTURAL GARDEN
HONOR WALK

JENNI GARDENS

CHINESE COMMUNITY DANCERS

ALLIANCE CONCRETE & INTERLOCK CORP.

ALNAN ALUMINIUM INC.

CITY OF HAMILTON NEIGHBOURHOOD ACTION STRATEGY

EVERGREEN CITY WORKS

HAMILTON MUNDIALIZATION COMMITTEE

KROMET INTERNATIONAL LTD.

HAMILTON PORT AUTHORITY

HAMILTON BUILDERS SUPPLY

CITY OF NANNING, CHINA

CITY OF CHINA HA XING

WELCOME INN

MACASSA BAY YACHT CLUB

LIUNA! 837

DAMIN STARR

DEBRA STARR

ELIZABETH STARR



VENNI GARDENS CHINESE COMMUNITY DANCERS CITY OF HAMILTON NEIGHBORHOOD ACTION STRATEGY EVERETT CITY
 ALLIANCE CONCRETE & INTERLOCK CORP. ALCAN ALUMINIUM INC. KROHET INTERNATIONAL LTD.
 HAMILTON MUNDIALIZATION COMMITTEE CITY OF NANNING CHINA CITY OF JIA XING CHINA WELCH
 HAMILTON SUPPLIERS MACASSA BAY YACHT CLUB LIUNAI 837
 DAMN STARR DEBRA STARR CHRISTOPHER STARR MATTHEW STARR
 ELIZABETH STARR STEVEN STARR MICHAEL STARR CRYSTAL STARR
 ANNE TENNIER KEVIN HUDSON NEN ASSOCIATION JAMESVILLE COMMUNITY HUB RAE BELLING
 BRYAN PIPE & RICHARD BULL ED CANNING ARRODA'S HARDWARE ROD & ETHEL ADAMS KATHY & FRANK ROBERTS
 CARL JOHN & KATE TURKSTRA

Pilon, Janet

Subject: Sunset Cultural Garden

From: Jessica Glegg

Sent: July 8, 2021 10:28 AM

To: clerk@hamilton.ca

Subject: Sunset Cultural Garden

Hello,

I'm writing in regards to the report that was referred to City Council by the Public Works Committee (PW21034) that recommends the sale of the Sunset Cultural Garden in the North End.


I live in the North End and this garden is one of my favorites. I recently found out that it was created by the community. What an amazing park!

I am for building affordable housing but I am opposed to the sale of that land for that use. What is happening to the large piece of land with vacant townhouse on it sitting down the street for years? Should this land not be turned into affordable housing first before the city starts tearing down community gardens that help the Hamilton eco system?

- Jess



CITY OF HAMILTON
PUBLIC WORKS DEPARTMENT
Engineering Services Division

TO:	Chair and Members Public Works Committee
COMMITTEE DATE:	May 31, 2021
SUBJECT/REPORT NO:	Proposed Permanent Closure and Sale of a Portion of Road Allowance Abutting 38 Strachan Street West, Hamilton (PW21034) (Ward 2)
WARD(S) AFFECTED:	Ward 2
PREPARED BY:	Marilyn Preston (905) 546-2424 Ext. 4298
SUBMITTED BY:	Gord McGuire Director, Engineering Services Public Works
SIGNATURE:	

RECOMMENDATION(S)

That the application of the City of Hamilton's Real Estate Section on behalf of CityHousing Hamilton Corporation to permanently close and sell a portion of road allowance abutting the west side of 38 Strachan Street West, Hamilton ("Subject Lands"), as shown as Parts A & B, on Appendix "A", attached to Report PW21034, be approved, subject to the following conditions:

- (a) That the City Solicitor be authorized and directed to prepare all necessary by-laws to permanently close and sell the highway, for enactment by Council;
- (b) The Real Estate Section of the Planning and Economic Development Department be authorized and directed to enter into any requisite easement agreements, right of way agreements, and/or other agreements deemed necessary to affect the orderly disposition of the Subject Lands and to proceed to sell the Subject Lands as deemed necessary by the Real Estate Section, as described in Report PW21034, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204;
- (c) The City Solicitor be authorized to complete the transfer of the Subject Lands pursuant to an Agreement(s) of Purchase and Sale or Offer(s) to Purchase as

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OUR Mission: To provide high quality cost conscious public services that contribute to a healthy, safe and prosperous community, in a sustainable manner.

OUR Culture: Collective Ownership, Steadfast Integrity, Courageous Change, Sensational Service, Engaged Empowered Employees.

**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance
Abutting 38 Strachan Street West, Hamilton
(PW21034) (Ward 2) - Page 2 of 5**

negotiated by the Real Estate Section of the Planning and Economic Development Department;

- (d) That the City Solicitor be authorized and directed to register a certified copy of the by-law(s) permanently closing and selling the highway in the proper land registry office;
- (e) That the City Solicitor be authorized to amend and waive such terms as the City Solicitor considers reasonable to give effect to this authorization and direction;
- (f) That the Public Works Department publish any required notice of the City's intention to pass the by-laws and/or permanently sell the closed highway pursuant to the City of Hamilton Sale of Land Policy By-law 14-204;
- (g) That the applicant be fully responsible for the deposit of a reference plan in the proper land registry office, and that said plan be prepared by an Ontario Land Surveyor to the satisfaction of the Manager, Geomatics and Corridor Management Section, and that the applicant also deposit a reproducible copy of said plan with the Manager, Geomatics and Corridor Management Section.

EXECUTIVE SUMMARY

Report PED17219, following the direction of the Site Selection Sub Committee, approved at Council on June 28, 2017 as part of GIC Report 17-014, identified 38 Strachan Street West as a suitable site for facilitating affordable housing development. Therefore, the City of Hamilton's Real Estate Section on behalf of CityHousing Hamilton Corporation has made an application to permanently close, retain, and then sell a portion of the road allowance abutting the west side of 38 Strachan Street West, Hamilton.

The parcel is located in an area bounded by Bay Street North, Strachan Street West and the rear of properties fronting onto Simcoe Street West and fronting onto MacNab Street North in Hamilton. Objections were received from respondents abutting the Subject Lands at the rear of properties fronting on MacNab Street North, however there were no reasons stated for the objections.

The owner of 360 Bay Street North is opposed to the application as they have an existing driveway which is located within the road allowance and as they have concerns regarding privacy and a reduction in the value of the property when the units are built. However, the driveway has been located within the Subject Lands and not in the location which was approved by an existing encroachment agreement with the City. Nonetheless, preliminary discussions have been had with CityHousing Hamilton regarding the possibility of accommodating the request of the property owner at 360

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**SUBJECT: Proposed Permanent Closure and Sale of a Portion of Road Allowance
Abutting 38 Strachan Street West, Hamilton
(PW21034) (Ward 2) - Page 3 of 5**

Bay Street North to maintain the current location of the encroaching driveway, which could result in the sale of that small strip of the Subject Lands, as shown as Part "A" on Appendix "A" attached to report PW21034, to said adjoining owner.

As the lands have been approved by Council to facilitate the development of affordable housing, staff support the application either with or without the related potential sale of the adjoining encroaching driveway at 360 Bay Street North, Hamilton.

Alternatives for Consideration – N/A

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: In order to further support the CityHousing Hamilton Corporation there was no user fee applied to this application. The Subject Lands will be closed, retained, and then sold as determined by the Real Estate Section for an amount to be determined by the Real Estate Section of the Planning and Economic Development Department, in accordance with the City of Hamilton Sale of Land Policy By-law 14-204.

Staffing: An agreement to purchase the Subject Lands will be negotiated by the Real Estate Section of the Planning and Economic Development Department.

Legal: The City Solicitor will prepare all necessary by-laws to permanently close, retain, then sell the Subject Lands and will register such by-laws in the Land Registry Office once Council has approved the by-law. The by-law does not take effect until the certified copy of the by-law is registered in the proper land registry office. The City Solicitor will complete the transfer of the Subject Lands, pursuant to an agreement negotiated by the Real Estate Section of the Planning and Economic Development Department.

HISTORICAL BACKGROUND

Report PED17219, approved at Council on June 28, 2017, as part of GIC Report 17-014, identified the Subject Lands as suitable to facilitate an affordable housing project. In order to proceed with the disposition of the lands, the City's Real Estate Section on behalf of CityHousing Hamilton Corporation has applied to have the road allowance permanently closed in order to facilitate the future development of the lands. The developer has been made aware of the potential need for the sale of the driveway area servicing the adjoining residential property at 360 Bay Street North, Hamilton.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

A by-law must be passed to permanently close the lands in accordance with the *Municipal Act, 2001*.

RELEVANT CONSULTATION

The following public utilities, City departments and divisions were provided with a copy of the application and were invited to provide comments:

- Planning and Economic Development Department: Development Engineering, Building, Economic Development, Real Estate, and Planning
- Public Works Department: Engineering Services, Hamilton Water, Operations, Environmental Services, and Transportation
- Hamilton Emergency Services
- Corporate Services Department: Budgets and Finance
- Mayor and Ward Councillor
- Bell, Horizon, Alectra Utilities, Hydro One, and Enbridge Gas

Notice of the proposed closure and sale was sent to City departments and divisions and public utilities and the following comments were received:

Landscape Architectural Services has advised that they are opposed to the application as the Subject Lands are currently functioning as Open Space and the closure and sale will reduce Open Space in the North End West Neighbourhood which is deficient in parkland.

Hamilton Water and Bell will require easement protection.

Notice of the proposal was sent to properties in close proximity to the Subject Lands, as shown on Appendix "B", attached to Report PW21034 for comment. In this instance, there were 17 notices mailed, and the results are as follows:

In favour: 1

Opposed: 6

No comment: 10

The owners of 360 Bay St North provided the following response:

"We made an application for a driveway in 1994. The City agreed but said the Hydro pole on the north/east side of Bay Street on the property would be too close, so the driveway was constructed slightly to the south of the pole, as it remains 26 years later. To make the driveway accessible the pole would have to be moved and the ramp recut. We are also concerned about the serious effects on the value of the property and privacy should the proposed units be built too close to the house." However, there is an existing boulevard parking agreement, registered as Instrument Number VM 193979, which shows that the existing parking is located within the Subject Lands and not located in the area approved by the agreement. The developer has been made aware of the potential need for the sale of the driveway area servicing the adjoining residential property at 360 Bay Street North, Hamilton.

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The other negative responses received did not give any reason for opposition.

ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)

Report PED17219, approved at Council on June 28, 2017, as part of GIC Report 17-014, identified the Subject Lands as suitable to be used to facilitate an affordable housing project.

ALTERNATIVES FOR CONSIDERATION

N/A

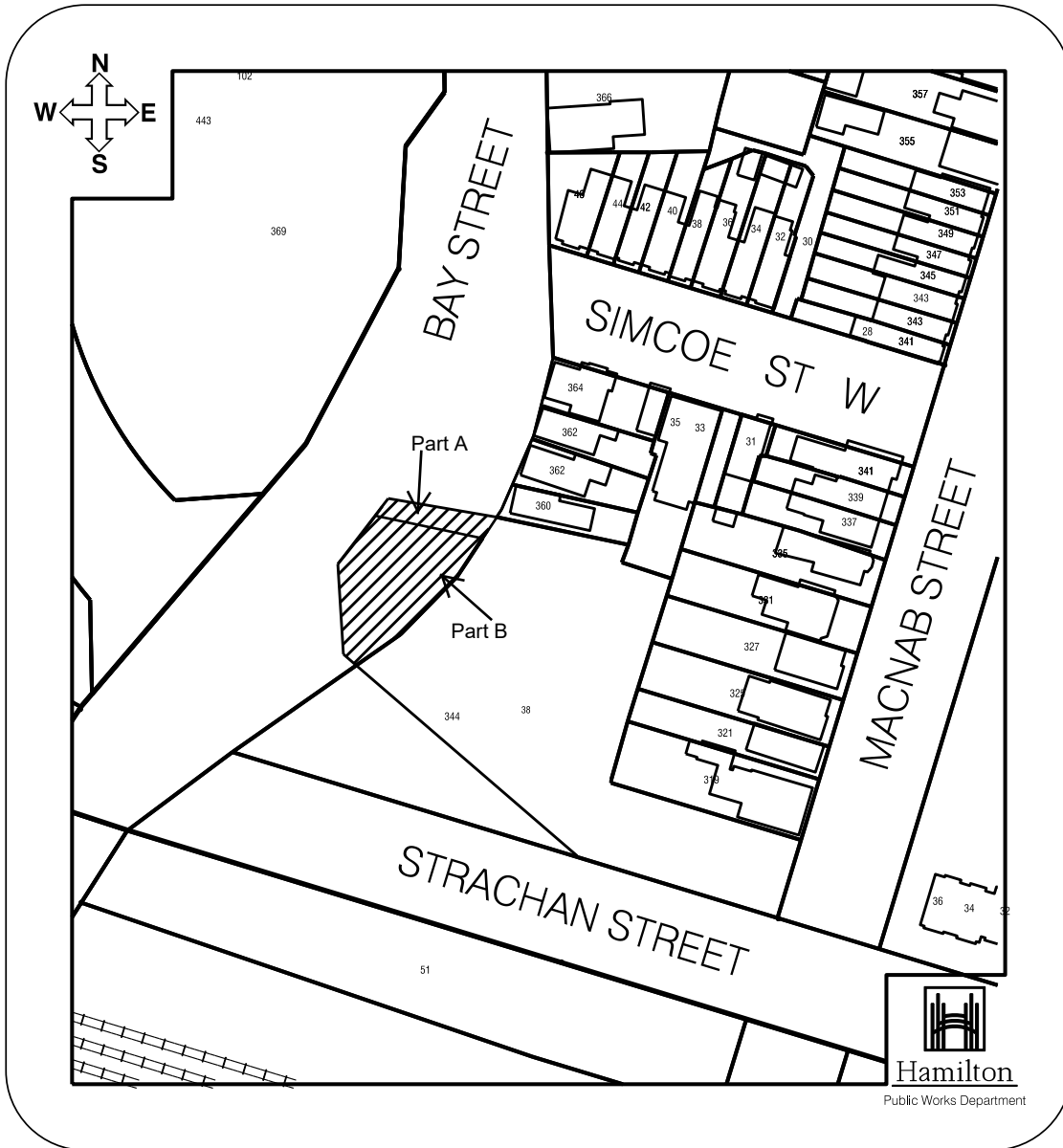
ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Built Environment and Infrastructure

Hamilton is supported by state of the art infrastructure, transportation options, buildings and public spaces that create a dynamic City.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report PW21034 - Aerial Drawing
Appendix "B" to Report PW21034 - Location Plan



LOCATION PLAN

PROPOSED CLOSURE OF
 PORTION OF

BAY STREET

CITY OF HAMILTON
 PUBLIC WORKS DEPARTMENT

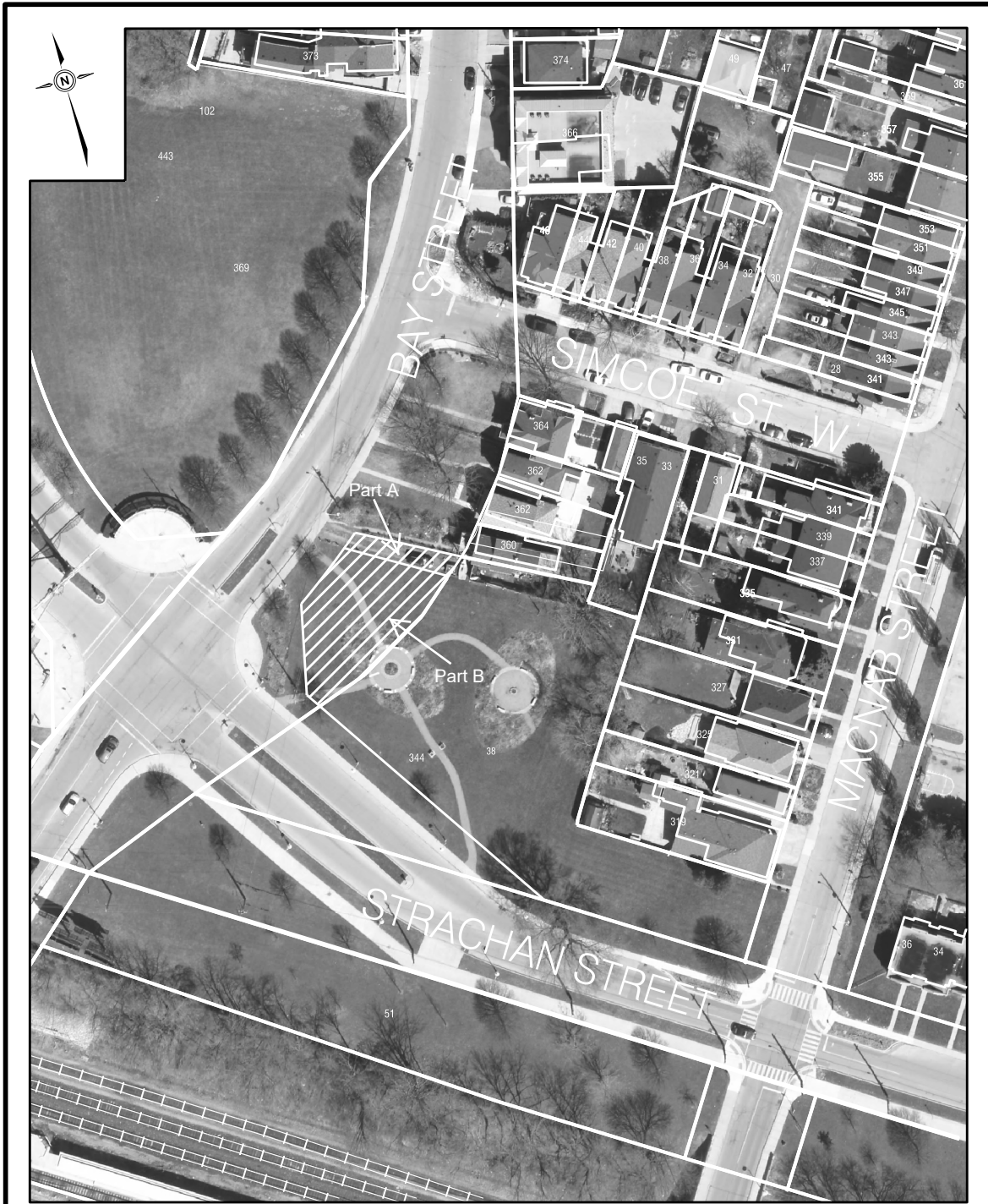
LEGEND



SUBJECT LANDS

DATE: September 21, 2020 | Not to Scale | Sketch By: CF

REFERENCE FILE NO : PW20_



Hamilton

**PROPOSED CLOSURE OF PORTION OF BAY STREET,
HAMILTON**

Geomatics & Corridor Management Section
Public Works Department

LEGEND



Lands to be Closed

NTS | 09/21/2020 | Sketch By: CF

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 15

Bill No. 117

**CITY OF HAMILTON
BY-LAW NO. 21-**

Respecting Removal of Part Lot Control

Blocks 609 to 621 within Registered Plan of Subdivision 62M-1266 “Waterdown Bay, Phase 3”, 65-71 Westfield Crescent, 37-74 Great Falls Boulevard, 58-68 Skinner Road, 39-50 Kenesky Drive, 31-58 Westfield Crescent, and 4-30 Granite Ridge Trail

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 63 lots for street townhouse dwellings, shown as Blocks 609 to 621 inclusive, including 27 access/maintenance easements, shown as Parts 13 to 18, 31 to 40, and 22 to 32 inclusive, on deposited Reference Plans 62R-21699, 62R-21700, and 62R-21701, respectively, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Blocks 609 to 621, Registered Plan No. 62M-1266, 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 9th day of July, 2023.

PASSED this 9th day of July, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 15

Bill No. 118

CITY OF HAMILTON

BY-LAW NO. 21-

Respecting Removal of Part Lot Control, Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 59, 60, 61, 62, 63, 64, 65, 66, 76, 77, 106, 107, 108, 109, 110 and 111, Registered Plan of Subdivision 62M-1266, Municipally Known as 3, 5, 9, 11, 14-17, 20-23, 26-29, 33, 35, 39, 41, 45, 47 Mountain Heights Place, 4, 6, 10, 12, 15-18, 21-25, 27, 28, 30, 31, 33, 34, 36 Great Falls Boulevard, 143, 145, 149, 151, 155, 157, 166, 168, 172, 174, 178, 180, 184, 186, 190, 192, 196, 198 Agro Street, 6-9, 12-15, 18-21, 24-27, 75, 77, 80-83, 86-89, 92-95, 98-101 Westfield Crescent, 28, 30, 34, 36 Kenesky Drive

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 98 lots for semi detached dwellings and eight maintenance easements, shown as Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 106, 107, 108, 109, 110, 111 and as Parts 6, 7, 10, 25, 28 and 51, inclusive, on deposited Reference Plan 62R-21633, and shown as Lots 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 59, 60, 61, 62, 63, 64, 65, 66, 76, 77 and as Parts 10 and 15, inclusive, on deposited Reference Plan 62R-21634, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 59, 60, 61, 62, 63, 64, 65, 66, 76, 77, 106, 107, 108, 109, 110 and 111, Registered Plan No. 62M-1266, in the City of Hamilton.

Respecting Removal of Part Lot Control, Lots 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 59, 60, 61, 62, 63, 64, 65, 66, 76, 77, 106, 107, 108, 109, 110 and 111, Registered Plan of Subdivision 62M-1266, Municipally Known as 3, 5, 9, 11, 14-17, 20-23, 26-29, 33, 35, 39, 41, 45, 47 Mountain Heights Place, 4, 6, 10, 12, 15-18, 21-25, 27, 28, 30, 31, 33, 34, 36 Great Falls Boulevard, 143, 145, 149, 151, 155, 157, 166, 168, 172, 174, 178, 180, 184, 186, 190, 192, 196, 198 Agro Street, 6-9, 12-15, 18-21, 24-27, 75, 77, 80-83, 86-89, 92-95, 98-101 Westfield Crescent, 28, 30, 34, 36 Kenesky Drive

Page 2 of 2

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 9th day of July, 2023.

PASSED this 9th day of July, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk

PLC-21-001

Authority: Item 9.8, General Issues
Committee 20-023 (FCS20085)
CM: December 16, 2020

Item 6.5, Council Meeting Motion,
CM: December 16, 2020

Item 6.1, General Issues
Committee 21-002(k)
(FCS21001(a)) CM: March 31,
2021

Item 7.2, Public Works Committee
20-004 (PW14015(c)) CM: June
17, 2020

Item 10.3, General Issues
Committee 21-006 (HSC21004)
CM: March 31, 2021

Ward: City Wide

Bill No. 119

CITY OF HAMILTON

BY LAW NO. 21-

A By-law to Establish Certain 2021 User Fees and Charges for Services, Activities, or the Use of Property, and to Repeal By-law No. 20-168

WHEREAS sections 8, 9 and 10 of the *Municipal Act, 2001*, authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular paragraph 3 of subsection 10(2) authorizes by-laws respecting the financial management of the City of Hamilton;

AND WHEREAS subsection 391(1) of the *Municipal Act, 2001*, states that sections 9 and 10 of that Act authorize the City of Hamilton to impose fees or charges on persons for services or activities provided or done by or on behalf of it; for costs payable by it for services or activities provided or done by or on behalf of any other municipality or local board; and for the use of its property including property under its control;

AND WHEREAS fees and charges listed in Schedule "A" may be administered and calculated in accordance with other City of Hamilton by-laws or provincial legislation or both, including but not limited to:

- animal services by-laws
- business licensing by-laws
- fire prevention and suppression by-laws
- parking by-laws
- waste management by-laws

- the Building Code Act, 1992, its regulations and by-laws passed under the Act or its regulations
- the Funeral, Burial and Cremation Services Act, 2002, its regulations and by-laws passed under the Act or its regulations
- the Planning Act, its regulations and by-laws passed under the Act or its regulations
- Order in Council 1413/08 and lottery licensing by-laws passed under the Order in Council;

AND WHEREAS the City of Hamilton wishes to establish and maintain a list of services, activities and the use of property subject to fees or charges and the amount of each fee or charge;

AND WHEREAS the Council of the City of Hamilton has authorized the passage of a by-law for the purpose of establishing the list of 2021 user fees and charges;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The user fees and charges set out in the “2021 Approved Fee” column of Schedule “A” shall be charged by the City of Hamilton for those services, activities or uses of property specified in column 1 of Schedule “A”, entitled “Service or Activity Provided or Use of City Property”.
2. The fees and charges set out in the “2021 Approved Fee” column of Schedule “A” are approved and imposed commencing December 9th, 2020, or thereafter as set out in Schedule “A”.
- 3.(1) The fees and charges approved and imposed under section 2 are subject to any adjustment authorized by a statute, regulation or by-law in respect of the calculation or administration of a fee or charge, such adjustment to be effective as provided for in such statute, regulation or by-law.
- (2) The fees and charges approved and imposed under section 2 may be waived or deferred by the General Manager of Finance and Corporate Services, in accordance with relevant legislation and in accordance with the Council approved policy regarding the waiving and deferring of City of Hamilton User Fees and Charges.
- (3) Despite section 2, any fee or charge:
 - (a) authorized by a by-law that comes into effect on the same or a later date than this By-law; or
 - (b) included in a valid agreement entered into by the City of Hamilton and one or more other parties,

shall be the approved and imposed fee or charge for the service, activity or use of property specified.

4. Subject to section 3:
 - (a) despite any reference to a fee or charge for a service, activity or use of property set out in any other City of Hamilton by-law including any appendix or schedule attached to such a by-law, the fee or charge set out in the “2021 Approved Fee” column of Schedule “A” shall be the approved fee or charge for the service, activity or use of property specified; and
 - (b) the fee or charge for a service, activity or use of property set out in Schedule “A” continues in force until amended, repealed or replaced and for greater certainty, this includes continuing in force after December 31, 2021 until amended, repealed or replaced.
5. No request by any person for documentary, written or printed information relating to any land, building or structure in the City, or request for services or activities provided by the City, or request to use the City’s property or any application specified in column 1 of Schedule “A”, entitled “Service or Activity Provided or Use of City Property”, shall be processed unless and until the person requesting the information, services, activities, use of property or application, as the case may be, has paid the applicable fee or charge in the prescribed amount set out in the “2021 Approved Fee” column of Schedule “A”.
6. The fees or charges as listed in Schedule “A” are subject to Harmonized Sales Tax (H.S.T.) where applicable.
7. Finance charges are applicable on all late payments of the fees or charges listed in Schedule “A” based on the current prime rate plus 2% adjusted quarterly.
8. All unpaid fees or charges imposed by this By-law on a person constitute a debt of the person to the municipality.
9. Where all or part of a fee or charge imposed by this By-law remains unpaid, such fee or charge may be added to the tax roll for the following property and collected in the same manner as municipal taxes:
 - (a) in the case of a fee or charge for the supply of a service or thing to a property, the property to which the service or thing was supplied.
 - (b) in all other cases, any property for which all of the owners are responsible for payment of the fee or charge.

10. Schedule "A" is attached to and forms a part of this By-law.
11. Should any part of this By-law, including any part of Schedule "A", be determined by a Court of competent jurisdiction to be invalid or of no force, it is the stated intention of Council that such invalid part of the By-law shall be severable and that the remainder of this By-law, including the remainder of Schedule "A", as applicable, shall continue to operate and to be in force.
12. This By-law may be referred to as the "User Fees and Charges By-law".
13. City of Hamilton By-law 20-168 is repealed upon the coming into force of this By-law.
14. The repeal of By-law 20-168 does not:
 - (a) affect the previous operation of the repealed by-law;
 - (b) affect a right, privilege, obligation or liability that came into existence under the repealed by-law;
 - (c) affect an offence committed against the repealed by-law, or any penalty, forfeiture or punishment incurred in connection with the offence;
 - (d) affect an investigation, proceeding or remedy in respect of a right, privilege, obligation or liability described in section 14(b), or a penalty, forfeiture or punishment described in section 14(c).
15. An investigation, proceeding or remedy described in section 14(d) may be commenced, continued and enforced as if By-law 20-168 had not been repealed or revoked.
16. A penalty, forfeiture or punishment described in section 14(c) may be imposed as if the By-law 20-168 had not been repealed or revoked.
17. This By-law is deemed to have come into force on December 9th, 2020.

PASSED this 9th day of July 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: General Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Map / Publication Sales Fees	Full Cost Recovery
2	Data Base Information	Full Cost Recovery
Photocopy & Computer Printout Service		
3	- First Page	\$ 0.40
4	- Additional Pages	\$ 0.40
Information Requests		
5	- Floppy disks & CD's - per disk or CD	\$ 13.40
6	- For manually researching a record - for each 15 minutes	\$ 19.30
7	- Developing Computer Programs or other methods of producing a record from machine readable record - for each 15 minutes	\$ 19.30

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Building Services - General Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Zoning Verification & Work Order Reports (Single & Two Family Dwellings, Townhouses) - Regular	\$ 124.00
2	Zoning Verification & Work Order Reports (Single & Two Family Dwellings, Townhouses) - Express	\$ 189.00
3	Zoning Verification & Work Order Reports (Non-Residential / Multi-Residential) - Regular	\$ 254.00
4	Zoning Verification & Work Order Reports (Non-Residential / Multi-Residential) - Express	\$ 384.00
5	Sewage System and Sewage Comments	\$ 259.00
6	Site Plan Security Reduction Fee	\$ 336.00
7	Zoning Compliance Letter - liquor license	\$ 192.00
Photocopy service		
8	Computer Printouts per page	\$ 0.36
9	Microfilm Copies (for up to 20 copies)	\$ 27.10
10	Microfilm Copies (each additional copy)	\$ 1.20
Routine Disclosure of Building Division Records (new)		
11	Routine Disclosure Application Fee (includes the first 15 minutes of file search time and up to 10 photocopies)	\$ 25.00
12	For each additional 15 minutes of file search time above the first 15 minutes	\$ 19.85
Records searches		
13	Including manual searches and preparation of information - for each 15 minutes	\$ 19.85
Computer Programming		
14	For developing programs or other ways of producing records from machine readable records - for each 15 minutes	\$ 19.85
15	Blasting Permit	\$ 133.00
16	Grading (Security) Deposit	\$ 1,530.00
17	Grading (Security) Deposit for a Single Lot (Infill)	\$ 7,650.00
18	Grading (Security) Deposit for a Semi-Detached Dwelling (Infill)	\$ 10,200.00
Demolition Agreement for Building Replacement		
19	a) Agreement	\$ 532.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Building Services - General Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
20	b) Security deposit/letter of credit - per sq. metre of bldg to be demolished (\$2,500 min & \$25,000 max)	\$ 128.00
21	Demolition Control Applications	\$ 532.00
	Application Fee for outdoor commercial patio exemption permits	
22	a) Inspection Fee	\$ 526.00
	Illegal Grow Operations	
23	a) Inspection Fee	\$ 788.00
24	b) Re-occupancy Fee	\$ 715.00
25	Swimming Pool Enclosure Fee	\$ 255.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Economic Development - Urban Renewal

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Loan/Incentive Programs		
1	Business Improvement Area Commercial Property Improvement Grant Program Admin Fee for Grants less than \$5,000	\$ 92.92
2	Business Improvement Area Commercial Property Improvement Grant Program Admin Fee for Grants greater than \$5,000 and less than \$12,500	\$ 243.36
3	Business Improvement Area Commercial Property Improvement Grant Program Admin Fee for Grants greater than \$12,500	\$ 380.53
Hamilton Tax Increment Grant Program		
4	Basic Fee - Developer only (only for Grants less than or equal to \$12,500)	\$ 243.36
5	Basic Fee - Developer only (only for Grants greater than \$12,500)	\$ 840.71
6	Additional Fee - Developer Transfer to New Condo Owner	\$ 446.90
Hamilton Downtown, Barton/Kenilworth Multi-Residential Property Investment Program		
7	a) Initial Application	\$ 314.16
	b) Fee is based on a Graduated Scale basis as follows:	
8	50 units or less - per unit	\$ 526.55
9	50-100 units - per unit	\$ 420.35
10	100 units plus - per unit	\$ 314.16
11	Commercial Corridor Housing Loan & Grant Program - per unit	\$ 274.34
12	Commercial Corridor Housing Loan and Grant Application Fee (At final application stage)	\$ 314.16
13	Hamilton Heritage Property Grant Program less than or equal to \$12,500	\$ 243.36
14	Hamilton Heritage Property Grant Program greater than \$12,500	\$ 376.11
15	Hamilton Downtown/West Harbourfront Remediation Loan Pilot Program	\$ 314.16
16	Office Tenancy Assistance Program	\$ 513.27
17	Commercial Property Improvement Grant Program for grants less than \$5,000	\$ 92.92
18	Commercial Property Improvement Grant Program for grants greater than \$5,000	\$ 243.36
Hamilton Community Heritage Fund Loan Program - administration fees		

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Economic Development - Urban Renewal

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
19	a) Designated Commercial, Industrial or like properties (fee is based on percentage of loan amount)	2.10% of loan amount
20	b) Other properties	\$ 300.88
21	ERASE Grant Study	\$ 234.51
22	ERASE Redevelopment Grant	\$ 840.71
23	LEED Grant Program	\$ 840.71
24	LEED Grant Program Administration Fees (Fee Per Unit)	\$ 393.81
25	Hamilton Heritage Conservations Grant Program Application Fee	\$ 92.92
26	Barton/Kenilworth Commercial Corridor Building Improvement Grant Program Admin Fee for Grants less than or equal to \$12,500	\$ 243.36
27	Barton/Kenilworth Commercial Corridor Building Improvement Grant Program Admin Fee for Grants greater than \$12,500	\$ 380.53
28	Barton/Kenilworth Tax Increment Grant Program Admin Fee for Grants less than or equal to \$12,500	\$ 243.36
29	Barton/Kenilworth Tax Increment Grant Program Admin Fee for Grants greater than \$12,500	\$ 840.71
30	Barton/Kenilworth Tax Increment Grant Program - Additional Fee - Developer Transfer to New Condo Owner	\$ 433.63
31	Barton/Kenilworth Planning and Building Fee Rebate	\$ 92.92

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Administrative Penalty System (APS)

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Late Payment (after 15 days)	\$ 53.10
2	Fail to Attend Hearing	\$ 104.42
3	Final notice of non-payment	\$ 53.10

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	MUSEUM GENERAL ADMISSION FEES: Last increase in general admission was 2014 based on market analysis of competitors. New rates reflect current (2018) market analysis	
	Children's Museum - Adult: 18 to 59, Senior: 60+, Student/Youth: 13 to 17 or with valid student ID, Child: 1 to 12, Infant: under 1, Family: Two Adults and dependant children	
	All Other Sites - Adult: 18 to 59, Senior: 60+, Student/Youth: 13 to 17 or with valid student ID, Child: 6 to 12, Infant: 5 & under, Family: Two Adults and dependant children	
1	Dundurn Castle - Adult	\$ 12.39
2	Dundurn Castle - Senior	\$ 10.62
3	Dundurn Castle - Student/Youth	\$ 10.62
4	Dundurn Castle - Child	\$ 7.08
5	Dundurn Castle - Infant	Free
6	Dundurn Castle - Family	\$ 33.63
7	Hamilton Military Museum - Adult	\$ 4.42
8	Hamilton Military Museum - Senior	\$ 3.98
9	Hamilton Military Museum - Student/Youth	\$ 3.98
10	Hamilton Military Museum - Child	\$ 3.54
11	Hamilton Military Museum - Infant	Free
12	Hamilton Military Museum - Family	\$ 13.27
13	Whitehern Historic House & Garden - Adult	\$ 7.52
14	Whitehern Historic House & Garden - Senior	\$ 6.64
15	Whitehern Historic House & Garden - Student/Youth	\$ 6.64
16	Whitehern Historic House & Garden - Child	\$ 5.31
17	Whitehern Historic House & Garden - Infant	Free
18	Whitehern Historic House & Garden - Family	\$ 22.12
19	Battlefield House Museum & Park - Adult	\$ 7.52
20	Battlefield House Museum & Park - Senior	\$ 6.64
21	Battlefield House Museum & Park - Student/Youth	\$ 6.64
22	Battlefield House Museum & Park - Child	\$ 5.31
23	Battlefield House Museum & Park - Infant	Free
24	Battlefield House Museum & Park - Family	\$ 22.12

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
25	Hamilton Museum of Steam & Technology - Adult	\$ 7.52
26	Hamilton Museum of Steam & Technology - Senior	\$ 6.64
27	Hamilton Museum of Steam & Technology - Student/Youth	\$ 6.64
28	Hamilton Museum of Steam & Technology - Child	\$ 5.31
29	Hamilton Museum of Steam & Technology - Infant	Free
30	Hamilton Museum of Steam & Technology - Family	\$ 22.12
31	Hamilton Children's Museum - Adult	\$ 2.65
32	Hamilton Children's Museum - Senior	\$ 2.65
33	Hamilton Children's Museum - Student/Youth	\$ 2.65
34	Hamilton Children's Museum - Child	\$ 3.98
35	Hamilton Children's Museum - Infant	Free
36	Hamilton Children's Museum - Family	\$ 10.62
37	Fieldcote Memorial Park & Museum - Adult	\$ 3.98
38	Fieldcote Memorial Park & Museum - Senior	\$ 3.54
39	Fieldcote Memorial Park & Museum - Student/Youth	\$ 3.54
40	Fieldcote Memorial Park & Museum - Child	\$ 2.88
41	Fieldcote Memorial Park & Museum - Infant	Free
42	Fieldcote Memorial Park & Museum - Family	\$ 11.95
43	Griffin House - Adult	
44	Griffin House - Senior	
45	Griffin House - Student/Youth	
46	Griffin House - Child	
47	Griffin House - Infant	
	MUSEUM SPECIAL EVENTS Various rates for Special Events, Workshops, Seminars, Hands-on programs, Special Exhibits, etc.	

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
48	Dundurn Castle Various rates for Special Events, Workshops, Seminars, Hands-on programs, Special Exhibits, etc.	Various rates for Special Events, Workshops, Seminars, Hands-on programs, Special Exhibits, etc.
	Hamilton Military Museum	
	Whitehern Historic House & Garden	
	Battlefield House Museum & Park	
	Hamilton Museum of Steam & Technology	
	Hamilton Children's Museum	
	Fieldcote Memorial Park & Museum	
	MUSEUM GROUP RATES General tour rates for Tour Operators, Group Leaders, Community Groups. Expenses incurred for specific programming may increase rate accordingly.	
49	Dundurn Castle - Adult	\$ 8.41
50	Dundurn Castle - Senior	\$ 8.41
51	Dundurn Castle - Youth	\$ 8.41
52	Dundurn Castle - Child	\$ 5.75
53	Dundurn Castle and Hamilton Military Museum - Adult	\$ 11.50
54	Dundurn Castle and Hamilton Military Museum - Senior	\$ 9.73
55	Dundurn Castle and Hamilton Military Museum - Youth	\$ 9.73
56	Dundurn Castle and Hamilton Military Museum - Child	\$ 6.19
57	Hamilton Military Museum - Adult	\$ 3.10
58	Hamilton Military Museum - Senior	\$ 3.10
59	Hamilton Military Museum - Youth	\$ 3.10
60	Hamilton Military Museum - Child	\$ 2.88
61	Dundurn National Historic Site: Guided tour of Grounds/Garden - Adult/Senior/Student	\$ 3.54
62	Dundurn National Historic Site: Guided tour of Grounds/Garden - Child	\$ 3.10
63	Whitehern Historic House & Garden - Adult	\$ 5.31
64	Whitehern Historic House & Garden - Senior	\$ 5.31
65	Whitehern Historic House & Garden - Youth	\$ 5.31

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
66	Whitehern Historic House & Garden - Child	\$ 4.20
67	Battlefield House Museum & Park - Adult	\$ 5.31
68	Battlefield House Museum & Park - Senior	\$ 5.31
69	Battlefield House Museum & Park - Youth	\$ 5.31
70	Battlefield House Museum & Park - Child	\$ 4.20
71	Hamilton Museum of Steam & Technology - Adult	\$ 5.31
72	Hamilton Museum of Steam & Technology - Senior	\$ 5.31
73	Hamilton Museum of Steam & Technology - Youth	\$ 5.31
74	Hamilton Museum of Steam & Technology - Child	\$ 4.20
75	Hamilton Children's Museum - Child	\$ 3.54
76	Fieldcote Memorial Park & Museum - Adult	\$ 2.88
77	Fieldcote Memorial Park & Museum - Senior	\$ 2.88
78	Fieldcote Memorial Park & Museum - Youth	\$ 2.88
79	Fieldcote Memorial Park & Museum - Child	\$ 2.43
<p>MUSEUM STUDENT AND YOUTH GROUP RATES Educational Program Rates - minimum rate of \$3.50 per student applies to programs 1 hour in length. Programs over 1 hour in length may include discount to hourly rate. Expenses incurred for specific programming may increase rate accordingly. Outreach Rates - Minimum flat rate.</p>		
80	Dundurn Castle - Elementary School per hour/student	\$ 3.75
81	Dundurn Castle - High School per hour/student	\$ 3.32
82	Dundurn Castle - Tour Only	\$ 5.75
83	Hamilton Military Museum - Elementary School per hr/student	\$ 3.75
84	Hamilton Military Museum - High School per hr/student	\$ 3.32
85	Hamilton Military Museum - Tour Only	\$ 2.88
86	Evening Tour After 5:00 pm (Dundurn and Military)	\$ 309.73
87	Evening Tour After 5:00 pm Additional Staff (Dundurn and Military)	\$ 150.44
88	Whitehern Historic House & Garden - Elementary School per hr/student	\$ 3.75
89	Whitehern Historic House & Garden - High School per hr/student	\$ 3.32
90	Whitehern Historic House & Garden - Tour Only	\$ 4.65
91	Battlefield House Museum & Park - Elementary School per hr/student	\$ 3.75

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
92	Battlefield House Museum & Park - High School per hr/student	\$ 3.32
93	Battlefield House Museum & Park - Tour Only	\$ 4.65
94	Hamilton Museum of Steam & Technology - Elementary School per hr/student	\$ 3.75
95	Hamilton Museum of Steam & Technology - High School per hr/student	\$ 3.32
96	Hamilton Museum of Steam & Technology - Tour Only	\$ 4.65
97	Hamilton Children's Museum - Elementary School per hr/student	\$ 3.75
98	Fieldcote Memorial Park & Museum - Elementary School per hr/student	\$ 3.75
99	Fieldcote Memorial Park & Museum - High School per hr/student	\$ 3.32
100	Griffin House - Elementary School per hr/student	\$ 3.75
101	Griffin House - High School per hr/student	\$ 3.32
102	Hamilton Civic Museum Outreach Lecture	\$ 154.87
103	Hamilton Civic Museum Outreach Program- Elementary Flat rate	\$ 175.00
104	Hamilton Civic Museum Outreach Program	\$ 154.87
MUSEUM MEMBERSHIPS (annual)		
105	Hamilton Museum of Steam & Technology - Organizational per person	\$ 13.27
106	Fieldcote Memorial Park & Museum - Individual	\$ 21.24
107	Fieldcote Memorial Park & Museum - Family	\$ 30.97
MUSEUM CHILD BIRTHDAY PARTIES		
Package rate will fluctuate according to client needs (i.e. program, craft, food, etc.) Minimum hourly rates are recorded. Hourly rates will fluctuate based on cost recovery and net profit margin.		
108	Dundurn Castle - Package per person	\$ 17.70
109	Whitehern Historic House & Garden - Package per person	\$ 17.70
110	Battlefield House Museum & Park - Package per person	\$ 17.70
111	Hamilton Museum of Steam & Technology - Package per person	\$ 17.70
112	Fieldcote Memorial Park & Museum - Package per person	\$ 17.70
MUSEUM RENTAL RATES (Social and Corporate)		
Discounts are made available to not-for-profit and community-based organizations. Minimum hourly rates are recorded. Hourly rates will fluctuate based on cost recovery and net profit margin.		
113	Ancaster Old Town Hall	\$ 48.67
114	The Coach House at Dundurn - hourly rate	\$ 48.67

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
115	Dundurn Pavilion (Outdoor)	\$ 141.59
116	The Stable at Whitehern - hourly rate	\$ 48.67
117	The Woodshed at HMST - hourly rate	\$ 48.67
118	The Woodshed Pavilion with access to Kitchenette - 2021	\$ 141.59
119	"The Party Room" at Children's Museum - hourly rate	\$ 53.10
120	Private Rental Hamilton Children's Museum - hourly rate	\$ 146.02
121	Fieldcote Memorial Park & Museum Meeting Room - hourly rate	\$ 48.67
122	Battlefield Pavilion	\$ 101.77
123	Battlefield Pavilion (with use of kitchenette)	\$ 135.40
124	Grandview at Battlefield Park - hourly rate	\$ 48.67
125	Premium for rentals involving alcohol consumption	\$ -
MUSEUM RENTAL RATES - USE OF GROUNDS		
Discounts are made available to not-for-profit and community-based organizations.		
126	Dundurn Castle - Outdoor or Cockpit	\$ 575.22
127	Whitehern Historic House & Garden - Outdoor	\$ 376.11
128	Battlefield House Museum & Park - Outdoor	\$ 376.11
129	Hamilton Museum of Steam & Technology - Outdoor	\$ 376.11
130	Fieldcote Memorial Park & Museum - Outdoor	\$ 575.22
131	Fieldcote Memorial Park and Museum - 1/2 day rate	\$ 376.11
132	Evening Grounds Use After 5:00pm (All sites)	\$ 641.59
133	Dundurn parking lot- minimum rate	\$ 252.21
COMMERCIAL PHOTOGRAPHY - USE OF GROUNDS		
134	Ancaster Old Town Hall	\$ 176.99
135	Dundurn National Historic Site	\$ 176.99
136	Whitehern Historic House & Garden	\$ 176.99
137	Battlefield House Museum & Park	\$ 176.99
138	Hamilton Museum of Steam & Technology	\$ 176.99
139	Fieldcote Memorial Park & Museum	\$ 176.99
COMMERCIAL FILM RATES		
140	Site Supervisor - hourly rate [change to] Museum Staffing 8am - 6pm, per person, per hour	\$ 66.37

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Culture

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
141	Additional monitoring - staff hourly rate [change to] Museum Staffing 6pm - 8am, per person, per hour	\$ 88.50
142	Hourly rate, in addition to staff hourly rate (above), for outside business hours or after eight (8) hours	\$ -
143	Hourly rate for Site Supervision; midnight - 8am, Saturdays, Sundays & all Stat Holidays	\$ -
144	Filming rate per exterior location per day (including setup, shooting and take down days). Note: there may be multiple locations per premises	\$ -
145	Filming rate per interior location per day (including setup, shooting and take down days). Note: there may be multiple locations per premises Note: interior filming is not permitted in National Historic Sites (NHS). Other restrictions in other non-NHS or non-heritage spaces will apply	\$ -
146	Use of part or all of parking lot for film per day	\$ -
147	Research or Curatorial fee per day	\$ -
148	Retaining set-up on non-filming days	\$ -
149	Hamilton Film Office Administration Fees	\$ -
150	All Student Productions will be exempt from any permit fees	\$ -
151	For Profit Productions - Administration Fee	\$ 56.64
152	Non-Profit Productions - Administration Fee	\$ 28.32
153	Surcharge on City services and/or location	\$ -

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Tourism & Culture - Tourism

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Tourism-Oriented Directional Signs (TODS) - 2' x 8'	\$ 171.68
2	Tourism-Oriented Directional Signs (TODS) - 1.5' x 6'	\$ 135.40
3	Tourism-Oriented Directional Signs (TODS) - 1' x 4'	\$ 67.26
4	Tourism-Oriented Directional Signs (TODS) - 1' x 5'	\$ 77.88
	LOGO Program - LINC & Redhill Parkway Road Signage Fees:	
5	- Mainlines/Ramps	\$ 2,550.44
6	- Trailblazing	\$ 204.42
	Visitors Centre Room Rental Rates (Social and Corporate)	
	Discounts are made available to not-for-profit and community-based organizations. Minimum hourly rates are recorded. Hourly rates will fluctuate based on cost recovery and net profit margin.	
7	Tourism Visitor Centre - daytime hourly rate	\$ 38.94
8	Premium for rentals involving alcohol consumption	\$ 528.32
9	Various rates for Special Events, Workshops, Seminars, Hands-on programs, Special Exhibits, etc.	Various

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Dog Licenses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Dog Licences - Standard Rate		
1	- spayed/neutered or under 6 months of age	\$ 34.00
2	- over six months not spayed/neutered	\$ 72.00
Dog Licences - Senior / Disability Rate		
3	- spayed/neutered or under 6 months of age	\$ 16.00
4	- over six months not spayed/neutered	\$ 39.00
5	Dog Licences - Dangerous or Potentially Dangerous Dog	\$ 343.00
6	Replacement Tag Fee	\$ 4.42
7	Late Payment Fee	\$ 17.70
8	Flat Rate Licence (grandfathered fee)	\$ 123.00
9	Valid Licence in another Municipality where the owner has moved to the City of Hamilton within 30 days	\$ 15.00
<p>Leash Free Fee of \$1.00 is included/charged for every licence sold.</p>		

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Parking & School Crossing - Hamilton Municipal Parking System

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	On-Street Parking Permits	\$ 92.04
2	Status of Agreement Inquiries (Front Yard Parking)	\$ 60.18
3	Free Floating Car Share Permits	\$ 270.78
Residential Boulevard Parking (Front Yard Parking)		
4	Teranet Registration	\$ 94.00
5	Processing Fee	\$ 278.76
6	Annual Admin Fee	\$ 10.62
7	Encroachment Insurance	\$ 10.62
Commercial Boulevard Parking		
8	Registration	\$ 51.00
9	Processing Fee	\$ 349.56
10	Encroachment Insurance	\$ 10.62
11	Fee/space (first two spaces)	\$ 105.31
12	Fee/space (remaining spaces)	\$ 53.10
13	Access Permit Application	\$ 140.00
14	On street patio application fee	\$ 662.83
Occupation of Public/Metered Parking Spaces (pre payment required)		
15	Single Space Per Day	\$ 23.01
16	Each Additional Day Up To 6 Consecutive Days Per Space	\$ 11.50
17	Weekly Consecutive Rate Per Space	\$ 81.42
18	Monthly Consecutive Rate Per Space	\$ 230.09
19	Administration Fee on Temporary Parking Permits	15% of the permit fee
20	Inspection Fee for the Review of Business Licences	\$ 33.63
Administrative Penalty System (APS)**		
21	MTO Search	\$ 13.27
22	Late Payment	\$ 26.55
23	Fail to Attend Hearing	\$ 104.42

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Parking & School Crossing - Hamilton Municipal Parking System

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
24	Plate Denial	\$ 4.42
25	Mail Issuance (New)	\$ 12.38

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: General: Planning Act Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	<p>Cost Recovery on City-supported applications appealed to the Ontario Municipal Board</p> <p>Where an application approved by Council of the City of Hamilton is appealed to the Ontario Municipal Board, the applicant/respondent shall pay any and all costs incurred by the City to support the applicant/respondent at a hearing, including but not limited to the legal costs for in-house or retained counsel, the costs for City staff (not including Planning & Economic Development staff) and the costs of consultants and witnesses. Accordingly, applicants shall submit a completed Cost Acknowledgment Agreement, in a form as prescribed by the General Manager of Planning & Economic Development, together with their application.</p>	<p>Full cost Recovery</p>

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Licensing & By-law Services - Licensing

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Adult Services		
1	Adult Entertainment Parlour	\$ 6,211.00
2	Adult Entertainment Parlor Attendant	\$ 516.00
3	Adult Entertainment Parlour Operator/Manager	\$ 1,821.00
4	Adult Film Theatre	\$ 3,839.00
5	Adult Video Store Class A	\$ 3,839.00
6	Adult Video Store Class B	\$ 398.00
7	Body Rub Parlour Owner	\$ 9,771.00
8	Body Rub Parlour Attendant	\$ 516.00
9	Body Rub Parlour Operator/Manager	\$ 1,465.00
10	Tobacco & Electronic Cigarettes	\$ 448.00
Accommodations		
11	Bed and Breakfast	\$ 265.00
12	Motels and Hotels	\$ 190.00
13	Lodging House	\$ 504.00
14	Residential Care Facility (4-10 Residents)	\$ 693.00
15	Residential Care Facility (11 or more Residents)	\$ 990.00
Mobile		
16	Mobile Sign leasing or renting	\$ 316.00
17	Hawker/Peddler (motorized vehicle)	\$ 365.00
18	Seasonal Food Vendor	\$ 390.00
19	Limousines (owner)	\$ 662.00
20	Limousines (driver)	\$ 77.00
21	Taxi cab owner (private) (Renewal)	\$ 661.00
22	Taxi cab owner (private) (New)	\$ 4,791.00
23	Taxi cab owner (transfer)	\$ 842.00
24	Taxi cab Broker	\$ 1,135.00
25	Taxi cab Driver	\$ 107.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Licensing & By-law Services - Licensing

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
26	Transient Trader (3 month period)	\$ 715.00
27	Auctioneer	\$ 294.00
	Food Service Vehicles:	
28	Class A	\$ 390.00
29	Class B	\$ 390.00
30	Class C	\$ 359.00
31	Food Service Vehicles (Four day)	\$ 102.00
32	Food Service Vehicles (Park Permit)	\$ 214.00
	Services	
	Eating Establishments:	
33	Bars and Nightclubs	\$ 324.00
34	Food Premises	\$ 186.00
35	Restaurant with Liquor Service	\$ 238.00
	Public Garage:	
36	(A) Buying, Selling, Storing	\$ 265.00
37	(B1) Combined Engine & Body Work	\$ 265.00
38	(B2) Engine Work	\$ 265.00
39	(B3) Body Work	\$ 265.00
40	(C) Service Station	\$ 265.00
41	(D) Parking Lot	\$ 265.00
42	(E) Car Wash Only	\$ 265.00
43	Public Halls	\$ 372.00
44	Pay Day Loan Businesses	\$ 820.00
45	Kennels, Pet Shops	\$ 263.00
46	Personal Aesthetic Services Facility	\$ 191.00
47	Personal Wellness Services Establishment	\$ 191.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Licensing & By-law Services - Licensing

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Places of Amusement		
48	Amusement Arcade	\$ 265.00
49	Amusement Rides	\$ 265.00
50	Amusement Water	\$ 443.00
51	Billiard / Bagatelle Tables	\$ 265.00
52	Bingo Parlour	\$ 265.00
53	Bowling Alley	\$ 265.00
54	Carnival	\$ 265.00
55	Circus	\$ 265.00
56	Motor Vehicle Race Track	\$ 265.00
57	Other	\$ 265.00
58	Proprietary Club	\$ 265.00
59	Roller Skating Rink	\$ 265.00
60	Skateboarding, BMX bikes	\$ 265.00
Used Goods Services		
61	Antique Market/Flea Market	\$ 265.00
62	Pawn Broker	\$ 443.00
63	Precious Metals & Jewellery Dealers	\$ 443.00
64	Salvage Yard	\$ 443.00
65	Second-hand Shop	\$ 506.00
Trade Licence Contractor		
66	Building Repair	\$ 283.00
67	Plumbing	\$ 283.00
68	Heating, Ventilation & Air Conditioning	\$ 283.00
69	Drain Repair	\$ 283.00
70	Sprinkler and Fire Protection Installer	\$ 283.00
71	Tree Cutting Services	\$ 270.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Licensing & By-law Services - Licensing

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Trade Licence Masters		
72	Building Repair	\$ 167.00
73	Plumbing	\$ 167.00
74	Heating, Ventilation & Air Conditioning	\$ 167.00
75	Drain Repair	\$ 167.00
76	Sprinkler and Fire Protection Installer	\$ 167.00
Other Fees		
77	Daily fee for spare taxicabs	\$ 27.43
78	Taxi cab (limited interest agreement)	\$ 83.00
79	Taxi cab Priority list	\$ 101.77
80	Taxi cab accessible priority list	\$ 53.10
81	Annual spare taxicab inspection fee	\$ 177.88
82	Exam/Processing Fee	\$ 55.75
83	Administration fee - applications / amendments	\$ 68.14
84	Licence re-instatement fee (late fee)	\$ 289.38
85	Photo ID Card	\$ 18.58
86	Licence certificate replacement	\$ 18.58
87	Licence plate replacement	\$ 78.76
88	Appeal to Hamilton Licensing Tribunal	\$ 154.87
89	Municipal consent for new liquor licence applications and extensions	\$ 188.50
90	Corporate Profile Report, Deed & Abstract Reports	Full Cost Recovery
91	Failure to fulfil conditions imposed by the Issuer of Licenses or the Licensing Tribunal	\$ 107.08
92	Special Occasions Permit - Administration Fee	\$ 81.42
93	Application for Temporary Occupancy	\$ 772.57
Personal Transportation Provided		
94	Annual Licence Fee	\$ 5,000.00
95	Per Trip Fee (Transaction fee per class A-C)	\$ 0.30

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - General Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Discharge of Firearms By-law		
1	a) Exemption permit application fee for the discharge of recreational firearms or bows	\$ 119.47
2	b) Renewal fee	\$ 22.12
Certificate of Compliance		
3	a) Single detached dwelling	\$ 302.65
4	b) A two, three or multiple unit dwelling	\$ 302.65
5	- plus additional fee for each additional dwelling unit in excess of the first	\$ 44.25
6	c) A lodging house	\$ 302.65
7	- plus additional fee per each permitted resident (required every 3 years)	\$ 33.63
8	d) All other buildings (Liquor licence)	\$ 302.65
9	- plus additional fee per each 100 square metres in excess of the first 100 square metres	\$ 19.47
10	e) Residential care facility (first time applications & change in ownership)	\$ 302.65
11	- plus additional fee per each permitted resident	\$ 34.51
12	f) Discharge of an Order - Non registered Order to Comply	\$ 302.65
13	g) Discharge of an Order - Registered Order To Comply	\$ 644.25
Fees charged for inspections carried out by the City resulting from non-compliance with any City by-law (except Vital Services By-law):		
Inspection demonstrating non-compliance when there has been an earlier incident of non-compliance:		
14	Initial	\$ 302.65
15	Subsequent	\$ 154.87
<i>Note: an "incident of non-compliance" includes an inspection carried out by the City or by another enforcement agency demonstrating non-compliance.</i>		
16	Vital services - Admin Fee	10% of total utility billings paid by the City

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development
Division: Licensing & By-law Services - General Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	Noise by-Law Exemption:	
17	- Application received 60 days or more prior to the event	\$ 189.00
18	- Application received less than 60 days prior to the event	\$ 285.00
19	Corporate Profile Report and Deed & Abstract Reports	Full Cost Recovery
20	Application Fee for outdoor commercial patio exemption permits	\$ 536.00
21	Application Fee for any appeal to the Property Standards Committee	\$ 144.00
22	Zoning Verification & Work Order Reports - Regular	\$ 124.00
23	Zoning Verification & Work Order Reports - Express	\$ 189.00
24	Fees charged by the City for costs incurred when its inspection powers under s. 436(2) of the Municipal Act, 2001 are exercised	Full Cost Recovery
25	Registration Fee - One Time Fee For Initial Registration of a Vacant Building	\$ 297.00
26	Vacant Building Fee - Annual Inspection Fee	\$ 743.36
27	Annual Fee for each additional vacant building on a property (inspection)	\$ 363.72
28	Vacant Building Quarterly Inspection Fee	\$ 298.23
29	Licensing Tribunal and Property Standards Committee decisions	Full Cost Recovery
	Municipal Law Enforcement Contractor Services Administration:	
30	- Administration Fee for invoices less than or equal to \$600 (before tax)	\$ 100.00
31	- Administration Fee for invoices greater than \$600 (before tax)	\$ 225.66
32	- Administration Fee for requests for file review	\$ 37.17
33	Application Fee for outdoor commercial patio exemption permits	\$ 536.00
34	a) Inspection Fee	\$ 212.00
35	Paid Duty Municipal Law Enforcement	Full Cost Recovery

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - General Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	Tree Permits	
36	Review of Permit Application to Injure or Destroy Trees - Urban Woodland Tree By-law No. 14-212	\$ 250.00
37	Review of Notice of Intent to Cut Application - Regional Woodland Tree By-law No. R00-054	\$ 150.00
38	Review of Permit Application to Injure or Destroy Trees - Dundas Tree By-law No. 4513-99	\$ 50.00
	Review of Permit Application to Injure or Destroy Trees - Stoney Creek Tree By-law No. 4401-96:	
39	a) 2 to 10 trees	\$ 25.00
40	b) 11 to 20 trees	\$ 50.00
41	c) Greater than 20 trees	\$ 100.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Sign By-Law Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
PERMITS FOR SIGNS		
SIGN TYPE		
Mobile Sign		
1	- for 28 consecutive days	\$ 133.00
2	- for 14 consecutive days	\$ 90.00
3	Mobile Sign advertising a grand opening or closing promotional event (for 7 consecutive days)	\$ 202.00
4	Sidewalk Sign (per year)	\$ 103.00
5	Banner (for 28 consecutive days)	\$ 103.00
6	Banner advertising a grand opening or closing promotional event (for 7 consecutive days)	\$ 202.00
7	Inflatable Sign (for 7 consecutive days)	\$ 103.00
8	New Home Development Portable Sign (per year)	\$ 67.00
9	Sign permit fee for any new permanent signs/per property per occasion	\$ 156.00
10	Sign permit fee for changes to existing signs/per property per occasion	\$ 242.00
11	Corrugated Plastic Sign (yearly permit fee per location per property)	\$ 156.00
12	A-frame signs on sidewalks (permit fee for a three-year period)	\$ 162.00
Digital Boards		
13	Annual Sign Permit Fee	\$ 2,040.00
SIGN VARIANCE APPLICATION		
Sign variance fees appear under "Planning" Division		
ENFORCEMENT FEES		
14	Removal of an Unlawful Permanent Sign - per sign (or the actual cost of removing the sign, whichever is greater)	\$ 258.41
15	Storage Charge for an Unlawful Permanent Sign - per sign/day	\$ 65.49
16	Removal of an Unlawful Mobile Sign - per sign (or the actual cost of removing the sign, whichever is greater)	\$ 258.41
17	Storage Charge for an Unlawful Mobile Sign - per sign/day	\$ 65.49

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Sign By-Law Fees

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
18	a) Inspection Fee	\$ 65.49
19	Storage Charge for an Unlawful Portable Sign - per sign/day	\$ 37.17
20	Storage Charge for an Unlawful Election Sign - per sign/day	\$ 37.17
21	Annual Inspection Fee (existing non-conforming overhanging signs) Note: the permit fees for Ground Signs, Awnings, Canopies, Marquees, Parapet Signs, Projecting Signs, Wall Signs and Billboards appear under "Building Services - Building Permit Fees"	\$ 111.50

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Lottery Licensing

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	<i>Lottery Licence Application Administration Fee</i>	\$ 69.91
2	<i>Lottery Licence Fee - Bingo (per event)</i>	\$ 165.00
3	<i>Lottery Licence Fee - Nevada</i>	Up to maximum of 3% prize value
4	<i>Lottery Licence Fee - Raffles</i>	Up to maximum of 3% prize value
5	<i>Lottery Licence Fee - Others</i>	Varies by type and mandated by the province

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Animal Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Impound Fees (Standard Rate)		
1	Licensed Dog - 1st Offence	\$ 68.00
2	Licensed Dog - Subsequent Offence	\$ 184.00
3	Licensed Dog - Subsequent Offence (after initial subsequent offence - increase of \$50.00 per occurrence up to 5 occurrences)	\$ 50.00
4	Unlicensed Dog - 1st Offence	\$ 109.00
5	Unlicensed Dog - Subsequent Offence	\$ 184.00
6	Unlicensed Dog - Subsequent Offence (after initial subsequent offence - increase of \$50.00 per occurrence up to 5 occurrences)	\$ 50.00
7	Dangerous or Potentially Dangerous Dog	\$ 661.00
8	Cat (identified [1] and unidentified)	\$ 27.00
9	Cat (identified [1] and unidentified)- Subsequent Offence	\$ 42.00
10	Multiple Small Domestic Animals (up to 6)	\$ 57.00
11	Other Small Domestic Animal [2]	\$ 26.00
12	Snake or Reptile	\$ 26.00
13	Livestock - Small	\$ 141.00
14	Livestock - Large	\$ 299.00
Impound Fees (Senior & Disabled Rate)		
15	Licensed Dog - 1st Offence	\$ 63.00
16	Licensed Dog - Subsequent Offence	\$ 99.00
17	Licensed Dog - Subsequent Offence (after initial subsequent offence - increase of \$50.00 per occurrence up to 5 occurrences)	\$ 50.00
18	Unlicensed Dog - 1st Offence	\$ 99.00
19	Unlicensed Dog - Subsequent Offence	\$ 161.00
20	Unlicensed Dog - Subsequent Offence (after initial subsequent offence - increase of \$50.00 per occurrence up to 5 occurrences)	\$ 50.00
21	Dangerous or Potentially Dangerous Dog	\$ 661.00
22	Cat (identified [1] and unidentified)	\$ 27.00
23	Cat (identified [1] and unidentified)- Subsequent Offence	\$ 37.00
24	Multiple Small Domestic Animals (up to 6)	\$ 47.00
25	Other Small Domestic Animal [2]	\$ 26.00
26	Snake or Reptile	\$ 26.00
27	Livestock - Small	\$ 135.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Animal Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
28	Livestock - Large	\$ 281.00
	Live Surrender Fees - [3] (Standard Rate)	
29	Dog (unlicensed)	\$ 175.22
30	Dog (licensed)	\$ 138.94
31	Cat (unregistered)	\$ 175.22
32	Cat (registered)	\$ -
33	Litter (up to 6) - Canine or Feline	\$ 63.72
34	a) Inspection Fee	\$ 65.49
35	Rabbit (individual)	\$ 63.72
36	Multiple Small Domestic Animals (up to 6)	\$ 63.72
37	Small Livestock	\$ 122.12
	Live Surrender Fees - [3] (Senior & Disabled Rate)	
38	Dog (unlicensed)	\$ 138.94
39	Dog (licensed)	\$ 102.65
40	Cat (not registered)	\$ 138.94
41	Cat (registered)	\$ -
42	Litter (up to 6) - Canine or Feline	\$ 50.44
43	Other Small Domestic Animal [4]	\$ 50.44
44	Multiple Small Domestic Animals (up to 5)	\$ 50.44
45	Small Livestock	\$ 104.42
	Cadaver Surrender Fees (Standard Rate)	
46	Dog	\$ 121.24
47	Dog - Small	\$ 53.10
48	Cat	\$ 53.98
49	Litter - Canine or Feline (up to 5) (under 12 weeks)	\$ 53.98
50	Other Small Domestic Animal [4]	\$ 53.98

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Animal Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
51	Multiple Small Domestic Animals (up to 5)	\$ 53.98
52	Small Livestock	\$ 93.81
Cadaver Surrender Fees (Senior & Disabled Rate)		
53	Dog	\$ 93.81
54	Dog - Small	\$ 38.05
55	Cat	\$ 38.94
56	Litter - Canine or Feline (up to 5) (under 12 weeks)	\$ 38.94
57	Other Small Domestic Animal [4]	\$ 38.94
58	Multiple Small Domestic Animals (up to 5)	\$ 38.94
59	Small Livestock	\$ 60.18
Boarding Fees (Standard Rate Per Day)		
60	Dog	\$ 19.00
61	Dangerous or Potentially Dangerous Dog	\$ 61.00
62	Cat	\$ 14.00
63	Other Small Domestic Animal	\$ 8.00
64	Small Livestock	\$ 35.00
65	Large Livestock	\$ 58.00
Boarding Fee (Senior & Disable Rate - Per Day)		
66	Dog	\$ 13.00
67	Dangerous or Potentially Dangerous Dog	\$ 61.00
68	Cat	\$ 8.00
69	Other Small Domestic Animal	\$ 8.00
70	Small Livestock	\$ 19.00
71	Large Livestock	\$ 40.00
Miscellaneous		
72	Vietnamese Pot Bellied Pig Licence	\$ 41.00

2021 APPROVED USER FEES & CHARGES

Department: Planning & Economic Development

Division: Licensing & By-law Services - Animal Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
73	Voluntary Cat Registration	\$ 16.00
74	Quarantine per day - Dog	\$ 38.00
75	Quarantine per day - Dangerous or Potentially Dangerous Dog	\$ 65.00
76	Quarantine per day - Cat	\$ 27.00
77	Hearing Fee re: Dangerous or Potentially Dangerous Dog	\$ 189.00
78	Microchip implant	\$ 22.12
79	Wildlife removal from private trap - release on site	\$ 63.72
80	Wildlife removal from private trap - Euthanasia [5]	\$ -
81	Pet Transport (Ambulance)	\$ 78.76
82	Poopbag Refill Bags	\$ 5.31
83	Admin Fee (e.g. for special billing arrangements)	\$ 30.97
84	Engraving (Urns)	\$ 12.39
85	Special Cremation Fee	\$ 138.05
86	Clay Paw Print	\$ 30.97
87	Painted Paw Print	\$ 46.90
88	Animal Assistance Fee - per hour	\$ 52.21
	Animal Adoption Fees	
89	Dog/Puppy	\$ 287.61
90	Dog Senior/Special Needs	\$26.55-79.65
91	Cat/Kitten	\$ 181.41
92	Cat Senior/Special Needs	\$26.55-79.65
93	Small Domestic Animal/Bird/Other	\$6.19-107.08
94	Snake or Reptile	\$6.19-107.08
	NOTES	
	[1] Micro-chipped, engraved collar, tattooed, registered	
	[2] Rabbits, rodents, song birds, etc.	
	[3] Includes cremation	
	[4] Excludes Fish - no charge	
	[5] No Charge if animal fatally injured prior to capture or poses bona fide threat	

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Hamilton Paramedic Service

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Special Event Coverage		
1	Event coverage - 1 Ambulance & 2 Paramedics - min. 4 hours	\$ 1,005.93
2	- Each Additional Hour (In Half Hour Increments)	\$ 251.90
3	Event coverage - First Response Unit & 1 Paramedic - min. 4 hours	\$ 783.19
4	- Each Additional Hour (In Half Hour Increments)	\$ 195.93
Ambulance Reports/Investigations		
5	Copy of Ambulance Call Reports to Outside Agencies	\$ 85.31
6	Investigative Interview of Paramedics by Outside Agencies (Per Hour)	\$ 153.72
Preceptor Fees		
7	Paramedic Student Equipment Fee	\$ 59.16
8	Paramedic Student Preceptor Fee - Primary Care Paramedic (Per Hour)	\$ 2.04
9	Paramedic Student Preceptor Fee - Advanced Care Paramedic (Per Hour)	\$ 2.92

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Hamilton Fire Department

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Triggering alarm not including testing alarm:		
1	4th or subsequent response in a 30 day period (property owner or individual responsible, where this can be determined)	\$ 805.00
2	6th or subsequent response in a calendar year (property owner or individual responsible, where this can be determined)	\$ 805.00
3	Testing alarm without notification to Fire Department (property owner)	\$ 805.00
Responses for Motor vehicles		
4	Within City, for a motor vehicle owned by a person who does not reside in the City (motor vehicle owner) Fee per Fire Department vehicle for the 1st hour divided equally among motor vehicle owners if more than one motor vehicle	\$ 751.06
5	- Each Additional Hour (In Half Hour Increments)	\$ 375.53
Response for Open Air Burning		
6	Non-compliance with the Open Air Burning By-law including non-compliance with a permit issued under the By-law – second or subsequent response in a 12 month period (property owner) Fee per Fire Department vehicle for the 1st hour	\$ 798.05
7	- Each Additional Hour (In Half Hour Increments)	\$ 399.03
Response for Natural Gas Leaks		
8	Failure to obtain Utility Service Locate (property owner) Fee per Fire Department vehicle for the 1st hour	\$ 751.06
9	- Each Additional Hour (In Half Hour Increments)	\$ 375.53
Reports / Letters / File Searches		
10	Fire Department response report	\$ 43.10
11	Clearance/status letter	\$ 38.76
12	Outstanding work order file search	\$ 76.19
13	Environmental property search	\$ 507.21
Fire Routes		
14	Establishing new fire routes or reviewing existing fire routes	\$ 258.14
Events		

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Hamilton Fire Department

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
15	Non-emergency stand-by for events (e.g. film events, demolition derbies) per vehicle	\$ 537.52
16	Full cost recovery for crew	Full Cost Recovery
17	Approvals for pyrotechnic and firework displays and film shoot pyrotechnics	\$ 326.42
18	Capacity cards per room (upon request)	\$ 153.01
Inspections of Residential Buildings		
19	Daycares – licensed	\$ 172.26
20	Daycares – private home	\$ 71.73
21	Foster care homes with a capacity of less than or equal to 4	\$ 71.73
22	Group homes with a capacity of less than or equal to 4	\$ 71.73
23	Foster care homes with a capacity of more than 4	\$ 272.66
24	Student housing, Bed & Breakfast, Lodging house	\$ 272.66
25	Residential buildings with 1 dwelling	\$ 71.73
26	Residential buildings with 2 dwellings	\$ 344.38
27	Residential buildings with less than 4 stories and more than 2 dwelling units	\$ 602.57
28	Residential buildings with 4 - 6 stories	\$ 1,018.77
29	Residential buildings with 7 - 11 stories	\$ 1,190.04
30	Residential buildings with 12 - 18 stories	\$ 1,362.48
31	Residential buildings with more than 18 stories	\$ 1,720.22
Inspections of Non-Residential Buildings		
32	Non-residential buildings with less than 5 stories and less than 3,000 sq. ft per floor	\$ 272.66
33	Non-residential buildings with less than 5 stories and 3,000 sq. ft to 5,000 sq. ft per floor	\$ 430.71
34	Non-residential buildings with less than 5 stories and more than 5,000 sq. ft per floor	\$ 574.29
35	Non-residential buildings with 5 or more stories and less than 3,000 sq. ft per floor	\$ 644.96
36	Non-residential buildings with 5 or more stories and 3,000 to 5,000 sq. ft per floor	\$ 760.53
37	Non-residential buildings with 5 or more stories and more than 5,000 sq. ft per floor	\$ 1,018.58

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Hamilton Fire Department

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Other Inspections		
38	AGCO liquor licence – indoor	\$ 186.72
39	AGCO liquor licence – patio	\$ 86.73
40	Municipal business licence	\$ 152.21
41	Open air burning	\$ 172.26
All Re-Inspections		
42	2nd or subsequent re-inspection	\$ 71.73
Permits		
43	Family fireworks sale permit – store	\$ 215.31
44	Family fireworks sale permit – trailer	\$ 430.40
45	Open air burning permit	\$ 25.50
Risk and Safety Management Plan Reviews (RSMPs) for Propane Facilities		
46	Level 2 propane facility (propane volume > 5K water gallons) – first RSMP	\$ 3,025.88
47	Level 2 propane facility (propane volume > 5K water gallons) – renewal RSMP	\$ 1,513.01
48	Level 2 propane facility (propane volume > 5K water gallons) – new RSMP resulting from modification or expansion of the propane facility	\$ 2,239.21
49	Level 1 propane facility (propane volume ≤ 5K water gallons) – all RSMPs	\$ 302.56
Extraordinary Costs		
50	Costs in addition to costs ordinarily incurred to eliminate an emergency or risk, preserve property or evidence, or to investigate, including but not limited to:	Full Cost Recovery
	- renting equipment (e.g. specialized equipment);	
	- hiring contractors;	
	- hiring professional services (e.g. engineering services);	
	- using consumable materials (e.g. foam)	
	- replacing damaged equipment (e.g. bunker gear, firefighting hose); or	
	- purchasing materials (e.g. shoring lumber)	
51	Alternative Solutions Review for Ontario Fire Code	\$ 819.07

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Hamilton Fire Department

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
52	Fire Safety Plan Review - 3rd or subsequent review	\$ 181.02

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Long Term Care and Ontario Works

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Macassa Lodge		
1	Day Program - All Day	\$ 23.20
Wentworth Lodge		
2	Meals-on-Wheels	\$ 7.35
Helping Hands Program		
3	Regular Cleaning (1 Hour Minimum)	\$ -
4	Heavy Cleaning (1 Hour Minimum) (Wall Washing, Window Cleaning, Rug Shampoo)	\$ -
5	Lawn Maintenance (1 Hour Minimum)	\$ -
6	Snow Shoveling (1 Hour Minimum)	\$ -
7	Lawn Crew Services (1 Hour Minimum)	\$ -
8	Snow Crew Services (1 Hour Minimum)	\$ -
9	Air Conditioner Install or Removal (1 Hour Minimum)	\$ -
10	Annual Administrative Fee	\$ -

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Chedoke Green Fees-Beddoe (Effective January 1, 2021)		
1	Monday to Thursday - 18 Holes	\$ 40.77
2	Fri/Sat/Sun/Holidays - 18 Holes	\$ 47.42
3	Senior (60&up) - Monday to Thursday - 18 Holes	\$ 36.04
4	Senior (60&up) - Fri/Sat/Sun/Holidays - 18 Holes	\$ 40.77
5	Junior (18&under) - after 11 am	\$ 26.55
6	Twilight - Monday to Thursday	\$ 28.45
7	Twilight - Fri/Sat/Sun/Holidays	\$ 33.19
8	9 Hole - Monday to Thursday	\$ 23.70
9	9 Hole - Fri/Sat/Sun/Holidays	\$ 26.55
10	9 Hole Senior (60&up) - Monday to Thursday	\$ 20.86
11	9 Hole Senior (60&up)- Fri/Sat/Sun/Holidays	\$ 22.76
12	Sunset - after 6pm	\$ 23.70
13	Spring/Fall Green Fees (walking) - Effective April 1, 2021	\$ 30.97
14	League Fee with cart (9 holes) - Effective April 1, 2021	\$ 26.55
15	League Fee with cart (18 holes) - Effective April 1, 2021	\$ 30.97
16	Tournament Green Rate (Monday - Thursday) - Effective April 1, 2021	\$ 51.33
17	Tournament Green Rate (Friday - Sunday) - Effective April 1, 2021	\$ 57.52
18	Sell off Rate (18 holes) - Effective April 1, 2021	\$ 23.89
Chedoke Green Fees - Martin (Effective January 1, 2021)		
19	Monday to Thursday - 18 Holes	\$ 31.29
20	Fri/Sat/Sun/Holidays - 18 Holes	\$ 36.04
21	Senior (60&up) - Monday to Thursday - 18 Holes	\$ 27.50
22	Senior (60&up) - Fri/Sat/Sun/Holidays - 18 Holes	\$ 30.35
23	Junior (18&under) - after 11 am	\$ 20.86
24	Twilight - Monday to Thursday	\$ 21.81
25	Twilight - Fri/Sat/Sun/Holidays	\$ 25.60
26	9 Hole - Monday to Thursday	\$ 18.01
27	9 Hole - Fri/Sat/Sun/Holidays	\$ 19.91

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
28	9 Hole Senior (60&up) - Monday to Thursday	\$ 16.12
29	9 Hole Senior (60&up)- Fri/Sat/Sun/Holidays	\$ 17.07
30	Sunset - after 6pm	\$ 18.01
31	Spring/Fall Green Fees (walking) - Effective April 1, 2021	\$ 22.12
32	League Fee with cart (9 holes) - Effective April 1, 2021	\$ 22.12
33	League Fee with cart (18 holes) - Effective April 1, 2021	\$ 26.55
34	Tournament Green Rate (Monday - Thursday) - Effective April 1, 2021	\$ 43.36
35	Tournament Green Rate (Friday - Sunday) - Effective April 1, 2021	\$ 47.79
36	Sell off Rate (18 holes) - Effective April 1, 2021	\$ 18.58
37	Winter Golf Green Fee - Effective April 1, 2021	\$ 20.35
Chedoke Beddoe (only) Advantage Packs (Effective January 1, 2021)		
38	12 Rounds	\$ 446.20
39	24 Rounds	\$ 839.00
Chedoke Golf Memberships (Effective January 1, 2021)		
40	Beddoe & Martin - Adult - any day	\$ 1,891.92
41	Beddoe & Martin - Couples - any day	\$ 3,310.85
42	Beddoe & Martin - Junior (18 & under) - any day	\$ 474.17
43	Beddoe & Martin - Senior (60 & over) - Monday to Friday only, excluding holidays	\$ 1,418.94
44	Beddoe & Martin - Weekday (excluding holidays)	\$ 1,418.94
45	Martin-Adult	\$ 1,232.83
46	Martin-Couples	\$ 2,157.44
47	Martin-Junior (18 & under) - any day	\$ 331.91
48	Martin-Senior (60 & over) - Monday to Friday only, excluding holidays	\$ 924.62
49	Martin-Weekday - excluding holidays	\$ 924.62
50	City Wide - Adult	\$ 2,460.00
51	City Wide - Couples	\$ 4,125.22
52	City Wide - Senior	\$ 1,789.10
53	City Wide - Weekday - excluding holidays	\$ 1,863.64

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
54	City Wide - Intermediate Membership (19 - 34) - Any day	\$ 945.54
55	City Wide - Intermediate Membership (19 - 35) - Effective April 1, 2021	\$ 1,297.49
56	City Wide - Junior (18 and under) - Effective April 1, 2021	\$ 617.11
Flex Pass - Chedoke - Beddoe (Effective January 1, 2021)		
<i>Flex Pass Characteristics - ADULT</i>		
57	Activation Fee to Purchase Pass - One Time Fee	\$ 272.95
58	Peak Green Fee (25% off before 11am)	\$ 31.90
59	Non-Peak Green Fee (40% off)	\$ 25.52
60	Merchandise and Food and Beverage Discount (Excluding Alcohol)	10% off
<i>Flex Pass Characteristics - SENIOR (60+)</i>		
61	Activation Fee to Purchase Pass - One Time Fee	\$ 231.75
62	Peak Green Fee (25% off before 11am)	\$ 27.35
63	Non-Peak Green Fee (40% off)	\$ 21.88
64	Merchandise and Food and Beverage Discount (Excluding Alcohol)	10% off
<i>Flex Pass Characteristics - ADULT</i>		
65	Activation Fee to Purchase Pass - One Time Fee	\$ 272.95
66	Peak Green Fee (25% off before 11am)	\$ 19.14
67	Non-Peak Green Fee (40% off)	\$ 19.14
68	Merchandise and Food and Beverage Discount (Excluding Alcohol)	10% off
<i>Flex Pass Characteristics - SENIOR (60+)</i>		
69	Activation Fee to Purchase Pass - One Time Fee	\$ 231.75
70	Peak Green Fee (25% off before 11am)	\$ 16.41
71	Non-Peak Green Fee (40% off)	\$ 16.41
72	Merchandise and Food and Beverage Discount (Excluding Alcohol)	10% off
Golf Carts - All Courses (Effective January 1, 2021)		

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
73	9 hole pull cart	\$ 2.73
74	18 hole pull cart	\$ 4.55
75	18 hole power cart	\$ 30.99
76	18 hole power cart - single rider	\$ 17.31
77	9 hole power cart	\$ 18.23
78	9 hole power cart - single rider	\$ 9.12
79	Sunset (After 6pm) Power cart	\$ 9.12
80	Sunset (After 6pm) Pull cart	\$ 2.73
Notes:		
Golf Assoc of Ont (GOA) Fee is added on top of regular fee. Tournament Rates are based by weekday or weekend tournaments and at a percentage of 10% less than the regular green fee and golf cart prices.		

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
King's Forest Green Fees (Effective January 1, 2021)		
1	Monday to Thursday - 18 Holes	\$ 56.90
2	Fri/Sat/Sun/Holidays - 18 Holes	\$ 64.49
3	Senior (60&up) - Monday to Thursday - 18 Holes	\$ 43.63
4	Senior (60&up) - Fri/Sat/Sun/Holidays - 18 Holes	\$ 50.26
5	Junior (18&under) - after 11 am	\$ 30.35
6	Twilight - Monday to Thursday	\$ 36.98
7	Twilight - Fri/Sat/Sun/Holidays	\$ 40.77
8	9 Hole - Any day	\$ 30.35
9	9 Hole Senior (60&up) - Any day	\$ 25.60
10	Spring/Fall Green Fees (walking) - Effective April 1, 2021	\$ 39.82
11	League Fee with cart (9 holes) - Effective April 1, 2021	\$ 35.40
12	League Fee with cart (18 holes) - Effective April 1, 2021	\$ 39.82
13	Tournament Green Rate (Monday - Thursday) - Effective April 1, 2021	\$ 66.37
14	Tournament Green Rate (Friday - Sunday) - Effective April 1, 2021	\$ 73.45
15	Sell off Rate (18 holes) - Effective April 1, 2021	\$ 32.74
King's Forest (only) Advantage Packs (Effective January 1, 2021)		
16	12 Rounds	\$ 608.19
17	24 Rounds	\$ 1,177.14
King's Forest Golf Memberships (Effective January 1, 2021)		
18	King's Forest -Adult	\$ 1,990.81
19	King's Forest -Couples	\$ 3,582.58
20	King's Forest -Junior (18&under) - any day	\$ 475.23
21	King's Forest -Senior (60 & over) Monday to Friday only, excluding holidays	\$ 1,420.75
22	King's Forest -Weekday	\$ 1,467.89
23	City Wide - Adult	\$ 2,461.10
24	City Wide - Couples	\$ 4,125.22
25	City Wide-Senior	\$ 1,789.10

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
26	City Wide - Weekday	\$ 1,863.64
27	City Wide - Intermediate Membership (19 - 34) - Any day	\$ 1,050.60
28	City Wide - Junior (18 and under) - Effective April 1, 2021	\$ 617.11
29	City Wide - Immediate (19-35) - Effective April 1, 2021	\$ 1,297.49
30	Lower banquet room rental per hour	\$ 52.53
31	Main banquet room rental per hour	\$ 78.80
32	Lower banquet room rental - Special Event - Effective April 1, 2021	\$ 75.22
33	Main banquet room rental - Special Event - Effective April 1, 2021	\$ 150.44
Flex Pass - King's Forest (Effective January 1, 2021)		
<i>Flex Pass Characteristics - ADULT</i>		
34	Activation Fee to Purchase Pass - One Time Fee	\$ 272.95
35	Peak Green Fee (25% off before 11am)	\$ 45.58
36	Non-Peak Green Fee (40% off)	\$ 36.46
37	Merchandise and Food and Beverage Discount (Excluding Alcohol)	10% off
<i>Flex Pass Characteristics - SENIOR (60+)</i>		
38	Activation Fee to Purchase Pass - One Time Fee	\$ 231.75
39	Peak Green Fee (25% off before 11am)	\$ 37.37
40	Non-Peak Green Fee (40% off)	\$ 30.08
41	Merchandise and Food and Beverage Discount (Excluding Alcohol)	10% off
Golf Carts - All Courses (Effective January 1, 2021)		
42	9 hole pull cart	\$ 2.73
43	18 hole pull cart	\$ 4.55
44	18 hole power cart	\$ 30.99
45	18 hole power cart - single rider	\$ 17.31
46	9 hole power cart	\$ 18.23
47	9 hole power cart - single rider	\$ 9.12
48	Sunset (After 6pm) Power cart	\$ 9.12

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation - Golf Courses

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
49	Sunset (After 6pm) Pull cart	\$ 2.73
<p>Notes:</p> <p>Golf Assoc of Ont (GOA) Fee is added on top of regular fee.</p> <p>Tournament Rates are based by weekday or weekend tournaments and at a percentage of 10% less than the regular green fee and golf cart prices.</p>		

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
User Group Ice Rates (Hourly) (Effective July 1, 2021)		
1	Prime Time Non Subsidized	\$ 292.49
2	Prime Time Subsidized	\$ 158.08
3	Non Prime Time	\$ 219.37
4	Tournaments (Subsidized Groups Only)	\$ 219.37
5	Summer Ice Non Subsidized	\$ 316.16
6	Summer Ice Subsidized	\$ 219.37
7	Last Minute Ice (48 Hours Prior to Use, Non-Refundable)	\$ 158.08
8	Shooter Pad (1 Hour)	\$ 27.12
9	Shooter Pad (1 Hour) (Block Booking >50 hours)	\$ 20.34

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	Admission fees applied to patrons upon entering Recreation Centres, Outdoor Pools, Arenas and Seniors' Facilities for non-registered drop-in programming.	
	Infant - 0 to 36 months (Free) Child/Youth - 3 to 17 years Adult - 18 to 54 years Seniors - 55+ years	
	Family - 1 to 2 adults and/or their dependent children under 18 years of age living at the same address	
	Recreation Centre & Pool Admission Fees (Effective July 1, 2021)	
	<i>Applied to drop-in gym programs as well as drop-in swimming programs which are staff supervised but not lead by an instructor.</i>	
1	Single Admit (Child/Youth/Senior)	\$ 3.08
2	Single Admit (Adult)	\$ 4.60
3	Single Admit (Family)	\$ 9.39
4	Single Admit (Fitness)	\$ 7.56
5	Single Admit (Fitness Specialty)	\$ 9.02
6	Single Admit (Fun Night)	\$ 6.09
7	Single Admit (Initiative Program)	\$ 2.01
8	Aqua Bike Rental	\$ 5.58
9	10 Visit Clip Card (Child/Youth/Senior)	\$ 22.46
10	10 Visit Clip Card (Adult)	\$ 34.54
11	10 Visit Clip Card (Family)	\$ 70.45
12	Monthly Pass (Child/Youth/Senior) - Effective April 1, 2021	\$ 12.32
13	Monthly Pass (Adult) - Effective April 1, 2021	\$ 18.40
14	Monthly Pass (Family) - Effective April 1, 2021	\$ 37.56
15	Yearly Pass (Child/Youth/Senior)	\$ 42.75
16	Yearly Pass (Senior RFAP Clients)	\$ 10.69
17	Yearly Pass (Adult)	\$ 101.34
18	Yearly Pass (Adult RFAP Clients)	\$ 25.34
19	Yearly Pass (Family)	\$ 157.34
20	Yearly Pass (Replacement Card)	\$ 4.83
21	Non-Resident Fee Applied to Clip Cards & Yearly Pass Rates Above	\$ 14.00

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
22	Promotional Pass (Youth) (20 pack with expiration date)	\$ 10.00
Waterfit Admission Fees (Effective July 1, 2021)		
<i>Applied to instructor lead drop-in water fitness programs.</i>		
23	Single Admit (Senior)	\$ 2.24
24	Single Admit (Adult)	\$ 5.06
25	Single Admit (Warm Water Exercise) (Adult)	\$ 6.33
26	Single Admit (Warm Water Exercise) (Senior)	\$ 5.07
27	Warm Water Exercise (Senior Centre Partnership)	\$ 2.97
28	Monthly Pass (Senior)	\$ 7.40
29	Monthly Pass (Adult)	\$ 20.98
30	25 Visit Clip Card (Senior)	\$ 28.89
31	25 Visit Clip Card (Adult)	\$ 82.27
32	Yearly Pass (Senior)	\$ 74.65
33	Yearly Pass (Senior RFAP Clients)	\$ 37.33
34	Yearly Pass (Adult)	\$ 192.34
35	Yearly Pass (Adult RFAP Clients)	\$ 96.17
36	Yearly Pass (Replacement Card)	\$ 4.83
37	Non-Resident Fee Applied to Clip Cards, Yearly and Monthly Pass Rates Above	\$ 14.00
Arena Admission Fees (Effective July 1, 2021)		
<i>Applied to drop-in skating programs which are staff supervised but not lead by an instructor.</i>		
38	Single Admit (Child/Youth/Senior)	\$ 3.08
39	Single Admit (Adult)	\$ 4.60
40	Shinny (Adult)	\$ 7.12
41	Shinny (Youth/Senior)	\$ 4.76
42	Single Admit (Family)	\$ 9.39
43	Figure Skating Ticket Ice	\$ 12.23
44	10 Visit Clip Card Shinny (Adult)	\$ 53.38
45	10 Visit Clip Card Shinny (Youth/Senior)	\$ 35.69

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
46	10 Visit Clip Card Figure Skating Ticket Ice	\$ 91.70
47	Yearly Pass (Child/Youth/Senior)	\$ 38.63
48	Yearly Pass (Adult)	\$ 59.27
49	Yearly Pass (Family)	\$ 87.40
50	Yearly Pass (Replacement Card)	\$ 4.83
51	Non-Resident Fee Applies to Yearly Pass Rates Above	\$ 14.00
52	Promotional Pass (Youth) (20 pack with expiration date)	\$ 10.00
Senior Facility Admission Fees (Effective July 1, 2021)		
<i>Applied to all users (age 55+) of the facility based on the facility's status with the municipality as either "Club" or "Centre" designation.</i>		
53	Single Admit	\$ 2.37
54	Yearly Pass (Senior Centre)	\$ 32.07
55	Non-Resident Fee Applies to Yearly Pass Rates Above	\$ 14.00

2021 APPROVED USER FEES & CHARGES

Department: Healthy & Safe Communities

Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	Registered program fees are applied to instructional classes and charged once for the duration of the class.	
	All registered program fees listed below are based on a single unit fee and multiplied by the number of classes to establish	
	the full program fee unless specified.	
	Preschool - 0 to 5 years Child - 6 to 12 years Youth - 13 to 17 years Adult - 18 to 54 years Seniors - 55+ years	
	Family - 1 to 2 adults and/or their dependent children under 18 years of age living at the same address	
	Aquatic Programs (Effective July 1, 2021)	
1	Adult - Fitness Aqua Spinning (1 Hour Class)	\$ 8.39
2	Learn to Swim Program - Parented (30 Minute Class)	\$ 6.19
3	Learn to Swim Program (30 Minute Class)	\$ 6.97
4	Learn to Swim Program (45 Minute Class)	\$ 7.69
5	Learn to Swim Program (45 Minute Class) (Senior)	\$ 6.16
6	Private Lesson - Semi (30 Minute Class)/per class	\$ 20.61
7	Private Lesson - Tri (30 Minute Class)/per class	\$ 15.46
8	Private Lesson (30 Minute Class)/per class	\$ 25.76
9	Swim Patrol Program (1 Hour Class)	\$ 7.69
10	Non-Resident Fee Applies to All of the Above Rates	\$ 1.56
	Aquatic Leadership Programs (Effective July 1, 2021)	
	<i>Any material costs and exam fees by the applicable service providers, are passed on to the client as an extra fee.</i>	
11	Bronze Cross	\$ 105.35
12	Bronze Medallion with Emergency First Aid	\$ 124.23
13	Bronze Medallion/Bronze Cross Recertification	\$ 65.36
14	Bronze Star	\$ 91.04
15	Lifesaving Society Aquatic Safety Inspector	\$ 75.29
16	Lifesaving Society Aquatic Supervisor Training (AST)	\$ 84.08
17	Lifesaving Society Aquatic Supervisor Training (AST) Instructor	\$ 87.85
18	Lifesaving Society Assistant Instructors	\$ 148.89

2021 APPROVED USER FEES & CHARGES

Department: Healthy & Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
19	Lifesaving Society Combined Instructors	\$ 211.34
20	Lifesaving Society Examiner	\$ 41.72
21	Lifesaving Society First Aid Instructor	\$ 105.10
22	Lifesaving Society Safeguard	\$ 25.10
23	Lifesaving Society SEE Auditor	\$ 25.10
24	Lifesaving Society Standard First Aid	\$ 84.08
25	Lifesaving Society Standard First Aid (Senior)	\$ 67.26
26	Lifesaving Society Standard First Aid Recertification	\$ 61.50
27	Lifesaving Society Trainer	\$ 132.09
28	National Lifeguard	\$ 211.34
29	National Lifeguard Instructor Course	\$ 74.10
30	National Lifeguard Recertification	\$ 46.62
31	Swim for Fitness 13+	\$ 68.71
32	Swim for Fitness 6-12 years	\$ 69.25
33	Swim Abilities (12 Weeks) (1 Hour Class)	\$ 81.92
34	Synchro Routines/Diving Competition (1 Day)	\$ 9.19
35	Synchro/Diving (45 Minute Class)	\$ 72.15
36	Synchro/Diving (45 Minute Class) (Senior)	\$ 57.72
37	Synchro/Diving Program - Add-on Fee (45 Minute Class)	\$ 2.01
38	Withdrawal Fee	\$ 25.00
39	Non-Resident Fee Applies to All of the Above Rates	\$ 14.00
Programs (Effective July 1, 2021)		
<i>All Facilities - Applied to all facilities unless otherwise identified</i>		
40	Adult - Art/Music Program (1 Hour Class)	\$ 5.10
41	Adult - Dance/Fitness Program - Specialty (1 Hour Class)	\$ 7.52
42	Adult - Dance/Fitness Program (1 Hour Class)	\$ 6.30
43	Adult - Friday Framers Program (2 Hour Class)	\$ 2.88
44	Adult - Sport Program (Non-Instructed) (2 Hour Class)	\$ 5.98
45	Camp without trip – Camp Kidaca Base Fee (5 day)	\$ 26.16

2021 APPROVED USER FEES & CHARGES

Department: Healthy & Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
46	Camp Specialty Add-On Fee (per day)	\$ 17.10
47	Camp Trip Add-On Fee (per trip)	\$ 25.75
48	Child - Cycling Program (15 Hours)	\$ 129.11
	Child - Home Alone Course (online)	
49	Child - Music (Piano) (1 Hour Class)	\$ 13.92
50	Child - Program (1 Hour)	\$ 3.82
51	Child - Red Cross Babysitting (8 Hour Class)	\$ 46.40
52	Child - Smash Volleyball League (1.5 Hour Class)	\$ 9.39
53	High Five (PHCD) Certification (8 Hour Class - includes manual)	\$ 63.13
54	Preschool - Parented Program (1 Hour Class)	\$ 3.72
55	Preschool - Program (1 Hour Class)	\$ 5.10
56	Senior - Dance/Fitness Program (1 Hour Class)	\$ 5.04
57	Senior - Dance/Fitness Program - Specialty (1 Hour Class)	\$ 6.02
58	Senior - Art/Music Program (1 Hour Class)	\$ 4.08
59	Senior - Sport Program (Non-Instructed) (2 Hour Class)	\$ 4.78
60	Special Needs (3 Hours, 12 Weeks)	\$ 11.26
61	Special Needs Fitness/Cooking (3 Hours, 6 Weeks)	\$ 15.25
62	Youth - Leadership (8 Hours)	\$ 43.26
63	Youth - Fitness Program (1 Hour Class)	\$ 4.91
64	Late Pick-Up Fee (Per Each Half Hour)	\$ 10.00
	Program Unenrollment Fee	
65	Withdrawal Fee (Camps)	\$ 25.00
66	Withdrawal Fee (Registered Programs)	\$ 10.00
67	Non-Resident Fee Applies to All of the Above Rates	\$ 1.56
	Coach Leadership Programs (Effective April 1, 2021)	
	<i>Any material costs and exam fees by the applicable service providers, are passed on to the client as an extra fee.</i>	
	Making Ethical Decisions	
	Planning a Practice	
	Basic Mental Skills	

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities

Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Sports Field Rentals (Effective January 1, 2021)		
1	Field/Diamond-Premium (Hourly)	\$ 43.52
2	Field/Diamond-Premium-Youth Affiliated (Hourly)	\$ 22.90
3	Field/Diamond-A (Hourly)	\$ 38.52
4	Field/Diamond-A-Youth Affiliated (Hourly)	\$ 19.26
5	Field/Diamond-B (Hourly)	\$ 26.74
6	Field/Diamond-B-Youth Affiliated (Hourly)	\$ 13.37
7	Field/Diamond-C (Hourly)	\$ 4.55
8	Field/Diamond-C-Youth Affiliated (Hourly)	\$ 2.42
9	Field-MINI (Hourly)	\$ 3.14
10	Field-MINI-Youth Affiliated (Hourly)	\$ 1.81
11	Class A Artificial Turf (Hourly)	\$ 130.34
12	Class A Artificial Turf - Youth/Outdoor Affiliated (Hourly)	\$ 65.17
Hall Rentals (Effective July 1, 2021)		
Category A - Premium Community Rooms/Auditorium/Lobby/Gymnasium		
13	Hourly Rate - Subsidized	\$ 20.89
14	Hourly Rate - Standard	\$ 49.16
15	Hourly Rate - Commercial/Non-Resident	\$ 73.76
Category B - Standard Community Rooms		
16	Hourly Rate - Affiliate (Arena Only)	\$ 11.94
17	Hourly Rate - Subsidized	\$ 16.72
18	Hourly Rate - Standard	\$ 35.82
19	Hourly Rate - Commercial/Non-Resident	\$ 59.70
Category C - Basic Community Rooms		
20	Hourly Rate - Affiliate (Arena Only)	\$ 2.39
21	Hourly Rate - Subsidized	\$ 4.78
22	Hourly Rate - Standard	\$ 14.33

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
23	Hourly Rate - Commercial/Non-Resident	\$ 23.89
	Gym Rentals (Effective July 1, 2021)	
	Category A - Premium Gym 6000 Sq Ft+ (ARC Double, WMT Double, Central, BMRC Double)	
	Hourly Rate - Subsidized	
	Hourly Rate - Standard	
	Hourly Rate - Commercial/Non-Resident	
	Category B - Gym 3500-6000Sq Ft+ (Ancaster Single, Dundas, Huntington, Bennetto, WMT Single)	
	Hourly Rate - Subsidized	
	Hourly Rate - Standard	
	Hourly Rate - Commercial/Non-Resident	
	Category C - Gym - 3000-3499 (BMRC single, Winona)	
	Hourly Rate - Subsidized	
	Hourly Rate - Standard	
	Hourly Rate - Commercial/Non-Resident	
	Parks (Effective July 1, 2021)	
24	Parks - Hamilton Pavilion (Per Booking)	\$ 74.88
25	Parks - Hamilton (Per Booking)	\$ 105.45
	Parks - Hamilton (Hourly)	
26	Parks - Hamilton Premium (Per Booking)	\$ 343.81
27	Parks - Hamilton - Wedding Ceremony/Photos (Per Booking)	\$ 181.95
28	Parks - Special Event Exclusive Use Fee (Select Locations Only) (Per Booking)	\$ 789.34
	Pool Rentals (Effective July 1, 2021)	
	Category A - Specialty Pools (With 2 Lifeguards) (Stoney Creek, Westmount, Valley Park)	
29	Hourly Rate - Subsidized	\$ 133.89
30	Hourly Rate - Standard	\$ 214.23

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
31	Hourly Rate - Commercial/Non-Resident	\$ 332.78
32	Slide Rental (Hourly)	\$ 99.88
Category B - Traditional Pools (With 2 Lifeguards) (All Other Facilities)		
33	Hourly Rate - Subsidized	\$ 63.64
34	Hourly Rate - Standard	\$ 133.89
35	Hourly Rate - Commercial/Non-Resident	\$ 214.23
Category C - Hot/Teach Pool (With 1 Lifeguard)		
36	Hourly Rate -Subsidized	\$ 33.62
37	Hourly Rate - Standard	\$ 73.25
38	Hourly Rate - Commercial/Non-Resident	\$ 117.20
Arena Floor Rates (Effective July 1, 2021)		
39	Arena Floor Hamilton (Hourly)	\$ 50.10
40	Arena Special Event - Standard (Hourly)	\$ 108.17
41	Arena Special Event - Commercial/Non-Resident (Per Booking)	\$ 1,250.00
Extra Rental Fees (Effective July 1, 2021)		
42	Arena Event Cleaning Charge (Per Booking)	\$ 187.39
43	Arena Overtime (Per Booking)	\$ 375.12
44	Field & Park - Lights (Hourly)	\$ 13.92
45	Field & Park - Lights - Subsidized (Hourly)	\$ 7.73
46	Field & Park - Lights - Key Deposit	\$ 29.42
47	Field & Park - Hydro Access Fee (Per Booking)	\$ 6.49
48	Field & Park - Staff Maintenance OT (Per Booking)	\$ 399.13
49	Field & Park - Staff Maintenance OT Hourly (Hourly)	\$ 79.83
50	Flat Fee Damage Charge (Per Booking)	\$ 355.47
51	Gym/Kitchen Equipment (Hourly)	\$ 10.16
52	Flat Fee Kitchen Sanitization	\$ 61.80

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Recreation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
53	Flat Fee Set-up Full Gym (Per Booking)	\$ 224.21
54	Flat Fee Set-up Half Gym (Per Booking)	\$ 112.25
55	Flat Fee Set-up Meeting Room (Per Booking)	\$ 58.13
56	Locker Key Replacement Fee	\$ 11.25
57	Parking Lot (Spot/Day) (Special Events Only)	\$ 6.75
58	Rental Amendment	\$ 5.63
59	Insurance Fee	\$ 5.47
60	Staff - Monitor/Additional Staffing (Hourly)	\$ 27.15
61	Staff - Supervisor - Onsite/Extra Lifeguard/Waterfit Instructor (Hourly)	\$ 41.21

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Public Health Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Reproductive Health		
1	Prenatal Complete Class	\$ 47.79
Epidemiology, Wellness and Communicable Disease Control		
Inspection Fees (in addition to fees collected for Planning and/or Fire)		
2	Personal Services Settings Fee	\$ 119.47
Healthy Environments		
3	Property Status Reports (Work Orders) - No Inspection	\$ 53.10
4	Rezoning By-Law & Official Plan Amendment - Inspection	\$ 119.47
5	Land Severance - Inspection	\$ 119.47
6	Migrant Farm Worker Housing	\$ 130.97
7	Disinterment Inspections	\$ 132.74
8	Funeral Home Inspection	\$ 64.60
9	Letters of Compliance-Variou s Agencies	\$ 37.17
10	Special Events/Festivals - (per vendor/per event) - Inspection	\$ 36.28
11	Food Handlers Course (per person) - No Inspection	\$ 53.10
12	Special Events Late Fee - Inspection	\$ 27.43
13	Food Handler Training Challenge Exam - No Inspection	\$ 10.62
Inspection Fees (in addition to fees collected for Planning and/or Fire)		
14	Lodging House	\$ 113.27
15	Residential Care Facilities - annual/per bed	\$ 66.37
16	Food Safety Fee - High Risk	\$ 214.16
17	Food Safety Fee - Medium Risk	\$ 98.23
18	Food Safety Fee - Low Risk	\$ 49.56
19	Adult Entertainment Parlour	\$ 119.47
20	Body Rub Parlour Owner	\$ 119.47
21	Bed and Breakfast	\$ 98.23
22	Mobile Home Park - per site	\$ 143.36

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Healthy and Safe Communities
Division: Public Health Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
23	Public Halls	\$ 49.56
24	Places of Amusement - Carnivals	\$ 41.59
25	Places of Amusement - Circus	\$ 49.56
26	Proprietary Club	\$ 49.56
27	Refreshment Vehicle - Class A	\$ 98.23
28	Refreshment Vehicle - Class B	\$ 98.23
29	Refreshment Vehicle - Class C	\$ 49.56
30	Recreational Camping Establishment	\$ 143.36
31	Seasonal Food Vendors	\$ 49.56
32	Tobacco Vendors - Inspection per Licence	\$ 199.12
33	Electronic Cigarettes - Inspection per Licence	\$ 64.60

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Engineering Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Map C - Engineering Drawings (24 x 36)	\$ -
2	Map C - Engineering Drawings (12 x 18)	
3	NEW FEE - Digital Records Fee per image	\$ 30.00
4	NEW FEE - Annual Login Account fee to Engineering/Consultants	\$ 300.00
5	City Specification Manual	\$ 96.10
6	Reports - Environmental Assessments and Master Plans	\$ 15.20
7	- plus fee/page	\$ 0.11
	Intrusive Environmental Investigations on City Owned Property:	
8	General Administration Fee - Application Review by SEP	\$ 265.80
9	General Administration Fee - Application Workplan Review by Design	\$ 265.80
10	Agreement Preparation Fee	\$ 135.20
11	Field Review (Utility Co-ordinator Call Out)	\$ 246.80
12	Compliance Requests	\$ 107.10
13	Lawyer Fees - Inquiries	cost + 7%
14	Road Cut Permit Fees (EP)	\$ 605.30
15	Municipal Consent permit fees (MC) Short Stream	\$ 605.30
16	Municipal Consent permit fees (MC) Long Stream	\$ 1,210.40
17	Access Permits - Commercial or Multiple Dwelling	\$ 123.80
18	Overland Permit Annual - Overdimensional	\$ 135.80
19	Overload Permit Annual- Per tonne Overweight	\$ 212.80

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Engineering Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
20	Administration Invoice Processing Fee	\$ 66.60
21	Overload Permit Single Trip	\$ 67.90
22	Encroachments on Road Allowance - Application Fee (excludes Outdoor Boulevard Cafes)	\$ 334.10
23	Encroachments - Annual Fee (excludes Outdoor Boulevard Cafes and Areaways)	\$ 64.40
24	Encroachments - Outdoor Blvd. Cafes - Application Fee	\$ 1,624.00
25	Encroachments - Annual Fee - Areaways-% of Market Value	\$ -
26	Encroachments - Compliance Requests & Discharge Agreements	\$ 107.10
27	Active Encroachments - Annual Fee - Utility Corridors	Cost + 7%
28	Permanent Road Closure Application Fee + Cost of Advertisement (AD) + Cost of Environmental Assessment (EA)	\$4,868.50 + Cost of AD + Cost of EA
29	Formal Consultation for Permanent Road Closure	\$ 1,082.50
30	Temporary Lane Closure	\$ 53.60
31	Temporary Sidewalk Closure	\$ 116.10
32	Temporary Road Closure - FULL Special Events & Filming (one time fee)	\$ 707.10
33	Temporary Road Closure - FULL Construction (one time fee)	\$ 1,519.90
Note:		
<p>For documents that due to the size would not warrant the Approved user fee, a minimum fee of \$13.32 (plus HST) would be assessed. This would be to offset the administrative component to process requests.</p>		

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Environmental Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Mum Show Admissions - Adult (13 - 54 years old)	\$ 6.64
2	Mum Show Admissions - Seniors (55+ years old) and Children (6 - 12 years old)	\$ 5.75
3	Mum Show Admissions - Family Rate (2 Adults, 2 Children)	\$ 19.47
4	Mum Show Admissions - Week Pass	\$ 19.47
5	Mum Show Admissions - Tour Group (20 people)	\$ 97.35
6	Mum Show School Tour - Full Class	\$ 97.35
7	Roadway tree trimming - per tree	Full Cost Recovery
8	Work done for others Forestry - Priced per job	Full Cost Recovery
9	New Development Tree Installation (and minimum replacement value of tree)	\$ 657.80
	<i>Permit for work performed on, in or under a public tree (#10-#11):</i>	
10	- Minor: small scale project not requiring review of a Tree Management Plan	\$ 55.80
11	- Major: larger scale project requiring review of a Tree Management Plan	\$ 278.80
12	Removal of a public tree for a private individual or entity	Cost + 7% Admin Fee
13	"Loss of Canopy calculations using the Trunk Formula technique from the Guide for Plant Appraisal, 10th Edition"	Cost + 7% Admin Fee
14	Wedding photos in Greenhouse - before 5 pm (2 hour block)	\$ 236.40
15	Wedding photos in Greenhouse - after 5 pm (2 hour block)	\$ 315.20
16	Work done for others by Horticulture - Priced per job	Full Cost Recovery
17	Gage Park Electronic Sign (Programming)	\$ 105.10
18	Gage Park Tropical Greenhouse Rental - half day (4 hrs.) between 9am and 5pm	\$ 336.60

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Environmental Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
19	Gage Park Tropical Greenhouse Rental - full day (7 hrs.) between 9am and 5pm	\$ 472.80
20	Gage Park Tropical Greenhouse Rental - Evening between 5pm and 11pm.	\$ 567.40
21	Park/Pavilion Rental - Bleacher Rental - First Day**	\$ 562.83
22	Park/Pavilion Rental - Bleacher Rentals - Additional Days**	\$ 374.90
23	Work done for others Parks Maintenance - Priced per Job	Cost + 7% Admin Fee
24	Park amenity donation - Priced per job	Full Cost Recovery
25	Temporary Parks Access Permit Application Fee - per application	\$ 178.50
26	Cost to Repair Damage	Full Cost Recovery
27	Temporary Parks Access Permit Security Deposit - per application	\$ 1,000.00
28	Stage Rental -Priced per job	Full Cost Recovery
29	Per parking space per day	\$ 15.30
30	Picnic Table Rental-6 pack/72hours: per booking	\$ 367.80
31	Garbage Can Rental 10pack/72hours; per booking	\$ 315.20
32	Fence Cost Share Program - Application Fee	\$ 178.50
33	Banner Installations - Main Street West	\$ 335.00
34	Banner Installations - King Street West (Dundas)	Full Cost Recovery
	** In addition to the fees noted with a **, users pay 100% of the cost of delivery, set-up and takedown of bleachers	

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Interment of an Adult at Standard Depth (6-ft)	\$ 1,142.00
2	Interment of an Adult at Double Depth (8-ft)	\$ 1,423.00
3	Entombment in a Mausoleum Crypt - includes sealing	\$ 680.00
4	Interment of a Child - Stillborn - Case up to 24"	\$ 235.00
5	Interment of a Child - Case 25" to 72" - Standard Depth (6-ft)	\$ 710.00
6	Interment of a Child - Case 25" to 72" - Double Depth (8-ft)	\$ 956.00
7	Interment of Cremated Remains - Urn Garden Grave	\$ 457.00
8	Interment of Cremated Remains - Columbarium Niche	\$ 389.00
9	Interment of Cremated Remains - Cremorial (Woodland Only)	\$ 389.00
10	Interment - Second set of cremated remains with another burial	\$ 105.00
11	Interment Rights purchased before January 1, 1955 - Care & Maintenance	\$ 247.00
12	Interment Late Fee (for Funeral arriving > 30 minutes after ETA)	\$ 207.00
13	Interment on Saturday - Traditional Burial - 8:30am to 11:00am	\$ 836.00
14	Interment on Saturday - Cremated Remains - 8:30am to 11:00am	\$ 661.00
15	Interment on Non-Statutory Holiday - Traditional Burial 8:30am to 11:00am	\$ 1,470.00
16	Interment on Non-Statutory Holiday - Cremated Remains - 8:30am to 11:00am	\$ 803.00
17	Interment on Statutory Holiday - Traditional Burial - 8:30am to 11:00am	\$ 2,154.00
18	Interment on Statutory Holiday - Cremated Remains - 8:30am to 11:00am	\$ 1,457.00
19	Interment - Lowering: Adult - from 6ft to 8 ft - Shell	\$ 4,244.00
20	Interment - Lowering: Adult - from 6ft to 8 ft - Vault or Crypt	\$ 3,539.00

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
21	Interment - Lowering: Child - from 6ft to 8 ft - Shell	\$ 1,853.00
22	Interment - Lowering: Child - from 6ft to 8 ft - Vault or Crypt	\$ 1,541.00
23	Interment - Scattering (Woodland Tranquility Gardens and Mount Hamilton Natural Burial Section only) - includes \$25.00 Care and maintenance fee as per BAO	\$ 408.00
24	Interment - Scattering + Memorialization (Woodland Tranquility Gardens and Mount Hamilton Natural Burial Section only) - includes \$25.00 care and maintenance fee as per BAO	\$ 663.00
25	Interment - Removal: Adult - 6-ft No Outer Container (Shell)	\$ 3,716.00
26	Interment - Removal: Adult - 8-ft No Outer Container (Shell)	\$ 4,608.00
27	Interment - Removal: Adult - 6-ft Outer Container (Vault or Crypt)	\$ 3,052.00
28	Interment - Removal: Adult - 8-ft Outer Container (Vault or Crypt)	\$ 3,742.00
29	Interment - Removal: Child - 6-ft No Outer Container (Shell)	\$ 1,121.00
30	Interment - Removal: Child - 8-ft No Outer Container (Shell)	\$ 1,515.00
31	Interment - Removal: Child - 6-ft Outer Container (Vault or Crypt)	\$ 915.00
32	Interment - Removal: Child - 8-ft Outer Container (Vault or Crypt)	\$ 1,389.00
33	Disinterment of Cremated Remains - Urn Garden Grave	\$ 457.00
34	Disinterment of Cremated Remains - Columbarium Niche	\$ 389.00
35	Lot Sale - Singles-in-a-Row (At Need Only)	\$ 1,163.00
36	Lot Sale - single flat marker only	\$ 2,030.00
37	Lot Sale- green/natural section	\$ 2,091.00
38	Lot Sale -preferred single premium lot	\$ 3,015.00
39	Lot Sale - two grave flat marker only	\$ 4,060.00
40	Lot Sale - three grave flat marker only	\$ 6,089.00

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
41	Lot Sale - four grave flat marker only	\$ 8,119.00
42	Lot Sale - monument	\$ 2,193.00
43	Lot Sale - two grave monument	\$ 4,386.00
44	Lot Sale - three grave monument	\$ 6,579.00
45	Lot Sale - four grave monument	\$ 8,772.00
46	Lot Sale - Veteran's Grave Section 18 - Woodland Only	\$ 1,076.00
47	Lot Sale - Child: Stillborn - Case up to 24": C&M Portion	\$ 150.00
48	Lot Sale - Child 72"	\$ 536.00
49	Lot Sale - Mausoleum Crypt	\$ 3,111.00
50	Lot Sale - Cremation Urn Garden Grave	\$ 1,046.00
51	Lot Sale - Cremation Urn Garden Grave - (Woodland and Premium)	\$ 1,382.00
52	Lot Sale - Garden Stone interment right	\$ 1,382.00
53	Lot Sale - 6 ft Burials ONLY	\$ 3,177.00
54	Lot Sale - two grave lot Premium (Woodland Sec 14)	\$ 6,395.00
55	Lot Sale - three grave monument (Woodland Sec 14)	\$ 9,593.00
56	Lot Sale - four grave monument (Woodland Sec 14)	\$ 12,791.00
57	Niche Sale - Bronze Wreath Plaque	\$ 3,075.00
58	Niche Sale - Monument engraved plaque	\$ 2,377.00
59	Niche Sale - Cremorial (Woodland only)	\$ 1,749.00
60	Niche Sale - Lower Level (Rows 1, 2, 6)	\$ 2,259.00
61	Niche Sale - Upper Level (Rows 3-5)	\$ 2,978.00

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
62	Niche Sale - Woodland Tranquility Gardens - Rows 3, 4 (bottom)	\$ 5,335.00
63	Niche Sale - Woodland Tranquility Gardens - Rows 1, 2 (top)	\$ 5,891.00
64	Niche Sale - Premium (Hamilton Cemetery)	\$ 3,958.00
65	Cremation Bench Sale (Tranquility Gardens) interment rights (for 2)	\$ 2,627.00
66	Cremation bench Sale (Tranquility Gardens) granite bench	\$ 5,771.00
67	Non-Resident Surcharge	25%
68	Markers and Foundations - Concrete Foundation Pouring - per square inch of surface area to a depth of 5-ft	\$ 143.00
69	Markers and Foundations - Foundation Removal Fee	Full Cost Recovery
70	Markers and Foundations - Marker Setting Fee: 12" x 10" - Flat Marker (No C&M)	\$ 158.00
71	Markers and Foundations - Marker Setting Fee: Child's 18" x 14" Flat Marker (Plus C&M)	\$ 184.00
72	Markers and Foundations - Marker Setting Fee: All other size Flat Marker - maximum size 24" x 18" (Plus C&M)	\$ 255.00
73	Markers and Foundations - Marker Setting Fee: DVA Flat Marker: plus C&M	\$ 221.00
74	Markers and Foundations - Marker Setting Fee: Bronze Vase	\$ 255.00
75	Markers and Foundations - Marker Setting Fee: DVA Upright Marker: plus C&M	\$ 197.00
76	Care & Maintenance - Flat Marker (173 inches or greater)	\$ 50.00
77	Care & Maintenance - DVA Flat Marker	\$ 50.00
78	Care & Maintenance - Small Foundations (up to 38" x 14" or 532 sq. inches)	\$ 100.00
79	Care & Maintenance - Large Foundations (greater than 532 sq. inches)	\$ 200.00
80	Care & Maintenance - DVA Upright Marker	\$ 100.00
81	Cemetery license fees	\$ 12.00

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
82	Columbarium Niche Bronze Plaque	\$ 670.00
83	Columbarium Niche Bronze Plaque - Date scroll	\$ 145.00
84	Columbarium Niche - Companion Vase (Plastic)	\$ 168.00
85	Columbarium Niche - Companion Vase (Bronze)	\$ 195.00
86	Cremorial Bronze Plaque	\$ 350.00
87	Merchandise / Miscellaneous Services - Flower Beds - Supply, install & maintain Flower Bed - per grave to a maximum of three graves	\$ 635.00
88	Merchandise / Miscellaneous Services - Duplicate Deed/Interment Rights Certificate/Transfer of Rights (copy)	\$ 32.00
89	Merchandise / Miscellaneous Services - Genealogical Research	\$ 40.00
90	Merchandise / Miscellaneous Services - Memorial Tree Planting (12"x10" stone; 6"x8" bronze plaque)	\$ 1,219.00
91	Merchandise / Miscellaneous Services - Memorial Tree Planting (14" X 14" stone; inscription)	\$ 1,525.00
92	Merchandise / Miscellaneous Services - Memorial Bench (bench; 8" x 5" bronze plaque with 3 lines)	Starting at \$1795
93	Merchandise / Miscellaneous Services - Temporary Marker (permitted for up to one year)	\$ 112.00
94	Merchandise / Miscellaneous Services - Columbarium Plaque or Vase Installation	\$ 158.00
95	Outer Container - Concrete Crypt - Youth	\$ 801.00
96	Outer Container - Concrete Crypt - Intermediate	\$ 872.00
97	Outer Container - Concrete Crypt - Oversize	\$ 1,051.00
98	Temporary Access Permit from Cemetery Lands onto Private Property	\$ 135.00
99	Administrative Fee: Third Party Resale and/or Property Exchange; Family Authorization Fee	\$ 248.00
100	Tent Rental 10'x10' per use and Chair Rental 4 chairs per use	\$ 265.00
101	Vaults - Various: Starting Prices	\$ 1,290.00

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
102	Urn Vaults - Various: Starting Prices	\$ 875.00
103	Inscription Dateline: Flat Charge	\$ 320.00
104	Additional Charge per letter	\$ 7.40
105	Monument/Marker cleaning - Various: Starting Prices	\$ 367.00
106	Repainting of letters on monument/marker - Various: Starting Prices	\$ 367.00
107	Urns - Various: Starting Prices	\$ 300.00
108	Markers - Various: Starting Prices	\$ 575.00
109	Monuments - Various: Starting Prices	\$ 2,950.00
110	Porcelain Pictures - b/w	\$ 337.00
111	Porcelain Pictures - colour	\$ 388.00
112	Vigil Lights - Various: Starting Prices	\$ 495.00
113	Turf Repair fee	Full Cost Recovery
114	Green/Natural Section Memorialization	\$ 627.00
115	Access Fee - for Photo shoots, birdwatching etc. - per day	\$ 12.00
116	Outside Inscription & Memorial Application, Documentation & Inspection Fees - Inscription only	\$ 27.00
117	Outside Inscription & Memorial Application, Documentation & Inspection Fees - Flat Memorial	\$ 53.00
118	Outside Inscription & Memorial Application, Documentation & Inspection Fees - Upright Memorial	\$ 105.00
119	Garden Stones (24 x 24 X 16) (stone/carving/delivery)	\$ 2,550.00
120	Shrub removal - less than 4 ft tall	\$ 25.00
121	Private Columbarium Unit	starting at \$3500

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Environmental Services - Cemeteries

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
122	Shrub removal - 4ft tall or larger	\$ 50.00
123	Lot Sale - Green/Natural Section - Cremation Grave	\$ 1,046.00
124	Interment on Sunday - Traditional Burial or Created Remains - Only on Approval of Appropriate Authority	Full Cost Recovery + 7% Admin Fee

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Environmental Services - Waste Management

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Non-Residential Recycling Blue Box Container	Full Cost Recovery
2	Non-Residential Recycling Blue Carts	Full Cost Recovery
3	Non-Residential Green Cart	Full Cost Recovery
4	Non-Residential Kitchen "Mini-bin" Organics Container	Full Cost Recovery
<i>Waste Management Per Event Fee for Non-Funded Festivals and Events (#5-#11):</i>		
5	- Recycling (up to 25 barrels)	Full Cost Recovery
6	- Garbage - per roll off bin (plus tipping fees)	Full Cost Recovery
7	- Organics (up to 25 green carts)	Full Cost Recovery
8	- Administrative Fee per event	Full Cost Recovery
9	- Recycling Containers - replacement of damaged blue barrels	Full Cost Recovery
10	- Organics Containers - replacement of damaged green carts	Full Cost Recovery
11	- Garbage Containers - replacement of damaged containers	Full Cost Recovery
12	Waste Removal - Non Compliance Fee (plus tipping fees)	\$ 359.90
13	Backyard Composters	Full Cost Recovery
14	Tipping Fee per 100 kilograms	\$ 12.10
15	Minimum Vehicle Fee	\$ 10.00
<i>Deposit Fees at Transfer Stations (#16-#20):</i>		
16	- 0-2500kg	\$ 50.00

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Environmental Services - Waste Management

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
17	- 2501-3000 kg	\$ 100.00
18	- 3001-6000 kg	\$ 200.00
19	- 6001-9000 kg	\$ 300.00
20	- Over 9000 kg	\$ 400.00
21	Impacted Soil Fee (per tonne)	\$ 12.60
22	Waste Site Searches	\$ 50.00
23	Special Event Waste Containers - replacement of damaged containers	Full Cost Recovery
24	Fees charged for inspections carried out by the City resulting from non-compliance with the City's Solid Waste Management By-law and the City's Parks By-law - Initial inspection	\$ 302.65
25	Fees charged for inspections carried out by the City resulting from non-compliance with the City's Solid Waste Management By-law and the City's Parks By-law - Subsequent inspection	\$ 154.87
26	Fee for Commercial Vehicles possessing a signed affidavit transporting Waste for personal use. One trip per month (for the first 100 kg)	\$ 10.00
27	Recreational Vehicle Liquid Waste	\$ 8.75
28	Septic Waste (per 100 kg)	\$ 0.90
29	Weight verification	\$ 5.10
30	Alternate Minimum Fee for Private Haulers and Commercial Vehicles in the event that the weigh scales become inoperative	\$ 20.00

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Transportation Operations & Maintenance

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Damage to Traffic Property (i.e.. Traffic posts, traffic signs, signal poles) Priced per job. Direct job costs	Cost + 7% Admin Fee
2	Banner/Sign Fabricating - external requests - Priced per Job	Cost + 7% Admin Fee
3	Municipal Numbering Fees - Full installation by City Forces	\$ 192.00
4	Municipal Numbering Fees - Materials for Homeowner Installation (including delivery)	\$ 34.00
5	Traffic Signal Timing Plans - Inquiries	\$ 272.00
6	Traffic Signal Timing Plans - Drawings	\$ 64.00
7	Traffic Count Fee - provision of count data on file, on request	\$ 69.40
8	Traffic Warning Boards - install and remove	Cost + 7% Admin Fee
9	Traffic Signs - remove and replace	Cost + 7% Admin Fee
10	Publication Box Permit - Initial Fee	\$ 52.00
11	Publication Box Annual Permit Renewal	\$ 35.00
12	Culvert Installation - Roads - Priced per job	Full Cost Recovery
13	Culvert Installation - Inspection Only - Priced per job	Full Cost Recovery
14	Repair-Replace Property on City Roads - Priced per job	Full Cost Recovery
15	Approach Ramp Installation	Full Cost Recovery
16	Personal Item Retrieval (Catch Basin Retrieval)	\$ 117.00
17	Street Flushing/Sweeping/Mud-Tracking - Developers - Priced per job	Full Cost Recovery
18	Snow Removal - Public School Board - Sidewalks - Cost Actuals	Full Cost Recovery

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)
Division: Transportation Operations & Maintenance

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
19	Snow Removal - Separate School Board - Sidewalks - Cost Actuals	Full Cost Recovery
20	Temporary Road Access Permit Application Fee - per application	\$ 123.00
21	Temporary Road Access Permit Security Deposit - per application	\$ 1,051.00
22	Street Lighting Subdivision Review and Evaluation Fee	\$ 6,550.00

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
RENTAL RATES		
Community Sport Programming		
1	Adults & Non-affiliated Youth (Hourly)	\$ 136.50
2	Youth Affiliated (Hourly)	\$ 68.30
3	Lights when required (Hourly)	\$ 28.50
Community Room Rentals - Level 1		
Room 1E501 - Alumni Room (1,800 sq ft.)		
4	Commercial/Non-resident (Hourly)	\$ 136.70
5	Resident (Hourly)	\$ 82.00
6	Community Group (Hourly)	\$ 38.30
7	Affiliate Group (Hourly)	\$ 27.40
8	Caretaker's Club (Soccer Warm-up Area) (Hourly Rate)	\$ 82.00
Community Room Rentals - Level 2		
Room 2W 600 - City Lounge (1,625 sq ft.)		
9	Commercial/Non-resident (Hourly)	\$ 56.90
10	Resident (Hourly)	\$ 34.20

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
11	Community Group (Hourly)	\$ 16.00
12	Affiliate Group (Hourly)	\$ 11.40
Room 2W 336 - Community Video Room (194 sq ft.)		
13	Commercial/Non-resident (Hourly)	\$ 22.80
14	Resident (Hourly)	\$ 13.70
15	Community Group (Hourly)	\$ 4.60
16	Affiliate Group (Hourly)	\$ 2.30
Room 2W 601 - Community Room (280 sq ft.)		
17	Commercial/Non-resident (Hourly)	\$ 22.80
18	Resident (Hourly)	\$ 13.70
19	Community Group (Hourly)	\$ 4.60
20	Affiliate Group (Hourly)	\$ 2.30
Room 2W 602 - Community Room (280 sq ft.)		
21	Commercial/Non-resident (Hourly)	\$ 22.80
22	Resident (Hourly)	\$ 13.70
23	Community Group (Hourly)	\$ 4.60
24	Affiliate Group (Hourly)	\$ 2.30

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	Room 2W 603 - Community Room (366 sq ft.)	
25	Commercial/Non-resident (Hourly)	\$ 22.80
26	Resident (Hourly)	\$ 13.70
27	Community Group (Hourly)	\$ 4.60
28	Affiliate Group (Hourly)	\$ 2.30
	Amateur Sport Events - Spectator Events	
	(not-for-profit and charitable organizations)	
29	Lower Bowl - west side only per Hour	\$ 133.80
30	Upper & Lower Bowl - west side only (Daily)*	\$ 5,100.00
31	Full Stadium (Daily)*	\$ 7,650.00
32	Film Shoots	Negotiable
33	Photography (Commercial Rate) Flat Fee - First 4 Hours	\$ 1,781.90
34	Hourly fee beyond 4 hours	\$ 432.50
35	Photography (Wedding Photography Only) (2 hour maximum)	\$ 191.30
	Concerts	
36	West Stands Only	Negotiable

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
37	Full Stadium	Negotiable
	Corporate Gatherings/Professional Sports	
38	Upper & Lower Bowl - west side only (Daily)*	\$ 10,200.00
39	Full Stadium (Daily)*	\$ 15,300.00
	Corporate Room Rentals - Level 4	
	Room 4W 300 (1,012 sq ft.) - Club Room 1	
40	Social/Corporate - Day Rate *	\$ 334.50
41	Social/Corporate - Evening Rate *	\$ 334.50
42	Social/Corporate - Day & Evening Rate *	\$ 602.10
43	Community Groups (not-for-profit) - Day Rate *	\$ 200.70
44	Community Groups (not-for-profit) - Evening Rate *	\$ 200.70
45	Community Groups (not-for-profit) - Day & Evening*	\$ 361.30
46	City of Hamilton - Day Rate *	\$ 100.40
47	City of Hamilton - Evening Rate *	\$ 100.40
48	City of Hamilton - Day & Evening Rate *	\$ 180.70
	Room 4W 301 (1,410 sq ft.) - Club Room 2	
49	Social/Corporate - Day Rate *	\$ 501.80

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
50	Social/Corporate - Evening Rate *	\$ 501.80
51	Social/Corporate - Day & Evening Rate *	\$ 903.10
52	Community Groups (not-for-profit) - Day Rate *	\$ 301.10
53	Community Groups (not-for-profit) - Evening Rate *	\$ 301.10
54	Community Groups (not-for-profit) - Day & Evening*	\$ 541.90
55	City of Hamilton - Day Rate *	\$ 150.60
56	City of Hamilton - Evening Rate *	\$ 150.60
57	City of Hamilton - Day & Evening Rate *	\$ 271.00
Room 4W 313 (5,952 sq ft.) - Club Room 3		
58	Social/Corporate - Day Rate *	\$ 1,560.90
59	Social/Corporate - Evening Rate *	\$ 1,560.90
60	Social/Corporate - Day & Evening Rate *	\$ 2,809.60
61	Community Groups (not-for-profit) - Day Rate *	\$ 936.60
62	Community Groups (not-for-profit) - Evening Rate *	\$ 936.60
63	Community Groups (not-for-profit) - Day & Evening*	\$ 1,685.80
64	City of Hamilton - Day Rate *	\$ 468.30
65	City of Hamilton - Evening Rate *	\$ 468.30
66	City of Hamilton - Day & Evening Rate *	\$ 842.90
Room 4W 314 (1,410 sq ft.) - Club Room 4		

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
67	Social/Corporate - Day Rate *	\$ 501.80
68	Social/Corporate - Evening Rate *	\$ 501.80
69	Social/Corporate - Day & Evening Rate *	\$ 903.10
70	Community Groups (not-for-profit) - Day Rate *	\$ 301.10
71	Community Groups (not-for-profit) - Evening Rate *	\$ 301.10
72	Community Groups (not-for-profit) - Day & Evening*	\$ 541.90
73	City of Hamilton - Day Rate *	\$ 150.60
74	City of Hamilton - Evening Rate *	\$ 150.60
75	City of Hamilton - Day & Evening Rate *	\$ 271.00
	Room 4W 315 (1,012 sq ft.) - Club Room 5	
76	Social/Corporate - Day Rate *	\$ 334.50
77	Social/Corporate - Evening Rate *	\$ 334.50
78	Social/Corporate - Day & Evening Rate *	\$ 602.10
79	Community Groups (not-for-profit) - Day Rate *	\$ 200.70
80	Community Groups (not-for-profit) - Evening Rate *	\$ 200.70
81	Community Groups (not-for-profit) - Day & Evening*	\$ 361.30
82	City of Hamilton - Day Rate *	\$ 100.40
83	City of Hamilton - Evening Rate *	\$ 100.40
84	City of Hamilton - Day & Evening Rate *	\$ 180.70

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
Club Level - includes all rooms noted above (10,796 sq ft.)		
85	Social/Corporate - Day Rate *	\$ 2,285.60
86	Social/Corporate - Evening Rate *	\$ 2,285.60
87	Social/Corporate - Day & Evening Rate *	\$ 4,114.00
88	Community Groups (not-for-profit) - Day Rate *	\$ 1,371.40
89	Community Groups (not-for-profit) - Evening Rate *	\$ 1,371.40
90	Community Groups (not-for-profit) - Day & Evening*	\$ 2,468.40
91	City of Hamilton - Day Rate *	\$ 687.90
92	City of Hamilton - Evening Rate *	\$ 687.90
93	City of Hamilton - Day & Evening Rate *	\$ 1,234.20
South Plaza - outside gates SE corner		
94	(<4 hour rental - flat fee) - Commercial/Non-resident	\$ 546.60
95	(<4 hour rental - flat fee) - Resident	\$ 328.00
96	(<4 hour rental fee - flat fee) - Community Group	\$ 153.30
97	(4< hour rental fee - flat fee) - Affiliate Group	\$ 109.40
Coors Banquet Patio - East Side 2nd Floor & Concourse		
98	(<4 hour rental - flat fee) - Commercial/Non-resident	\$ 546.60
99	(<4 hour rental - flat fee) - Resident	\$ 328.00
100	(<4 hour rental fee - flat fee) - Community Group	\$ 153.30

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Energy, Fleet and Facilities - Tim Horton's Field

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
101	(4< hour rental fee - flat fee) - Affiliate Group	\$ 109.40
Coors Light Patio - North End		
102	(<4 hour rental - flat fee) - Commercial/Non-resident	\$ 546.60
103	(<4 hour rental - flat fee) - Resident	\$ 328.00
104	(<4 hour rental fee - flat fee) - Community Group	\$ 153.30
105	(4< hour rental fee - flat fee) - Affiliate Group	\$ 109.40
Stipley BBQ Area - South Plaza inside the gates		
106	(<4 hour rental - flat fee) - Commercial/Non-resident	\$ 546.60
107	(<4 hour rental - flat fee) - Resident	\$ 328.00
108	(<4 hour rental fee - flat fee) - Community Group	\$ 153.30
109	(4< hour rental fee - flat fee) - Affiliate Group	\$ 109.40
** All additional operational expenses are to be added to the above noted rates.		

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Transit

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Cash Fare	\$ 3.25
2	Adult Ticket	\$ 2.55
3	Elementary / Secondary Ticket	\$ 2.10
4	Adult Monthly Pass	\$ 112.20
5	Elementary / Secondary Monthly Pass	\$ 92.40
6	Summer Youth Pass	\$ 92.40
7	Senior Single Ride	\$ 2.10
8	Senior Monthly Pass	\$ 35.50
9	Senior Annual Pass	\$ 355.00
10	Golden Age Pass (80 years+)	Free
11	University College Transit Pass (UCTP)	\$ 199.35
12	McMaster Undergraduate UCTP	\$ 228.52
13	McMaster Graduate Student Association (GSA) UCTP	\$ 288.55
14	Day Pass	\$ 15.30
15	Columbia International College Transit Pass (off campus residence)	\$ 70.00
16	Columbia International College Transit Pass (on campus residence)	\$ 25.00
17	Columbia International College Transit Pass (non residence)	\$ 80.00
18	Employee Commuter Pass	\$ 107.10
19	School Hour Only Pass	\$ 65.57
20	School Plus Pass	\$ 26.00
21	Affordable Transit Pass	\$ 56.10

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Public Works (Tax)

Division: Transit

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
22	TransCab	Regular Fare + \$0.50
23	Urban Charters	\$ 147.45
24	HSR Photo ID - Elementary/Secondary School Students	\$ 5.25
25	HSR Replacement Photo ID - Senior, EC Pass, SHO, School Plus Pass	\$ 15.76
26	Document Requests on CD's (Mobility Programs and Transportation Planning)	\$ 4.64
27	Event Impact – Advertisement Charge for route diversion/route impact (per Pole Card)	\$ 3.68
28	Event Coverage – PER Supervisory Charge for event related activities including crowd disbursement, operational needs, and other customer related event needs	\$ 235.75
	Minimum: First 4 Hours	
29	Additional \$/Hr beyond 4 Hours	\$ 58.94

2021 APPROVED USER FEES & CHARGES

Department: Corporate Services

Division: Financial Services

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Tenders and RFPs	\$ 49.29
2	Tenders and RFPs - Complex	\$ 169.65
3	Change in Banking Information (Note 1)	\$ 27.43
	Consideration of assignment/corporate change requests (Note 2)	
4	Simple	\$ 387.39
5	Standard	\$ 696.02
6	Complex	\$ 927.92
	Notes:	
	1. Change in Banking Information will only be applied when there is more than one request per year made by the vendor.	
	2. The fee for consideration of assignment/corporate change requests include any applicable 'change in Banking Information' fee.	

2021 APPROVED USER FEES & CHARGES

Department: Corporate Services

Division: City Clerk's

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Marriage Licence Fee	\$ 163.00
2	Death Registration Administration Fee	\$ 48.00
3	Certified Copies	\$ 28.60
4	Photocopies per page (8.5x11 or 8.5x14)	\$ 0.40
5	Photocopies large scale drawings (greater than 8.5x14)	\$ 10.00
6	Commissioner of Oaths	\$ 23.01
7	Proof of Residence Letter	\$ 26.50
8	Commissioner of Oaths - Pension Forms	\$ 18.50
9	Civil Marriage Ceremony	\$ 306.19
10	Renewal of Vows Ceremony	\$ 51.11
11	Fee for Witnesses	\$ 25.50

2021 APPROVED USER FEES & CHARGES

Department: Corporate Services
Division: Financial Services - Taxation

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Registration of Delinquent Accounts - Phase 1	\$ 1,160.90
2	Registration of Delinquent Accounts - Carried to Tax Sale	\$ 1,482.60
3	Extension Agreements	\$ 214.70
4	Tax Certificate (manual and on-line)	\$ 64.40
5	Tax Letters (Analysis, Income Tax, Paid in Full) - per year	\$ 28.40
6	Ownership change fee	\$ 15.30
7	Mortgage Company - on-line account balance/status (annual fee per property account)	\$ 6.05
8	Mortgage Company - payout statement / account detail (per account)	\$ 12.35
9	Tax Transfer Fee - Balances transferred to City tax roll	\$ 36.02
10	NSF Fee - Processing fee on all 'returned' payments	\$ 36.02
11	Admin Fee for Arrears Notices (on arrears > \$50)	\$ 3.15
12	Admin Fee for 3 Years Arrears Letter (Pending Lien Registration)	\$ 10.20
13	New tax roll account fee	\$ 18.95
14	Apportionment fee - Current year	\$ 63.10
15	On-line Tax Certificate - delinquent account turn off/on	\$ 36.02
16	Misapplied Payments - payment transfer (Taxpayer or Financial Institution error)	\$ 36.02
17	Reprint of prior year tax bill (no charge for current year tax bill) - per bill	\$ 12.35
18	Full Tax Deferral Program - application fee	\$ 200.00
19	Full Tax Deferral Program - annual renewal fee	\$ 100.00
20	Debit Authorizations from Financial Institutions	\$ 36.02

HST is not included in the Fees; it is collected where applicable.

2021 APPROVED USER FEES & CHARGES

Department: Corporate Services
Division: Financial Planning, Administration & Policy

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Subdivision Agreement Finance Processing Flat Fee	\$ 1,552.30
2	Subdivision Agreement Finance Processing Per Lot Fee	\$ 16.20
3	Subdivision Agreement Finance Processing Best Efforts Fee	\$ 1,552.30
4	Subdivision Compliance Fee	\$ 73.00

2021 APPROVED USER FEES & CHARGES

Department: Corporate Services
Division: Various

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Manual searches for records (per 15 minutes)	\$ 13.00
2	Preparation of Records for release (per 15 minutes)	\$ 13.00
3	Developing computer programs or other methods of producing a record from a machine (per 15 minutes)	\$ 20.90
4	Encrypted USB Charge	\$ 30.00
5	Routine Disclosure Administration fee	\$ 10.00

2021 APPROVED USER FEES & CHARGES

Department: Corporate Services
Division: POA

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
1	Administrative review cost recovery fee	\$ 61.20
2	Collection cost recovery fee	Varies
3	Court Documents (POA) - per page	\$ 2.60
4	Certified Court Documents (POA) - per page	\$ 4.80

2021 APPROVED USER FEES & CHARGES

Department: City Manager

Division: Human Resources

#	Service or Activity Provided or Use of City Property	2021 Approved Fee
	Employee File Duplication:	
1	Base rate (0-10 pages)	\$ 126.40
2	Greater than 10 pages (per page)	\$ 1.31

Authority: Item 5, Planning Committee
Report 21-011 (PED21111)
CM: July 9, 2021
Ward: 11

Bill No. 120

CITY OF HAMILTON

BY-LAW NO. 21-

To Amend Zoning By-law No. 464 (Glanbrook) Respecting Lands Located at 3140 and 3150 Binbrook Road (Glanbrook)

WHEREAS the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap 14, Sch. C. did incorporate, as of January 1, 2001, the municipality "City of Hamilton";

AND WHEREAS the City of Hamilton is the successor to certain area municipalities, including the former municipality known as the "The Corporation of the City of Hamilton" and is the successor to the former regional municipality, namely, "The Regional Municipality of Hamilton-Wentworth";

AND WHEREAS the *City of Hamilton Act, 1999* provides that the Zoning By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 5 of Report 21-011 of the Planning Committee at its meeting held on the 9th day of July, 2021, recommended that Zoning By-law No. 464 (Glanbrook), be amended as hereinafter provided; and,

AND WHEREAS this By-law will be in conformity with the Urban Hamilton Official Plan.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Schedule "H", appended to and forming part of By-law No. 464 (Glanbrook), be amended as follows:
 - (a) By changing the zoning from Existing Residential "ER" Zone to Residential 4 – Holding "H-R4-320" Zone, Modified, for lands comprised in Block 1; and,
 - (b) By changing the zoning from Existing Residential "ER" Zone to Residential Multiple "RM3-321" Zone, Modified, for the lands comprised in Block 2.

The extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. That Section 44 “Exceptions to the Provisions of the By-law”, as amended, of Zoning By-law No. 464, is hereby further amended by modifying the “R4” Zone provisions as follows:

H-R4-320

That the “H” symbol applicable to the lands zoned “H-R4-320” shall not be removed until such time that the landowner demonstrate to the satisfaction of the Director of Planning and Chief Planner, City of Hamilton, that sufficient land assembly has occurred to achieve the minimum lot area requirement and lot frontage requirement in accordance with the “R4” Zone.

and

The Owner agrees to pay for any outstanding costs associated with Valiant Circle to the satisfaction of the Manager of Development Engineering approvals.

3. That Section 44, “Exceptions to the Provisions of the By-law”, as amended, of Zoning By-law No. 464, is hereby further amended by modifying **SECTION 19.2 – REGULATIONS FOR USES PERMITTED IN PARAGRAPH (a) OF SUBSECTION 19.1 (BLOCK TOWNHOUSE DWELLINGS)**, provisions (a), (b), (d), (e), (f), (j), and (m):

RM3-321

- | | |
|--------------------------------|---|
| 19.2 (a) Minimum Lot Frontage: | 6.0 metres per dwelling unit |
| (b) Minimum Lot Area: | 160 square metres per dwelling unit, except: |
| | (a) On an end lot which does not abut a flanking street, the minimum lot area shall be 205 square metres; and |
| | (b) On a corner lot which abuts a flanking street, the minimum lot area shall be 350 square metres. |
| (d) Maximum Density: | 40 dwelling units per hectare |
| (e) Minimum Front Yard: | 7.0 metres |
| (f) Minimum Rear Yard and Side | 6.5 metres except 7.0 metres |

Yard: where the abutting lands are zoned Existing Residential "ER" or Residential "R1", "R2", "R3" "R4" or "RM1".

The minimum side yard shall be:

- (a) 2 metres where an end dwelling unit is not abutting a flanking street; and,
- (b) 5 metres where an end dwelling unit is on a corner lot abutting a flanking street.

(j) Minimum Landscaped Area: 40 percent of lot area, which may include the required privacy area.

(m) Minimum Amenity Area: Shall not apply.

In addition to the regulations of **SECTION 19: RESIDENTIAL MULTIPLE "RM3" ZONE, Sub-Section 19.2 – REGULATIONS FOR USES PERMITTED IN PARAGRAPH (A) OF SUBSECTION 19.1 (BLOCK TOWNHOUSE DWELLING)**, the following shall apply:

- (o) For the purpose of the lot frontage, lot area, front yard, and side yard requirements only, a condominium road shall be deemed to be a public street.
- (p) Visitor Parking and Landscaping may be provided in a common element condominium.

Notwithstanding the regulations of **SECTION 7: GENERAL PROVISIONS FOR ALL ZONES**, Sub-section 7.35 - MINIMUM PARKING REQUIREMENTS – Clause (a)(xii), the following provision shall apply:

(a) General Provisions

- (xii) A minimum 1.5 metre planting strip shall be provided where a parking area abuts a Residential Zone or where the adjoining land is used for residential or institutional purposes.

That regulation **SECTION 7: GENERAL PROVISIONS FOR ALL ZONES**, Sub-section 7.23 - SPECIAL SETBACK REQUIREMENTS FROM STREETS shall not apply.

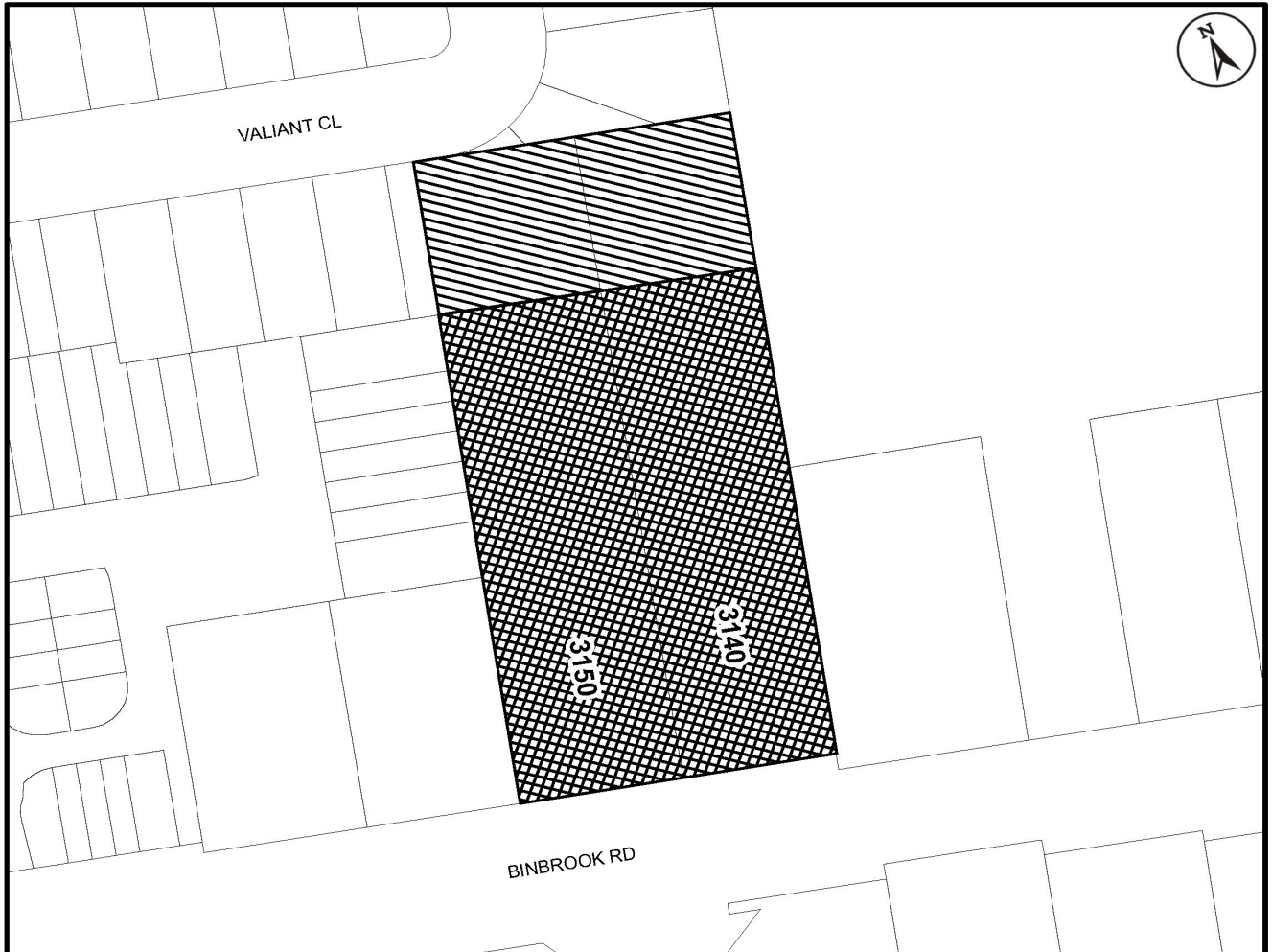
4. That no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the Residential 4 “R4-320” Zone provisions and the Residential Multiple “RM3-321” Zone, subject to the special requirements as referred to in Sections 2 and 3 of this By-law.
5. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law, in accordance with the *Planning Act*.

PASSED this 9th day of July, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk

ZAC-19-039
25CDM-202002





This is Schedule "A" to By-law No. 21-
 Passed the day of, 2021

 Mayor

 Clerk

Schedule "A"
Map forming Part of
By-law No. 21-_____
to Amend By-law No. 464

Subject Property
 3140 and 3150 Binbrook Road, Glanbrook (Ward 11)

-  Block 1: Changing the zoning from Existing Residential "ER" zone to the Residential 4 – Holding "H-R4-320" Zone
-  Block 2: Changing the zoning from Existing Residential "ER" zone to the Residential Multiple "RM3-321" Zone

Scale:
 N.T.S

Date:
 May 21, 2021

File Name/Number:
 ZAC-19-039/25CDM-202002

Planner/Technician:
 AB/NB



Authority: Item 10, Planning Committee
Report 21-011 (PED21110)
CM: July 9, 2021
Ward: City Wide

Bill No. 121

CITY OF HAMILTON

BY-LAW NO. 21-

Being A By-law to Regulate Off-Road Vehicles

WHEREAS Section 191.8 (3) (b) of the *Highway Traffic Act*, R.S.O. 1990, c. H.8, authorizes municipalities to pass a by-law prohibiting the operation of off-road vehicles on any highway within the municipality that is under the jurisdiction of the municipality, or on any part or parts of such highway;

AND WHEREAS Council of the City deems it advisable to prohibit the operation of off-road vehicles on any highway within the municipality that is under the jurisdiction of the municipality;

AND WHEREAS the *Off-Road Vehicles Act*, R.S.O. 1990, c.O.4 ("*Off-Road Vehicles Act*") regulates the operation of off-road vehicles on property other than highways;

AND WHEREAS Council of the City deems it appropriate to prohibit and regulate certain public nuisances in relation to off-road vehicles on property and highways within the City pursuant to section 128 of the *Municipal Act, 2001* as amended;

AND WHEREAS in the opinion of Council for the City, the operation of off-road vehicles in the City of Hamilton is or could become a public nuisance;

AND WHEREAS Section 10 of the *Municipal Act, 2001*, as amended, authorizes municipalities to pass by-laws respecting the environmental well-being of the municipality, the health and safety and well-being of Persons, and the protection of Persons and property;

NOW THEREFORE the Council of the City enacts as follows:

PART I - INTERPRETATION

Definitions

1. In this By-law:

"All-terrain Vehicle" shall have the same definition as under Ontario Regulation 316/03: Operation of Off-Road Vehicles on Highways, which means an off-road vehicle that,

- a) has four wheels, the tires of which are all in contact with the ground,
- b) has steering handlebars,
- c) has a seat that is designed to be straddled by the driver, and
- d) is designed to carry,

- i) a driver only and no passengers, or
- ii) a driver and only one passenger, if the vehicle,
 - A) has one passenger seat that is designed to be straddled by the passenger while sitting facing forward behind the driver, and
 - B) is equipped with foot rests for the passenger that are separate from the foot rests for the driver;

“Boulevard” means that part of the Highway situated between the curb line and the property line of the lot abutting the Highway, but does not include a sidewalk, driveway apron or shoulder;

“By-law” shall refer to this by-law, being a By-law to Regulate Off-Road Vehicles;

“City” means City of Hamilton or the geographic area of the City of Hamilton as the context requires;

“Conservation Authorities Act” means the *Conservation Authorities Act*, R.S.O., 1990, c. C.27;

“Director” means the Director of Licensing and By-law Services for the City and their designate or successor;

“Extreme Terrain Vehicle” shall have the same definition as under Ontario Regulation 316/03: Operation of Off-Road Vehicles on Highways, which means an off-road vehicle that,

- a) has six or eight wheels, the tires of which are all in contact with the ground,
- b) has no tracks that are in contact with the ground,
- c) has seats that are not designed to be straddled, and
- d) has a minimum cargo capacity of 159 kilograms;

“Highway” includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof;

“Highway Traffic Act” means the *Highway Traffic Act*, R.S.O. 1990, c. H. 8;

“Multi-purpose Off-highway Utility Vehicle” shall have the same definition as under Ontario Regulation 316/03: Operation of Off-Road Vehicles on Highways, which means an off-road vehicle that,

- a) has four or more wheels, the tires of which are all in contact with the ground,
- b) has a steering wheel for steering control,
- c) has seats that are not designed to be straddled, and
- d) has a minimum cargo capacity of 159 kilograms;

“Municipal Act, 2001” means the *Municipal Act, 2001*, S.O. 2001, c. 25;

“Occupier” includes,

- (a) a Person who is in physical possession of the land, or

(b) a Person who has responsibility for and control over the condition of land or the activities there carried on, or control over persons allowed to enter the land,
even if there is more than one occupier of the same land;

“Officer” means a Police Officer, or a Municipal Law Enforcement Officer appointed under any City by-law or any other Person assigned or appointed by Council of the City to administer or enforce this By-law and includes a person employed by the City whose duties are to enforce this By-law;

“Off-Road Motorcycle” shall have the same definition as under Ontario Regulation 316/03: Operation of Off-Road Vehicles on Highways, which means an off-road vehicle, designed primarily for recreational use that,

- a) has steering handlebars,
- b) has two wheels, the tires of which are all in contact with the ground,
- c) has a minimum wheel rim diameter of 250 millimetres,
- d) has a minimum wheelbase of 1,016 millimetres,
- e) has a seat that is designed to be straddled by the driver,
- f) is designed to carry a driver only and no passengers, and
- g) does not have a sidecar;

“Off-Road Vehicle” means a vehicle propelled or driven otherwise than by muscular power or wind and designed to travel,

- (a) on not more than three wheels, or
- (b) on more than three wheels and being of a prescribed class of vehicle under the regulations made under the *Off-Road Vehicles Act*;

“Off-Road Vehicles Act” means the *Off-Road Vehicles Act*, R.S.O. 1990, c. O. 4;

“Park” means a private or public park or recreational area that is open to the general public, whether or not a fee is charged, for sports, recreational uses and like activities and includes open space, campgrounds and picnic areas;

“Permitted Use” means driving a Vehicle on a Highway under the following circumstances:

- a) directly across a Highway; or
- b) on a Highway, if the Vehicle is designed to travel on more than two wheels and the driver is,
 - (i) a farmer, as defined under the *Farming and Food Production Protection Act*, 1998, S.O. 1998, c. 1, using the Vehicle for agricultural purposes (**“Farmer”**), or
 - (ii) a person licensed under the *Fish and Wildlife Conservation Act*, 1997 to trap furbearing mammals, if the person is using the Vehicle for trapping purposes (**“Trapper”**),

and the Vehicle or a vehicle drawn by it bears a slow-moving vehicle sign, pursuant to the *Highway Traffic Act*.

“Person” shall include a corporation, as the context requires;

“Public Property” includes a Highway and any lands owned by the City, the provincial or federal government or a Conservation Authority, as defined under the *Conservation Authorities Act*;

“Public Centre” means a parcel of land on which is situated a cemetery, place of worship, public hall, community centre, day nursery, community sports facility, hospital, school or golf course;

“Public Trail” means a managed pathway or designated travel corridor which is open to use by the general public for the purpose of walking, biking, hiking, cross country skiing or other means of travel; and

“Recreational Off-highway Vehicle” shall have the same definition as under Ontario Regulation 316/03: Operation of Off-Road Vehicles on Highways, which means an off-road vehicle that,

- a) has four or more wheels, the tires of which are all in contact with the ground,
- b) has a steering wheel for steering control,
- c) has seats that are not designed to be straddled, and
- d) has an engine displacement equal to or less than 1,000 cubic centimetres;

“Restricted Area” shall include the areas listed in Section 8 of this By-law; and

“Vehicle” shall mean an All-terrain Vehicle, Extreme Terrain Vehicle, Multi-purpose Off-highway Utility Vehicle, Off-Road Motorcycle, Off-Road Vehicle, or Recreational Off-highway Vehicle.

Application

2. This By-law applies to all Persons and properties in the City.
3. Where the provisions of this By-law conflict with the regulations or requirements of any provincial or federal government or agency established by the provincial or federal government, the regulations or requirements of that government or agency shall prevail.

Exemptions

4. The following are exempt from this By-law:
 - a) Officers who are actively enforcing this By-law;
 - b) all police officers while performing their duties;
 - c) all fire department personnel while performing their duties;
 - d) all paramedics or other medical rescue personnel while performing their duties;
 - e) all employees of the City while performing their duties;
 - f) Hydro One or power employee(s) and their contractors while performing their duties;
 - g) Ministry of Natural Resources employees while performing their duties; and

- h) Farmers(s), Trapper(s), public utility worker(s), and commercial snow removal operator (s) while performing their duties.

PART II - RESTRICTIONS

- 5. No Person shall operate, or permit to be operated a Vehicle:
 - a) in such a way as to disturb the natural environment including, but not limited to, fish habitats, property, and any flora or fauna;
 - b) without due care and attention or without reasonable consideration for other Persons or property;
 - c) on any Highway in the City unless for a Permitted Use; or
 - d) on private property in the City without the land owner or Occupier's written consent, if the person operating the Vehicle or the Person who is the registered owner of the Vehicle is not the owner or Occupier of the land.
- 6. With regards to Subsection 5 (d), it is not an exemption to subsection 5 (a) or (b) to claim that the operator of the Vehicle, or the registered owner of the Vehicle who permitted the operator to use the Vehicle, had the written consent of the land owner or Occupier.
- 7. Where a contravention of this By-law has occurred, every owner or Occupier of land shall take reasonable precautions to prevent the continuation or repetition of the contravention on such land.
- 8. Unless such lands form part of a trail route approved and maintained by a recognized agency for the use of a Vehicle, no Person shall operate or permit to be operated a Vehicle over or upon the following Restricted Areas:
 - a) a Public Trail;
 - b) a Park;
 - c) a Public Centre;
 - d) Public Property;
 - e) any sand dune or beach area under the jurisdiction of the City;
 - f) any shoreline road allowance under the jurisdiction of the City; or
 - g) along any sidewalk or boulevard within the City.

PART III – OWNER LIABILITY

- 9. The registered owner of a Vehicle may be charged with and convicted of an offence under this By-law for which the driver of the Vehicle is subject to be charged and on conviction, the registered Vehicle owner is liable to the penalty prescribed for the offence.

10. Section 9 does not apply where, at the time of the offence, the Vehicle was in the possession of a person other than the registered owner without the registered owner's consent.

PART IV - ADMINISTRATION

11. (1) The Director is authorized to administer and enforce this By-law including,
 - a) arranging for:
 - i. the assistance or work of City staff, City agents or the assistance of police officers;
 - ii. the making of orders or other requirements;
 - iii. the obtaining of court orders or warrants as may be required; and
 - iv. the commencement of such actions on behalf of the City to recover costs or restrain contravention of this By-law as deemed necessary;
 - b) prescribing the format and content of any forms or other documents required under this By-law.
- (2) The Director may assign Officers to enforce this By-law and Officers so assigned or appointed by Council to enforce this By-law shall have the authority to:
 - a) carry out inspections;
 - b) make orders under this By-law; and
 - c) give immediate effect to any orders made under this By- Law.
- (3) The Director may assign duties or delegate tasks under this By-law to be carried out in the Director's absence or otherwise.

PART V - ENFORCEMENT

12. Any person other than a corporation who contravenes any provision of this By-law or who fails to comply with an order made under this By-law or who obstructs or attempts to obstruct an officer in carrying out his or her duties 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 a maximum fine of \$20,000 for a subsequent offence, recoverable under the provisions of the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33, as amended, or any successor legislation thereto.
13. Any corporation which contravenes any provision of this By-law or who fails to comply with an order made under this By-law or who obstructs or attempts to obstruct an officer in carrying out his or her duties under this By-law is guilty of an offence and on conviction is liable to a maximum fine of \$50,000 for a first offence and \$100,000 for any subsequent offence, recoverable under the provisions of the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33, as amended, or any successor legislation thereto.

14. Despite section 12, every director or officer of a corporation who knowingly contravenes any provision of this By-law or who fails to comply with an order made under this By-law or who obstructs or attempts to obstruct an officer in carrying out his or her duties under this By-law is guilty of an offence and on conviction is liable to a maximum fine of \$50,000 for a first offence and \$100,000 for any subsequent offence, recoverable under the provisions of the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33, as amended, or any successor legislation thereto.
15. If a Person is convicted of an offence under this By-law, in addition to any other remedy or any penalty imposed, the court in which the conviction has been entered, and any court of competent jurisdiction, may make an order prohibiting the continuation or repetition of the offence by the Person convicted.
16. (1) An Officer may enter upon land at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with:
- a) this By-law;
 - b) a direction or order made under the *Municipal Act, 2001* or this By-law;
- (2) An Officer carrying out an inspection under subsection (1) may:
- a) require the production and 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.
17. (1) If an Officer is satisfied that a contravention of this By-law has occurred, the Officer may make an order requiring the Person who contravened the By-law, or who caused or permitted the contravention to:
- a) discontinue the contravening activity, or
 - b) do work to correct or prevent the contravention.
- (2) An order made under subsection (1) shall set out:
- a) reasonable particulars of the contravention adequate to identify the contravention and the location of the land on which the contravention occurred; and
 - b) the date on which there must be compliance with the order.

- (3) An order issued under subsection (1) shall be served personally or by registered mail to the last known address on the Person whom the Officer believes is contravening this By-law.
18. (1) No Person shall contravene an order made pursuant to this By-law.
- (2) If a Person fails to comply with an order under this By-law, the City may do the thing required by the order at the Person's expense.
- (3) The City may recover the costs of doing any thing or matter under subsection (2) by action or by adding the costs to the tax roll and collecting in like manner as taxes.
19. No Person shall prevent, hinder or obstruct, or attempt to hinder or obstruct an officer who is exercising a power or performing a duty under this By-law, including refusing to identify themselves when requested to do so by an officer.

PART VI – MISCELLANEOUS

Severability

20. Where a court of competent jurisdiction declares any provision of this By-law invalid, or to be of no force or effect, the provision shall be deemed conclusively to be severable from the By-law and every other provision of this By-law shall be applied and enforced in accordance with its terms to the extent possible according to law.

Plural/Singular

21. In this By-law, unless the context otherwise requires, words imparting the singular number shall include the plural and further, the converse of the foregoing also applies where the context requires.

Short Title

22. The short title of this By-law is the "Hamilton Off-Road Vehicle By-law".

Enactment

23. This By-law comes into force and effect on the day it is passed.

PASSED this 9th day of July, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk

Authority: Item 10, Planning Committee
 Report 21-011 (PED21110)
 CM: July 9, 2021
 Ward: City Wide
Bill No. 122

CITY OF HAMILTON
BY-LAW NO. 21-

To Amend By-law No. 17-225, being a By-law to Establish a System of Administrative Penalties

WHEREAS Council enacted a By-law to Establish a System of Administrative Penalties, being By-law No. 17-225; and

AND WHEREAS this By-law amends By-law No. 17-225.

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The amendments in this By-law include any necessary grammatical, numbering and lettering changes.
2. Schedule A of By-law No. 17-225 is amended by adding a new Table 27 titled Off-Road Vehicle By-law No. 21-121

TABLE 27: BY-LAW NO. 21-121 OFF-ROAD VEHICLE BY-LAW				
ITEM	COLUMN 1 DESIGNATED BY-LAW & SECTION		COLUMN 2 SHORT FORM WORDING	COLUMN 3 SET PENALTY
1	21-121	5 (a)	Operate a Vehicle to disturb the environment	\$500
2	21-121	5 (a)	Permit operation of a Vehicle to disturb the environment	\$500
3	21-121	5 (b)	Operate a Vehicle without care and attention	\$600
4	21-121	5 (b)	Permit operation of Vehicle without care and attention	\$600
5	21-121	5 (c)	Operate a Vehicle on a Highway	\$500
6	21-121	5 (c)	Permit operation of a Vehicle on a Highway	\$500
7	21-121	5 (d)	Operate a Vehicle on private land without consent	\$500
8	21-121	5 (d)	Permit operation of a Vehicle on private land without consent	\$500
9	21-121	8	Operate a Vehicle in a Restricted Area	\$500

10	21-121	8	Permit operation of a Vehicle in a Restricted Area	\$500
11	21-121	19 (1)	Disobey an order	\$500
12	21-121	20	Obstruct an officer	\$500

PASSED this 9th day of July, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk