



City of Hamilton
EMERGENCY & COMMUNITY SERVICES COMMITTEE
REVISED

Meeting #: 23-005
Date: April 20, 2023
Time: 1:30 p.m.
Location: Council Chambers
Hamilton City Hall
71 Main Street West

Loren Kolar, Legislative Coordinator (905) 546-2424 ext. 2604

1. CEREMONIAL ACTIVITIES

2. APPROVAL OF AGENDA

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

3. DECLARATIONS OF INTEREST

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 April 6, 2023

5. COMMUNICATIONS

*5.1 Correspondence respecting the Renovictions Stakeholder Consultation (HSC23023)
(City Wide)

*a. Hamilton Apartment Association

*b. Dr. Laura Pin

*c. ACORN Hamilton

6. DELEGATION REQUESTS

- 6.1 Damien Ash, ACORN Hamilton, respecting Renovictions and the Tenant Defence Fund (for today's meeting)
- *6.2 Delegation Requests respecting Renovictions Stakeholder Consultation (HSC23023) (City Wide) (for today's meeting)
- *a. Karl Andrus, Hamilton Community Benefits Network
 - *b. Karen Andrews, Advocacy Centre for Tenants Ontario(in-person)
 - *c. Veronica Gonzalez and Marnie Schurter, ACORN (in-person)
 - *d. Erin Fabello and David Haines, ACORN (in-person)
 - *e. Tina Dort (in-person)
 - *f. Liz Scott, ACORN (in-person)
 - *g. Chantelle Pruner, ACORN (in-person)
 - *h. Kevin Carnrite, ACORN (in-person)
 - *i. Darlene Wesley, ACORN (in-person)
 - *j. David Galvin (in-person)
 - *k. Kathy Johnson (in-person)
 - *l. Brian Doucet, University of Waterloo (in-person)
 - *m. Pauline Roberts (in-person)
 - *n. Mike Burnet, ACORN (in-person)
 - *o. Christine Neale, ACORN (in-person)
 - *p. Chris Erie, ACORN (in-person)
 - *q. Will Corneau, ACORN (in-person)
 - *r. Evan Pettitt & Trevor Sloman, ACORN (in-person)
 - *s. Elizabeth Ellis, ACORN (in-person)
 - *t. Tom Cooper, Hamilton Roundtable for Poverty Reduction (in-person)

Members of the public can contact the Clerk's Office to acquire the documents considered at this meeting, in an alternate format.

- *u. Melissa Gudgeon (in-person)
 - *v. Koubra Hagggar, Hamilton Centre for Civic Inclusion (Virtual)
 - *w. Sara Mayo, Social Planning and Research Council of Hamilton (in-person)
 - *x. Merima Menzildzic and Maria Antelo, Hamilton Community Legal Clinic (in-person)
 - *y. Rees Nam, Federation Of Metro Tenants' Associations (Virtual)
 - *z. Mark Baker, ACORN (pre-recorded video)
 - *aa. Maria Bedek, ACORN (pre-recorded video)
 - *ab. Brigitte Huard, ACORN (pre-recorded video)
 - *ac. Kathy Johnson, ACORN (pre-recorded video)
 - *ad. Pauleen Ksonzena, ACORN (pre-recorded video)
 - *ae. Tracey Romanoski, ACORN (pre-recorded video)
 - *af. Dianna Wilson, ACORN (pre-recorded video)
 - *ag. Jonathan Lopez, ACORN (pre-recorded video)
- *6.3 Sally Palmer, respecting a Request to Increase Current Ontario Works Rates (for a future meeting)
 - *6.4 Elizabeth McGuire, respecting a Request to Increase Current Ontario Works Rates (for a future meeting)

7. DELEGATIONS

- 7.1 Elizabeth Watson-Morlog respecting the Dundas Community Pool (approved at the April 6, 2023 meeting)
- 7.2 Calvin Cain, Ontario Homes for Special Needs Association Hamilton, respecting Hamilton Residential Care Facilities (approved at the April 6, 2023 meeting)

8. STAFF PRESENTATIONS

- 8.1 Renovictions Stakeholder Consultation (HSC23023) (City Wide)

9. CONSENT ITEMS

Members of the public can contact the Clerk's Office to acquire the documents considered at this meeting, in an alternate format.

10. DISCUSSION ITEMS

10.1 Loan to CityHousing Hamilton for its Affordable Housing Project at 8 Roxanne Drive (HSC19034(a) / FCS23037) (Ward 4)

10.2 EarlyON Child and Family Centre Service Agreement with Hamilton-Wentworth Catholic District School Board (HSC23027) (Ward 15)

11. MOTIONS**12. NOTICES OF MOTION**

*12.1 Seeking Advocacy Support from the Federation of Canadian Municipalities on Establishing an urgent Intergovernmental Platform on Mental Health

13. GENERAL INFORMATION / OTHER BUSINESS

13.1 Amendments to the Outstanding Business List

a. Item to be Removed:

a. 21-A: Tenant Defence Fund

ESC 21-004

Addressed in Item 10.2 of this agenda

14. PRIVATE AND CONFIDENTIAL

14.1 Legal Opinion on the development and application of a City of New Westminster by-law for the City of Hamilton to address the issue of renovictions (LS23020) (City Wide)

Pursuant to Section 9.3, Sub-sections (f) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

15. ADJOURNMENT



EMERGENCY & COMMUNITY SERVICES COMMITTEE MINUTES 23-004

1:30 p.m.

Thursday, April 6, 2023

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Councillors B. Clark (Chair), T. Jackson, C. Kroetsch, T. Hwang, N. Nann and A. Wilson and M. Wilson

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. **Community Safety and Well-Being Plan Annual Report (HSC23015)(City Wide) (Item 8.1)**

(M. Wilson/Nann)

That the Community Safety and Well-Being Plan Annual Report (HSC23015), be received.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	-	Clark, Brad	Ward 9
YES	-	Hwang, Tammy	Ward 4
YES	-	Kroetsch, Cameron	Ward 2
YES	-	Jackson, Tom	Ward 6
YES	-	Nann, Nrinder	Ward 3
YES	-	Wilson, Alex	Ward 13
YES	-	Wilson, Maureen	Ward 1

2. **Seniors Strategy Update (HSC23018) (City Wide)**

(Jackson/Hwang)

That the Seniors Strategy Update (HSC23018), be received.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	-	Clark, Brad	Ward 9
YES	-	Hwang, Tammy	Ward 4
YES	-	Kroetsch, Cameron	Ward 2

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YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

**3. Behavioural Supports Ontario Initiative – Macassa Lodge (HSC23011)
(Ward 7) (Item 10.1)**

(Jackson/A. Wilson)

- (a) That the Behavioural Supports Ontario (BSO) Hamilton Niagara Haldimand Brand (HNHB) – Ontario Health (OH) West base annual funding in the amount of \$112,073 for the 2023/2024 fiscal year be received;
- (b) That the General Manager of Healthy and Safe Communities Department, or their designate, be authorized to increase the Long Term Care (LTC) Division's 2023 budgeted complement by one full time permanent position of a Recreational Therapist, at an estimated annual cost of \$103,618, to be funded from BSO new base funding, and;
- (c) That ancillary administrative costs of approximately \$1,700, that is not permissible to be funded per BSO, to be absorbed by the division's 2023 in year savings that may be realized through gapping or other in year savings.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

4. Declarations of Emergency in the Areas of Homelessness, Mental Health and Opioid Addiction (Item 11.1)

- (a) That the Mayor formally issue three separate declarations of emergency, in the areas of homelessness, mental health and opioid ***overdoses/poisoning***;
- (b) That the Mayor send correspondence to the Provincial Government requesting that action be taken on the eight measures proposed by the Association of Local Public Health Agencies including:
 - (i) Creation of a multi-sectoral task force to guide the development of a robust provincial opioid response plan that will ensure necessary

- resourcing, policy change, and health and social system coordination;
- (ii) Expanding access to evidence informed harm reduction programs and practices including lifting the provincial cap of 21 Consumption and Treatment Service (CTS) Sites, funding Urgent Public Health Needs Sites (UPHNS) and scaling up safer supply options;
 - (iii) Revision of the current CTS model to address the growing trends of opioid poisoning amongst those who are using inhalation methods;
 - (iv) Expanding access to opioid agonist therapy for opioid use disorder through a range of settings (e.g. mobile outreach, primary care, emergency departments, Rapid Access to Addiction Medicine Clinics), and a variety of medication options;
 - (v) Providing a long-term financial commitment to create more affordable and supportive housing for people in need, including people with substance use disorders;
 - (vi) Addressing the structural stigma and harms that discriminate against people who use drugs, through provincial support and advocacy to the Federal government to decriminalize personal use and possession of substances and ensure increased investments in health and social services at all levels;
 - (vii) Increasing investments in evidence-informed substance use prevention and mental health promotion initiatives that provide foundational support for the health, safety and well-being of individuals, families, and neighbourhoods, beginning from early childhood; and
 - (viii) Funding additional and dedicated positions for public health to support the critical coordination and leadership of local opioid and substance abuse strategies;
- (c) That the Mayor send correspondence to the Minister of Municipal Affairs and Housing requesting action be taken to correct the funding allocation model for homelessness based on the results of Auditor General's 2021 report which found that provincial funding in this area is incorrect;
 - (d) That the Mayor send correspondence to the Ministry of Health and the CEO of Ontario Health requesting that the province immediately commit to fully funding gaps in mental health service, as well as funding ongoing annual increases as required by inflation and population need;

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- (e) That the Mayor send correspondence to Federal Minister of Justice and Attorney General, David Lametti, and Federal Minister of Health, Jean-Yves Duclos, urging the Federal government convene a task force to explore the legal regulation and decriminalization of all drugs in Canada; and
- (f) That the Mayor send correspondence to the Association of Municipalities of Ontario (AMO) requesting that targeted advocacy be conducted in these areas, including the development of a singular motion that can be ratified by municipal councils across Ontario calling on the province to take immediate action.

Result: Main Motion as Amended, CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

The Committee Clerk advised the following changes to the agenda:

6. DELEGATION REQUESTS

6.3 Mary Vaccaro, respecting the Safer Drug Use Space at YWCA Hamilton and the Declarations of Emergency

9. CONSENT ITEMS

9.2 Advisory Committee Minutes

9.2a LGBTQ Advisory Committee Minutes - February 21, 2023

9.2b Hamilton Veterans Committee Minutes - November 29, 2022

9.2c Hamilton Veterans Committee Minutes - February 28, 2023

13. GENERAL INFORMATION / OTHER BUSINESS

13.1 Amendments to the Outstanding Business List

(a) Items To Be Removed:

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- (a) 16-A: Endorsement of Report “The Right to an Adequate Standard of Living: An Update to the 2006 Report” to the United Nations Committee on Economic, Social and Cultural Rights in Geneva. February 8, 2016, 16-002, Item 1
- (b) 18-A: Funding Requests from Agencies
HSC 18-007
Addressed in subsequent reports.
- (c) 20-G: Crisis with Supportive Housing for those with Disabilities
E&CS 20-010 Item (f)(i)
Addressed in subsequent reports
- (d) 20-K: Establishing a Sub-Committee to Address Impacts of Social Issues – COVID-19
Council 20-010, Item 6.3
- (e) 21-C: Citizen Committee Report Seniors Advisory Committee respecting Long Term Care Homes
21-005, Item 4
- (b) Items Requiring New Due Date:
 - (a) 21-F: Advisory Committee for Persons with Disabilities Report 20-007, December 8, 2020 GIC 21-003, Item 3(b)
 - (b) 23-B: Hamilton Alliance for Tiny Shelters Site Options and Considerations (HSC22015(b)) (City Wide)
ECS 23-001, January 19, 2023, Item 6, As amended by Council on January 25, 2023
 - (c) 23-G: Canada Mortgage and Housing Corporation (CMHC)Rapid Housing Initiative (RHI) Round 3 (HSC20056(c)) (ECS 23-001 Added Item 14.4)
Special Council Meeting, February 15, 2023

(Kroetsch/Nann)

That the agenda for the April 6, 2023 Emergency and Community Services Committee meeting be approved, as amended.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	-	Clark, Brad	Ward 9
YES	-	Hwang, Tammy	Ward 4
YES	-	Kroetsch, Cameron	Ward 2
YES	-	Jackson, Tom	Ward 6
YES	-	Nann, Nrinder	Ward 3

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YES - Wilson, Alex Ward 13
YES - Wilson, Maureen Ward 1

(b) DECLARATIONS OF INTEREST (Item 3)

There were no Declarations of Interest.

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

(i) March 23, 2023 (Item 4.1)

(A. Wilson/M. Wilson)

That the Minutes of the March 23, 2023 meeting of the Emergency and Community Services Committee, be approved, as presented.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Clark, Brad Ward 9
YES - Hwang, Tammy Ward 4
YES - Kroetsch, Cameron Ward 2
YES - Jackson, Tom Ward 6
YES - Nann, Nrinder Ward 3
YES - Wilson, Alex Ward 13
YES - Wilson, Maureen Ward 1

(d) DELEGATION REQUESTS (Item 6)

(Hwang/A. Wilson)

That the following Delegation Requests, be approved, as presented:

- (i) Elizabeth Watson-Morlog respecting the Dundas Community Pool (for a future meeting) (Item 6.1)
- (ii) Calvin Cain, Ontario Homes for Special Needs Association Hamilton, respecting Hamilton Residential Care Facilities (for a future meeting) (Item 6.2)
- (iii) Mary Vaccaro, respecting the Safer Drug Use Space at YWCA Hamilton and the Declarations of Emergency (for today's meeting) (Added Item 6.3)

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES - Clark, Brad Ward 9
YES - Hwang, Tammy Ward 4
YES - Kroetsch, Cameron Ward 2
YES - Jackson, Tom Ward 6
YES - Nann, Nrinder Ward 3
YES - Wilson, Alex Ward 13
YES - Wilson, Maureen Ward 1

(e) DELEGATIONS (Item 7)

The following delegations addressed the Committee respecting the following:

- (i) Hafeez Hussain respecting the controls and verification process in the Healthy and Safe Communities in administrating the Ontario Works and ODSP Programs (Item 7.1)
- (ii) Mary Vaccaro respecting the Safer Drug Use Space at YWCA Hamilton and the Declarations of Emergency (Added Item 7.2)

(Kroetsch/A. Wilson)

That the following Delegations, be received:

- (a) Hafeez Hussain, addressed the Committee respecting the controls and verification process in the Healthy and Safe Communities in administrating the Ontario Works and ODSP Programs (Item 7.1)
- (b) Mary Vaccaro, addressed the Committee respecting the Safer Drug Use Space at YWCA Hamilton and the Declarations of Emergency (Added Item 7.2)

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

For further disposition on Item (b), refer to Item 4 and (i)(i)

(f) STAFF PRESENTATIONS (Item 8)

(i) Community Safety and Well-Being Plan Annual Report (HSC23015)(City Wide) (Item 8.1)

Rachelle Ihekwoaba, Manager, Community Strategies, and Koubra Haggar, Co-Chair of the Community Safety and Well-Being System Leadership Table addressed Committee respecting the Community Safety and Well-Being Plan Annual Report (HSC23015).

(A. Wilson/T. Hwang)

That the Presentation respecting the Community Safety and Well-Being Plan Annual Report (HSC23015), be received.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

For further disposition, refer to Item 1

(g) CONSENT ITEMS (Item 9)

(Kroetsch/A. Wilson)

That the following Items be received:

(i) Advisory Committee Minutes (Added Item 9.2)

- (a) LGBTQ Advisory Committee Minutes - February 21, 2023
- (b) Hamilton Veterans Committee Minutes - November 29, 2022
- (c) Hamilton Veterans Committee Minutes - February 28, 2023

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

(h) MOTIONS (Item 11)

(i) Declarations of Emergency in the Areas Of Homelessness, Mental Health and Opioid Addiction (Item 11.1)

(Clark/A. Wilson)

- (a) That the Mayor formally issue three separate declarations of emergency, in the areas of homelessness, mental health and opioid addiction, as per the procedure outlined in the Emergency Management and Civil Protection Act;
- (b) That the Mayor send correspondence to the Provincial Government requesting that action be taken on the eight measures proposed by the Association of Local Public Health Agencies including:

- (i) Creation of a multi-sectoral task force to guide the development of a robust provincial opioid response plan that will ensure necessary resourcing, policy change, and health and social system coordination;
 - (ii) Expanding access to evidence informed harm reduction programs and practices including lifting the provincial cap of 21 Consumption and Treatment Service (CTS) Sites, funding Urgent Public Health Needs Sites (UPHNS) and scaling up safer supply options;
 - (iii) Revision of the current CTS model to address the growing trends of opioid poisoning amongst those who are using inhalation methods; Public Health and Social Services Committee
 - (iv) Expanding access to opioid agonist therapy for opioid use disorder through a range of settings (e.g. mobile outreach, primary care, emergency departments, Rapid Access to Addiction Medicine Clinics), and a variety of medication options;
 - (v) Providing a long-term financial commitment to create more affordable and supportive housing for people in need, including people with substance use disorders;
 - (vi) Addressing the structural stigma and harms that discriminate against people who use drugs, through provincial support and advocacy to the Federal government to decriminalize personal use and possession of substances and ensure increased investments in health and social services at all levels;
 - (vii) Increasing investments in evidence-informed substance use prevention and mental health promotion initiatives that provide foundational support for the health, safety and well-being of individuals, families, and neighbourhoods, beginning from early childhood; and
 - (viii) Funding additional and dedicated positions for public health to support the critical coordination and leadership of local opioid and substance abuse strategies;
- (c) That the Mayor send correspondence to the Minister of Municipal Affairs and Housing requesting action be taken to correct the funding allocation model for homelessness based on the results of Auditor General's 2021 report which found that provincial funding in this area is incorrect;

- (d) That the Mayor send correspondence to the Ministry of Health and the CEO of Ontario Health requesting that the province immediately commit to fully funding gaps in mental health service as have been identified in the Needs Based Planning project by Niagara Ontario Health Team's Mental Health and Addictions Working Group, as well as funding ongoing annual increases as required by inflation and population need;
- (e) That the Mayor send correspondence to Federal Minister of Justice and Attorney General, David Lametti, and Federal Minister of Health, Jean-Yves Duclos, reaffirming Regional Council's October 22, 2020 motion urging the Federal government convene a task force to explore the legal regulation and decriminalization of all drugs in Canada; Public Health and Social Services Committee
- (f) That the Mayor send correspondence to the Association of Municipalities of Ontario (AMO) requesting that targeted advocacy be conducted in these areas, including the development of a singular motion that can be ratified by municipal councils across Ontario calling on the province to take immediate action.

(Clark/A. Wilson)

That the Motion respecting Declarations of Emergency in the Areas of Homelessness, Mental Health and Opioid Addiction, be **amended** as follows:

- (a) That the Mayor formally issue three separate declarations of emergency, in the areas of homelessness, mental health and opioid **overdoses/poisoning addiction, as per the procedure outlined in the Emergency Management and Civil Protection Act;**
- (b) (iii) Revision of the current CTS model to address the growing trends of opioid poisoning amongst those who are using inhalation methods; **Public Health and Social Services Committee**
- (d) That the Mayor send correspondence to the Ministry of Health and the CEO of Ontario Health requesting that the province immediately commit to fully funding gaps in mental health service **as have been identified in the Needs Based Planning project by Niagara Ontario Health Team's Mental Health and Addictions Working Group,** as well as funding ongoing annual increases as required by inflation and population need; and
- (e) That the Mayor send correspondence to Federal Minister of Justice and Attorney General, David Lametti, and Federal Minister of Health, Jean-Yves Duclos, **reaffirming Regional Council's October 22, 2020 motion** urging the Federal government convene a task force to explore the legal regulation and decriminalization of

all drugs in Canada; ~~**Public Health and Social Services Committee**~~

Result: Amendment CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

For further disposition, refer to Item 4

(i) GENERAL ISSUES / OTHER BUSINESS (Item 13)

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

(Kroetsch/Hwang)

That the following items be deferred to the April 20, 2023 meeting, and that new due dates be included for each item:

- (i) 21-F: Advisory Committee for Persons with Disabilities Report 20-007, December 8, 2020 GIC 21-003 (Item 13.1(b)(a))
- (ii) 23-B: Hamilton Alliance for Tiny Shelters Site Options and Considerations (HSC22015(b)) (City Wide) ECS 23-001, January 19, 2023, As amended by Council on January 25, 2023 (Item 13.1(b)(b))
- (iii) 23-H: Enabling Recommendations in Citizen Committee Report from the LGBTQ Advisory Committee entitled, In Response to the passing of Redeemer University LGBTQIA+ student Bekett Noble ECS 23-002, February 16, 2023 (Item 13.1(b)(d))

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

(Kroetsch/Hwang)

That the Amendments to the Outstanding Business List be approved, **as amended**:

1. Items to be Removed:
 - (a) 16-A Endorsement of Report “The Right to an Adequate Standard of Living: An Update to the 2006 Report” to the United Nations Committee on Economic, Social and Cultural Rights in Geneva.
February 8, 2016, 16-002
 - (b) 18-A Funding Requests from Agencies
HSC 18-007
 - (c) 20-G Crisis with Supportive Housing for those with Disabilities
E&CS 20-010
 - (d) 20-K Establishing a Sub-Committee to Address Impacts of Social Issues – COVID-19
Council 20-010
 - (e) 21-C Citizen Committee Report Seniors Advisory Committee re Long Term Care Homes
21-005

2. Item with New Due Date or Status Update:
 - (a) 23-G: Canada Mortgage and Housing Corporation (CMHC) Rapid Housing Initiative (RHI) Round 3 (HSC20056(c)) (ECS 23-001 Added Item 14.4)
Special Council Meeting, February 15, 2023
New Due Date: August 2023

Result: Motion as amended CARRIED by a vote of 7 to 0, as follows:

YES	- Clark, Brad	Ward 9
YES	- Hwang, Tammy	Ward 4
YES	- Kroetsch, Cameron	Ward 2
YES	- Jackson, Tom	Ward 6
YES	- Nann, Nrinder	Ward 3
YES	- Wilson, Alex	Ward 13
YES	- Wilson, Maureen	Ward 1

(j) ADJOURNMENT (Item 16)

(Kroetsch/A. Wilson)

That there being no further business, the Emergency and Community Services Committee be adjourned at 3:45 p.m.

Result: Motion CARRIED by a vote of 7 to 0, as follows:

YES	-	Clark, Brad	Ward 9
YES	-	Hwang, Tammy	Ward 4
YES	-	Kroetsch, Cameron	Ward 2
YES	-	Jackson, Tom	Ward 6
YES	-	Nann, Nrinder	Ward 3
YES	-	Wilson, Alex	Ward 13
YES	-	Wilson, Maureen	Ward 1

Respectfully submitted,

Councillor B. Clark
Chair, Emergency and Community Services
Committee

Loren Kolar
Legislative Coordinator
Office of the City Clerk



April 19, 2023

Emergency & Community Services Committee
Hamilton City Hall
1st Floor - 71 Main Street West
Hamilton, Ontario L8P 4Y5

RE: Renovictions Stakeholder Consultation (HSC23023) (City Wide)

The Hamilton and District Apartment Association (HDAA) wishes to provide our thoughts on the Renovictions issue up for discussion at the April 20, 2023 Emergency & Community Services Committee meeting.

Firstly we are happy to see that the main recommendation is to increase funds into the Tenant Defence Fund, we do believe that there should be resources and protections in place for bad faith renovictions. With that in mind we do want to note that even though there is a negative connotation towards renovictions, renovictions in many cases are necessary.

Our rental stock in Hamilton is very old, with the majority being built around 50 years ago, and are in desperate need of repairs and renovations. Many of these repairs are large projects that would necessitate the need to have empty units. Once repairs and renovations are completed, tenants are able to move back into those accommodations that are now much more comfortable and, as the *Residential Tenancies Act* allows, at the same rent as they paid previously. Renovictions are essentially a big win for tenants who end up with a better home and at the same rent they were paying before. The City should be encouraging such improvements to rental properties and further to that it should be a priority for the City, in regards to their CityHousing stock, and the private sector to keep housing stock to a good standard.

Renovictions have been increasing and will continue to increase as the rental stock continues to get older and work can no longer be delayed. As we know this does come with significant financial investments. Although for tenants it can be a big win, renovictions do create a significant financial burden on housing providers in regards to recovering costs and in that sense it is much more determinantal to the housing provider. Renovations are costly and losing rental income during them is even more costly. Although it is easier to do renovations on a vacant property many would prefer to continue to receive the revenue. With this in mind it would be beneficial if the City also provided a program for housing providers to assist with these costs to ensure tenants are able to reap the benefits. The City is very aware through their own battles with CityHousing repairs, with a recent announcement that the City would require \$5.6 million in funds to repair 476 of their units, of the financial investments that are required by housing providers.

We do think it prudent to point out that the resources the City spent to look into a renovictions by-law, which as we saw with the New Westminster bylaw, is not within the municipalities jurisdiction to do so, could more wisely have been spent improving their own housing stock.

We are happy to see there is a recommendation to provide more supports around tenant education. The *Residential Tenancies Act* has many protections for tenants already and with Bill 97 those protections have been extensively enhanced. Should tenants know their rights and the protections provided to them under the Act, we would hope the negative connotation towards renovictions would slowly cease.



There were many mentions of the rental licensing program in the report. As we have expressed many times in the past the HDAA does not support the rental licensing program as it will ultimately result in higher rents and/or loss in rental supply. We are already dealing with a very difficult rental market for tenants, with low supply and high rents, aging rental supply that will need improvements and rental supply slowly dwindling. It would be unwise for the City to continue, and to add, measures regarding the rental housing industry that would only see these issues be further exacerbated.

Respectfully yours,

Hamilton and District Apartment Association

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Written submission: PIN re Renovictions report
Date: Wednesday, April 19, 2023 12:13:39 PM

From: Laura Pin <lpin@wlu.ca>
Sent: April 19, 2023 11:59 AM
To: clerk@hamilton.ca
Subject: 10.2 of the Emergency and Community Services Committee meeting April 20th, 2023

Hello,

I'm writing with comments regarding item 10.2 of the Emergency and Community Services Committee meeting April 20th, 2023: "Renovictions Stakeholder Consultation (HSC23023) (City Wide)". I am a political scientist and housing policy researcher, who lives in Ward 1, Hamilton, Ontario.

While a thorough engagement exercise (indeed by a public relations and consultation firm - not a firm with expertise in policy analysis) I'm concerned that the consultant report informing this discussion misses key components of the *policy context* of the debate.

First, the consultant report states that in light of the provincial protections from renovation in Ontario, a New Westminster-style bylaw would be irrelevant. This is not accurate. There are significant differences between the New Westminster bylaw (and current BC legislation) governing renovations and the Ontario guidelines under the RTA. Specifically, in the New Westminster and BC legislation, the onus was shifted to the landlord to demonstrate that tenant occupancy could not continue during renovations, also to provide alternate accommodations while the renovation work was taking place.

Second, both the consultant and staff reports concerning the possibility of a New Westminster-style bylaw treat the question of municipal authority to enact this bylaw as settled (and in the negative). They argue that BC municipalities have more authority as a result of their community charters to enact this type of bylaw. This is contrary to the legal opinion of ACORN, which suggests such a bylaw would be in the purview of an Ontario municipality. Moreover, prior to the court challenges in BC which upheld the New Westminster bylaw it was not clear that BC municipalities had this authority either.

The City's own data demonstrates a dramatic increase in N13 applications and renovations. Addressing this dramatic increase requires bold policy action. The case of New Westminster demonstrates that municipal anti-renovation bylaws work.

Sincerely,

Dr. Laura Pin

[REDACTED]
[REDACTED]
[REDACTED]

Dr. Laura Pin (she/her)
Assistant Professor
Political Science Department

MAP your future in Political Science at Laurier!

Learn more at: <http://wlu.ca/programs/arts/graduate/applied-politics-map>

Wilfrid Laurier University is located on the territory of the Neutral, Anishnaabe and Haudenosaunee peoples on the Haldimand Tract. The Six Nations of the Grand River now now reside on less than five per cent of the original Haldimand Tract territory agreed to in treaty by the British.



RENOVICTION IN HAMILTON

**PROTECTING TENANTS AND
PRESERVING HAMILTON'S
AFFORDABLE HOUSING**

APRIL 2023



WHAT IS ACORN?

ACORN Canada is a multi-issue, mass-based union of low- to moderate-income people. The purpose of the union is to give people power so that they can have their voices heard at the highest levels of the country. With chapters across the region, province, and across the country, ACORN is able to be both a local-based union winning local campaigns, as well as a large organization combining forces to fight national corporations and governments that are at the root of most of our problems. Hamilton ACORN started in 2017 and has four neighbourhood chapters: Downtown, East End, Stoney Creek and Mountain.



REPORT SUMMARY

The housing crisis in Hamilton has gone from bad to worse. Low- and moderate-income tenants are facing the brunt of the crisis and Hamilton ACORN is demanding the City of Hamilton **develop bold local policies and programs to protect tenants from renovation.**

This report includes:

- How renovation is having a devastating impact on Hamilton tenants
- Testimonials from ACORN members
- ACORN's reaction to the report being presented at the April 20th Emergency and Community Services Committee
- **Demands for the City of Hamilton: Anti-renoviction bylaw, improvements to the Tenant Defence Fund, proactive tenant education, tracking when buildings are sold and annual inspections of apartments to ensure healthy homes**

WHAT IS RENOVICTION



By renoviction we are referring to the tactics or legal efforts that lead up to a tenant being forced to move out of their home under the guise of major renovations.

The goal of renoviction is not to repair or upgrade the unit. The goal is to displace the existing tenant and increase the rent for the next tenant. Displaced tenants will never find their affordable rents again.

Current provincial rules

In Ontario, landlords have the ability to secure vacancy of a unit for renovations by issuing a N13 (reason 2) to the tenants. If filed at the Landlord and Tenant Board, the landlord must demonstrate that the eviction is in good faith. Tenants have the right of first refusal after renovations which means that they have the right to return to the same unit at the same rent. Tenants can also pursue fines if the landlord rents out the unit to another tenant once the renovations are complete.

Despite these provincial regulations, it is very difficult for low income tenants to exercise their right of first refusal and maintain their affordable housing because of the following reasons:

- Difficulty to find short term lease at the same rent while renovations take place (the reality is tenants will not be able to find similar rents when they re-enter the market).
- Landlords are under no obligation to finish the renovations in a certain amount of time.
- Challenge of staying on top of the landlord's renovations to ensure the Right of First Refusal.
- Financial costs of moving twice (moving out, moving back, potential storage costs).
- If the Right of First Refusal is revoked or lost, tenants have no legal ability to get their unit back (the landlord can be fined and tenant could be awarded compensation).

HAMILTON REGION

'People are panicking': Renoviction looms for east Hamilton tenants

HAMILTON REGION

These Hamilton tenants have been without running water for 29 days. And they don't know when it's coming back

MUNICIPAL ELECTION

Hamilton's housing crisis 'no longer something that we can ignore'

RENOVICTION TACTICS



Without provincial vacancy control (cap on rent between tenancies), financialized landlords are determined to get frequent turnover of units to raise the rent and maximize their profits.

Buildings with recent change in ownership and / or long term tenants paying under market rent are especially at risk.

Typical timeline / tactics:

1. Change in building ownership (not always but often a sign of changes coming).
2. Notice to tenants of coming renovations and major inconveniences.
3. Offer of low buyout offers to pick on tenants that are vulnerable or do not know their rights.
4. Discontinuing repairs and building maintenance (make life more difficult and make buyout offers more enticing).
5. Higher buyout offers (ACORN members have received offers as high as \$50,000).
6. N13 eviction form.
7. Filing at the Landlord and Tenant Board.

Notice to End your Tenancy
Because the Landlord Wants to Demolish the Rental Unit, Repair it or Convert it to Another Use
N13
(Disponible en français)

To: (Tenant's name) Include all tenant names	From: (Landlord's name)
Address of the Rental Unit:	

This is a legal notice that could lead to you being evicted from your home.

The following information is from your landlord

I am giving you this notice because I want to end your tenancy. I want you to move out of your rental unit by the following termination date: [][/][/][/][/][/][/][/][/].
ddmm/yyyy

My Reason for Ending your Tenancy
I have shaded the circle next to my reason for ending your tenancy.

Reason 1: I intend to demolish the rental unit or the residential complex.

Reason 2: I require the rental unit to be vacant in order to do repairs or renovations so extensive that I am required to get a building permit and the rental unit must be vacant to do the work.
Note: You have the right to move back into the rental unit once I have completed the repairs or renovations. If you want to move back in once the work is done, you must give me written notice telling me you want to move back in. Also, you must keep me informed in writing any time your address changes.

Reason 3: I intend to convert the rental unit or the residential complex to a non-residential use.

Details About the Work I Plan to do
I have described below the work I plan to do for the reason shown above, including specific details about how I will carry out the work.

Work planned	Details of the Work

Landlords will use a combination of these tactics to ensure that tenants move out before the application reaches the Landlord and Tenant Board. Since the goal is to not have the tenant return to the unit, **having a tenant accept a buyout offer is the quickest and easiest path to turning over the unit.**

For tenants that want to keep their affordable homes, no amount of money is worth accepting. Low income tenants cannot afford to re-enter the rental market. Tenants on social assistance (ODSP or OW) especially cannot afford buyouts as large lump sum payouts may make them ineligible for benefits, or see a dollar-for-dollar reduction in benefit payments, thereby costing them more money.

HAMILTON'S HOUSING CRISIS



Protecting Hamilton's affordable housing is more important now than ever. Hamilton has had the fastest growing housing prices since 2015 in Canada. More people of all income ranges are entering the rental market due to restricted access to homeownership, making the rental market more profitable for landlords and developers. This pressure on the rental market and the lack of purpose-built housing construction is making it more and more difficult for low- and moderate-income Hamiltonians to compete as market rent rates are way out of sync with average wages. The average market rent in Hamilton for a one-bedroom apartment is currently \$1,900, compared to \$875 just 7 years ago. Even non-market options are becoming more difficult to access as Hamiltonians have experienced wait times for social housing of up to 11 years, versus an average wait time of 2 years in 2013.

These variables make renoviction an increasingly profitable tactic for landlords. The number of N13 (renoviction) applications filed to the LTB in Hamilton has grown exponentially over the past few years. As a result, Hamilton has lost 15,000 units that rent for less than \$750 a month in the last decade. That is 29 affordable units lost for every new affordable unit added. Increasingly, low and moderate income earning Hamiltonians have nowhere to go when they lose their homes to renoviction. Predictably, homelessness in Hamilton is on the rise - more Hamiltonians enter the shelter system than exit it. It is becoming more and more dire that we preserve the affordable housing that we already have.

***NOTE - THESE #S ONLY INCLUDE CASES WHERE THE LANDLORD FILED AT THE BOARD. SITUATIONS WHERE THE TENANT DOESNT NOT CHALLENGE AT THE LTB OR FELT FORCED TO TAKE A BUYOUT ARE NOT TRACKED**

19% 

INCREASE IN RENT FOR A ONE BEDROOM IN THE PAST YEAR. \$1,900 CURRENT AVERAGE MARKET RENT FOR A ONE BEDROOM

 **29**

AFFORDABLE UNITS LOST FOR EVERY ONE GAINED

RISE IN N-13 (S) FILED

# of N13s filed at the LTB *	Year
103	2022
60	2021
33	2020
21	2019
6	2012

ACORN'S RENOVICTION CAMPAIGN



ACORN's anti-renoviction campaign started when now co-chair of Hamilton's East End chapter Elizabeth Ellis called ACORN about concerns that her new landlord wanted to displace all current tenants. Her suspicions were unfortunately well-warranted when the company began going door to door intimidating tenants into accepting low cash offers to move out.

Tenants say Barton Street 'revitalizers' are neglecting them



Malleum Partners purchased the building at 160 Sherman Ave. N. back in July

Adam Carter · CBC News · Posted: Sep 21, 2018 5:01 PM EDT | Last Updated: September 21, 2018



HAMILTON REGION

Fight renovictions with policy, Hamilton tenant advocates urge city

Renter says she buckled under pressure to take landlord's buyout and regrets it

By **Teviah Moro** Spectator Reporter
▲ Mon., May 13, 2019 | ⌚ 3 min. read



Elizabeth Ellis participates at a housing protest in Hamilton, Ont. in 2018. (Adam Carter/CBC)



In 2020, ACORN members organized a campaign drive to launch our demands for the City of Hamilton to take action on renoviction. The main demand focused on Hamilton adopting a similar bylaw as New Westminster, BC which required landlords to accommodate tenants during renovations. Members held a press conference and rally at City Hall.

Hamilton Spectator

Housing activists call on city to create bylaw to stop evictions through renovation

Aug 21, 2020



CBC

West-coast bylaw would protect Hamilton tenants against 'renovictions', says advocacy...

Aug 20, 2020



ACORN'S RENOVICTION CAMPAIGN CON'T



After the campaign launch, members began meeting with City Councillors to discuss the renoviction crisis and the urgent need for Hamilton to take action.

First motion passed at Council - December 2020

Councillor Brad Clark - "That staff be directed to review reno-victions in Hamilton and report back to the Emergency and Community Services Committee by the end of March 2021 with information about what other jurisdictions have done to reduce the problem and what the City of Hamilton can do to mitigate the number of people who are affected by this practice".

80 person ACORN town hall on renoviction

How Hamilton can use it's municipal powers to save the city's affordable housing

**WHEN: THURSDAY
FEBRUARY 18TH AT 6PM**

**Featuring - Councillor
Jaimie McEvoy on New
Westminster's anti -
renoviction bylaw**

**And panelists: Ali Naraghi, lawyer at HCLC &
Merima Menzildzic, Project Coordinator at
SPRC**

Contact: hamilton@acorncanada.org / 905-393-5734

Ahead of the staff report coming back to committee, ACORN hosted a virtual town hall with Councillor Jaimie McEvoy from New Westminster, BC and allies from the Hamilton Community Legal Clinic and Social Planning and Research Council.

April 2021 - Staff report back to committee

ACORN members were deeply disappointed with the staff recommendations. The only recommendation was to expand the Tenant Defence Fund (TDF) to cover legal support for renoviction cases (ACORN's demand). Despite this initial staff proposal, ACORN was able to push for improvements to the TDF (lifting of the cap on the amount of financial support available to tenant groups) and another motion to develop local policy - **"That staff be directed to report back to the Emergency and Community Services Committee with a framework, including timeline and resources to develop a comprehensive renovictions strategy for City Hamilton as part of our recovery plan, to include: the evaluation of the tenant defense fund, proactive tenant education options, and options for a licensing and by-law regime"**.

ACORN members continued to organize and build pressure for local action, including a 120 person joint virtual town hall with Toronto ACORN which saw Hamilton City Councillors and senior city staff attend.

RENOVICTION CAMPAIGN CONTINUED + ACORN'S REACTION TO APRIL 20 STAFF REPORT



In **December 2021**, staff reported back to the Emergency and Community Services Committee with the resources needed to move forward local policy:

"That the General Manager of the Healthy and Safe Communities Department or their designate be authorized to enter into contracts necessary to hire and retain a consultant to find the ways and means of implementing a New Westminster style by-law in Hamilton to deal with the issue of 'renovictions' in the approximate amount of \$100 K.."

Throughout 2022 - 2023, ACORN members facing renoviction continued to organize in their buildings to keep their homes. **Since the TDF was expanded, ACORN has organized at ten apartment buildings (56 households) to receive funding to retain a paralegal for renoviction.**

In November of 2022, ACORN members had their first of two meeting with the consultant retained by the city.

Staff report - April 20th Emergency and Community Services Committee



CITY OF HAMILTON
HEALTHY AND SAFE COMMUNITIES DEPARTMENT
Housing Services Division

TO:	Chair and Members Emergency and Community Services Committee
COMMITTEE DATE:	April 20, 2023
SUBJECT/REPORT NO:	Renovictions Stakeholder Consultation (HSC23023) (City Wide) (Outstanding Business List Item)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	James O'Brien (905) 546-2424 Ext. 3728
SUBMITTED BY:	Michelle Baird, Director Housing Services Division Healthy and Safe Communities Department
SIGNATURE:	<i>Michelle Baird</i>

RECOMMENDATION(S)

- That Council approve increasing the balance of the Tenant Defence Fund Project ID 6731841801 by \$50 K in 2023 through a transfer from Project ID 6731941901 Hamilton Portable Hsg Benefit to the Tenant Defence Fund Project ID 6731841801; and,
- That staff report back on the outcomes of the Tenant Defence Fund in 2025; and,
- That the item respecting the Tenant Defence Fund be removed from the Outstanding Business List.

After being directed to develop a comprehensive renovictions strategy (the evaluation of the tenant defence fund, proactive tenant education options, and options for a licensing and by-law regime) and \$100,000 approved to increase capacity to do the work, the report is only proposing to add another \$50,000 to the TDF.

Missing from the recommendations:

- Meaningful increase in funding to the TDF - another \$50,000 will not cover an expansion or improvements to the program
- Implementation plan for an anti-renoviction bylaw.
- Annual inspections to apartments to ensure compliance of property standards and inform tenants of their rights



ACORN MEMBER TESTIMONIALS

CHANTELLE

I have lived in my Hamilton Mountain townhouse for 20 years. On September 1, 2021, I received word that this property went up for sale. On September 9, I received a letter (with the wrong address on it) that the property had been sold with plans to demolish all units on the property. I asked my landlord for proof that it had been sold, but they continually refused. I later found out that it had not actually been sold, and that the anonymous number on my landlord's letter representing the buyer of the property actually represented himself. Despite this, I continued to be relentlessly pressured to take a \$18,000 buyout to move out despite my continuous refusals, have parts of my neighbouring units demolished without permits, be denied access



to the newly installed central air system because I pay less rent, and was even sued for defamation of the landlord's character for talking to my fellow tenants about their rights in this situation. This landlord's renovation tactics negatively affected me and my family's health and well-being. It has caused my and my family significant mental health distress and we are made to live under constant fear of the loss of our long-time home.

A large, for-profit real estate company called Executive is now the new owner. This landlord was looking to renovate all 13 households in my complex, and 9 were renovated (which is around 30 tenants), and just 3 households (including mine) remain, fighting against renovation tactics. It is clear that the landlord's goal is to increase their profits, as I pay \$902 in rent, and the newly renovated units are on the market for around \$2799.

Me and my family believe that our situation could have been prevented with more regulation from the city. We believe that renovation tactics such as their landlord's should come with greater consequences and be more closely monitored by the city, and that real estate companies as well as municipal governments place too much priority on economic growth and profits at the expense of the people's well-being and at the cost of taxpayers, who are being left with no choice but to move around from cubicle to cubicle. My family and I call on the city to take bold action against renovation so that other Hamiltonians don't have to experience what we have experienced.



ACORN MEMBER TESTIMONIALS

DAVID

I've lived in my apartment on 1083 Main Street East for 18 and a half years at an affordable rent. Just 4 years ago, Malleum properties bought my building with intentions to evict us for renovation and rent increases.



Since then, it's been sold to executives of another large real estate company, Elevation Realty Network, one of which - Dylan Suitor - has talked about plans to turn it into a luxury 'lifestyle' building in order to double its value. I pay \$879 in rent, and the renovated units are being marketed for around \$1800. But overall, they've been quite secretive about who owns it, and they've chosen to remain anonymous for the most part. They've never presented themselves to us tenants.

This building has over 60 units, and only 7 households, including myself, are left to fight our landlords' cruel renoviction tactics. We had no water for over 80 days. 80 days in which there were multiple LTB hearings, city council meetings, news stories, and tenant actions. We had to use very limited containerized water to do most things. It took 8 litres of that water just to flush the toilet. They dropped us off occasional water, but the water didn't seem healthy - it left a strange residue when we used it. Since I'm the only tenant who drives, I was offered a motel room, but I was scared to live there for fear that they wouldn't let me back in my apartment. So I had to drive 15 minutes just to shower and carry out other basic tasks. Other tenants had to shower at rec centres. The city stopped collecting our garbage which gave us rats. We have unfinished renovations that left our building in disrepair. We were even called squatters by associates of the owners. Our landlord's paralegal claimed they gave us N13s with 120 days notice to vacate, but none of us actually received it, and we received contradictory information about how they were sent. We were offered 3 month's rent to leave, but none of us cashed them; we can't afford to leave. Market rent is too high.

These past few months have been physically and emotionally very stressful, even traumatic. A lot of us are more short-tempered and in lower moods. It's caused mental health declines for a lot of us. It's a disgrace that the city has permitted this. We went from one slumlord to another who squeezed whatever they could out of the building, didn't do repairs, and got away with it. Everyone in our building is either sick, disabled, elderly, on ODSP, or a combination. We are marginalized enough as is.

ACORN MEMBER TESTIMONIALS



DAVID CONTINUED

This situation was grotesque from start to finish. It's clear that we need a stronger tenant protections bylaw regime, and to actually enforce the tenant protections we already have. I believe the vital services bylaw should have been invoked - that could have solved this overnight. It is my understanding that initially bylaw officers were going to use the vital services bylaw but for some reason changed their mind.. Those are questions, like so many others, that we just don't have answers to right now. I want the city to investigate this whole situation and how it went so wrong. And more importantly, make some serious changes to make sure tenants have access to basic human rights. Our landlord has walked out of this situation without so much as a slap on the wrist and not a penny of fines. Of course I am angry with my landlord, but I am most angry with the city's departments that are meant to protect us, and failed to do so with any effectiveness, urgency, or enthusiasm. I want the City Council to take some steps and speed up some of the tenant protections they've been talking about and make sure landlords don't get away with so much. I want to make sure nothing like this ever happens again.





ACORN MEMBER TESTIMONIALS

MARIE

I was renovicted from my east end home of 15 years in the winter of 2020. My building was owned and run by Collard Properties who renovicted 12 households in total over the course of about a year. During that time, my landlord was demolishing and renovating vacant units, changing our heating systems without a permit, handed out N13s, offered buyouts of up to \$6,000 for us to move out, and entered the property and our units to do invasive repairs without proper notice. We received letters upon letters trying to convince us to move out.

Fed up, myself and two other households in the building decided to take it to the Landlord Tenant Board; we did not want to move out of our homes. However, things did not go in our favour and we were left with the option to accept an offer from our landlord to move into a different unit in the building for \$850 a month, nearly \$200 more than what I was currently paying. Further, they were renting out newly renovated units, including my previous unit, for \$1700 not including utilities. So, I was given 120 days notice to vacate.

Even after I moved out, the stress did not end. My landlord kept trying to get more money out of me, such as dismissing that I had paid last month's rent when I first moved in, my move-out date was delayed for 5 months, and my new unit was not even fully finished when I moved in.

This process took a bad toll on my mental health. I became ill because of the amount of stress I was being put under.

I believe experiences like mine can be prevented. The law needs to change to protect tenants, we need more intervention from the city. Landlords get away with too much. And it's not just here in Hamilton, it's happened all over the world. Homelessness is on the rise. I think one thing the city can do is collect better data and keep track of the number of affordable housing units and homelessness rates in the city so they know what they're dealing with.





ACORN MEMBER TESTIMONIALS

TONY

Last summer, I received a note on my door offering me \$3000 to move out of my apartment. I pay \$658 in rent in a building that has 12 units. I have lived here since 2008, but everything has changed here in just the past year when our building got new owners. Just a few months after I was offered money to move, I got an N13 notice to vacate that also offered me 3 months' rent to leave. I got a second buyout offer just a few months after that, and just a few weeks ago, another N13. Needless to say, these owners and their paralegal have been pretty pushy in trying to get us out of our homes. They even came to us in person one by one, door to door, to ask us how much money it would take for us to move out. But this just isn't an option for many of us. After all, those buyouts won't last. It's not about the money - this is my home. If I had to move, it'd be really tight for me. I'd probably have to move out of this neighbourhood and live with my mom while I try to find another place within my budget, which would be very difficult if at all possible in this market.

Ever since these renoviction tactics have been taking place, I've constantly had the worry of losing my home in the back of my mind, and I find myself scared. It's been cripplingly stressful, to say the least, for me and all my co-tenants. The mood is so much lower, it's like there's a grey cloud over the building. I've lived in Hamilton all my life, and it was never this bad growing up. I see stories on the news about homelessness in this city, or landlords shutting off tenants' water so that they'll move out, and I worry that that could be me, which I've never had to do before - I'm working all the time. Overall, I feel very threatened.

It's clear that the intention of these new owners is to buy us out in order to up the rent and make a profit; that's what's going on. There's people who have homes here, and we pay our rent. They don't care about our livelihoods; they just want to make money.

The city needs to be more involved, stop these renovictions and prioritize the wellbeing of its people over profit. They should promote organisations that advocate for tenant rights and affordable housing. We can't have more people losing their homes in a time where they're so unaffordable and unavailable.



ACORN'S DEMANDS



ACORN members are extremely disappointed by the recommendations in the April 20th report.

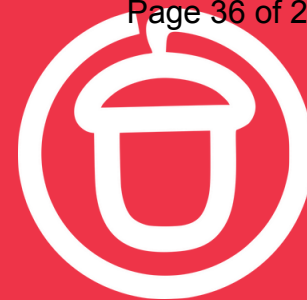
It's been almost 2.5 years since the initial Council direction to investigate and pass a local policy to protect tenants from renoviction. Despite this generous timeline, the April 20th report received lacks an accurate reflection of the lived experience of Hamiltonian renters, and fails to put forth any recommendations that provide tangible support to communities at risk of homelessness in the mounting face of the renoviction crisis.

Since 2019, ACORN has been calling on the city to adapt a set of common-sense bylaws and programs already championed by other cities to protect vulnerable low-income tenants and the city's existing affordable housing stock. **Bold action is needed.**

1) A city-wide landlord licensing program to ensure healthy housing conditions and restrict renoviction (Based on the RentSafe program from Toronto, Ontario and the anti-renoviction bylaw based from New Westminster, BC).

- The burden of tenant placement is put on the landlord. If landlords want vacancy for renovations, they must accommodate tenants in alternative housing (comparable size and location) for the duration of the work at the **SAME** rent **OR** with the tenant's agreement enter into a new lease at a different but similar unit at the **SAME** rent.
 - Moving assistance (tenant's choice of an insured moving company arranged by the landlord OR compensation), and additional support provided for vulnerable tenants (including but not limited to: transportation to temporary housing unit and packing assistance for individuals with mobility impairments).
 - **ANY** tenant engagement and required tenant meetings are mandated to permit the attendance of a representative from the City of Hamilton and community groups that support tenant rights if requested by the tenants (ie; Hamilton Community Legal Clinic, ACORN).
 - Any written communications must be provided in tenant's native language, and the presence of translation services at tenant meetings are mandatory at **no cost** to the tenant.
 - Building maintenance cannot be permitted to deteriorate after delivering notice of renovations to tenants.
 - Frequent communication in trackable mediums must be made available to tenants with regard to renovation progress and return timelines in order to protect tenants' right of first refusal.
-

ACORN'S DEMANDS CONTINUED



- Annual inspections to apartment buildings should include proactive tenant education (information communicated / left at doors informing tenants of their rights and available city programs and contact information for community groups i.e. ACORN and the Hamilton Community Legal Clinic). This must be provided in tenants' native language.

2) Tracking when apartment buildings are sold

- Track when apartment buildings are sold (transfer of license)
- Tenant outreach must be proactive and comprehensive, informing tenants of their rights and all applicable laws protecting them from renoviction through the City of Hamilton. This information must be made available in tenants' native language.

3) Improvements to the Tenant Defense Fund

- Allocate appropriate funding to TDF (Tenant Defense Fund) proportional to the felt needs of vulnerable communities. The TDF was originally \$50, 000 when it was implemented in 2019 and has stagnated at that amount despite rapidly-increasing need and rising costs.
- Expand the TDF to cover N12s, tenant maintenance applications (T6) and allow tenants to pursue other legal processes at the Landlord and Tenant Board, Local Planning Appeal Tribunal, Divisional Court, or other administrative tribunal or court with the intent of preserving affordable rental housing in Hamilton.
- Provide funding to tenant groups facing renoviction to hire a professional to dispute need for vacancy
- Add staff capacity to the TDF for tenant groups that need help with outreach and organising in their buildings.
- Create a vetted list of paralegals that have expertise and experience in representing tenants in Above Guideline Rent Increases (AGIs), N13s, N12s and T6s to be shared with tenant groups.

Long term improvement:

- Transition the TDF to be similar to the City of Toronto Tenant Defense Program (now called Tenant Support Program) where under the new program, tenant groups can directly access legal services from a designated legal organization (Canadian Centre for Housing Rights). For example, in Hamilton, the designated service could be the Hamilton Community Legal Clinic. This transition would reduce barriers for tenant groups accessing legal representation.
-



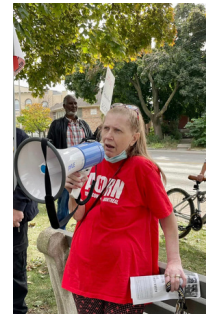
CONCLUSION

The rise in renovations has and will continue to have a devastating impact on Hamilton, at both the individual and systemic level. Renovation shatters the lives of families, breaks long-held community bonds, undermines all efforts at stemming the ongoing housing crisis, and irreversibly slashes Hamilton's affordable housing stock with no plan or intention to replenish it.

Thanks to the tireless mobilization of ACORN's membership of low and moderate-income tenants, important steps have been taken by the Council to protect Hamiltonians. This crisis, however, requires more significant action, and the data and lived realities of ACORN members reflect this.

ACORN has been fighting for bold municipal tenant protection policies - **an anti-renoviction bylaw and a strong Tenant Defence Fund** - for 3 years.

ACORN members and allies will be delegating to the April 20th Emergency and Community Services Committee to urge the City of Hamilton to be a leader in Ontario in protecting tenants.





SOURCES

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CLAIRE MICHELA

Direct | 613.567.2939

cmichela@ravenlaw.com

April 18, 2023

BY EMAIL [hamilton@acorncanada.org]Olivia O'Connor
Head Organizer
Hamilton ACORN
56 Mulberry St, Suite 8

Dear Ms. O'Connor:

Re: Municipal Powers to Regulate Against Renovictions

We write further to your request for our opinion regarding the scope of the City of Hamilton's powers to regulate against "renovictions", following a recent Report to the City's Emergency and Community Services Committee on this matter.

A renoviction is a type of eviction in which a tenant is displaced due to extensive renovations in the rental unit. While the *Residential Tenancies Act* (RTA) provides that a landlord may evict tenants in order to perform certain major renovations,¹ the RTA also invites municipalities to regulate in areas of local concern, for example, by appropriately limiting when permits for renovations can be issued. To this end, ACORN has emphasized the need for further regulation at the municipal level.

In this opinion, we were asked to assess whether the City of Hamilton's (the "City's") recent report accurately reflects its by-law making powers under the *Municipal Act*, and particularly, whether a by-law similar to the one in New Westminster would exceed the City's authority.

For the reasons which follow, it is our view that the City could enact a by-law similar to the one in New Westminster which regulates against renovictions by proactively disincentivizing them, and removing the costs of displacement from tenants. New Westminster's by-law was challenged twice in British Columbia, and upheld. In our view,

¹ *Residential Tenancies Act*, SO 2006 c 17 [RTA], s 50.

the differences between British Columbia's legislation and Ontario's *Municipal Act* are unlikely to yield a different result if a similar by-law in Ontario was created and challenged. If properly drafted, such a by-law would be unlikely to run afoul of the City's authority within the *Municipal Act* and would be very unlikely to frustrate the purpose of the RTA. The case law has consistently confirmed that the scope of municipal authority is broad, and challenges to cities' by-law making powers are rarely successful.

FACTS

In preparing this opinion, we have spoken with ACORN to understand the circumstances of recent tenant renovictions in Hamilton. We have also reviewed Enterprise Canada's April 3, 2023 document entitled "Renovictions: Stakeholder Consultation", which is Appendix A to the City's Housing Services Division Report (the "Report") to the Emergency and Community Services Committee. That Committee has a meeting scheduled on April 20, 2023.

We understand from ACORN that the issue of renovictions has become an increasing problem for tenants, who report that landlords are evicting them for cosmetic reasons rather than health and safety concerns.

Enterprise Canada's document notes that "Issuance of N13 notices began to climb sharply in 2016, and increased an astounding 775 per cent between 2010 and 2021."² Enterprise Canada further notes that some of Hamilton's buildings are old. The document also includes a section entitled "Legislative Situation" which states that the *Municipal Act* in Ontario and BC's comparable *Community Charter* are not the same.³

The City Report's "Analysis and Rationale for Recommendation" section indicates that the main reasons why the City will not pursue an anti-renovictions by-law are (1) unlike BC's *Community Charter*, the *Municipal Act* does not explicitly provide the City with authority to protect people and property in relation to rental units, and (2) the City cannot interfere with RTA requirements.

ANALYSIS

Municipalities are empowered to regulate matters like housing which raise local concerns.

The Supreme Court has clarified that express authority is not required for municipalities to enact valid by-laws. Rather, to be valid, those by-laws must address areas of local concern. To the extent that the City is concerned about its express authority, section 10 of the *Municipal Act* confers both broad and specific authority to enact local by-laws.

² Enterprise Canada, Appendix "A" to Report HSC23023, "Renovictions: Stakeholder Consultation" at 12.

³ *Ibid* at 14.

The City's Report provides no basis for its conclusion that the *Municipal Act* is insufficient to allow it to enact a valid anti-renovictions by-law. Further, the *Residential Tenancies Act* in Ontario does not in any way oust the City's by-law making power. Rather, the RTA's express provisions invite municipal regulation.

The *Municipal Act* confers broad powers of municipal regulation

The Supreme Court and courts of appeal have repeatedly emphasized that municipalities have a broad scope of power to regulate local concerns, as authorized by the legislation under which they operate.⁴ The City's authority to enact by-laws is derived from Ontario's *Municipal Act*.⁵

In Canada's leading case on municipal authority, *Spraytech*, the Supreme Court ruled that a town in Quebec had jurisdiction to prohibit pesticide use through a by-law.

The Court in *Spraytech* decided that express authority was not required. The municipality's by-law was within its authority even without an express legislative provision that it could regulate pesticide use.⁶

The Court further analyzed whether any provincial legislation conflicted with that by-law and found that it did not. The Court ruled that "[a]s a general principle, the mere existence of provincial (or federal) legislation in a given field does not oust municipal prerogatives to regulate the subject matter".⁷ The Court emphasized that a by-law would have to "directly" contravene the purpose of a provincial statute in order to be inoperable. By-laws that aim to "enhance" the purpose of the statutory scheme or provide "stricter" regulations that "coexist" with other legislation are appropriate exercises of municipal authority.⁸ The Court found that the pesticide by-law did not contravene any statute and its enhancement of existing legislation was entirely within the scope of the municipality's regulatory power.

A by-law limiting renovictions would not conflict with the RTA

A by-law limiting renovictions would not frustrate the purpose of the RTA because the RTA does not require or even encourage renoviction, it merely provides conditions for permissible renoviction. Meanwhile, municipalities may enact valid by-laws in addition to provincial legislation where "dual compliance" is possible. The "dual compliance" test requires that courts first attempt to read the statutory instruments together before deciding to quash a by-law.⁹

⁴ 114957 *Canada Ltée (Spraytech, Société d'arrosage) v Hudson (Town)*, 2001 SCC 40 ["*Spraytech*"] at para 42; *United Taxi Drivers' Fellowship of Southern Alberta v Calgary (City)*, 2004 SCC 19 at paras 6-7; *Toronto Livery Association v Toronto (City)*, 2009 ONCA 535 at paras 44-49; *Croplife Canada v Toronto (City)*, 2005 CanLII 15709 (ON CA) at paras 36-37; 1193652 *BC Ltd v New Westminster (City)*, 2021 BCCA 176 (CanLII) ["*New Westminster BCCA*"] at para 79; *Toronto & City of Hamilton v Goldlist*, 2003 CanLII 50084 (ON CA) ["*Goldlist*"] at paras 55-56 and 67.

⁵ *Municipal Act*, SO 2001 c 25 ["*Municipal Act*"], ss 7 and 8-10.

⁶ *Spraytech*, *supra* at paras 22-23.

⁷ *Ibid* at para 39.

⁸ *Ibid* at paras 36-37 and 42.

⁹ *Ibid* at 20.

The “dual compliance” test, as articulated by the Ontario Court of Appeal and reiterated in cases involving landlord licensing by-laws, is as follows:¹⁰

- 1) Is it impossible to comply simultaneously with the by-law in question and provincial legislation (in this case the RTA)? and;
- 2) Does the by-law frustrate the purpose of the Ontario Legislature in enacting the provincial legislation in issue?

In general, by-laws are rarely struck down on the basis that they were enacted outside of the scope of municipal authority. Even when a city’s by-law does frustrate provincial legislation, it will only be invalidated to the extent of its breach. For example, in *Cash Converters*, Oshawa’s by-law requiring second hand stores to collect personal information from customers was invalid only to the extent that its provisions conflicted with the *Municipal Freedom of Information and Protection of Privacy Act*, and only the offending sections were quashed.¹¹

The RTA expressly contemplates concurrent municipal regulation

The City’s Report is premised on the idea that the RTA limits the City’s authority to enact a by-law. This is incorrect. The RTA itself contemplates that municipal by-laws could be enacted regarding maintenance issues¹² and vital services.¹³ Further, the City has engaged in a pilot project to license landlords, which contradicts its implicit assertion that it cannot regulate in housing matters while the RTA exists.¹⁴ Many other municipalities have engaged in landlord licensing, and efforts to strike down these by-laws consistently fail.¹⁵

The section of the RTA governing evictions for the purposes of renovations explicitly invites municipal regulation. Section 50 provides that eviction for the purpose of renovation is only allowed if the landlord requires possession of the unit to “(c) do repairs or renovations to it that are so extensive that they require a building permit and vacant possession of the rental unit”.

The Notice that a landlord must provide when evicting a tenant due to renovations under section 50 of the RTA is clear that building permits—issued by a municipality—may be required before a renovation is possible.

¹⁰ *Cash Converters Canada Inc et al v The Corporation of The City of Oshawa*, 2007 ONCA 502; *London Property Management Association v City of London*, 2011 ONSC 4710 at paras 35-37.

¹¹ *Cash Converters Canada Inc et al v The Corporation of The City of Oshawa*, 2007 ONCA 502.

¹² RTA, *supra*, s 224.

¹³ RTA, *supra*, ss 215-216.

¹⁴ City of Hamilton, “Rental Housing Licensing Pilot Program”, online:

<https://www.hamilton.ca/build-invest-grow/starting-small-business/business-licences/rental-housing-licensing-pilot-program>.

¹⁵ *Toronto & City of Hamilton v Goldlist*, 2003 CanLII 50084 (ON CA); *London Property Management Association v City of London*, 2011 ONSC 4710; *Fodor v North Bay (City)*, 2018 ONSC 3722; *1736095 Ontario Ltd v Waterloo (City)*, 2015 ONSC 6541.

The eviction Notice form, N13, includes the following section [emphasis added]:¹⁶

Necessary permits

I have shaded the circle to indicate whether

- I have obtained any necessary building permits.
- I have obtained the necessary building permits or other authorization to convert, demolish **or repair** the rental unit.
- I will obtain the necessary building permits or other authorization to convert demolish **or repair** the rental unit.
- No permits or other authorization are necessary in this case to convert the rental unit or demolish it.

The RTA, both as a whole and within section 50, contemplates that municipalities can play a role in regulating renovations.¹⁷

The Anti-Renoviction By-Law in New Westminster and the *Municipal Act*

New Westminster's anti-renovictions by-law required landlords to maintain their buildings and obtain all necessary permits before the municipality would authorize a landlord to renovate or repair the building.¹⁸ The by-law further required that the landlord enter into a new tenancy agreement with the tenant "on the same terms as the tenancy agreement pertaining to the dwelling unit being renovated or repaired, or, terms that are more favourable to the tenant, in respect of a comparable dwelling unit in the same building...", or, make "other arrangements in writing for the tenant's temporary accommodation during the course of the renovation or repair, and for their return to the original dwelling unit following completion of the renovation or repair..."¹⁹ The New Westminster by-law also prohibited a rent increase after the renovation was complete.

This by-law was challenged twice in BC, and courts found that the municipality did not exceed its authority.²⁰ Particularly, the British Columbia Court of Appeal found that the by-law did not frustrate BC's *Residential Tenancy Act*, which limits bad faith evictions for renovations in a similar manner as Ontario's RTA.²¹ Rather, the Court found that the city was within its authority when it enacted its by-law which legislated additional requirements alongside BC's *Residential Tenancy Act*. We have quoted at length from this case because

¹⁶ Landlord and Tenant Board, "Notice to End your Tenancy because the Landlord Wants to Demolish the Unit, Repair it or Convert it to Another Use N13", online: <https://tribunalsontario.ca/documents/lrb/Notices%20of%20Termination%20&%20Instructions/N13.pdf>.

¹⁷ See multiple case law examples in which landlords have tried and failed to quash licensing by-laws at footnote 15, above.

¹⁸ Corporation of the City of New Westminster, Bylaw No 8085, 2019, "A Bylaw to Amend Business Regulations and Licensing (Rental Units) Bylaw No 6926, 2004".

¹⁹ *Ibid.*

²⁰ *New Westminster BCCA, supra; VIT Estates Ltd v New Westminster (City)*, 2021 BCSC 573.

²¹ *New Westminster BCCA, supra; Residential Tenancy Act*, SBC 2002 c 78, s 49; RTA, *supra*, s 50. Note: In the condominium context, a similar by-law was upheld in Ontario in *Toronto & City of Hamilton v Goldlist*, 2003 CanLII 50084 (ON CA).

it represents a sound assessment of how a similar by-law would likely be analyzed by a court in Ontario:²²

[79] To repeat, under the subsidiarity principle the level of government closest to a subject matter may choose to respond to local needs by introducing complementary legislation in an area of jurisdictional overlap. The City has a long-standing concern with the need to preserve local affordable rental housing and has recently become particularly concerned with a perceived increase in the risk of renovictions in New Westminster. In my view, the City's conclusion that it was authorized by the *Community Charter* to address those local concerns by enacting the Impugned Bylaw aligns with Justice L'Heureux-Dubé's statement in *Spraytech* that "the mere existence of provincial ... legislation in a given field does not oust municipal prerogatives to regulate the subject matter": at para. 39. It also aligns with Chief Justice McLachlin's statement in *Reference re Assisted Human Reproduction Act* that, so long as complementary local laws do not frustrate other legislation, "in an area of jurisdictional overlap, the level of government that is closest to the matter will often introduce complementary legislation to accommodate local circumstances": at para. 70.

[80] In addition, as the Chief Justice [of the BC court below] recognized, s. 10 of the *Community Charter* contemplates overlapping municipal and provincial jurisdiction by providing that a municipal bylaw is inconsistent with a provincial enactment only if it requires contravention of that enactment: at paras. 70, 75–77. Accordingly, it was reasonable for the City to conclude that the Impugned Bylaw would not frustrate the *Residential Tenancy Act* scheme unless it required contravention of the provisions of that Act, which it did not.

[81] Further, as the Chief Justice [of the BC court below] stated, regardless of whether the *Residential Tenancy Act* scheme is all-inclusive regarding the circumstances in which a landlord may terminate a residential lease, that Act contemplates the applicability of other legislative and regulatory schemes in the residential tenancy context. In other words, like the *Community Charter*, the *Residential Tenancy Act* contemplates the prospect of overlapping and complementary jurisdiction. In addition, regardless of what the common practice may be among landlords, the *Residential Tenancy Act* does not expressly grant them a statutory right to charge market rent when a tenant exercises the right of first refusal following a renoviction. Had the Legislature intended to grant such a significant right, in my view it is reasonable to conclude that it would have said so. In the absence of an express provision to this effect, there is no "statutory disharmony" or operational conflict of potential concern.

We note that the court's analysis above did not turn on the specific provision of the *Community Charter* which allowed New Westminster to pass its by-law. New Westminster had not exceeded its authority for the same reasons that the City likely would not: municipalities have broad authority to regulate in areas of local concern. Ontario's *Municipal Act* conveys a similarly broad scope of by-law making power.²³

Hamilton's Authority as a Single Tier Municipality

Section 10 of Ontario's *Municipal Act* provides explicit authority to pass by-laws in a broad range of circumstances. British Columbia's *Community Charter*'s provisions are not the same, but the relevant subsection is similar. Further in section 8, the *Community Charter* grants licensing powers. Relevant subsections are emphasized below:

²² *New Westminster BCCA*, *supra*.

²³ *Municipal Act*, *supra*, ss 8-10, and in particular ss 8(1) and 151.

Ontario's <i>Municipal Act</i> section 10(1) ²⁴	British Columbia's <i>Community Charter</i> section 8(3) ²⁵
<p>1. Governance structure of the municipality and its local boards.</p> <p>2. Accountability and transparency of the municipality and its operations and of its local boards and their operations.</p> <p>3. Financial management of the municipality and its local boards.</p> <p>4. Public assets of the municipality acquired for the purpose of exercising its authority under this or any other Act.</p> <p>5. Economic, social and environmental well-being of the municipality, including respecting climate change.</p> <p>6. Health, safety and well-being of persons.</p> <p>7. Services and things that the municipality is authorized to provide under subsection (1).</p> <p>8. Protection of persons and property, including consumer protection.</p> <p>9. Animals.</p> <p>10. Structures, including fences and signs.</p> <p>11. Business licensing.</p>	<p>(a) municipal services;</p> <p>(b) public places;</p> <p>(c) trees;</p> <p>(d) firecrackers, fireworks and explosives;</p> <p>(e) bows and arrows, knives and other weapons not referred to in subsection (5);</p> <p>(f) cemeteries, crematoriums, columbariums and mausoleums and the interment or other disposition of the dead;</p> <p>(g) the health, safety or protection of persons or property in relation to matters referred to in section 63 [protection of persons and property];</p> <p>(h) the protection and enhancement of the well-being of its community in relation to the matters referred to in section 64 [nuisances, disturbances and other objectionable situations];</p> <p>(i) public health;</p> <p>(j) protection of the natural environment;</p> <p>(k) animals;</p> <p>(l) buildings and other structures;</p> <p>(m) the removal of soil and the deposit of soil or other material.</p>

²⁴ *Municipal Act, supra*, s 10(1).

²⁵ *Community Charter*, SBC 2003 c 2, s 8(3).

Section 10 of Ontario's *Municipal Act* includes a marginal note: "Broad authority, single-tier municipalities". A leading annotated guide to the *Municipal Act* clarifies just how broad municipalities' authority is:²⁶

Section 10 (together with subs. 11(1) and (2)) represents a significant expansion of municipal powers. The authority for single-tier municipalities to provide any service or thing that they consider necessary or desirable for the public under subs. 10(1) not only encompasses the various traditional areas of municipal jurisdiction as enumerated under the spheres of jurisdiction in subs. 11(3) of the Act but potentially extends to other areas and subject matters. There is therefore no need to retain the spheres of jurisdiction for single-tier municipalities.

A single-tier municipality is one which does not have a two-tiered structure, rather, all jurisdiction is contained within just one tier.²⁷ In other words, while the term "single-tier" refers to the municipality's jurisdiction, it is broad, not limited.

The City's Report argues that the tier system in the *Municipal Act* differs from the framework in BC's *Community Charter*. While there are differences, these differences are not determinative of the City's authority to enact a valid by-law regulating renovations. A close review of both province's provisions, in the table above, shows the City has multiple bases for authority to enact a by-law to limit renovations.

CONCLUSION

The City has taken the position that its authority is limited under section 10 of the *Municipal Act* and that the RTA further limits its authority. However, our review of the extensive case law on these issues shows that the City's authority is broad, and that, with a properly drafted by-law, the City *can* take action to prevent renovations.

We trust this is responsive to your request. Please do not hesitate to contact the undersigned in the event that you have any questions regarding any aspect of this opinion.

Yours truly,

RAVENLAW LLP/s.r.l.



Claire Michela

²⁶ John Mascarin & Stephen Auerback, *The Annotated Municipal Act*, 2nd Ed (online: Thomson Reuters) at § 99.1.

²⁷ See Ontario, "List of Ontario Municipalities", online: <https://www.ontario.ca/page/list-ontario-municipalities>.

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Delegation ECS April 20: ACORN ASH
Date: Tuesday, April 11, 2023 9:11:56 AM

FYI/Action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 6, 2023 7:18 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Thu, 04/06/2023 - 19:17

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Damien Ash
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
he/him

Reason(s) for delegation request
To speak about the importance of protecting tenants against renovation, n12s, demoviction, AGIs, and increasing funding for the tenant defense fund

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: ECS April 20: Delegation ANDRUS Hamilton Community Benefits Network re Renovictions report
Date: Thursday, April 13, 2023 1:55:26 PM

FYI/action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 13, 2023 1:46 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Thu, 04/13/2023 - 13:45

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Karl Andrus
Hamilton Community Benefits Network
342 James St N. UPPER
Hamilton, Ontario. L8L 1H2
karlandrus@hcbn.ca
2892147636

Preferred Pronoun
he/him

Reason(s) for delegation request
To speak to item - 10.2 - Renovictions Stakeholder Consultation (HSC23023) (City Wide)

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

Yes

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: FW: Webform submission from: Request to Speak to a Committee of Council
Date: Thursday, April 13, 2023 2:24:50 PM

FYI/action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 13, 2023 2:16 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Thu, 04/13/2023 - 14:15

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Karen Andrews
Advocacy Centre for Tenants Ontario
55 University Ave., 15th Floor
Toronto, Ontario. M5J 2H7
karen.andrews@acto.clcj.ca
416 597 5855 ext 5174

Preferred Pronoun
she/her

Reason(s) for delegation request

I understand that the City of Hamilton is concerned about "renovictions" and how these effect the affordable housing stock and tenant stability in the community. Further that it is considering legal or by law changes to address this issue that is more pressing given escalating rents and declining supply. The City is inviting community input at a meeting on April 20, 2023 and as a provincial tenant advocacy

organization ACTO would like to participate.

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

Yes

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: FW: Webform submission from: Request to Speak to a Committee of Council
Date: Friday, April 14, 2023 8:26:16 AM

FYI/Action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 13, 2023 7:13 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Thu, 04/13/2023 - 19:13

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Veronica Gonzalez + Marnie Schurter
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Delegate to the April 20th Emergency and Community Services Committee on renoviction.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

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71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: FW: Webform submission from: Request to Speak to a Committee of Council
Date: Friday, April 14, 2023 12:46:22 PM

From: City of Hamilton <hello@hamilton.ca>
Sent: Friday, April 14, 2023 12:20 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Fri, 04/14/2023 - 12:20

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Erin Fabello and David Haines
Acorn

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Speak at April 20th Emergency and Community Services Committee on renovation

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?
No

The sender designated this message as non-commercial mandatory content with the following note:

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71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Delegation DORT re Renovictions
Date: Monday, April 17, 2023 7:58:07 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Sunday, April 16, 2023 12:34 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Sun, 04/16/2023 - 12:34

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Tina Dort

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

To speak to the city report on renovictions

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

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71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Delegation SCOTT ACORN re Renovictions
Date: Monday, April 17, 2023 7:58:50 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Friday, April 14, 2023 5:32 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Fri, 04/14/2023 - 17:32

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Liz Scott
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

To speak at April 20th E&CS committee on renoviction and tenant protections.

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Delegation PRUNER ACORN re Renovictions
Date: Monday, April 17, 2023 7:58:57 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Friday, April 14, 2023 5:05 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)

Submitted on Fri, 04/14/2023 - 17:04

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Chantelle Pruner
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

Speak at April 20th Emergency and Community Services Committee on renovation

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Delegation CARNRITE ACORN re Renovictions
Date: Monday, April 17, 2023 7:59:06 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Friday, April 14, 2023 4:51 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Fri, 04/14/2023 - 16:51

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Kevin Carnrite
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

he/him

Reason(s) for delegation request

Speak at April 20th Emergency and Community Services Committee on renovation

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Delegation WESLEY ACORN re Renovictions
Date: Monday, April 17, 2023 7:59:15 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Friday, April 14, 2023 4:27 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Unsubscribe

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Submitted on Fri, 04/14/2023 - 16:26

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Darlene Wesley
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

Speak at April 20th Emergency and Community Services Committee on renovation

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation GALVIN re Renovictions
Date: Monday, April 17, 2023 7:59:23 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Friday, April 14, 2023 4:18 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Unsubscribe

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Submitted on Fri, 04/14/2023 - 16:18

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
David
Galvin

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

he/him

Reason(s) for delegation request

Speak at April 20th Emergency and Community Services Committee on renovation

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

Yes

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: [McRae, Angela](#)
To: [Carson, Katie](#); [Kolar, Loren](#)
Subject: Added Delegation JOHNSON re Renovictions
Date: Monday, April 17, 2023 10:52:52 AM

Hi Loren,

I think this is more appropriate to your meeting as this is an item?

Ange

From: clerk@hamilton.ca <clerk@hamilton.ca>
Sent: April 17, 2023 7:58 AM
To: McRae, Angela <Angela.McRae@hamilton.ca>
Subject: FW: Webform submission from: Request to Speak to a Committee of Council

From: City of Hamilton <hello@hamilton.ca>
Sent: Sunday, April 16, 2023 2:30 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Unsubscribe

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Submitted on Sun, 04/16/2023 - 14:30

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
General Issues Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information

Kathy Johnson

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

Delegating regarding renoviction and Landlord Licensing

Will you be requesting funds from the City?

Yes

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation DOUCET re renovations
Date: Monday, April 17, 2023 11:41:02 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Monday, April 17, 2023 11:13 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Mon, 04/17/2023 - 11:12

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Brian Doucet
University of Waterloo
20 Mary Street
Kitchener, ON. N2H3R1
brian.doucet@uwaterloo.ca
519-501-0633

Preferred Pronoun

he/him

Reason(s) for delegation request

Expert on housing, displacement and renoviction. Have recently completed a report on urban change along Hamilton's proposed LRT corridor available here: <https://uwaterloo.ca/hamilton-neighbourhood-change-research>

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation ROBERTS re renovations
Date: Monday, April 17, 2023 1:10:52 PM

From: City of Hamilton <hello@hamilton.ca>
Sent: Monday, April 17, 2023 12:37 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)

Submitted on Mon, 04/17/2023 - 12:37

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Acorn

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Pauline Roberts

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

- Speak at April 20th Emergency and Community Services Committee on renovation

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation BURNET re renovictions
Date: Monday, April 17, 2023 1:10:59 PM

From: City of Hamilton <hello@hamilton.ca>
Sent: Monday, April 17, 2023 1:00 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Mon, 04/17/2023 - 12:59

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Mike Burnet
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

he/him

Reason(s) for delegation request

Renovictions Report

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation NEALE re Renovictions
Date: Monday, April 17, 2023 3:10:12 PM

From: City of Hamilton <hello@hamilton.ca>
Sent: Monday, April 17, 2023 2:54 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Unsubscribe

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Submitted on Mon, 04/17/2023 - 14:54

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Christine Neale
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Fighting against renovictions

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?
No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation ERIE re renovictions
Date: Tuesday, April 18, 2023 11:35:58 AM

FYI/Action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 7:00 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 19:00

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Chris Erie
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Speak at April 20th E&CS committee on renoviction and Tenant Defence Fund.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

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71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation CORNEAU re renovations
Date: Tuesday, April 18, 2023 11:36:33 AM

FYI/Action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 7:13 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 19:13

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Will Corneau
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
he/him

Reason(s) for delegation request
E&CS committee April 20 - renovation and tenant defence fund.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

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71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation PETTITT AND SLOMAN re renovictions
Date: Tuesday, April 18, 2023 11:42:08 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 8:28 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 20:28

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Evan Pettitt & Trevor Sloman
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
he/him

Reason(s) for delegation request
In person two person delegation for renoviction at 999 Cannon. April 20 E&CS.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation ELLIS re renovations
Date: Tuesday, April 18, 2023 11:46:41 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 18, 2023 10:39 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Tue, 04/18/2023 - 10:38

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Elizabeth Ellis
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
In person delegation for renovation - April 20 E&CS committee.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation COOPER Roundtable Poverty Reduction re renovictions
Date: Tuesday, April 18, 2023 11:49:19 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 18, 2023 10:59 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Tue, 04/18/2023 - 10:59

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Tom Cooper
Hamilton Roundtable for Poverty Reduction
100 Main Street East
Hamilton, ON. L8n 3w4
tom@hamiltonpoverty.ca
905-512-7863

Preferred Pronoun
he/him

Reason(s) for delegation request
To provide comment on Hamilton's authority to regulate against renovictions and information on the importance of protecting tenants from eviction at April 20th mtg.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation GUDGEON re renovictions
Date: Wednesday, April 19, 2023 9:05:43 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 19, 2023 7:54 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Wed, 04/19/2023 - 07:53

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Melissa Gudgeon

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
I am a tenant going through renovictions along with a few other tenants from my building

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation HAGGAR re renovictions
Date: Wednesday, April 19, 2023 10:16:16 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 19, 2023 9:50 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Wed, 04/19/2023 - 09:49

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Koubra Hagggar
HCCI
423 King St E
Hamilton, ON. L8N1C5
khagggar@hcci.ca
905-518-3766

Preferred Pronoun
she/her

Reason(s) for delegation request
Respecting Renovictions and Tenant Defence Fund (10.2).

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation MAYO re renovictions
Date: Tuesday, April 18, 2023 4:04:33 PM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 18, 2023 1:50 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Tue, 04/18/2023 - 13:50

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Sara Mayo
Social Planning and Research Council of Hamilton
350 King St E
Suite 104
Hamilton, ON. L8N 3Y3
smayo@sprchamilton.ca
905-522-1148

Preferred Pronoun
she/her

Reason(s) for delegation request
To speak regarding item 10.2 Renovictions Stakeholder Consultation (HSC23023) (City Wide) at April 20th 2023 meeting.

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

Yes

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation MENZILDZIC/ANTELO Hamilton Community Legal Clinic re renoviction
Date: Wednesday, April 19, 2023 11:36:10 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 19, 2023 11:04 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Wed, 04/19/2023 - 11:03

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Merima Menzildzic and Maria Antelo
Hamilton Community Legal Clinic
100 Main Street East suite 203
Hamilton, Ontario. L8N3W4
maria.antelo@hclc.chcj.ca
905-527-4572 x 23

Reason(s) for delegation request
April 20 E&CS committee -speak to renoviction report

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?
No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation NAM of FMTA re renovictions
Date: Wednesday, April 19, 2023 10:17:30 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 19, 2023 10:04 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Wed, 04/19/2023 - 10:04

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Rees Nam
FMTA
2 - 75 Braemar Ave
Toronto, ON. M5P2L3
rees@torontotenants.org
647-529-7359

Preferred Pronoun
they/them

Reason(s) for delegation request
April 20 E&CS committee -speak to renoviction report

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation BAKER pre-recorded video re renovictions
Date: Tuesday, April 18, 2023 11:40:35 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 8:13 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 20:13

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Mark Baker

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
he/him

Reason(s) for delegation request
Pre recorded video delegation - E&CS committee - April 20 - renoviction.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation BEDEK pre-recorded video re renovations
Date: Tuesday, April 18, 2023 11:38:43 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 7:42 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 19:41

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Maria Bedek
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Pre recorded video delegation April 20th - renovation

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

The sender designated this message as non-commercial mandatory content with the following note:

[Change communication preferences](#)

71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation HUARD pre-recorded video re renovictions
Date: Tuesday, April 18, 2023 11:39:06 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 7:57 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 19:57

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Brigitte Huard
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Pre recorded video delegation E&CS committee - April 20 - renoviction.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

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71 Main Street West
Hamilton, L8P 4Y5, ON
Canada

From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation JOHNSON pre-recorded video
Date: Tuesday, April 18, 2023 11:36:57 AM

FYI/action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 7:22 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 19:22

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Kathy Johnson
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Pre recorded video delegation for April 20th E&CS committee - renoviction / tenant defence fund.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

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From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation KSONZENA pre-recorded video re renovations
Date: Tuesday, April 18, 2023 11:39:53 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 8:04 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 20:04

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Pauleen Ksonzena
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Pre recorded delegation - April 20 - E&CS - renovation.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

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From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation ROMANOSKI pre-recorded video re renovictions
Date: Tuesday, April 18, 2023 11:41:13 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 8:21 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 20:21

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Tracey Romanoski
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Pre record delegation for April 20th to ECS committee - renoviction.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

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From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation WILSON pre-recorded video re renovations
Date: Tuesday, April 18, 2023 11:37:25 AM

FYI/action

From: City of Hamilton <hello@hamilton.ca>
Sent: April 17, 2023 7:28 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Mon, 04/17/2023 - 19:28

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Dianna Wilson
ACORN

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request
Pre recorded video delegation - April 20 E&CS renovation.

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

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From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: Added Delegation LOPEZ pre-recorded video re renovictions
Date: Tuesday, April 18, 2023 4:04:32 PM

From: City of Hamilton <hello@hamilton.ca>
Sent: April 18, 2023 1:30 PM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

Submitted on Tue, 04/18/2023 - 13:29

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
Virtually

Will you be delegating via a pre-recorded video?
Yes

Requestor Information

Requestor Information
Jonathan Lopez
Acorn

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
he/him

Reason(s) for delegation request
To delegate on the issue of renoviction

Will you be requesting funds from the City?
No

Will you be submitting a formal presentation?

No

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From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: ECS Delegation PALMER Request to Increase Current Ontario Works Rates future meeting
Date: Monday, April 17, 2023 11:40:52 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Monday, April 17, 2023 11:25 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Mon, 04/17/2023 - 11:25

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Sally Palmer
Hamilton Social Work Action Committee

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun
she/her

Reason(s) for delegation request

The Hamilton Social Work Action Committee (Delegate: Sally Palmer) and the Campaign for Adequate Welfare & Disability Benefits (Delegate: Elizabeth McGuire) spoke to the meeting of the Emergency & Community Services Committee on Feb. 16. Councillor Alex Wilson made a motion for the City to write to the Premier and relevant Ministers asking them to raise social assistance rates. The motion was passed. Since then we have not been told what action has been taken--even whether the decision was taken to a meeting of the whole Council. We are coming to ask for a report on what has happened with the motion. With the annual meeting of the Association of Municipalities of Ontario coming up in May, we would like to ask that the Hamilton letter be completed and shared with the other Ontario municipalities: they are also experiencing homelessness and hunger, as shown on the chart we presented at the meeting.

C

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

Yes

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Hamilton, L8P 4Y5, ON
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From: clerk@hamilton.ca
To: [Kolar, Loren](#)
Subject: ECS Delegation MCGUIRE Request to Increase Current Ontario Works Rates future meeting
Date: Monday, April 17, 2023 11:52:21 AM

From: City of Hamilton <hello@hamilton.ca>
Sent: Monday, April 17, 2023 11:52 AM
To: clerk@hamilton.ca
Subject: Webform submission from: Request to Speak to a Committee of Council

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Submitted on Mon, 04/17/2023 - 11:51

Submitted by: Anonymous

Submitted values are:

Committee Requested

Committee
Emergency & Community Services Committee

Will you be delegating in-person or virtually?
In-person

Will you be delegating via a pre-recorded video?
No

Requestor Information

Requestor Information
Elizabeth McGuire
Campaign for Adequate Welfare and Disability Benefit

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Preferred Pronoun

she/her

Reason(s) for delegation request

To followup on previous verbal presentation; with handout

Will you be requesting funds from the City?

No

Will you be submitting a formal presentation?

Yes

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Canada



CITY OF HAMILTON
HEALTHY AND SAFE COMMUNITIES DEPARTMENT
Housing Services Division

TO:	Chair and Members Emergency and Community Services Committee
COMMITTEE DATE:	April 20, 2023
SUBJECT/REPORT NO:	Renovictions Stakeholder Consultation (HSC23023) (City Wide) (Outstanding Business List Item)
WARD(S) AFFECTED:	City Wide
PREPARED BY:	James O'Brien (905) 546-2424 Ext. 3728
SUBMITTED BY:	Michelle Baird, Director Housing Services Division Healthy and Safe Communities Department
SIGNATURE:	<i>Michelle Baird</i>

RECOMMENDATION(S)

- (a) That Council approve increasing the balance of the Tenant Defence Fund Project ID 6731841801 by \$50 K in 2023 through a transfer from Project ID 6731941901 Hamilton Portable Hsg Benefit to the Tenant Defence Fund Project ID 6731841801; and,
- (b) That staff report back on the outcomes of the Tenant Defence Fund in 2025; and,
- (c) That the item respecting the Tenant Defence Fund be removed from the Outstanding Business List.

EXECUTIVE SUMMARY

This report updates Council on previous directions regarding the issue of Landlord and Tenant “renovictions” and provides recommendations as next steps on the part of the municipality.

- The issue of a rental unit renovation by a Landlord resulting in Tenant eviction, commonly referred to as a renoviction, in the City of Hamilton was originally raised at the December 10, 2020, Emergency and Community Services (ECS) meeting. Staff were directed, through a motion, to review the issue of renovictions and report back to Emergency and Community Services Committee

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**SUBJECT: Renovictions Stakeholder Consultations (HSC23023)(City Wide) -
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(ECS) by the end of March 2021. In particular, renovictions are a form of bad faith eviction using an N13 notice under the Residential Tenancies Act and issued to tenants when a landlord uses the premise of performing substantial repairs and renovations to evict tenants.

- On April 8, 2021, Report HSC19011(a) recommended some enhancements to the existing Tenant Defence Fund Program and addressed renovictions as a system-wide issue that impacts some of the most vulnerable renters in the City of Hamilton. This enhancement expanded the program to support tenants challenging rent increases at the Landlord Tenant Board and bad faith N13 renovation notices. Staff were directed to report back to ECS with a framework, including timeline and resources needed to develop a comprehensive strategy for renovictions in the City of Hamilton as part of a recovery plan.
- On Dec 9, 2021, through Report HSC20020(d) – Adaptation and Transformation of Services for People Experiencing Homelessness, approval was granted for up to \$100,000 to hire and retain a consultant to evaluate the feasibility of implementing a bylaw in the City of Hamilton, similar to the renovictions bylaw previously enacted and currently repealed in the City of New Westminster, British Columbia (hereinafter the “New Westminster bylaw”).

The New Westminster bylaw was a licensing bylaw regarding rental units and addresses the issue of renovictions. Central to their licensing bylaw was the premise that tenants should be able to reside within their unit during renovations and subsequent accommodations should have been made to address their needs within the unit or building during the proposed works. The landlord was, as a result, required to apply to the City of New Westminster in the circumstances where it was not feasible to remain in the unit and to satisfy the requirements of the bylaw. The New Westminster bylaw was repealed in 2021 as a result of the British Columbia (BC) government enacting provincial legislation.

It is important to distinguish the jurisdictional powers between the municipalities in British Columbia and the municipalities in Ontario. It is further important to understand the jurisdictional powers between the municipal level and at the provincial level in Ontario. In Ontario, residential tenancies are under the exclusive jurisdiction of the province and matters of dispute are under the exclusive jurisdiction of the Landlord Tenant Board.

The Housing Services Division engaged Enterprise Canada as the consultant to consider a local governance model and possible subsequent bylaws that would target bad faith landlords while ensuring quality improvements to existing rental units. Enterprise Canada engaged with local stakeholders including housing advocates, tenants, landlords, members of Council and Housing staff, etc. They also conducted an

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**SUBJECT: Renovictions Stakeholder Consultations (HSC23023)(City Wide) -
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environmental scan of some Ontario local municipalities and others throughout North America, as well as a general survey that was shared widely via stakeholders and the Engage Hamilton platform.

As of 2022, the City has a rental licensing pilot project for Wards 1,8 and part of 14 for rental housing units and buildings or part of buildings with four or less self-contained units, detached homes or town homes. This pilot project has allowed the Housing Services staff to focus on renovictions outside of a licensing regime. The Tenant Defence Fund has a successful track record supporting tenants fighting against bad faith N13 notices from landlords, thus the recommendation to increase and continue funding for that program.

In addition to the recommendations in this report, and as referenced in the Housing Sustainability and Investment Roadmap as one of the eleven priority actions for the first year, Housing Services will be reviewing existing tenant and landlord supports and resources currently available within city government and community partners and reporting back on recommendations for developing and resourcing a city-coordinated tenant response team to address tenant concerns and issues. The Tenant Defence Fund will be part of this review, as well as any recommendations for ongoing resourcing to maximize the program's impact and efficiency.

Alternatives for Consideration – See Page 8

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: Project ID 6731841801 (Tenant Defence) has a balance of \$23.5 K which is expected to be fully exhausted by the end of April 2023. With the introduction of Canada-Ontario Housing Benefit (COHB), the funding required from Municipal Housing Benefits has decreased. As of February 28, 2023 Project ID 6731941901 (Hamilton Portable Benefits) has a balance of \$1.4 M, which will primarily be spent on portable housing benefits. Recommendation (a) requests a reallocation of \$50 K to Project ID 6731841801 (Tenant Defence) from Project ID 6731941901 (Hamilton Portable Benefits) to fund \$50 K of legal/paralegal services for clients in 2023.

Staffing: No new staff resources are required

Legal: No legal implications for the recommendations.

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HISTORICAL BACKGROUND

Renovictions is a commonly used term to describe the displacement of tenants from their current rental unit under the premise of a major renovation being conducted in “bad faith”, meaning improperly using renovation to terminate a tenancy. The practice of evicting tenants for bad faith renovations has had a growing impact on the rental market in the past 5 years in many cities across the Province, including the City of Hamilton. Due to this growing issue, the Housing Services Division was directed to explore solutions for this problem and directed to review the previously enacted bylaw regarding renovictions in the City of New Westminster, British Columbia.

In April 2021, Report HSC19011(a) recommended some enhancements to the existing Tenant Defence Fund Program and addressed renovictions as a system-wide issue that impacts some of the most vulnerable renters in the City of Hamilton.

In December 2021, Council approved the recommendation report, “Adaptation and Transformation of Services for People Experiencing Homelessness Update 4 (HSC20020(d)) (City Wide)”. Recommendation (d) of this report read:

“That the General Manager of the Healthy and Safe Communities Department or their designate be authorized to enter into contracts necessary to hire and retain a consultant to evaluate the feasibility of implementing a New Westminster style bylaw in Hamilton to deal with the issue of ‘renovictions’ in the approximate amount of \$100 K, funded from the projected 2021 Housing Services Division surplus through the Tax Stabilization Reserve #110046 and if necessary, from in-year surpluses of the department; any unspent Housing Services Division 2021 surplus be transferred to the Housing Supplement/Housing Allowance Reserve, #112252 be approved;”

Subsequently, Enterprise Canada was retained to undertake a stakeholder review related to renovictions. Report HSC23023 contains the consultant’s findings as Appendix “A” and contains staff recommendations on local solutions that help address the issue of renovictions under the City’s limited authority.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

This review acknowledges that the *Residential Tenancies Act* (RTA) limits the City’s authority in terms of landlord and tenant disputes. The RTA gives residential landlords and tenants rights and responsibilities and sets out a process for dispute resolution.

RELEVANT CONSULTATION

In August 2022, the Housing Services Division engaged Enterprise Canada to lead the engagement process around the issue of renovictions.

**SUBJECT: Renovictions Stakeholder Consultations (HSC23023)(City Wide) -
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Enterprise Canada consulted numerous stakeholders in this review, including in-person interviews. These included:

- City Councillors
- Hamilton legal clinic
- ACORN Hamilton
- City of Hamilton Housing Service Management Team
- Social Planning and Research Council
- Hamilton District Apartment Association

Enterprise Canada also distributed a survey aimed at the populace to further gather information and opinions on the issue of renovictions in Hamilton. This survey was distributed via the stakeholders mentioned above and was hosted on the Engage Hamilton platform.

The online survey collected data between February 13, 2023 and March 7, 2023, for a total of 585 responses.

There were several takeaways from this survey and engagement. Half of the respondents to the survey identified as a tenant, while a little more than one in 10 identified as a landlord. More than one-third identified as homeowners or citizens concerned about the issue of renovictions. Among those who identified as landlords, 30% predicted they will need to undertake a renovation that will require displacement, and 37% of tenants felt they would be displaced for the purposes of a renovation.

From both the landlord and tenant perspective, there is a feeling that there is room for more education on the rights and responsibilities of when a rental unit is to be renovated.

Housing Services Division staff consulted with staff from Licensing and Bylaw Services as they are in the early stages of a two-year rental housing licensing pilot program in Wards 1, 8 and part of 14.

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The City's focus on renovictions has been framed to focus on stopping bad faith landlords evicting tenants through the guise of renovations and create support to ensure landlords acting in good faith are able to fulfill their obligations while improving units and conducting major necessary repairs to rental units.

The Housing Services Division work on renovictions started with an analysis of what powers a municipal government in Ontario has regarding renovictions.

The example of a renoviction bylaw that City staff were directed to investigate was the repealed bylaw from the City of New Westminster, BC. The legal analysis of

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jurisdictional powers determined that the municipal powers for Hamilton, Ontario are different from those granted to New Westminster, BC due to the governing Provincial legislations. In Ontario, the powers granted to a municipality are through the *Municipal Act*, 2001, SO 2001, c. 25 (hereinafter the “Municipal Act”). The Municipal Act differentiates municipalities on a tier system. The City of Hamilton is a single-tier municipality and as such, the authority under which it may pass bylaws is outlined in section 10 of the Municipal Act. In contrast, British Columbia has the *Community Charter*, SBC 2003, c.26 (hereinafter the “Community Charter”). The Community Charter provides fundamental powers that a municipality has and that council may implement, regulate and prohibit under subsection 8(3).

Although both municipal acts allow for bylaw enactment, there are substantial differences between the two. For our purposes, the Community Charter provides for a direct reference to the BC *Residential Tenancy Act*, SBC 2002, c. 78, in subsection 63(f). Subsection 63(f) of the of the Community Charter in BC indicates that the authority of Council may be exercised to implement a bylaw under the sphere of authority for the protection of persons and property in relation to a rental units and residential property as defined by the *Residential Tenancy Act*, subject to a tenancy agreement. In contrast, the Municipal Act provides no direct reference.

In addition, in terms of evictions or terminating a tenancy, the City cannot interfere with the requirements as set out in the *Residential Tenancies Act*, 2006, S.O. 2006, c. 17 (hereinafter the “RTA”). Section 37 of the RTA provides that clear exclusivity has been made for the RTA to govern terminations of tenancy.

The New Westminster bylaw was enacted in 2019 and was an amendment to their *Business Regulations and Licensing (Rental Units) Bylaw*, with a view to protect renters from renovictions. On November 15, 2021, the City of New Westminster repealed Part 6 of the bylaw in response to changes made to the BC *Residential Tenancy Act* in July 2021, which rendered Part 6 of the City’s bylaw inoperative.

These two key points scoped the area of focus for what an Ontario municipality can do to minimize the displacement issue related to renovictions while also working to not negatively impact the quality of the rental housing stock.

Tenant Defence Fund

In April 2021, the City expanded the Tenant Defence Fund (TDF) to include renoviction applications at the Landlord and Tenant Board (LTB). The Tenant Defence Fund Program provides financial and other support to assist eligible tenant groups to prepare and present a defence against “Above Guideline (Rent) Increases”, defined as a rental increase above provincial guidelines, and/or renoviction applications at the Landlord Tenant Board. The fund was originally established in 2019 with a budget of \$50,000.

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Prior to the expansion of the Tenant Defence Fund to include matters involving renovictions, there was very limited uptake in the program. Since the expansion of the program, there has been an increase in the number of applications for funding through this program.

The Tenant Defence Fund has been a valuable resource for tenants to access and has been promoted and supported by the Hamilton chapter of ACORN Canada. The average ask through the program by tenants has been \$900 and has led to the majority of tenants successfully defeating an N13 termination notice and being able to remain in their residence. The tenants who lost at the LTB accepted their pay out and were required to find another residence. In multiple cases, the hearing didn't occur as the case was dropped by the landlord once they found out the tenant had representation.

To date, all the Above Guideline Increase related applications that were funded through the TDF have been successful and has represented 373 tenants. To date, 56 tenant applications through the TDF have been received related to N13's and 22 of the N13 related tenant applications have resulted in the tenant being able to continue their tenancy, with 29 applications of the 56 are still ongoing.

The following statement details the impact of the TDF as expressed by a tenant who accessed the funds:

"The Tenant Defence expansion to cover renoviction has been instrumental in ensuring low-income tenants have access to legal representation to fight to keep their affordable housing. Low-income tenants cannot afford to lose their homes."

Since the expansion of the TDF and the increases in utilization, the original budget of \$50,000 is expected to be exhausted by the end of April. This useful program is a major key to the impact municipal government can have on renoviction matters. The Tenant Defence Fund works within the jurisdiction of the current legislation but ensures that tenants are provided the information and resources required to avoid displacement by terminations of tenancy based on bad faith landlords.

The successful track record of the program highlights that this is a positive initiative to assist in the problem of bad faith renovictions, and that new funding for the program is a systemic support to tenants on this issue.

Tenant and Landlord Education and Engagement

In addition to the recommendations in this report, the Housing Services Division will be reviewing existing tenant and landlord supports and resources currently available for impact and efficiency.

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A recurring theme throughout the consultative process was the need to support tenants in knowing their rights, but also the need to support tenants in exercising their rights. Reviewing the existing tenant and landlord engagement and education resources will help to understand where there are areas of improvement and the resources required to enhance existing programs and processes, with a focus on educating and helping tenants be informed of their rights related to N13 evictions, exercising their rights with providing notice of their intention to return after a renovation to their landlord and keeping them connected to the landlord during this process as well as working with landlords to ensure they understand the scope of their responsibilities and requirements before issuing N13 eviction notices will be part of this review process. .

By focusing on new funding for the existing TDF and working within existing resources for education and supporting tenants in exercising their rights, the City is able to offer supports and resources to help minimize the issue of displacement while still allowing for the maintenance of quality rental housing in the City of Hamilton.

This work can proceed while we await the results of Licensing & Bylaw Services' two-year rental housing licensing pilot program.

A recent provincial update also addresses the issues in this report.

The Province of Ontario has proposed significant changes to the issue of Renovictions under Bill 97, *Helping Homebuyers, Protecting Tenants Act, 2023*. Bill 97 is proposing to make amendments to the *Residential Tenancies Act* and specifically subsection 50(3) to provide that a landlord giving notice of termination of a tenancy for the purposes of substantial repairs or renovations that require a building permit and vacant possession must accompany the notice with a report prepared by a person with prescribed qualification. In addition, section 53 of the *Residential Tenancies Act* is proposed to be amended that if a tenant gives notice for first right of refusal, the landlord must provide specified notices to the tenant respecting the unit's readiness for occupancy. When the unit is ready for occupancy, the landlord must give minimum 60 days to the tenant to exercise their right of first refusal to occupy the unit. Also, Bill 97 has increased fines within the Act under section 238 to \$100,000 for an individual and \$500,000 for a corporation. Staff will need to undertake a more detailed review of these legislative updates.

ALTERNATIVES FOR CONSIDERATION

The City could look to create a funding source for renovations targeted at units where the landlord is considering displacement and increasing the rent they receive for the unit. This program could fund the renovations with a requirement for an affordability period. The program would require the voluntary participation from landlords. While not resolving the issue of displacement during major renovations, the program would

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increase the ability of the City to ensure the displaced tenant is able to move back into the existing unit once renovations are completed.

The average cost of a renovation that requires displacement is not known, so a program budget could be established as a pilot program of \$50 K as an alternative to the above recommendations.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Community Engagement and Participation

Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involved in their community

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

Built Environment and Infrastructure

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

Our People and Performance

Hamiltonians have a high level of trust and confidence in their City government.

APPENDICES AND SCHEDULES ATTACHED

Appendix “A” to Report HSC23023: Renovictions Stakeholder Consultation Report



CITY OF HAMILTON
Renovictions
Stakeholder Consultation

April 3, 2023

Enterprise¹
Canada

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I. INTRODUCTION

Hamilton is facing a housing crisis.

While not unique to the City — there are housing challenges in communities across Canada — for nearly a decade Hamilton has seen an unsustainable and unprecedented increase in rents, with average market rents increasing from \$759 in 2012 to \$1,242 in 2022 — a jump of 63 per cent. Compounding the crisis has been an apparent increase in so-called renovictions, which forces even more tenants into an increasingly challenging rental marketplace.

At the December 9, 2021, meeting of the City of Hamilton’s Emergency and Community Services committee, the Housing Services Division of the Healthy and Safe Communities Department presented a report that included a recommendation that a “jurisdictional review” of policies related to renovictions be completed, with explicit mention of the bylaw in place in the City of New Westminster, BC (report (HSC20020(d)):

“Given the challenges around jurisdictional differences among provinces and the legal challenges the bylaw has overcome, staff are recommending a consultant complete a thorough analysis of the options for implementation of an approach similar to the New Westminster, BC, bylaw in Ontario. This analysis would also review other jurisdictions and levels of success dealing with renovictions through a municipal policy lens.”

The committee approved a motion, later ratified on December 7th by City Council, that the City:

“... be authorized to enter into contracts necessary to hire and retain a consultant to evaluate the feasibility of implementing a New Westminster style bylaw in Hamilton to deal with the issue of ‘renovictions’...”

Following this direction, the City of Hamilton is exploring what role the City can and should play when it comes to renovictions — ideally an approach that targets bad-faith landlords while supporting needed improvements and maintenance to existing rental housing stock.

There are multiple challenges here.

One is a matter of jurisdiction and what the City can do legislatively to address renovictions.

The other is finding the right balance — curtailing the bad-faith landlords who are misusing renovations as an excuse to evict tenants, without discouraging those renovations and improvements that are necessary to ensure rental units across the city are in a livable condition.

Without question, this is a divisive issue, one of the many wedges that exist between tenants and landlords.

Tenants — particularly those who have been displaced by renovictions — and their advocates are passionate about this issue, and shared with us sad stories about various tactics they have experienced to displace people from their homes. Indeed, throughout this process, the Hamilton news cycle has been focused on living conditions in several buildings across the city that are substandard.

Landlords are equally passionate, telling us that the many should not be punished for the few. The majority of landlords, we were told, follow the process as designated in provincial legislation, raising a need to distinguish between those landlords who follow the proper process to renovate their units, and those who do not.

It was also strongly noted in our interviews that renovations to rental housing stock are absolutely necessary, especially in a community that has aging rental housing stock, as

Hamilton does. We also heard that substandard housing conditions are a real concern on the tenant side of the issue, but that cannot be addressed without renovations.

Renovictions are also an issue that, in a sense, divides the city from a geographical perspective. Based on the anecdotal evidence we have compiled, renovictions are largely concentrated downtown in Ward 3, and radiate east and west into Wards 1, 2 and 4 — encompassing the entirety of the lower city between Westdale and Centennial Parkway. They do not appear to be as common in the mountain wards, and are certainly less prevalent in the suburbs and rural wards.

OBJECTIVES

This research project is part of a larger effort to help the City of Hamilton meet the Housing and Homelessness Action Plan's strategic outcome of people living in housing that is good quality and safe, and help the City reach the target of preserving or rehabilitating 5,000 residential units by 2023. The goal of the project is to:

- Prevent bad-faith renovictions.
- Support good tenant-landlord relations that support the renovations that are required to keep the quality of housing up to a reasonable standard.

Our mandate for this particular element of project was:

- Engage with local stakeholders to explore and discuss:
 - Prospective solutions to stop renovictions being employed.
 - Differentiating between needed renovations and bad-faith landlord actions.
 - Processes to be implemented to protect tenants that will still allow needed renovations to occur.
- Assess other jurisdictions and how they have approached the renoviction issue, with a particular focus on New Westminster, B.C., and its renoviction bylaw.
- Explore whether Hamilton has the same powers as New Westminster, B.C., to create a similar bylaw related to renovictions.
- Compile and analyze engagement data.
- Produce a report on key findings and themes that can be used as a path forward to implement renoviction-related policy and programs.
- Produce a high-level executive summary of engagement findings that can be shared internally as well as externally with community stakeholders if needed.

METHODOLOGY

This was a multi-phase research project.

PHASE I

Background research on other jurisdictions in North America to develop a snapshot of how the renoviction issue has been managed by other governments at varying levels.

PHASE II

Working with staff in the City of Hamilton's Housing Services Division, we developed a contact list of stakeholders with a vested interest in the renoviction issue, representing both tenants and landlords. This was supplemented with the objective to also speak with senior members of the Housing Services Division team and City Council.

While we executed outreach to every one of our identified targets, we did not get 100 per cent response or compliance to our requests. However, we are satisfied that we connected with a representative sample of interests.

Our interviews and engagements included:

- 10 City Councillors.
- Four staff in the City of Hamilton's Housing Services Division.
- Seven advocacy groups supporting tenant rights, involving 13 individuals that included a sample of tenants who have or are facing renovictions.
- Four groups representing property owners, involving seven individuals.

The information collected in those interviews was collated, analyzed and summarized in this report.

A script of the questions used with each group consulted is included in Appendix A.

Each of these interviews was conducted with the promise of confidentiality to ensure we could have an honest and frank conversation about renovictions in the City of Hamilton.

PHASE III

An online public survey. While this was not developed nor administered with scientific precision to a random sample, it is useful to help us assess how this issue is impacting people.

A summary of the survey results is included in Appendix B.

II. RENOVICTIONS

WHAT ARE RENOVICTIONS?

Renoviction is a colloquial term used to describe an eviction that is carried out to renovate or repair a rental unit. The City of Hamilton Housing Services Division defines the practice as such:

The practice of renovictions occurs when a landlord in bad faith undertakes legal renovations or uses the proposal of renovations to evict a tenant from their unit in order to rent the unit at a higher price with or without improvements. When bad-faith renovations occur, the landlord works to circumvent the Residential Tenancies Act and avoid allowing the tenant to move back into the renovated unit at their previous rental rate.

According to Ontario's *Residential Tenancies Act*, a landlord may give notice to terminate a tenancy if the unit requires "repairs or renovations to it that are so extensive that they require a building permit and vacant possession of the rental unit."

Under the legislation, tenants are entitled to 120-days' notice, and tenants have first right of refusal to return to the unit following the renovation. According to Section 53(3) of the *Act*, "A tenant who exercises a right of first refusal may reoccupy the rental unit at a rent that is no more than what the landlord could have lawfully charged if there had been no interruption in the tenant's tenancy."

This first-right-of-refusal is conditional on the tenant informing the landlord in writing of their intentions before vacating the unit.

If the tenant does not exercise the first right of refusal, they are entitled to compensation equivalent to three months' rent, or the offer by the landlord of another acceptable rental unit.

HOW ARE THEY DONE?

When a landlord wishes to terminate a tenancy to demolish the rental unit, repair it or convert it to another use, they are required to fill out and issue an N13 notice from the Landlord and Tenant Board.

When issued for the purposes of a renovation or repair, the N13 notes that tenants have the right to move back into the rental unit once the repair or renovations are complete, provided the tenant provides written notice to the landlord that that is their intent. (The N13 does not make mention of the rent to be paid upon returning to the renovated unit, but the *Residential Tenancies Act*, as noted above, does.)

Tenants are also permitted compensation if being displaced for a renovation, whether permanently or temporarily:

If a tenant lives in a residential complex that has at least five residential units and does not plan to move back in once the repairs or renovations are done, the landlord must:

- Pay the tenant an amount equal to three months' rent, or
- Offer the tenant another rental unit that is acceptable to them.

If a tenant lives in a residential complex that has fewer than five residential units and the tenant does not plan to move back in once the repairs or renovations are done, the landlord must:

- Pay the tenant an amount equal to one months' rent, or
- Offer the tenant another rental unit that is acceptable to them.

If the tenant lives in a residential complex that has at least five residential units and the tenant plans to move back in once the repairs or renovations are done, the landlord must pay the tenant:

- An amount equal to three months' rent, or
- The rent for the period of time the rental unit is being repaired or renovated, whichever is less.

If the tenant lives in a residential complex that has fewer than five residential units and the tenant plans to move back in once the repairs or renovations are done, the landlord must pay them:

- An amount equal to one month's rent, or
- The rent for the period of time the rental unit is being repaired or renovated, whichever is less.

WHAT'S THE ISSUE?

The legislation is worded to provide tenants protection, in terms of notice, compensation and a first-right-of-refusal to return to their newly renovated unit at the same rent they were paying pre-renovation.

Landlords noted that tenants have the protections they need in the legislation. However, we heard from tenants and their advocates that this is not how the renoviction process plays out.

From the perspective of the tenants we engaged, tenants are being moved out of their homes under the guise of a renovation, particularly if those tenants are paying below market rent. The renovated unit is then put back on the market at an inflated rate from what the previous tenant was paying. However, we also heard from the landlords that below-market rents make it difficult to generate the revenue to invest back into the maintenance and upkeep of the units.

More often than not, we heard renovictions tend to happen after the ownership of a building changes hands, and the new owners are looking to collect higher rents from the units. Anecdotally, we were told the tenants who are being displaced are typically lower-income, potentially with health concerns and quite often unaware of what they are entitled to and how the process is supposed to be executed.

The concern among tenant advocacy groups is the feeling that most renovations or repairs can be carried out without ending tenancies, and with only minor disruption to tenants. The *Residential Tenancies Act*, section 50(c) indicates that the landlord may give notice to a tenant that it intends to "do repairs or renovations to it that are so extensive that they require a building permit and vacant possession of the rental unit."

Under the N13 process, a landlord does not require a building permit or other authorization to issue the N13 notice; however, according to the instructions that accompany Form N13: Notice to End Your Tenancy Because the Landlord Wants to Demolish the Rental Unit, Repair it or Convert it to Another Use:

"The Landlord and Tenant Board (LTB) will not issue an order terminating the tenancy and evicting the tenant unless you have obtained any permits or other authorizations that are required."

We were also told that landlords may drag out the time to complete the renovation, beyond the three months they are required to provide compensation, frustrating the tenant as they need to begin looking for alternative housing.

While tenants are provided protection in the legislation, in particular the right to return to the unit at the same rent, we were told there are a list of reasons why that can be difficult:

- Challenges finding a short-term lease at same rent while renovations take place.
- Landlords are under no obligation to finish the renovations in a certain amount of time, which may be complicated by a shortage of available skilled labour and the current supply chain disruptions that are resulting in a shortage of supplies.
- Challenge of staying on top of the landlord’s renovations to ensure first right of refusal is honoured.
- Financial costs of moving twice (moving out, moving back, potential storage costs) that exceed compensation they are provided that is determined by the rent they were paying, and does not include additional compensation for moving costs.
- If first right of refusal is revoked or lost, tenants have no legal ability to get their unit back (only landlord can be fined and tenant awarded compensation).

ENVIRONMENTAL SCAN

This research work started with a scan of other jurisdictions and how they manage the renoviction issue, beginning with the municipality that inspired this action in the City of Hamilton.

NEW WESTMINSTER, BC

In 2019, the City of New Westminster amended its rental units bylaw to directly address renovictions:

No owner shall deliver to any tenant a notice of termination of their tenancy of a rental unit in order to renovate or repair the rental unit ...

— **City of New Westminster, Business Regulations and Licensing (Rental Units), Bylaw No. 6926, 2004, Part 6, S. 47(a)**

This amendment not only deterred the process, but also provided protection to tenants who may be displaced by large-scale renovation work. It prevented tenants from being evicted because of a renovation, and protected them from rent hikes following the renovation.

From a high level, this amended bylaw required landlords to provide temporary accommodation for tenants during a renovation, and allowed the tenants to return to their (now renovated) unit on the same terms as pre-renovation. We should note that Ontario legislation does not grant municipalities in its jurisdiction these powers.

This section of the bylaw was repealed in 2021 after the Province of British Columbia amended its *Residential Tenancy Act* to address renovictions.

BRITISH COLUMBIA

The provincial action on renovictions put in place requirements for landlords who want to do any type of renovation. If the landlord wishes to evict a tenant to complete these renovations, they need to apply to the Residential Tenancy Branch (RTB) for an Order to End Tenancy and an Order of Possession.

This will then kick off a process where an arbitrator will determine if ending the tenancy is the only way to complete the work.

As part of this process, the landlord must apply with evidence that:

- They have necessary permits and approvals
- The renovations or repairs are necessary to prolong or sustain the use of the rental unit or the building in which the rental unit is located
- The only reasonable way to achieve the necessary vacancy is to end the tenancy agreement.

If the RTB arbitrator determines that the landlord's proposal for work would require "vacant possession" (the tenant moving out permanently), then the RTB will give the landlord an "Order of Possession;" however, the landlord then has to give the tenants a minimum four-months' notice, with the last month rent-free.

ONTARIO

In Ontario, tenants in rent-controlled residences are guaranteed an annual cap on rent increases. But under the provincial policy of "vacancy decontrol," landlords can increase rents as much as they want if the tenancy of a unit changes hands.

This is seen as a growing problem in the province. According to the Advocacy Centre for Tenants Ontario, since 2016 there has been a 294 per cent increase in landlord applications to evict tenants for the purposes of renovating or demolishing a rental unit.

Provincial legislation requires landlords to compensate tenants if they are evicted for a renovation, repair or demolition.

If it is a renovation or repair, the tenant has first-right-of-refusal to move back into the unit, at the same rent they were paying pre-renovation; it is the responsibility of the tenant to notify the landlord in writing before they leave that want to return to the unit following the renovation.

The NDP recently introduced a Private Member's Bill that would prevent landlords from raising the rent for new tenants beyond guidelines set by the province. It would ensure that new tenants pay what the previous renters paid.

(A similar bill was introduced by the NDP in 2021, but it did not get past Second Reading.)

Bill 23, the *More Homes Built Faster Act*, could have an impact on renovictions in Ontario. The legislation makes amendments to the *Municipal Act* and the *City of Toronto Act* to give the Minister of Municipal Affairs and Housing the power to prohibit or regulate the demolition and conversion of residential rental properties.

This is seen by many critics as an erosion of tenant rights, and will allow landlords to evict tenants for the purposes of demolition without any compensation.

Interestingly, the words "evict," "renovation," or "renoviction" do not appear in the legislation.

TORONTO

There is no official policy or city bylaw preventing, prohibiting or limiting renovictions, however according to media reports there is mounting pressure on City Council (and the province) to make changes in this regard.

In July 2022, the City's Planning and Housing Committee prepared a report — *Renoviction Policy: Creating a Framework to Protect Affordable and Mid-Range Rental Homes and Deter Renovictions* — with proposals to collect data on renovictions, review the state of affordable housing and review data that is not found through the Landlord and Tenant Board. A significant proposal presented would require landlords to obtain a building permit prior to issuing a Notice of Termination, and all landlords would be required to provide tenants with a copy of the City's Tenant Eviction Prevention Handbook.

City staff have been directed to review the recommendations of the report, with a final report expected back in the second quarter of 2023.

Outside of official City channels, some resources are available to educate tenants on their rights and advocate for reform to stiffen up policies to prevent renovictions.

[RenovictionsTO](#) has information for tenants about their rights and how they can fight back against renovictions, above guideline rent increases (AGIs), and landlord's own use evictions. It also includes examples of tenants in Toronto who have organized to fight evictions and AGIs.

OTTAWA

In June 2022, City Council appealed to the province to toughen its regulations against renovictions, but also instructed staff to review its own rules intended to prohibit renovictions.

A legal report prepared for the City in November 2020 says a ban on renovictions, including legal ones, would be outside the municipality's authority.

KITCHENER

The City of Kitchener does not have an official policy or bylaw regulating renovictions, however last fall City Council unanimously approved a motion to ask the province to act to stop the practice.

The City does have a strategy, Housing for All, that tracks and monitors renovictions, but does nothing to stop them.

It has cited a powerlessness to do anything in regards to renovictions because they fall under provincial jurisdiction through the *Residential Tenancies Act*.

NIAGARA REGION

There are no official policies governing renovictions in Niagara Region's 12 local municipalities, but there are several media reports that they are a growing concern.

In 2021, former St. Catharines City Councillor Karrie Porter said she was going to ask for a staff report on the tools available to municipalities to protect residents against renovictions, and the City's Social Sustainability Pillar Committee recommended in May 2022 that the City adopt a renoviction policy.

Nothing has come from either of these requests as of yet.

CALGARY

In its Eviction Prevention Policy, the Calgary Housing Company lists the reasons "for termination either by eviction or non-renewal of lease." Of the 13 reasons listed, renovations is not included.

However, it does state that this policy does not apply in cases where “CHC is terminating leases because of sale or closure of the property or in cases of major repairs or renovations.”

NOVA SCOTIA

Effective March 2022, the province enacted rules to protect tenants against evictions due to renovations.

The rules essentially outline a process that require a landlord and tenant to come to a mutual agreement to end the tenancy following a renovation. If they can't agree, the landlord can make an application to terminate the lease.

Tenants are entitled to three-months' notice before they can be vacated, and that period does not begin until both the landlord and the tenant agree to the termination or a hearing is held and the residential tenancy officer makes a decision.

Landlords are also required to provide the tenants compensation equivalent to one to three months' rent.

Landlords who don't follow the renoviction rules may need to provide additional compensation for tenants. Additional compensation can include covering moving expenses and paying the difference between the tenants' new rent amount and the old rent amount for up to one year.

Despite the provincial rules, there are increasing reports of renovictions not just in Halifax, but across Atlantic Canada.

Rent controls are largely to blame for an increase in the practice — if landlords are limited in how much they can annually increase rents on existing tenants, they may find it more profitable to evict the tenants, hike the rate and rent the unit to new people.

SEATTLE, WASH.

Landlords in Seattle are beholden to the *Just Cause Eviction Ordinance* that requires one of 16 “just cause reasons” if they want to terminate a tenancy. If they feel one of the reasons is satisfied, they are required to provide written notice that states the specific just cause and supporting facts.

The notice period is 20 days before the end of a rental period, unless otherwise specified in one of the 16 just causes. (For example, if tenant is asked to vacate so the landlord or a member of the landlord's family can move into the unit, the notice period is 90 days.)

One of the 16 causes touches on renovictions:

Your landlord wants to substantially remodel your unit or the building where you live displacing you permanently. This requires your landlord to apply to the City for a relocation license which is approximately a six-month process. The license requirements include giving you an information packet and paying you relocation assistance if your income is at or below 50 per cent of the median income for King County. For more details, read the Tenant Relocation Assistance webpage.

AUSTIN, TEX.

There is no requirement in Austin for landlords to state why they are evicting a tenant, although it is encouraged to do so in the written notice that landlords are required to provide.

SACRAMENTO, CALIF.

The City of Sacramento has a Tenant Protection Program that requires all rental property owners to register their rental properties annually.

Tenants are protected from eviction from their unit if they have occupied it for 12 months plus a day, without just cause. These reasons include:

- Failure to pay rent.
- Breach of the rental agreement.
- Criminal or nuisance activity.
- Failure to give access.
- Necessary and substantial repairs requiring temporary vacancy.
- Owner move-in.
- Withdrawal of unit from the rental market.

STATE OF CALIFORNIA

Under state law, renovations are legal as long as the landlord is making “substantial” improvements to the property or unit that requires the living space to be vacated to complete the work. Tenants are entitled to 60-days’ notice that they are being evicted in such a case.

However, according to media reports there are concerns that the practice is increasing significantly since the state lifted a COVID-inspired ban on evictions in September 2021. Property owners are being accused of evicting tenants, undertaking minor upgrades (new paint, flooring) and then jacking up rents.

RENOVICTIONS IN HAMILTON

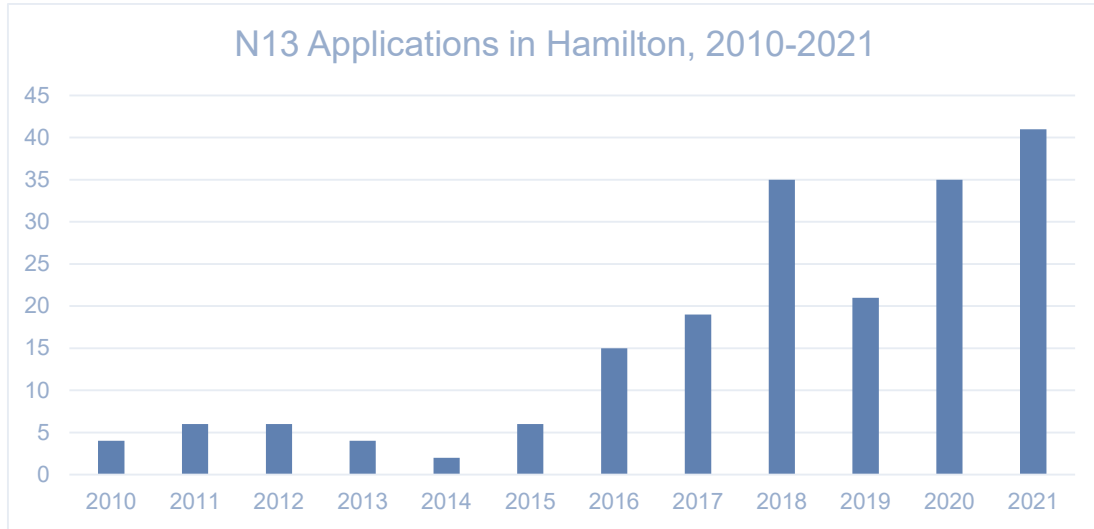
Hamilton finds itself in the same situation as the Ontario communities noted above — it is legislatively limited in what it can do, but advocates for tenants are still looking for substantive action from the city. As one tenant advocate bluntly stated: “The municipality sending a letter to the province will get zero results.”

Anecdotally, renovations are a significant issue in Hamilton, and tenant advocate groups are passionate about the issue. From the landlord perspective, we were told this is an issue of a few bad actors and not representative of the rental market in Hamilton.

One of the challenges we encountered is a general lack of data on the rental market in Hamilton to verify the claims of either side in this issue.

We can, however, look at applications to the Landlord and Tenant Board from Hamilton for N13 notices.

Issuance of N13 notices began to climb sharply in 2016, and increased an astounding 775 per cent between 2010 and 2021.

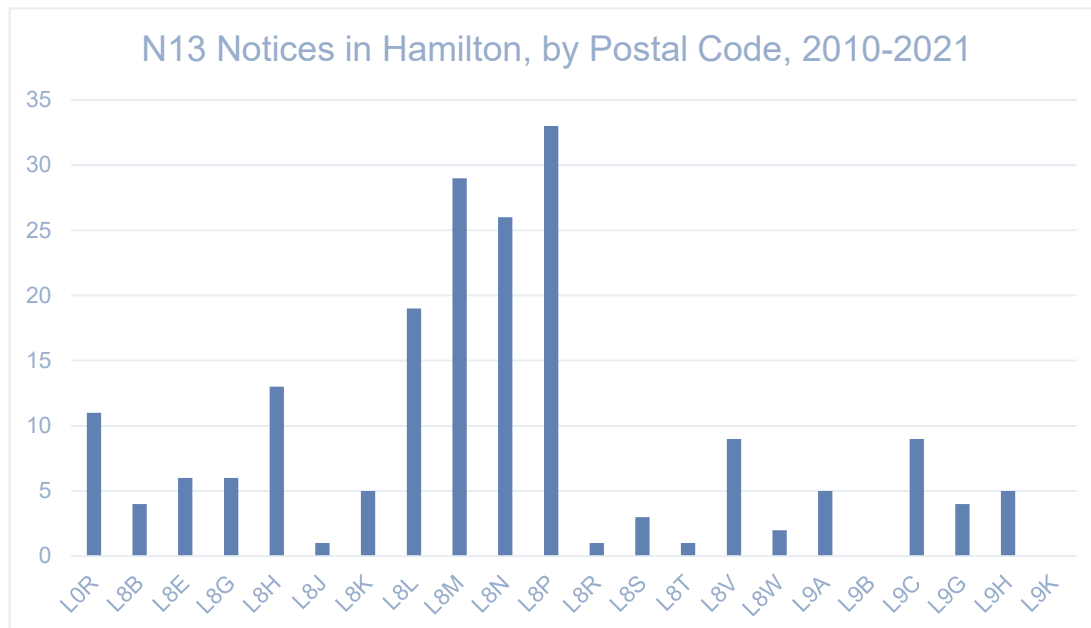


While this data is telling, there are a few points it does not cover. It does not tell us how many of these renovations were actually carried out, if those renovations were necessary, if it was possible to conduct the renovations without displacing tenants, if the proper process was followed or if tenants were informed of their rights and options.

It also does not capture instances where proper process is not followed, and tenants are renovicted without an N13.

Further, while a renoviction is a massive issue for the people involved, the raw number of N13 notices issued in 2021 (41) is a miniscule percentage in a market that has upwards of 65,000 rental households.

It should also be noted that these applications are not distributed evenly across the city.



Roughly 62 per cent of the N13 notices issued in Hamilton between 2010 and 2021 occurred in five postal code areas, roughly covering the area between Hamilton Harbour and the Escarpment between Highway 403 in the west and Ottawa Street in the east — consistent with older housing stock in the city.

It was noted by several people we interviewed that renovictions have been increasing dramatically in the Corktown and Stinson neighbourhoods, and are a problem in the North End and North Central neighbourhoods.

For comparison, six postal code areas have reported two or fewer N13s: Stoney Creek Mountain, Dundurn/Locke neighbourhoods (and the business-heavy areas of the downtown core), two areas on the east Mountain, south central Mountain (south of Stone Church between Upper Paradise and Upper Wentworth, and stretching towards Mount Hope) and a neighbourhood in Ancaster.

There is also the risk of a cyclical pattern emerging, particularly in areas like those along the Mountain Brow. Many of the buildings along Concession Street between Upper Wentworth and Upper Sherman, and those along Mohawk and Fennell east of Upper Ottawa, are reaching an age where they will need upgrades.

LEGISLATIVE SITUATION

The legislative situation in Hamilton differs from the framework in British Columbia that enabled the City of New Westminster to pass its renoviction bylaw.

In British Columbia, the powers granted to municipalities are contained in the B.C. Community Charter, which is more descriptive than Ontario's *Municipal Act*. In B.C., municipalities are granted powers to respond to community needs, and to provide good government, services, stewardship of public assets and foster economic, social and environmental wellbeing, all in relation to the community.

In Ontario, the *Municipal Act* sets out that municipalities were created by the province to provide good government.

B.C. municipalities are allowed to adopt bylaws in relation to "health, safety or protection of persons or property" with a direct reference to the B.C. *Residential Tenancy Act*. The Ontario *Municipal Act* makes no such reference

Under the Ontario *Residential Tenancies Act*, terminations are under the exclusive jurisdiction of the *Act* as set out in section 37 of the legislation. As such, municipalities cannot interfere with the process of terminating a tenancy.

Section 1 of the *Residential Tenancies Act* states: "The Purposes of this *Act* are to provide protection for residential tenants from unlawful rent increases and unlawful evictions, to establish a framework for the regulation of residential rents, to balance the rights and responsibilities of residential landlords and tenants and to provide for the adjudication of disputes and for other processes to informally resolve disputes," making it clear that this is a matter of provincial jurisdiction.

In practice, the City's efforts could be focused on education and awareness programs, expanding the Tenant Defence Fund Pilot Program for tenants displaced by renovictions and exploring whether the current rental housing licensing pilot program could or should be expanded to license rental properties across the City. The City is also in a legal position to provide incentive programs to fund capital repairs in return for affordable rents, easing the financial burden on landlords.

III. KEY FINDINGS

Following are key themes that emerged through our interviews and information collected in the online survey.

A CITY DIVIDED

To state renovations are a divisive issue would be an understatement.

On either side of the issue, there is a passionate response to the term renovation, but for very different reasons.

Tenant advocates told us they see renovations as a tool to displace disadvantaged people for the sake of better profit for the property owners. They told us of a system that is heavily slanted in favour of landlords.

In our interviews with landlords, they characterized “renoviction” as a misused term that is blowing a situation out of proportion as they invest in their properties to maintain and improve aging housing stock. It was also noted that landlords do run a business, and need to generate revenue to maintain their buildings.

There is also a distinct geographic division within the City. Renovictions are significantly more of a concern in Wards 1, 2, 3 and 4 in the lower part of the City than they are in the suburbs, rural areas or even on most of the Mountain (the Mountain postal code with the most N13 applications encompasses most of Ward 7, between Upper Wentworth and Upper Gage, from the Escarpment to the Lincoln Alexander Parkway). However, while renovations may be more prevalent in some areas of the city than others, every City Councillor we engaged expressed both sympathy for the issue and a desire to do something about it.

RENOVATIONS ARE NEEDED

Hamilton’s rental housing stock is aged — many of the buildings in the City were built prior to 1980 — and renovations are necessary both from a health and safety perspective and a quality of life standard.

But there are concerns among landlords that anytime they want to do an improvement to their property, the “renoviction” term is going to get tossed around, even if the renovation is justified and the proper process is followed.

The concern is any policy that is a blanket approach to renovations, that puts undue burden on property owners because of a few bad-faith actors, will punish the good landlords along with the bad. In turn, this will discourage both the investment to upgrade existing housing stock and the building of any new rental units — affordable or otherwise.

This raises the need to differentiate between renovations that are proven to be necessary, and those being proposed for the purposes of a renoviction.

DATA

While the statistics on N13 notices filed to the Landlord-Tenant Board Tribunal provide baseline information, those figures are just a surface-level snapshot, and do not indicate if the N13 ultimately resulted in an eviction for the purposes of a renovation, or if the tenant returned to the unit.

We heard over and over again that it is difficult to accurately assess the true extent of renovations in Hamilton. One comment we heard that sums up the general sentiment: “The scope of the problem — is it a vocal few, or a growing problem for tenants? We don’t know how bad this actually is.”

At the City level, there is a lack of data on renovations in Hamilton. Universally, people’s perceptions of renovations and the breadth of the problem are based on anecdotal evidence.

Robust data collection will build a better picture of the problem, which may then help the City devise a more effective solution.

Data can provide a wealth of information that will both humanize renovations and provide justification for whatever actions the City pursues; this information may include identifying where and when renovations are happening, who is involved, the nature of renovations in a renovation situation, whether the renovation is actually completed or if tenants needed to be evicted to complete the repairs or improvements.

It can also be used to tell the broader story of how renovations impact the general housing crisis the City faces. Displaced tenants have to end up somewhere, and that is either in another hard-to-find affordable unit, emergency shelter or on the streets — information that would be useful in developing a housing strategy.

FAIR AND EQUITABLE POLICY

Ultimately, the objective is to land on a fair and equitable policy that protects housing rights while also facilitating required and necessary improvements to housing stock — which requires ensuring landlords feel safe to invest in their properties.

Based on the feedback we solicited, an ideal fair and equitable policy on renovations would:

- Build awareness of relevant sections of the *Residential Tenancies Act* that give tenants the right to return to the renovated unit at the same rent they were paying before the renovation, and ensure tenants are educated on their rights when they are asked by a landlord to vacate their unit for the purposes of a renovation.
- Educate landlords on their responsibilities towards tenants when they wish to renovate a unit.
- Adopt a tiered approach that recognizes that it may be necessary to approach individual landlords with a small number of units differently than large property corporations with hundreds of rental units
- Fund programs to encourage the renovation of aged rental housing stock on the condition the project does not remove affordable units from the system or permanently displace tenants.
- Support for tenants who have been displaced and cannot find appropriate housing that is suitable for their income.

EDUCATION

An interesting dichotomy emerged in our discussions. Most of the people we spoke with, and among those who have completed the survey, feel the system in Ontario is heavily slanted in favour of landlords.

Anecdotally, we heard about unscrupulous practices and people among the most vulnerable being displaced with nowhere to go. There is a feeling the system is failing them.

But by the letter of the legislation, the *Residential Tenancies Act* offers tenants the very protections they are seeking — the main one being that a tenant can return to the renovated unit at the same rent they were paying pre-renovation, provided they inform their landlord in writing of their intention to do so. The legislation also sets out parameters for tenant compensation when they are displaced.

This indicates that there is a lot of room for education initiatives that inform tenants of their rights; and by extension, to educate landlords about their responsibilities under the legislation.

It is felt among tenant advocates that the bad-faith landlords count on a lack of awareness to execute a renovation, and perhaps even sidestep filing an N13.

This can be countered with requirements that tenants are supplied with information on their rights, whether at the time they move into a unit and/or at the time they are served with an N13 notice.

LICENSING

We observed a significant divide between tenants and landlords on the issue of requiring landlords to register for a license to rent a housing unit. Tenants told us they see it as part of the solution; landlords observed to us that it would exacerbate existing problems.

A Rental Housing Licence ensures the safety of the rental units and supports tenants by holding landlords accountable. The rental property must comply with Municipal and Provincial regulations, such as Electrical Safety Code, Ontario Building Code, Ontario Fire Code, Zoning By-laws and Property Standards By-law for a licence to be issued.

Due to concerns regarding “absentee landlords,” unsafe living conditions for tenants, illegal dwelling units, property standards and yard maintenance issues, staff were directed to research the plausibility of implementing a Licensing regime for rental housing units in the City of Hamilton.

On August 13, 2021, City Council approved a two-year Rental Housing Licensing Pilot Program (Pilot) for Wards 1, 8 and parts of 14. A licence is now required for rental housing units, building or part of a building with four or less self-contained units, detached homes or townhouses, if rented. Following the end of the application period (December 31, 2023), the two-year pilot will commence and subsequently a report back to council will take place outlining the program to determine its future.

This pilot will end Dec 31st, 2025.

Licensing is a relationship between the City and the licensee, which in this case would be the landlord. Licensing is a power granted to the municipality through the *Municipal Act* and has been reviewed in the case law as a permitted use of Municipal powers, depending on the licensing matter in question.

But there is caution about unforeseen impacts of licensing rental properties.

In some interviews with City Councillors, it was suggested that the City consider a tiered approach to rental housing licenses, acknowledging that the single family-homeowner who rents out a one-bedroom apartment in their basement is not necessarily facing the same realities as the property management company with thousands of units in high-rises across Hamilton.

PERSPECTIVE

In talking about renovictions, it can be easy to get caught up in legal terms and legislation, but the point was raised that at its heart, this is an issue that affects people, and often those people are the more vulnerable in our community.

We were provided many examples of tenants who have been evicted for the purposes of a renovation or are in the process of being evicted for the purposes of a renovation, some who had been in the same home for more than 10 years, and one as long as 26 years.

With the caveat that these are uncorroborated personal stories that are part of the anecdotal evidence we collected around renovictions, we heard about:

- A tenant who was pushed out of their unit for electrical work when all that was required were GFI outlets in the bathrooms and kitchens — improvements that do not require a building permit and should not require a tenant to vacate a unit for the work to be completed.
- Tactics that make a tenant's life uncomfortable or more difficult, such as:
 - Removing laundry services from the building, requiring residents to travel distances to wash their clothes.
 - Changing the building's heat source from boiler to electric, so that it goes on the tenant's hydro bill.
 - Removing storage space from a building.
 - No running water.
- Workers entering units without permission, leaving doors open and allowing pets to escape.

For several of the City Councillors, as well as the tenant advocates, the crux of the renovation issue is the recognition that housing is a human right.

IV. CITY OF HAMILTON'S ROLE

Following are some suggestions on actions the City can take to address renovictions.

1. TENANT AND LANDLORD EDUCATION

It's important that tenants understand their rights when it comes their rental unit and potential displacement, and that landlords understand their responsibilities.

There are several touchpoints where the City can share information about what a tenant is entitled to and what a landlord's responsibilities are; not just where renovictions are concerned, but in a variety of engagements with their landlord:

- Moving into a new unit.
- Annual property standard inspections.
- When a landlord applies for a building permit.

This information should be readily available at public access points online and in civic facilities like recreation centres and libraries.

Understanding the logistics of implementation and execution may make this difficult, but information on a tenant's rights and a landlord's responsibilities could be shared when a building changes ownership or management.

Engagement with tenants and landlords — whether verbal or written — should be translated to common languages used by tenants and landlords, and translation services should be available for written materials and at any tenant meetings.

2. TENANT AND LANDLORD LIAISON

To support in the education component and improve lines of communication between tenants and landlords in Hamilton, a new position could be created to act as a liaison between the two parties.

This position could:

- Share information about rights and responsibilities when a unit needs to be renovated.
- Help tenants temporarily displaced by a renovation stay in touch with their landlord in terms of timelines and the process for returning to the unit.
- Help tenants action their rights if they feel they are falling victim to a bad-faith renoviction.
- Support efforts to track rental unit renovations in the city.

The City could also explore possibilities of partnerships with community organizations to defray or offset some of the cost of the position.

3. STRENGTHEN TENANT DEFENSE FUND

Created to help tenants fight rent increases, the Tenant Defense Fund can also be used to help residents displaced by renovictions or other eviction tactics.

The fund covers resources to hire professionals to defend a tenant's rights and provides meeting space and administrative services like printing and photocopying.

- Increase funding available for tenants and invest in tenant outreach.
- Create a vetted list of paralegals that have expertise and experience in representing tenants in N13 situations (with additional suggestions that this expansion also cover Above Guideline Rent Increases, N12s and T6s).
- Investigate the feasibility of following in the footsteps of the City of Toronto Tenant Support Program that provides direct access to legal services from a designated legal organization (Canadian Centre for Housing Rights).

4. STUDY OF A CITY-WIDE RENTAL HOUSING LICENSING PROGRAM

From a legislative standpoint, only the province can intervene on a termination issue between a landlord and a tenant. But the City could potentially connect The Hamilton Housing Help Centre with landlords through licensing.

A City-wide rental property licensing pilot program could provide licensing and bylaw an additional tool to make sure property standards bylaws are complied, but it would not be a specific tool for renovation issues.

While we heard licensing is a favoured tool of tenant advocates, there are risks and significant financial and resourcing costs required to implement such a system, which will be brought forward in 2025 at the conclusion of the current pilot program.

There are alternatives that may also be worth exploring, such as RentSafeTO, a Toronto bylaw that ensures apartment building owners and operators comply with building maintenance standards.

5. RENOVATION INCENTIVES

It is within the jurisdiction of the City to create incentive programs that encourage certain kinds of development or projects.

The City can explore incentives on improvements to rental properties that are tied to conditions that may include the nature and need of the renovation, affordability, tenant displacement and tenant return.

AREAS OF PROVINCIAL OR FEDERAL CONCERN

We also heard a lot of suggestions that are beyond the jurisdiction of the City of Hamilton, but would be a provincial responsibility to implement.

1. FINANCIAL INCENTIVES

There are instances where renovations are necessary, whether to replace failing equipment, address safety issues or even to modernize a property. However, there may be resistance to making these investments if landlords do not expect to see a return on the investment.

Provincial or federal incentive programs can be offered to offset the costs of renovation, with an expectation that funding is tied to taking care of tenants while they are displaced and returning to the unit at the same rent they were paying prior to the renovation.

2. PROTECTION FOR SENIORS

Among the vulnerable who are at risk of displacement via renoviction are seniors. It was suggested that a lesson could be taken from Quebec, which protects seniors who have been living in the same unit for an extended period of time.

Quebec landlords cannot evict a tenant if they or their spouse is 70 years or older, has lived in the property for 10 years or more and has an annual income that makes them eligible for low-rental housing.

3. ADVOCATE FOR A CHANGE IN THE LEGISLATION

Understanding there is nothing the City can do about the *Residential Tenancies Act* or the Landlord and Tenant Board Tribunal, several people on both sides of this issue are unhappy with the provincial legislation and how it is enforced.

While opinions varied in terms of where or how it is failing — whether a tenant advocate or a landlord advocate — the commonality is the system is not working.

It should also be noted that while Section 53(3) of the Residential Tenancies Act says tenants have the right to return to the renovated unit at the same rent they were paying, this information is lacking from the N13 form. The N13 does indicate a tenant's right to return to the renovated unit, but it does not state that that includes returning at the same rental rate as before the renovation; the N13 form that is delivered to tenants reads:

"You have the right to move back into the rental unit once I have completed the repairs or renovations. If you want to move back in once the work is done, you must give me written notice telling me you want to move back in. Also, you must keep me informed in writing any time your address changes."

The verbiage in the N13 instruction booklet, where a landlord needs the unit vacated to do extensive repairs or renovations, is similar:

"If you are giving the tenant this notice for this reason, the tenant can choose to move back into the rental unit after the repairs or renovations are complete. However, before the tenant moves out, the tenant must inform you in writing of their intent to re-occupy the rental unit. The tenant also has to keep you informed in writing of any change in their address."

The addition of information about a tenant's right to "reoccupy the rental unit at a rent that is no more than what the landlord could have lawfully charged if there had been no interruption in the tenant's tenancy" would help ensure a tenant understands their rights and a landlord their responsibilities.

4. TENANT SUBSIDIES

Noted by one of the landlord groups we engaged as something "more important than a national dental plan," it was suggested federal subsidies for low-income tenants could help them bridge from one rental unit to another if displaced by a renovation.

Whether it is a Universal Shelter Allowance or a Shelter Subsidy, it would provide funding to help people find a new place to live.

V. APPENDIX A: WHAT WE ASKED

All interviews started with a core set of common questions before breaking into a script tailored for the audience we were meeting.

CORE QUESTIONS

1. How do you define “renoviction” in terms of residential rental properties?
2. Are you familiar with province’s definition and renoviction policy?
3. Is the provincial policy too narrow, too broad, or are there other ways you would improve its definition?
4. Does the current situation favour either landlords or tenants?
5. If you think one group is favoured by the current definition, what changes would you like to see to create a more equitable standard?
6. What should be the key elements of a fair and equitable renoviction policy?
7. What role should the City play when it comes to renovictions?

TENANT ADVOCATES

1. Do you think that landlords should be able to evict tenants solely for the purpose of renovations?
2. How can we best manage situations where the required renovation is legitimate?
3. If you were to be given a notice that you needed to move to accommodate a renovation, how long do you think you would need to secure new housing, and prepare to move?
4. Would you be able to find suitable new housing at a rental rate that is comparable to what you are paying now?
5. What would you consider to be reasonable notice given to tenants in cases where a landlord wants to renovate a unit?
6. Have you or someone you know personally been subject to what you would consider a renoviction?
7. Can you describe some of the circumstances throughout the process including:
 - a. the amount of notice provided
 - b. the manner in which notice was given
 - c. the terms initially offered
 - d. any changes to the original terms that were negotiated
 - e. any financial incentives or penalties discussed
 - f. whether an offer to remain was provided
 - g. whether there was any offer of assistance in finding new housing
 - h. any other circumstances you think might be relevant
8. What would be your recommended approach for best managing the renoviction issue?

LANDLORD ADVOCATES

1. Do you think property owners should be able to evict tenants solely for the purpose of renovations?
2. Have you gone through the process of needing to relocate a tenant for the purposes of conducting renovations?
3. What was the purpose of the renovations? For example, were they purely cosmetic, to increase the size of a unit, to complete necessary repairs or structural work?
4. What would you consider reasonable notice to give a tenant in cases where you need them to relocate to conduct renovations?
5. Do you have concerns that relocating tenants to conduct renovations, creates a cycle of escalating rental rates that could make finding new tenants difficult?
6. What protections should be in place for property owners wanting to upgrade a rental property?
7. What protections should be in place for tenants living in a rental unit that requires an upgrade?
8. What would be your recommended approach for best managing the renoviction issue?

CITY STAFF

1. What has been the City's approach to renovictions?
2. What are your thoughts on the provincial policy regulating the renoviction process?
3. Does the current definition favour either landlords or tenants in your opinion?
4. If you think one group is favoured by the current definition, what changes would you like to see to create a more equitable standard?
5. What level of government is best suited to oversee and regulate renovictions?
6. What should be the key elements of a renoviction policy?
7. What role should the City play when it comes to renovictions in Hamilton?

CITY COUNCILLORS

1. What have you heard from constituents on this issue?
2. In your estimation, how widespread are renovictions in Hamilton?
3. What are your thoughts on the provincial policy that regulates evictions for the purposes of renovations?
4. Is the provincial policy too narrow, too broad, or are there other ways you would improve it?
5. Does the current policy favour either landlords or tenants in your opinion?
6. What changes would you like to see to create a more equitable standard?
7. What should be the key elements of a renoviction policy?
8. What role should the City of Hamilton play in regulating the renoviction issue?

9. What are your thoughts on licensing rental properties?
10. Do you have any suggestions to improve data collection at the city level on this issue?

VI. APPENDIX B – SURVEY RESULTS

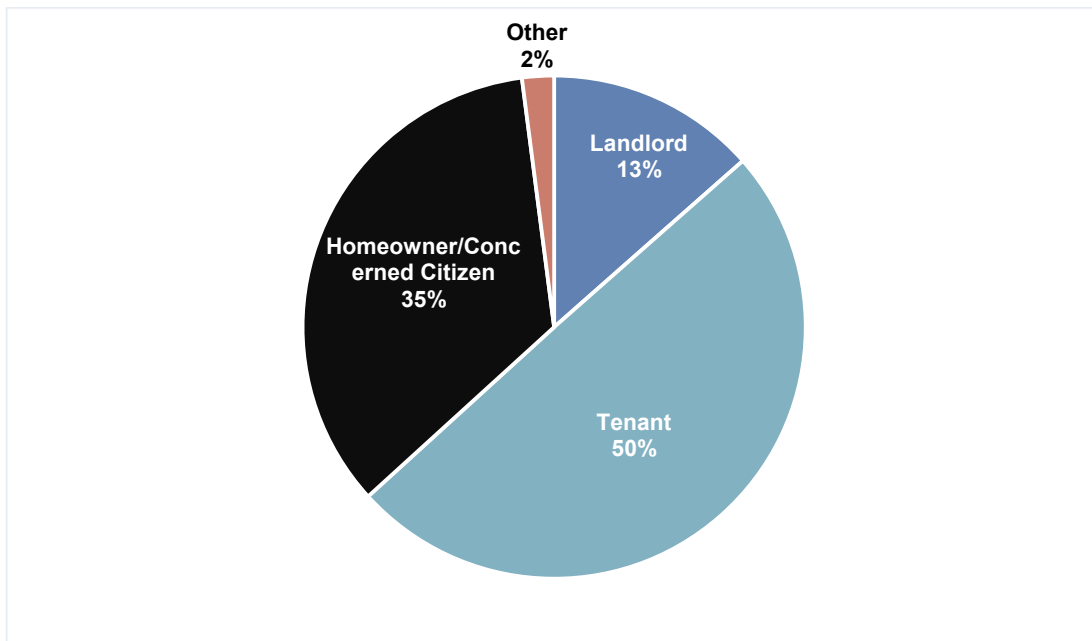
The online survey collected data between February 13th and March 7th, collecting a total of 585 responses.

It must be noted that this survey was not developed nor administered with scientific precision to a random sample; rather, it was posted on social channels and shared among networks via the stakeholders that we engaged.

So while the results may not carry scientific weight, they do paint a picture of sentiment in the community.

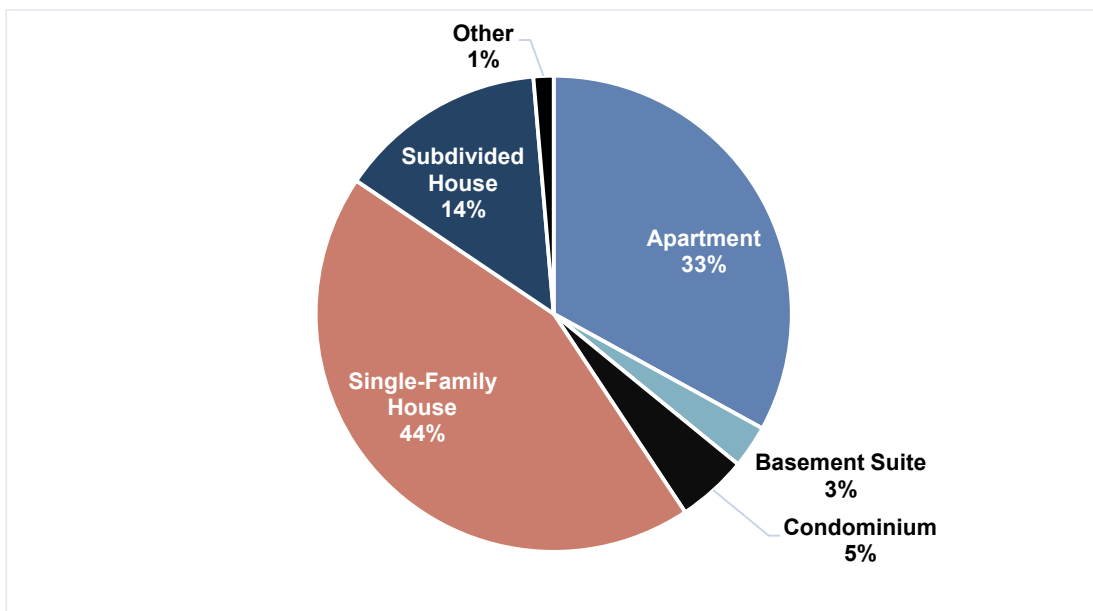
1. What do you consider yourself as? (Select all that apply)

Fully half of the respondents to the survey identified as a tenant, while a little more than one in 10 identified as a landlord. More than a third are homeowners or citizens concerned about the renovation issue.

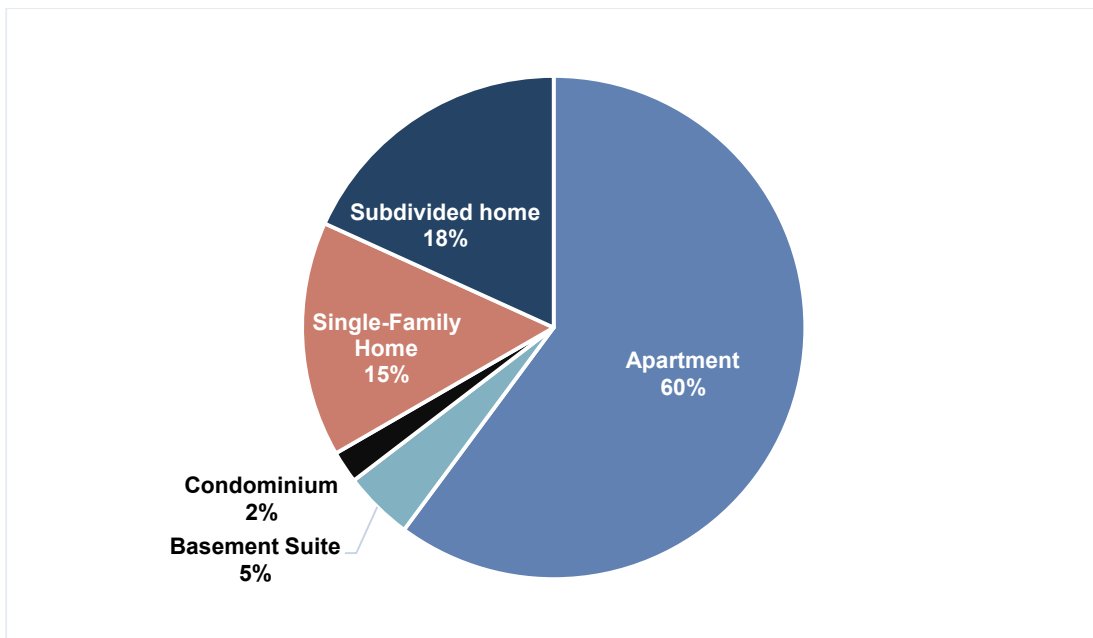


2. What type of home do you own/rent?

Fully half of the people who responded said they live in an apartment, basement suite or subdivided house, an indication that they are tenants. Interestingly, the largest single group in this question are people who seemingly do not have hand in the renovation issue, as they are the owners of a single-family home, and not landlords or tenants. However, they still felt passionately enough about the issue to respond.

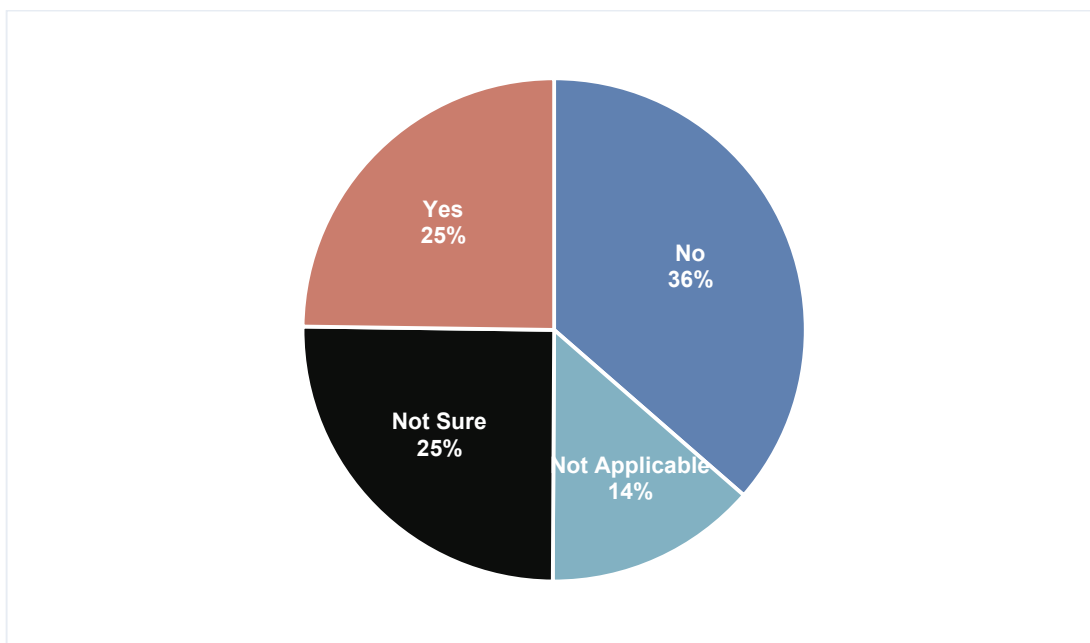


Among the tenants, three of every five are apartment dwellers.

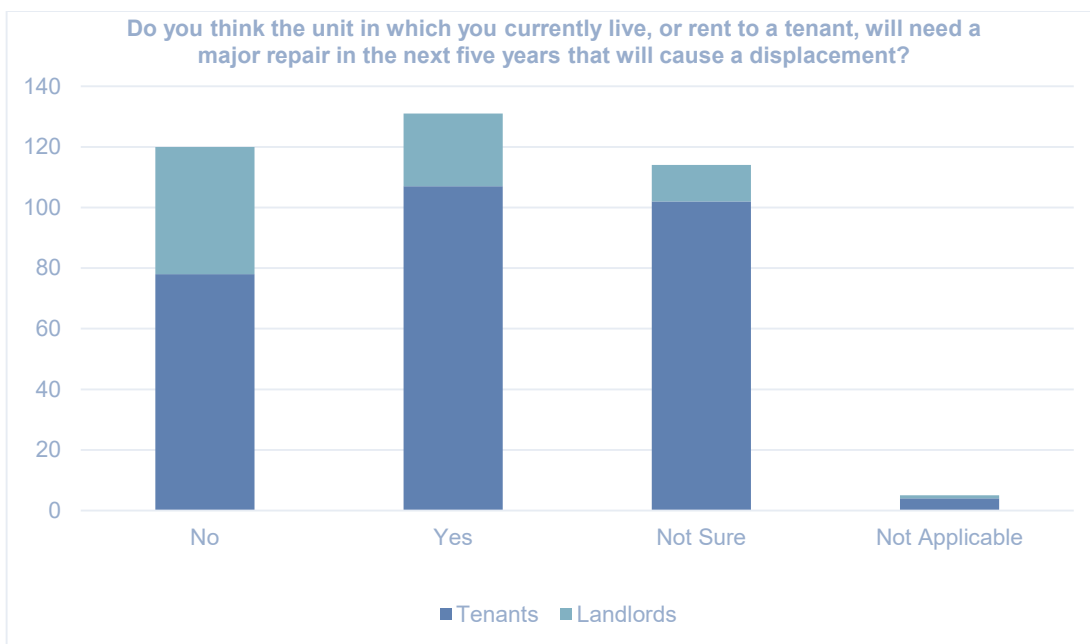


3. Do you think the unit in which you currently live, or rent to a tenant, will need a major repair in the next five years that will cause a displacement?

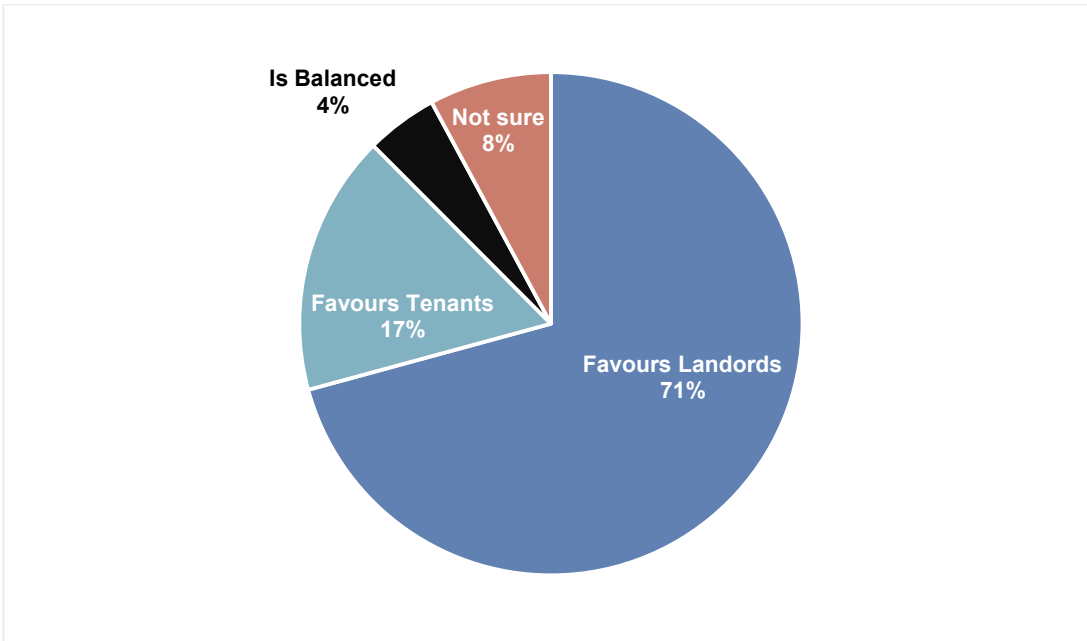
There was a relatively balanced split forecasting whether a renovation will happen or not.



Interestingly, among those who identified as landlords, 30 per cent predict they will need to undertake a renovation that will require displacement, and 37 per cent of tenants feel they will be displaced for the purposes of a renovation. But there remains a level of uncertainty in terms of what the future holds — 21 per cent of tenants and 15 per cent of landlords are unsure if a renovation will happen in their space.

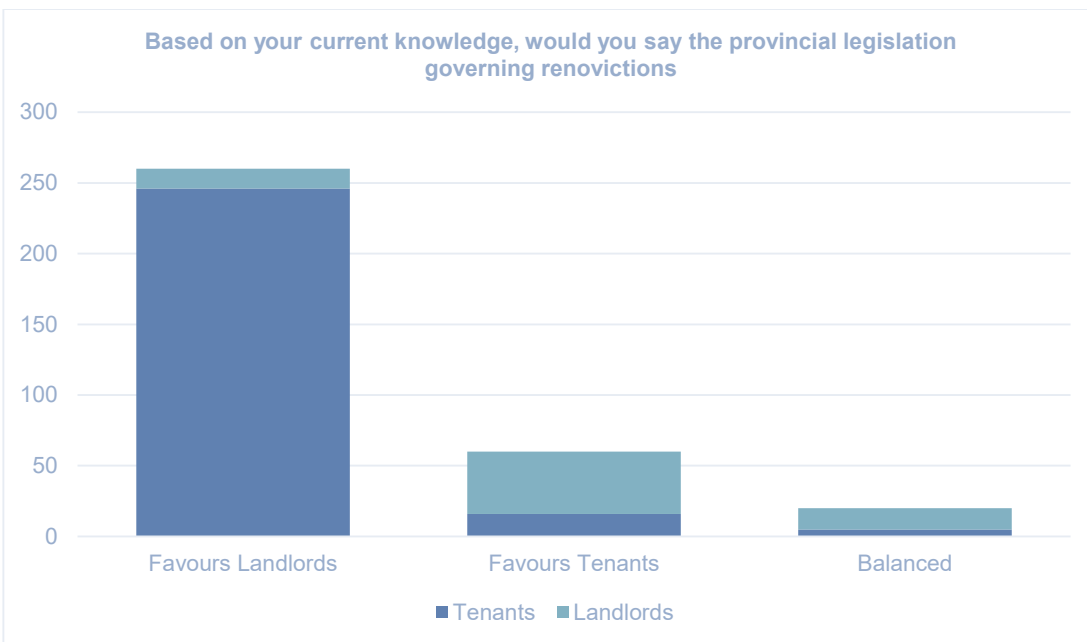


4. Based on your current knowledge, would you say the provincial legislation governing renovations:



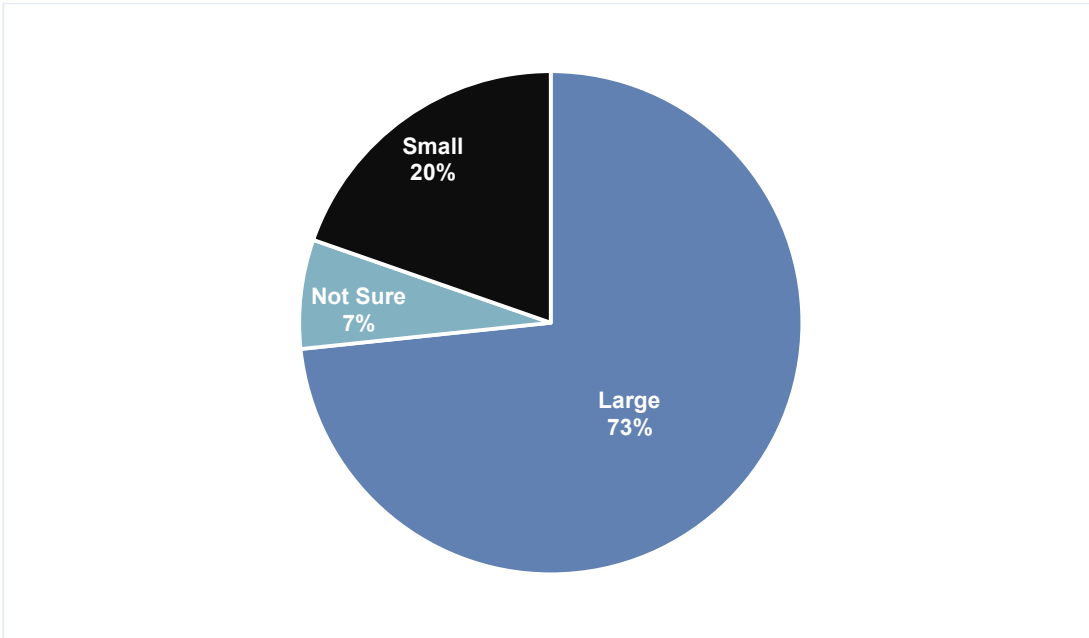
Based on tenants comprising a larger proportion of the respondents, it is not surprising to find more than seven in 10 respondents feel the provincial legislation governing renovations favours landlords, with only four per cent feeling that the legislation is balanced.

Not surprisingly, tenants were more likely to feel the legislation favours landlords, and landlords were more likely to say it favours tenants. Landlords were also more inclined to feel the legislation is balanced.

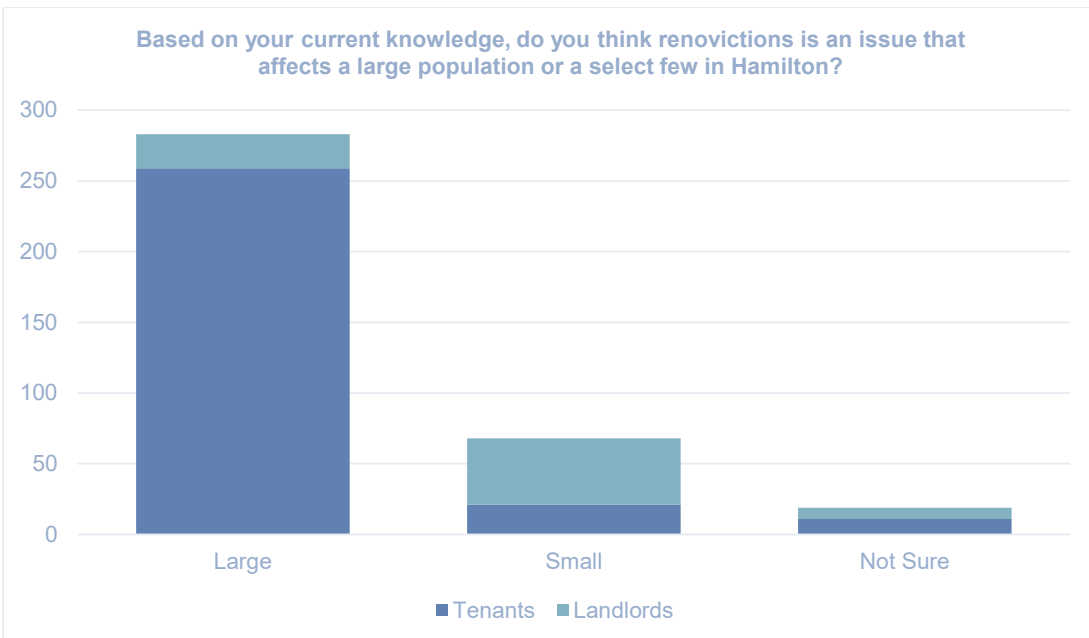


5. Based on your current knowledge, do you think renovictions is an issue that affects a large population or a select few in Hamilton?

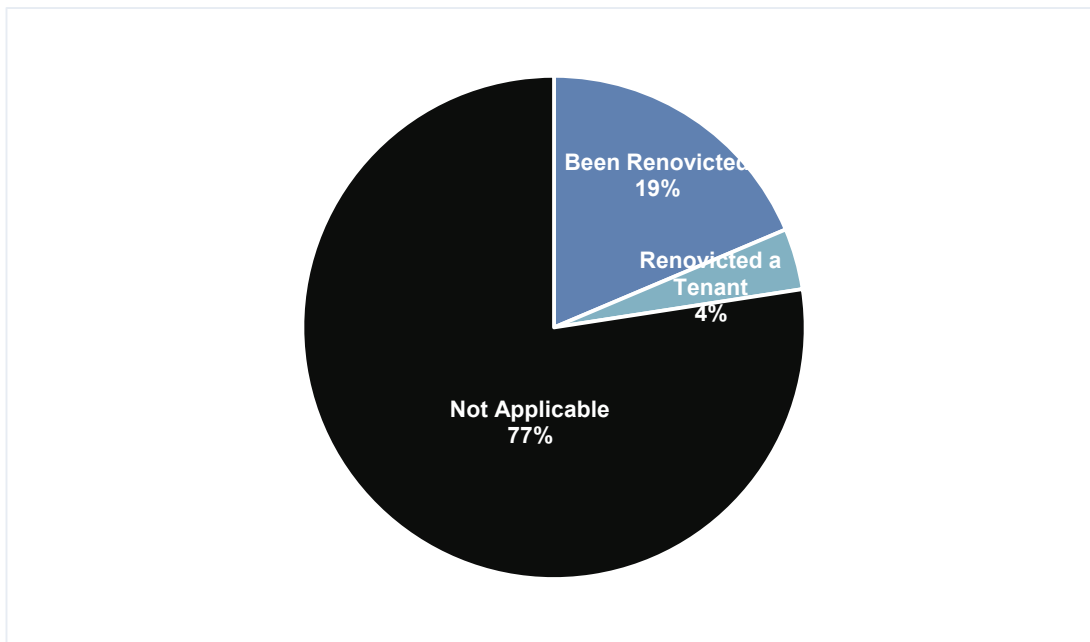
Nearly three-quarters of respondents feel renovictions are large issue in Hamilton, while only one in five think it is a small issue.



Tenants are more likely to see renovictions as a large issue compared to landlords.



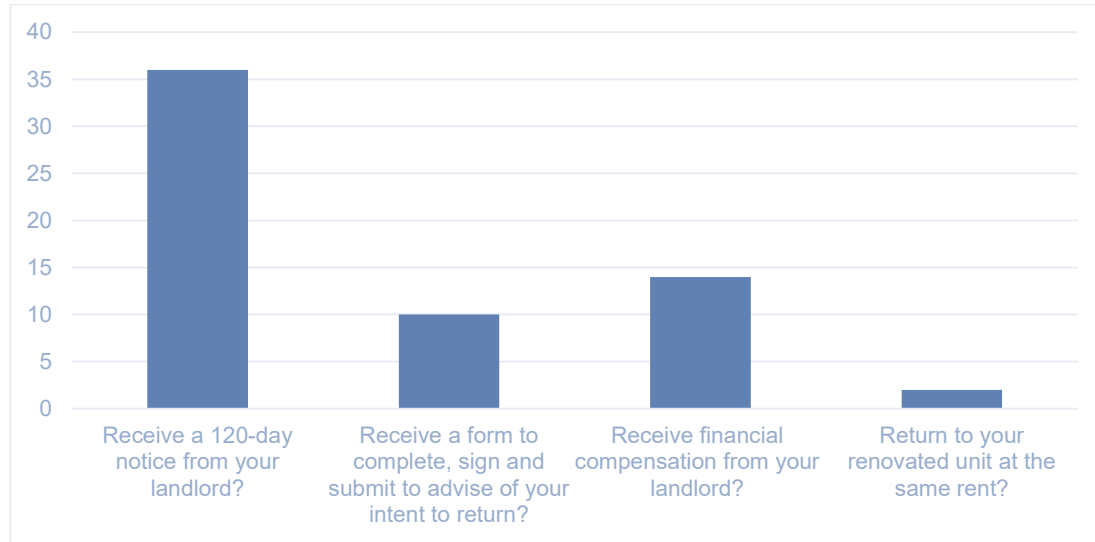
6. Have you ever:



One in five of our respondents report experiencing a renovation, but more than three-quarters say this is an issue that is not applicable to them. Those reporting being renovated are almost exclusively tenants, with 31 per cent of tenants saying they have been renovated, and a further eight per cent of respondents who are currently homeowners or other indicating they had also been renovated in the past.

Only 16 per cent of the landlord respondents indicated they have evicted a tenant for the purposes of a renovation.

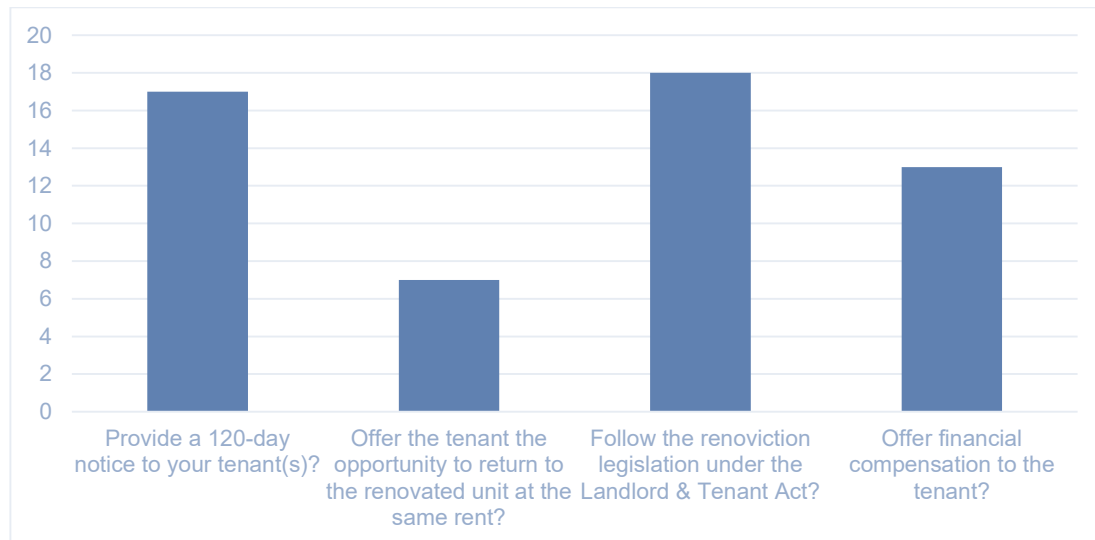
7. If you have been evicted for a renovation, did you (select all that apply):



NOTE – the above graph does not include the 318 respondents who replied "Not Applicable."

Of note in this section is the small number of tenants who signed and submitted notification to the landlord about their intention to return to the unit following the renovation, and the number who actually returned to the renovated unit at the same rent they were paying prior to the renovation.

8. If you are a landlord who evicted a tenant for a renovation, did you:



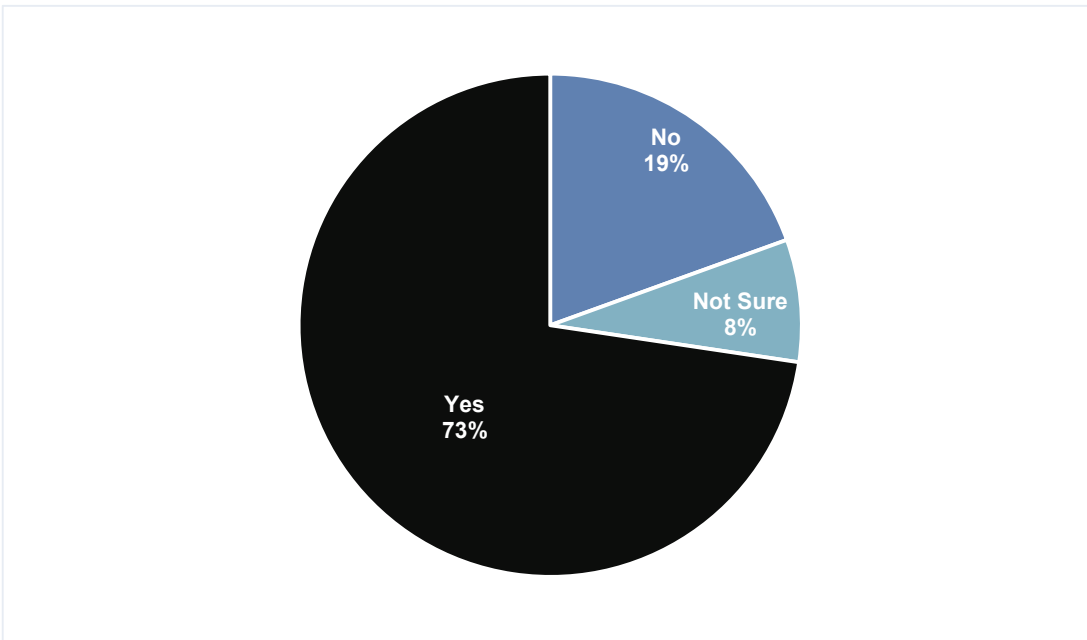
NOTE: The above graph does not include the 291 respondents who replied "Not Applicable."

Again, the number to note here is the low number of tenants who were offered the opportunity to return to their unit at the same rent they were paying before the renovation.

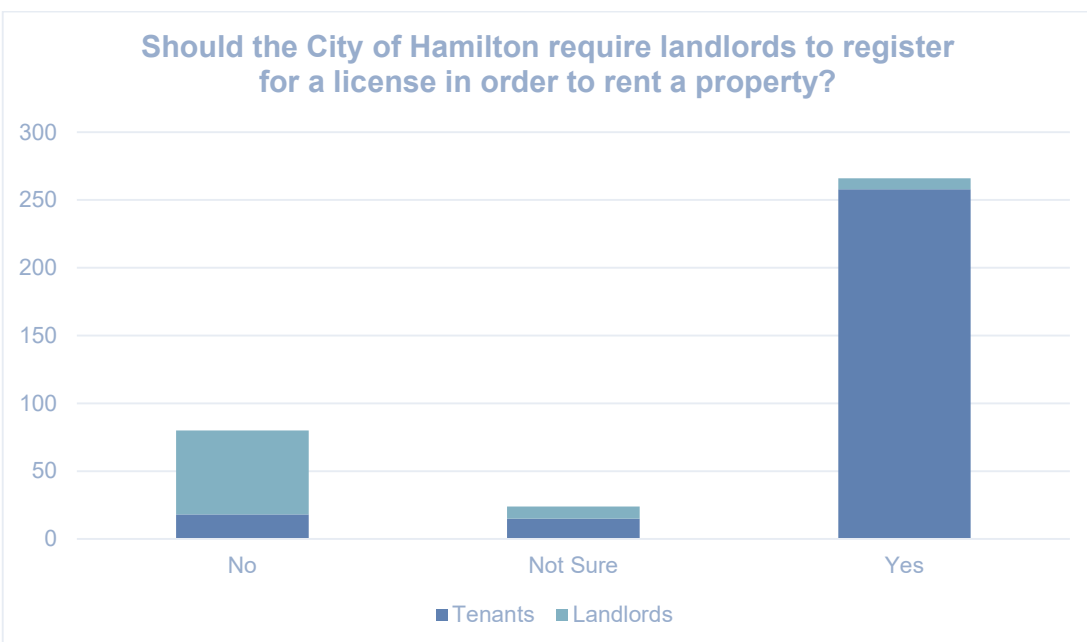
In both questions 7 and 8, the vast majority noted that these questions were not applicable.

9. Should the City of Hamilton require landlords to register for a license in order to rent a property?

Nearly three-quarters of our survey respondents favour the idea of licensing rental properties, and only one in five are opposed.

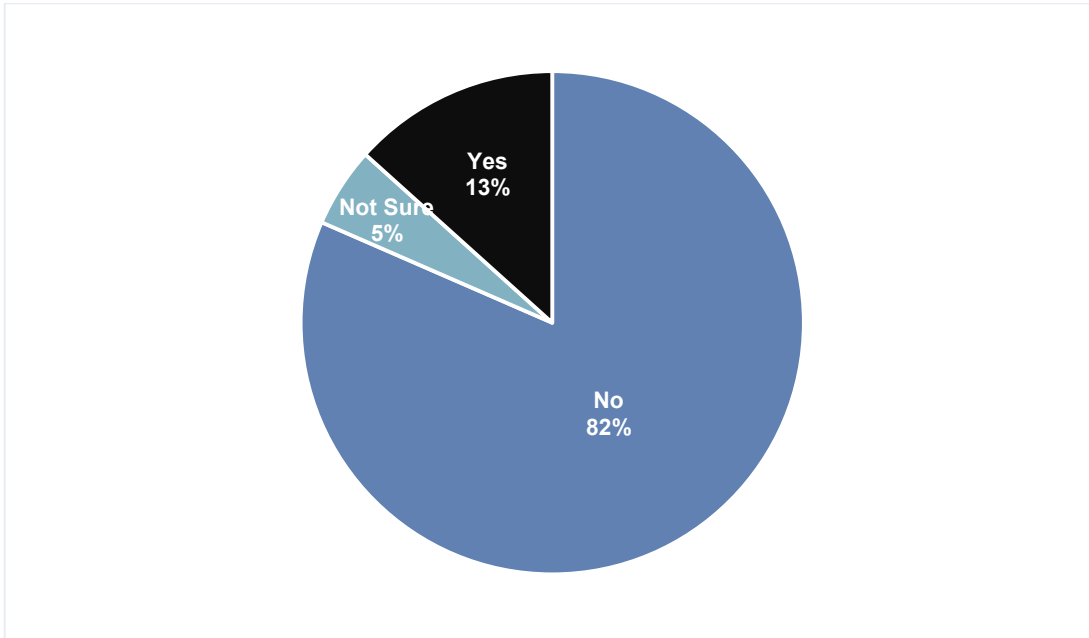


The concept of licensing rental properties was much more popular among the tenant group than it is among the landlords.

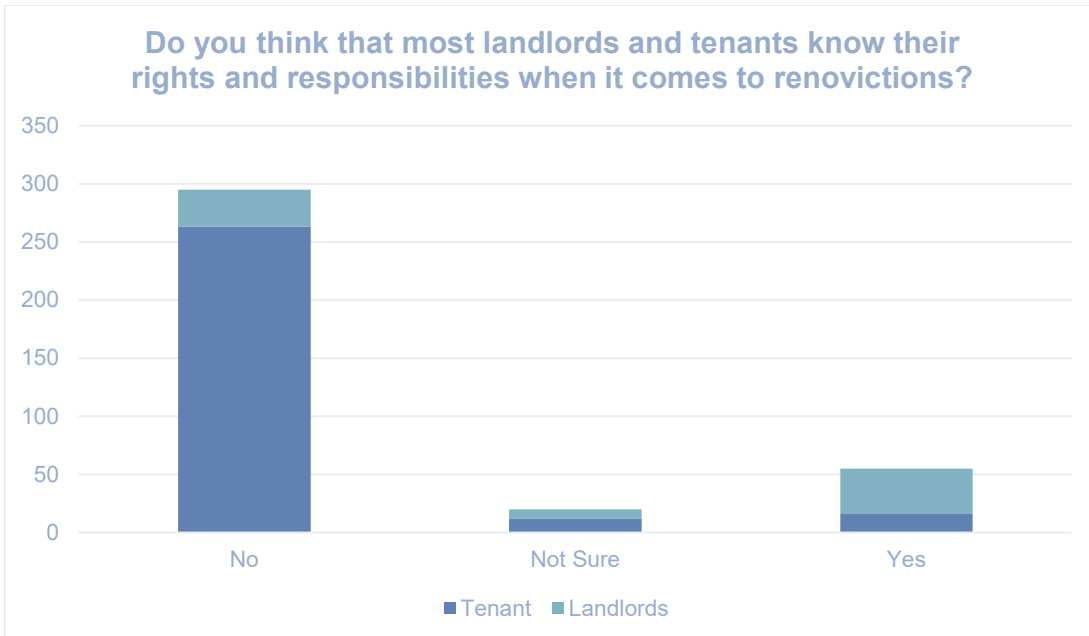


10. Do you think that most landlords and tenants know their rights and responsibilities when it comes to renovations?

From both the landlord and tenant perspective, there is a feeling that there is a lot of room for more education on the rights and responsibilities when a rental unit is to be renovated.



Landlords are more likely than tenants to feel that there is enough education on this issue.

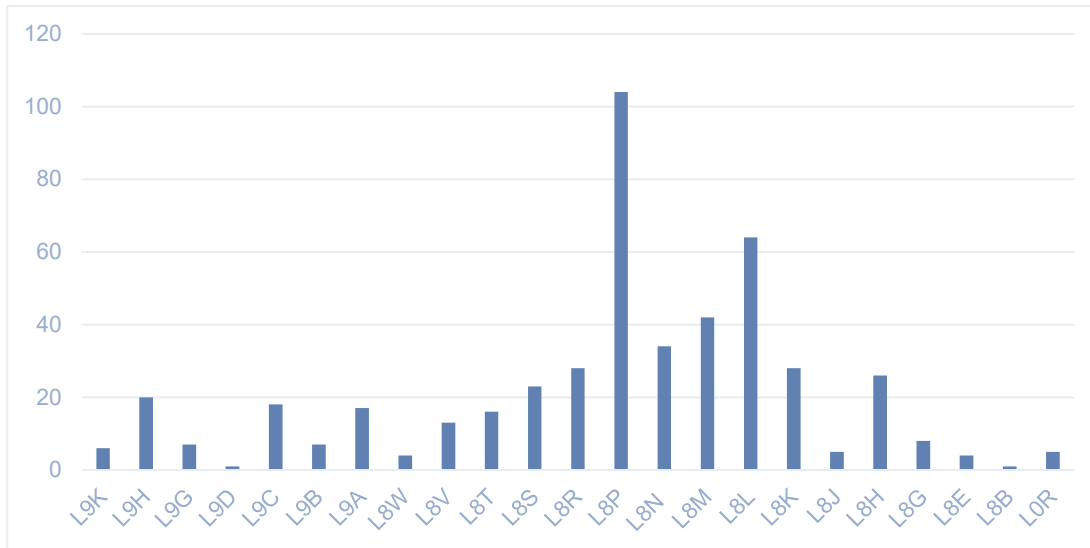


11. What role should the City of Hamilton play in a renoviction situation?

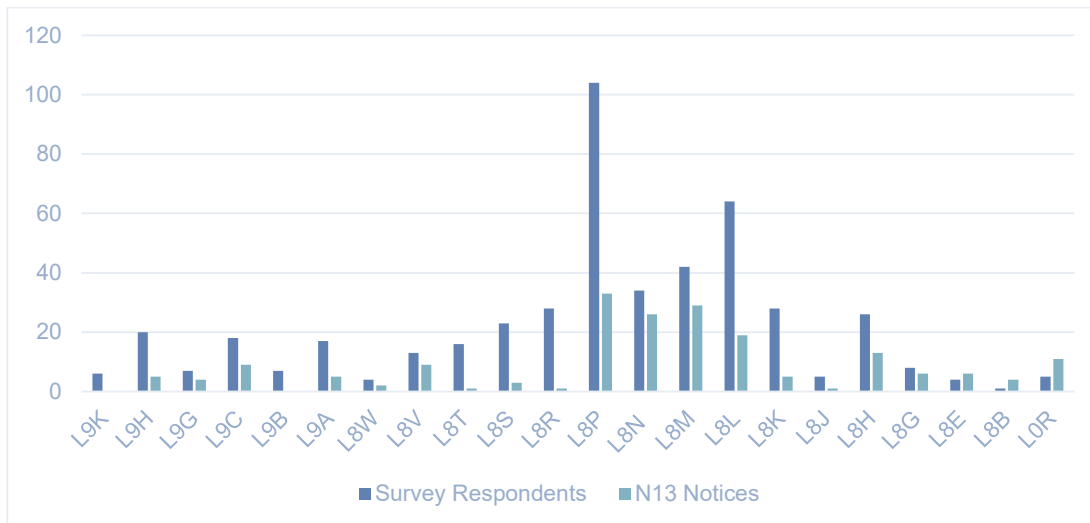
Open ended question. See Comments below for a list of the responses.

12. In what postal code do you live?

The largest proportion of our respondents reported from the L8P area code, which incorporates significant portions of Wards 1 and 2 — roughly the area between King Street West and Escarpment between James Street and Highway 403 — and the L8L area code between King Street West and the Harbour and from Bayfront in the west and Ottawa Street in the east (the city’s North End, North Central, Landsdale and Gibson neighbourhoods, plus the Stiplely neighbourhood around Tim Hortons Field).



The area codes of our respondents roughly mirrors the distribution of N13 notices in the city between 2010 and 2021 — where response was high, there was also a tendency that more N13s had been used in that area code.



COMMENTS

What do you consider yourself as? (Select all that apply)	What role should the City of Hamilton play in a renovation situation?
Social Service Provider	As a start, address the the complete ineffectiveness of By- Law enforcement in addressing housing issues.
Potential Tenant	Stepping in when wrongful renovations are taking place and setting up a registry for all landlords who want to start leasing spaces to tenants.
Paralegal	None, where the city does not own the unit. Keep politics out of small owner private business.
Paralegal	<p>Pass bylaws to govern landlords and have a registry of N13's available to the public.</p> <p>Educate both tenants and landlords and make property standards tantamount.</p> <p>Have landlords register at the board and available to the public, and lastly, have inspectors available to view the properties before issuing a building permit.</p>
Moved back in with parent	To make sure the people getting evicted have a home to go too
I'm both	The city doesn't have a role as the province has legislation which covers this situation. Having two levels of government involved in the same issue is inefficient and overkill.
Housing manager	License all renovations
Housing First Case Manager / Home Owner / Concerned Citizen	Licensing, regulation, education, partnership with provincial and federal to provide more protective measures to tenants
Homeless after 23 year rental of \$685 MTH homeless 2 years with broken bones n disabilities. This new Canadian way pfft	<p>Stop foreign monies .!</p> <p>Require more proof landlord is PERMANENT RESIDENT .</p> <p>Enforce Rent Control SINCE 1980 s .</p> <p>Enforce Health Issues.</p> <p>Require proof</p> <p>Believe Tennant's !!</p>
Friend helping to persons who have received eviction notices	There must be laws created that required landlords to pay for temporary accommodations while any renovations are undertaken. The tenant must be guaranteed a return to their

	home at the same rent. Enforcement of these conditions must be strong with hefty fines and loss of rental license.
former small landlord	Education, support, prevention/enforcement
Current homeowner, renocted in 2020	A provision regarding landlords having increased responsibility to assist any displaced tenants who wish to return after renovation to find adequate affordable temporary residence is needed. While it is all well and good to have a right of first refusal policy to allow tenants to return at same rent, it is currently next to impossible to find the necessary temporary living arrangements at a reasonable cost for tenants to actually benefit from this right.
A Landlord	If the city will not grandfather or make it easier for ward one landlords to continue renting current buildings (and finding some middle ground in order for them to obtain a license) then you will find more units off the market and renoction. We are currently in that position now and will need to either renoct three units or remove one unit and evict renet for non compliance in order to get a license
A Landlord	it is already governed by LTB. No need to add another layer of bureaucracy.
Neither (A concerned citizen / homeowner)	Defend affordable housing and condemn displacement of hamilton residents
A Tenant	Yes My balcony door been broken for passed two years and the landlord is not doing anything about it. In winter all windows get frozen but no one is replacing it
A Tenant	Ensuring tenants remain housed in safe and affordable living conditions. Ensuring landlords do not violate tenant rights. Ensuring tenants have access to legal information and advice. Advocating for improved renoction legislation at the provincial level and implementing municipal renoction bylaws that protect tenants.
Neither (A concerned citizen / homeowner)	n/a
A Tenant	I think repairs should be kept up to day when issues are small rather than the choice of displacing a lot of mostly long term people just for greet- rents are almost all of most people's income and a cap should be put on rent increases- affordable rent needs to be more than "Hamilton Housing"
A Tenant	The city should start requiring licensing from landlords, mandatory checkups on the status and state of buildings as well

	as expect landlords to provide proof of work to governing bodies as well as accommodations and housing for displaced tenants, etc
A Tenant	The city has nothing to do with it and should not get involved unless a tenant won't leave
Neither (A concerned citizen / homeowner)	Renoviction is a pejorative term. The overwhelming number of renovations that necessitate the Tenant to vacate the unit temporarily are legal and are intended to improve the quality of housing. The premise of this survey should be questioned based on the use of terminology which is 'leading' - its driving the reader to assume all Landlord led renovations are purposefully done to evict Tenants, which could not be further from the truth. Any report on these results should acknowledge the implicit bias in the survey design.
Neither (A concerned citizen / homeowner)	The matter is covered under Provincial Legislation and the City has no right to try and circumvent that
Neither (A concerned citizen / homeowner)	They need to step in quicker and enforce bylaws aimed at protecting tenants
A Landlord	
Neither (A concerned citizen / homeowner)	<p>This is a legal process that is 100% provincial jurisdiction regulated through the RTA adjudicated through the LTB.</p> <p>As per the Planning Act, the City is responsible for the Urban Official Plan which already regulates conversions and demolitions. As Housing Service System managers the City is responsible for providing information to Tenants and Landlords and Housing services and supports as needed.</p> <p>There is zero role to play funding legal supports for Tenants or Landlords as this is already funded via Legal Aid Ontario and not connected with the Board in any way.</p>
Neither (A concerned citizen / homeowner)	There should be a number people can call to report a renoviction attempt
Neither (A concerned citizen / homeowner)	Protect renters! Ensure heating , air conditioning and water availability are enforced
A Tenant	Ensure that the tenant is allowed back at the same rental rate.
A Landlord	Fight for Tenants - you will lose the bad landlords, and keep the rest. (Hopefully if done aggressively enough)

Neither (A concerned citizen / homeowner)	Needs to be better protection and support for the renters that find themselves in a renoviction situation.
Neither (A concerned citizen / homeowner)	Preventing exploitative practices by landlords and property companies, especially forcing lower income people into more precarious housing access.
Neither (A concerned citizen / homeowner)	Legislate to protect tenants from renoviction/ eviction under false pretense/ duress
A Landlord	Eviction for renovations, Repairs and Conversion is already governed by the Ontario government and the LTB. I do not think another layer of government (city) needs to play a role.
A Tenant	
A Landlord	Advocate for increasing housing and food allowance from OW and ODSP to the current market prices.
A Landlord	No role; legislation already exists for renovictions and avenues for complaints are in place. If anything, more staffing is needed for the Landlord and Tenant Board to deal with complaints in a more timely manner. Adding another bureaucratic layer to landlords is like killing the goose that lays the golden eggs. Landlords serve an important service to the community by providing housing.
Neither (A concerned citizen / homeowner)	Follow the new B.C. landlord-tenant act ... seems fair to both landlords and tenants
A Tenant	Support tenants. Follow renoviction process to ensure landlord does not use it to evict unnecessarily.
Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	As New Westminster BC did, Hamilton should require all landlords to take out a license to run a residential rental business. And a condition of the license should be that before an eviction notice can be issued for a renovation, the property owner must provide alternative accommodation during the renovation and offer a return to the renovated unit when the work is done, at the previous rent, or to another comparable unit in the same building on the same or better terms as the old unit.
Neither (A concerned citizen / homeowner)	A by-law preventing landlords from increasing the rent by more than a pre-determined percentage when units are renovated or turned over or a combination of both.

A Tenant	Oversight - protect tenants, especially vulnerable ones. Too many loop holes for landlords to use to evict tenants just so they can raise rent to market rate (instead of set annual rate for their current tenants).
Neither (A concerned citizen / homeowner)	Creation of more rules to regulate landlords and enforcement
Neither (A concerned citizen / homeowner)	unsure
Neither (A concerned citizen / homeowner)	Stop it some how.
Neither (A concerned citizen / homeowner)	Ensure tenants protected
Neither (A concerned citizen / homeowner)	Limited, they should require everyone to be aware of their rights (like have landlords provide a city made handbook when a lease is signed) but in terms of licensing I don't think that's required.
A Tenant	If apartments are very run down then they should be repaired, perhaps the tenant could offer a percentage
Neither (A concerned citizen / homeowner)	Mediate
A Tenant	The city needs to be protecting the people. We need healthy affordable homes, but the city would prefer to let foreign developers come in and displace low and mid income tenants
Neither (A concerned citizen / homeowner)	Sometime if policy and arbitration since the landlord and tenant board seems useless.
A Tenant	None. Focus on the failing infrastructure
A Landlord	The government needs to equally protect Tenants and Landlords & provide hearing at the LTB in a timely manner (not the correct 9 plus months).
Neither (A concerned citizen / homeowner)	Not allow the price to go up in rent
A Tenant	Assure that evictions are done in a professional manner and that it's not just to move a family member in or up the rent. They should have a timeline for the renovations and should have inspectors who follow up if that is the reason that the landlord gave for the eviction

<p>A Landlord</p>	<p>None. Ontario tenant board governs landlord tenant issues. The landlord tenant board could use an over haul. Currently landlords cannot improve failing properties. Many properties have not been maintained and have been mismanaged and need repair. There is no way to renovate a property and keep it in good repair and energy efficient condition. Without being able to raise rents. To cover costs. The government restricts small and large landlords from being able to maintain properties. Landlord tenant board is largely in favour of tenants. LTB IS not allowing for rent increases inline with inflation and interest rates.</p> <p>Current system is very unfair to landlords. If a property has to be distressed to the point it has to be demolished or an order put against property. Is letting property go to far.</p> <p>Before renovations can be completed without having to provide unit back at same rent.</p> <p>I'm all for providing housing for everyone. If the LTB / government wants to add more affordable rental stock. I believe the answer would be for the government to pay the difference to landlords between protected rent of low income individuals and market rent. This would stop demonizing landlords trying to maintain and improve property. Which is overall beneficial to community, economy, vast majority of tenants and landlords large and small that live and work in the community. I think tax funds would be better spent to create more rental units than regulations. By supporting landlords and subsidizing at risk individuals. As well as government building or providing funds to build more low income rental stock.</p> <p>Who will want to be a landlord when you have no control over your property?</p> <p>Making things harder on landlords will harm rental stock. My opinion.</p>
<p>Neither (A concerned citizen / homeowner)</p>	<p>There are companies trying to turn some of these old, run down buildings in Hamilton into nicer buildings that would attract better tenants. The city needs to help with this as it is great for the city. Hamilton needs a revamp and not many are doing anything about it! Too many undesirables taking up needed space in these buildings.</p>
<p>A Landlord</p>	<p>none</p>
<p>A Tenant</p>	<p>Stop the renovations when the building has occupants and have a city building inspector review the conditions that are necessary for a tenant to be relocated if is for safety reasons, the landlord should be responsible for having the same tenant return at the same rent.</p>
<p>A Tenant</p>	

Neither (A concerned citizen / homeowner)	Make sure everything is legal. The landlord should have to justify that the renovations are required.
A Tenant	Require landlords to pay for tenants' accommodation fees that exceed their current rent, while they're waiting to move back home
Neither (A concerned citizen / homeowner)	<p>Create policies and controls around rental properties. Specifically around controls regarding renovations. The burden of tenant placement is put on the landlord. If landlords want vacancy for renovations they must accommodate tenants in alternative housing (comparable size and location) for the duration of the work at the SAME rent OR with the tenant's agreement enter into a new lease at a different but similar unit at the SAME rent. Moving assistance (tenant's choice of an insured moving company arranged by the landlord OR compensation). Extra support for vulnerable tenants (transportation to temporary housing unit and packing assistance for those with mobility impairments).</p> <p>Any tenant engagement and required tenant meetings must include a representative from the City of Hamilton and community groups that support tenant rights if requested All written communication to tenants must be translated with common languages spoken by tenants in the buildings, and translation services must be provided at tenant meetings.</p> <p>Building maintenance must continue after a notice of renovations. Frequent communication to tenants during the renovations to share timeline on returning to units</p> <p>Annual inspections to apartment buildings should include proactive tenant education (information communicated / left at doors informing tenants of their rights and available city programs and contact information for community groups .</p> <p>Tracking when apartment buildings are sold (transfer of licence) and immediate proactive tenant outreach to inform tenants of their rights</p>
Neither (A concerned citizen / homeowner)	The City should be responsible for ensuring that any renoviction is being done for safety reasons and not motivated by profit, and ensure that displaced tenants are properly and securely re-housed.
A Tenant	Policing and adjudication, if possible
A Tenant	Create landlord licensing that prohibits illegal evictions
A Tenant	<ol style="list-style-type: none"> 1. Create landlord licensing system that strictly prohibits illegal evictions in Bad Faith. 2. Create a system similar to New Westminster, BC which clearly

	<p>addresses and prevents illegal evictions and holds landlords more accountable, in terms of offering same unit or replacement unit at SAME RATE as per the RTA / LTB regulations.</p> <p>3. Support Low and fixed Income and vulnerable tenants with funds to cover legal counsel expenses to help defend themselves from illegal evictions.</p>
A Tenant	<p>Refer to a group of paralegals / legal representatives that are experienced in illegal evictions to help tenants defend themselves. Check that the landlord has valid licensing and check to make sure the eviction does not violate terms of licensing. Assist tenants with a legal defense fund to assist low income tenants with legal expenses related to illegal evictions. Ensure tenants are able to return to the same unit at the same rental rate, or offer another suitable unit at the same rental rate. Track and record illegal evictions in our city considering the province is not tracking this information.</p>
A Tenant	<p>The city should not allow landlords to evict tenants for renovation purposes.</p>
A Landlord	<p>Nothing. Let the landlord and tenant sort it out</p>
Neither (A concerned citizen / homeowner)	<p>None! People wonder why there is a shortage of rental units.</p>
Neither (A concerned citizen / homeowner)	<p>Ensure that objective reasons, rights and responsibilities are clearly laid out, broadly distributed, followed and that landlords are held accountable for misusing the system</p>
A Tenant	
Neither (A concerned citizen / homeowner)	<p>The city needs to see the tenant is found suitable accommodation and is the Reno being done just to raise rents to current market value.</p>
A Tenant	<p>Funding and enforced regulations, not by police.</p>
Neither (A concerned citizen / homeowner)	<p>Ban the practise</p>
Neither (A concerned citizen / homeowner)	<p>There should be a full online tutorial about being a land lord and accountabilities. As well, an online tutorial for being a tent. This should be Sign off document that is exchange by both parties. City of Hamilton should be the auditor and arbortraitor and should be accountable to enforce immediate fines. Govern.</p>
A Landlord	<p>City of Hamilton should play a role in the situation that provides a fair analysis of costs associated with the renovation aswell as</p>

	<p>cost of not having the renovation complete aswell having the health and safety of the tenant in mind.</p> <p>To nurture a growing economy in the Hamilton housing. Property owners must be able to complete improvements on their properties to create a more appealing environment for both city and tenant.</p>
Neither (A concerned citizen / homeowner)	There should be a city bylaw prohibiting renovictions.
A Tenant	Renovictions should be illegal and the city should fine the landlord
A Tenant	
A Landlord	none- stay out of it- too much regulation already- landlord tenant board is broken- in favour of tenants- if you want landlords to provide decent housing , provide them with an incentive to make a profit
A Tenant	Build more housing and staff-up the landlord tenant boars for faster hearings
A Tenant	land lord licensing program that ensures tenants have a place to stay while renoviction is taking place at the same rent that they were paying . Kicking people out with no place to go is criminal. This will force landlords to be responsible and tenants can come back to the place they were living.
Neither (A concerned citizen / homeowner)	Landlord and Tenant board needs updating to work faster & better for L & Tenants. Slum L should be shut down & T who don't pay rent should be listed as such at the Credit Bureau. We need more public housing like Norway has. Housing is a basic right. I am upset we have so many people homeless in Hamilton.
A Tenant	They should ensure that those who are being asked to vacate have a proper dwelling to move to, and that the landlord doing the renovations allows the tenants to move back in at the same rental rate or slightly higher. The landlords can apply for an above the guidelines rental increase. The city should not even allow renovictions to take place. And if they do they should mandate that the landlord pay half of their rent while displaced.
A Landlord	Educate public
Neither (A concerned citizen / homeowner)	Reasonable regulations.

Neither (A concerned citizen / homeowner)	Advise tenants of rights and landlords of responsibilities. I feel landlords evict to do small renovations so they can re rent for much higher.
A Tenant	Licence landlords, ensure tenants know rights, etc.
Neither (A concerned citizen / homeowner)	Make landlords more accountable, make sure tenants know how it works and what their rights are
A Tenant	Force the REITs out, they are buying up apartment buildings, making token changes and hiking the rent up 2-3x
A Tenant	They need to rein these landlords in so they stop messing with people's lives to make extra money
A Tenant	No role or only an advisory role to the Landlord and Tenant Board
A Landlord	None its a provincial matter
Neither (A concerned citizen / homeowner)	None
A Tenant	Protect tenants
Neither (A concerned citizen / homeowner)	Arbitration
A Tenant	Get stricter and have the tenants back, look into creating more affordable housing units as renovictions increase.
A Tenant	City needs to protect our housing .
Neither (A concerned citizen / homeowner)	Verify that the tenant is in good standing with the landlord. Some landlords feel renovictions are the only way to get bad tenants out.
Neither (A concerned citizen / homeowner)	Need to control renovictions companies like CLV
A Tenant	assisting tenants with their rights, and providing help in finding a place to live to those that cannot find a home when being rennovicted.
A Tenant	My mom can't walk. They lock the doors to the building. There are no buzzers or intercom. People, ambulances, postal services, personal support workers all have difficulty getting in the building. There is no superintendents. Things do not get repaired. They removed out laundry room from the building so we have to travel.

	<p>They tried to remove our elevator. Drake are slumlords. Had to call bylaw for heat and they were fined. Had to call electrical safety authority to replace faulty fuse panel that wasn't working. They don't always remove snow from parking lot or sidewalks. Elevator when it breaks will not get repaired.</p>
<p>A Tenant</p>	<p>Protect the rights of the tenants because often the tenants don't know their rights</p>
<p>A Tenant</p>	<p>I support ACORN's demands for the city to protect tenants from renoviction: city wide landlord licensing, improvements to the tenant defence fund and a proactive tenant education program.</p> <p>There needs to be laws to protect tenants. We live in Canada and you would think that you would be free from this treatment.</p> <p>The the majority of poor and disabled rent. They usually aren't in government and have no say and no power.</p> <p>We need to have basic standards. Like if they lock your front door to the apartment or there is no superintendent there should be mandatory intercom at the building. How do people contact someone to enter the building.</p> <p>At the moment police and ambulances have to knock on a neighbours window. There is a lock box but it doesn't always work. Postal services won't deliver because they say it is a locked community and parcels are sent back to shipper. The lock breaks often and they is no means to enter the building you have to wait for someone to leave to open the door for you. If you lose your keys you have to call a locksmith to open the front door and your apartment at your own expense. Personal support workers or nurses can't visit elderly or disabled.</p> <p>Also there should be a automatic door opener for disabled people. Elderly and disabled people need this.</p> <p>Also unless EVERY apartment has an laundry machine then they shouldn't be allowed to remove the laundry room like they did here at 16 summit ave.</p> <p>Drake property management changed it's named to Lankin Living to hide.</p> <p>They also never answer their phones or return emails. They have no head office and just have a po box. So you can't talk to anyone. You have to call bylaw to get ahold of them. Also you</p>

	<p>you need to call electrical safety authority to get the to do electrical work.</p> <p>Repairs like this take months to them to even acknowledged the issue. The you go back and forth with them and bylaw and months later they repair your broken window or sink.</p> <p>The parking lot snow is never removed well or on time.</p> <p>They keep the heat bare minimum people need heaters in their house. You call bylaw but its hard for them to come on nights when it is the coldest or on weekends when they turn down the heat. When bylaw does show up and you had a heater or oven on to warm your house they can't help you. So you give up.</p>
A Tenant	Serious & major role
A Tenant	Follow up with tenants concerns
A Tenant	Regulation and a committee to oversee that is separate from landlord tenant board
Neither (A concerned citizen / homeowner)	Protect tenants take concerns seriously.
A Tenant	The city should be pushing the province to change the legislation to protect tenants.
Neither (A concerned citizen / homeowner)	The city should make it illegal for renovictions to happen
A Tenant	Not allow landlords to serve an n13 until they have permits and the permits should specify if it is a tenanted property. If it is tenanted, the city of Hamilton should mail out an information package to the tenant with information about renovictions.
A Tenant	The city should implement bylaws to better protect tenants from not only renovation but also neglect and underhanded "upgrades" for the purpose of rent gauging. Strict rent control is an urgent necessity.
Neither (A concerned citizen / homeowner)	The city should enforce a bylaw that covers the tenants' right to return to the same apartment at the same rent.
A Tenant	Offer more housing supports for those displaced by renoviction. If possible, increase red tape for renovictions to make it more difficult and less of an option to just evict a tenant, do "renovations", and boost the monthly rental price for someone else.

A Tenant	Increase housing supports for those displaced by a renovation. If at all possible, increase red tape for landlords looking to renovict that will prevent landlords from simply saying they need to renovate so that they can get away with increasing the monthly rent. Offer subsidies to landlords to keep current tenants housed and not renovicted. Temporary solutions for those that just need a short term rental while their unit is renovated.
A Tenant	To protect all tenants
A Landlord	<p>In my opinion i don't believe the City should be involved in any form of renovation. There is already a process in place with the province. This is just another layer of government intervention totally unnecessary. It is inappropriate for a small owner to deal with so much paper work & intervention. It is they who are offering to provide housing & improve their property. This will cause many owners of all sizes to get out of this business & you will have less housing than now.</p> <p>All properties at some point require a major reno & anyone who has tried to live through this will tell you its very stressful & time consuming. Bathroom, kitchen & flooring work requires moving out in order to get this done.</p>
A Tenant	The City of Hamilton should want its citizens to feel protected and safe when it comes to rental agreements. There are far too many awful Landlords who do not know about the law and will do what they want. So many people are leaving Hamilton. If we want to increase population retention and reduce LTB delays, we must protect Tenants and Landlords equally.
A Tenant	<p>PROVIDE MORE HOUSING STOCK</p> <p>Provide landlords financial incentives to maintain properties</p>
A Tenant	<p>Actively put a stop to it!! There is an explosion of homeless citizens in our City with unreachable rents and lack of any affordable housing period. Long term tenants paying affordable rents are targets of greedy building owners trying to renovict. My building was purchased by a management company in Brampton. It has been reported in the Spectator by Toviah Moro and councillor Tom Jackson attended to address the disgusting behaviour towards tenants these out of town Property Management companies who have successfully inflated rental prices so that affordable rental housing is no longer attainable. Protect the Citizens of Hamilton from homelessness and corrupt practices of these Property Management Companies. As a long-term tenant who has worked full time my entire career if I was displaced due to renovation I would become homeless - I am not alone. Citizens of Hamilton need protection it's the City's duty to protect tenants from becoming homeless. Stop Renovictions and</p>

	protect tenants from displacement and inflated rental prices that are out of reach for the majority of renters.
A Tenant	Require landlords who intend on renovating to get a permit + city endorsement that renovations must be done with the unit vacant.
A Landlord	None, it is governed by the province of Ontario and nothing the City implements will supercede the already existing legislation.
A Tenant	Licensing of landlords/rental properties, requiring permits that give more explanation for the renovation to determine if it is truly needed, support temporary housing during renovations.
A Tenant	Due to the increasing gentrification and inflated market values it is essential the City of Hamilton mediates the cost influx acquiring with our existing rental stock. There is a immense need for security of tenants and policies surrounding the well-being and upkeep of these dwellings for the better of our community. It is crucial the City acts through policy making to alleviate the challenges tenants face but also provide support for both tenants and landlords to maintain socially equitable and conscious profit margins.
A Landlord	education
A Landlord	Allow renovictions which allows owners to provide livable and updated units rather than slums. Change the L and T rules to allow landlords to evict tenants that do not pay their rent on the first / direct pay for social assistance tenants and more sherrifs to immediatly evict non payers on the 5th day of late. Landlords are not renting to tenants because the rules are extremely lienient on non payers and people playing the system. Its no secret that a large percentage of unhoused people have mental illness and cannot look after themselves or their finances. The government doesnt seem to acknowledge this ?Would anyone on earth rent to a tenant who they thought would not pay their rent after the first month ? The problem is not the landlords or in some cases the tenants. The problem is the government not taking responsibility insuring these people are properly maintained. When the rents are 'irrevocably" paid directly to landlords and further measures including tons more sheriffs are hired to immediatly evict non payers then things will change.
Neither (A concerned citizen / homeowner)	
A Landlord	Don't pass a stupid Bylaw that is not enforceable and wastes tax payers money

A Tenant	Crucial role.
A Tenant	If you rent more than 6 rooms should have to file for license. Bylaw enforcement lacks transparency, process, and any mechanism to discuss decisions made by bylaw. PROTECT TENANTS NOT PROFITS.
A Tenant	To monitor post-renovation that there is no abuse of renoviction and have a complaint filling process for both tenant & landlord. To impose heavy fines to landlord that is found to be renovicting current tenants to replace them by new tenants that can pay higher rent.
A Tenant	To ensure the renoviction is a genuine request (not just for replacing current tenant with new tenant to raise rent) and to monitor 6 months to 2 years post the renoviction to ensure that the renoviction request of the landlord was not for the purpose of increasing rental income.
Neither (A concerned citizen / homeowner)	Rental housing is expensive and there is a shortage. We need to protect tenants more than ever as they are subject to abuse by greedy landlords.
Neither (A concerned citizen / homeowner)	Landlords are completely taking advantage of tenants due to the loss of regulations preventing unlimited raises to rents between tenancies. The considerable fines available to adjudicators under the RTA are almost never assessed. While the city cannot change the RTA, any regulations to deter landlords from abusive behaviour would be appreciated. The loss of each affordable unit affects each tenant at that time but the cumulative loss of many affordable housing units, which Ontario is experiencing, affects society as a whole. Perhaps if Hamilton enacts this it will lead the way for other communities. Thank you for taking this initiative.
Neither (A concerned citizen / homeowner)	Need better housing policy. Renovication should not put people on the street or into unsafe housing. Landlords should be required to leave tenants in their home if they have no affordable alternative. If we had lots of affordable rental housing, this wouldn't be an issue.
A Tenant	There should be some burden of proof for landlords that use renovictions or family moving in to kick out tenants unlawfully. While it is technically possible for tenants to fight unlawful renovictions in court, many do not have the time or resources to do so. As a result, landlords without morals can bank on this and face little to no consequences for doing so. While the implementation would need to be handled intelligently, it should be required in some capacity to prove the renovation or family

	need was lawful. Otherwise, perhaps the former tenant(s) would receive financial compensation to disincentivize the practice.
A Landlord	A landlord org'n should make these decisions, not people who are not experiencing a landlord position
Neither (A concerned citizen / homeowner)	As a former landlord of a rental property ie student housing in West Hamilton I fully agree that rental housing of all sorts should be regulated and licensed by the city of Hamilton. No one in legal standing should be reinvicted. How disgraceful that this can even be considered legal. As former landlords my husband and I were very much aware of our tenants lives and rights as should all landlords be.
A Tenant	Protect tenants and the city's affordable housing, especially amidst a housing affordability crisis. Hold landlords accountable to provide all vital services and decent conditions in their rentals.
Neither (A concerned citizen / homeowner)	Support 'abused' tenants to the fullest extent possible. What's happening too often is criminal!
Neither (A concerned citizen / homeowner)	I would like to see more data, i.e. a regular, monthly report in the Spectator regarding empty rentals, no. of buildings and units involved in renovations and length of time, rent increases, etc. All things rental and availability. I would also like to see rent control implemented locally. I think that will encourage smaller infill rentals and end the building of huge condo towers, many of which end up as rentals by investment companies and overseas investors.
A Tenant	Hamilton needs to ensure housing remains housing and does not disappear into the Airbnb market
A Tenant	Licence landlords and work to establish a renoviction bylaw
A Landlord	Not sure
A Tenant	Create regulations that penalize renovictions so landlords have no incentive to do it beyond the genuine desire to renovate
A Tenant	More regulations on how it works
A Landlord	NONE, this is a provincial matter and not a city matter. The city, if wishing to increase or enhance the availability of safe, reliable, economical housing, then offer tax incentives for property owners who assist with this. Reduce or eliminate devleopment charges, give tax reductions for periods of time, but do not add more regulation. Regulation is already a burden, the cost of which is simply transferred to the tenant. And by restricting or adding more costs to a renovation program, it becomes a disincentive for

	landlords to repair and upgrade, (as does the inability to increase rents to reflect the added capital cost of the property....added by the renovation cost and not the market increase in property values), and as a result landlords have no funds to do the upgrades and thus the property continues to deteriorate unmaintained but to its less than best condition.
A Landlord	They should be impartial and received information from both the Landlord and Tenant to acknowledge both sides of the situation. My tenant purposely let a situation develop until there was no other option but to replace the flooring, walls, and shower as they did not report a water leak promptly therefore making the situation for repair much more costly than it needed to be.
A Tenant	Instead of allowing renovictions, the city should require the landlord to find TEMPORARY lodgings for the tenant while reNOVATIONS are being made. Upon returning to the resident, the tenant should NOT have to pay a higher rent.
A Tenant	Advocate and support for the tenant - punish the landlords when they break the law.
A Tenant	Protect tenants from renoviction. Protect the city's affordable housing.
A Tenant	Offering more supports for tenants. Ensuring landlords know their responsibility
Neither (A concerned citizen / homeowner)	I think the City should use its powers to ensure as much as possible that tenants are not wrongfully displaced, this includes City owned buildings as well such as CityHousing.
A Tenant	An active one, we require representation and concern in this housing crisis.
A Tenant	Stop this from happening. Provide information, accessible support systems for both landlords and tenants, and housing for the people living in this city that literally cannot afford to eat because of the sky high rents being allowed.
Neither (A concerned citizen / homeowner)	Tenants should receive comparable accommodations while displaced and and compensated for moving expenses.
A Tenant	Start tracking N13s and buyouts, install a landlord licensing program, provide tenant education, improve tenant defence fund.
Neither (A concerned citizen / homeowner)	Protecting tenants first and foremost. There is a housing and affordability crisis everywhere but specifically Hamilton suffers a lot. Being a landlord in today's economy is a privilege, owning more property than you need and having the ability to profit from

	your excess property is a privilege. Tenants do not have that privilege, that is why they are renters. Throughout the pandemic we saw many examples of how unemphatic landlords can be. Housing should be a right, housing should be guaranteed, and landlords should be cautious and organized with how they manage their properties and tenants.
A Landlord	They should help the LTB in providing context to the potential renoviction. Favoring neither side
Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	If there cannot be an outright ban on renovictions, then there should be a significant financial penalty that the tenant can levy against the landlord, disclosed to them by the prospective landlord by law at the time of signing a rental contract.
A Tenant	Be more supportive of tenant by putting in place strict rules landlords must follow before a renoviction is allowed!
A Tenant	Put in place policy that protects tenants
Neither (A concerned citizen / homeowner)	Ideally More affordable public housing.
Neither (A concerned citizen / homeowner)	Fines for landlords who don't obey the law
Neither (A concerned citizen / homeowner)	The City should be aware of renovations to buildings by the permits applied for. Investigations of tenants rights and situations should be done before permits are granted.
A Tenant	I don't think the City has any policy jurisdiction here. Maybe they can advocate to the Province to review the Act in light of the renoviction issue. I'm not sure a liscensing regime solves this particular issue.
Neither (A concerned citizen / homeowner)	Hamilton needs local regulations that improve upon the provisions of the Landlord/Tenant Act. Considering the abuses already known, it is important the City implement enhanced provisions to protect tenants.
Neither (A concerned citizen / homeowner)	None. If the landlord needs to renovate the property that they own, then they should be allow to evict tenants.
A Tenant	None

Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	Allow landlords to renovate their properties as they see fit. But not so much that the rent increases more than 30% per 5 years
A Tenant	Tenants should be able to notify the city they are being renovicted so that at a bare minimum the city ensures the owner paid for ALL permits, built their rental unit to ALL codes, and is paying a vacant unit tax.
A Tenant	Renoviction should be illegal and property tax equal to the increase in resale value should be levied and given to displaced tenants
A Tenant	Landlords should be licensed and maybe Tenants too.
A Tenant	INTERVENE on tenants behalf to protect them.
Neither (A concerned citizen / homeowner)	
A Landlord	None-the Landlord Tenant Board should assess the situation based on Provincial Legislation.
Neither (A concerned citizen / homeowner)	
A Tenant	Ensure rules are enforced for landlords so that tenants are able to be notified, compensated to stay elsewhere, and be able to return to their units in a reasonable timeframe. To many landlords are using renovation to rid themselves of tenants and bring in new ones at a much higher rent.
A Tenant	Keeping it fair and on the side of the tenant as it displaces people. Many tenants don't make enough to rent a new place with the inflated amount of rent now.
A Landlord	None.
A Tenant	No!
Neither (A concerned citizen / homeowner)	Advocate to province to improve RTA to protect tenants Provide information to tenants about their rights Track renovictions, in part by licensing landlords Make a public registry of buildings and landlords have seen evictions for renovations, owners on use, etc.

A Tenant	Help Tennant's with their rights and needs as landlords are always in a better financial situation then renters.
A Tenant	Any instead of absolutely none
A Tenant	The City should independently verify any claims made by landlords regarding the need to remove tenants for renovations before issuing any permit. If possible, the City should require landlords to justify any rents raised beyond the yearly limit after renovations. In an ideal world, there would also be limits in place to prevent landlords from massively raising rents between tenants as well. Landlords should also be held responsible for neglected maintenance/repairs, as they will sometimes let things fall into disrepair in order to have an excuse for "necessary" renovations caused by their own neglect, or as a way to push tenants out so they can raise rents,
A Tenant	
A Tenant	Decrease rents prices and renovictions will follow suit
Neither (A concerned citizen / homeowner)	Bylaw to stop this sort of thing
A Tenant	Stop renovictions
A Tenant	Inspect buildings that are rented. Support tenants when there are issues and make it easier for people to access information. fines for landlords that never repair units (especially in the Caroline and bold area) because they are waiting for people to leave
Neither (A concerned citizen / homeowner)	A landlord should apply to the city for a renovation license, which states how long the tenant will be out, what costs the tenant will be reimbursed, and a guarantee the tenant will be allowed back.
A Landlord	Ensure that proper procedures have been followed. Provide assistance to displaced tenants to aid in securing new accommodations.
A Tenant	Add a financial disincentive through bylaws or permits.
A Landlord	none
A Tenant	I think that if they're allowed z landlords will value profit over tennants and that the city should provide more protection for tennants.
A Tenant	Ensuring tenants are given the right to reoccupy the unit at the same rent as before when renovation is complete. Ensuring

	renoviction is avoided as much as possible. Landlord licencing programs. Ensuring landlords maintain units in good repair so less major renovations are required. Anything withing the cities power to prevent more people from losing their homes.
A Tenant	<p>Ensure that renovations are done professionally and up to code.</p> <p>Ensure no loopholes exist for landlords to abuse the renoviction policy.</p> <p>Ensure landlords are not raising rent after tenants return.</p>
A Tenant	Oversee and follow up on if the repairs are actually carried out
A Tenant	I honestly don't know. Favour plans for housing that is pre-pandemic affordable. Require housing that is ACTUALLY affordable.
A Tenant	Protect fucking citizens the LTB is a joke, and anything is better than what the city currently offers. Overrun inadequate services, and unending wait times for information/services. Uphold standards and laws, bylaw officer accountability.
A Tenant	It should help the tenant
A Tenant	
A Tenant	Knowtheirrights
A Landlord	<p>Very, very difficult problem. Limited tools as well as it largely falls under provincial authority.</p> <p>Rental stock in Hamilton has not been well maintained historically and the chickens are coming home to roost. Repairs to properties are vital for health/safety/environment, and repairs are expensive and getting even more so by the year due to lack of new people entering the trades. This will only get worse, dramatically so in the next decade.</p> <p>We have all seen the problems in media. Tenant is in a cheap unit, but the unit is in horrid shape. Tenant upset the unit is in horrid shape. Landlord needs to fix it. Boilers, plumbing risers, elevators, balconies, windows, these are massively intense jobs. Can't live through some of them.</p> <p>If I could waive a magic wand, I'd like to see the city build a basic building of 100-200 units strictly as bridge housing for affordable renovictions. If there was space in the public housing portfolio then you could integrate it there, but there isn't any....</p>

	<p>Utilitarian build, somewhere with good transit. Tenants that were renovicted can come here, show their form, and they pay the same amount they were in the prior unit. Property manger of the new building checks in and monitors progress, when renovations complete, the tenant leaves the bridge housing and returns to prior unit.</p> <p>Provincial legislation would need amending to prevent squatting in a bridge housing situation, and you'd need an on-site social worker or two (addictions) and high security/constant cleaning to prevent property crime and dealers/parasites who prey on the vulnerable.... All city owned housing should have these elements anyways-but I digress.</p> <p>That would keep people housed, let repairs get completed, and have someone tracking the returns to the original unit.</p> <p>Making rental apartments even more unattractive to invest in and repair is not a direction that is good for Hamilton or society, especially while in a housing shortage environment.</p> <p>Good luck with it, I do not envy your task to find solutions!!!</p>
A Tenant	<p>Treating landlords like the business they are instead of a passive investment vehicle. Requiring health/safety code adherence through random or scheduled audits.</p>
Neither (A concerned citizen / homeowner)	<p>Create guidelines and publish them</p>
Neither (A concerned citizen / homeowner)	<p>Please keep tenants housed - and keep big land lords accountable for housing their tenants while repairs are made and then getting those tenants back into their homes with rent controlled.</p>
A Tenant	<p>My landlord advised me they were planning to sell the property and also would be coming in to the unit to assess for repairs. The renoviction was an implied threat but never official. We managed to negotiate an extra month rent free while moving out. It was totally illegal to force us out for a sale but there would have been no way to fight it given the circumstances, plus would've made continuing to live in the unit deeply stressful. The city needs to be aware of and create processes to prevent these situations from happening, including real estate sales legislation changes.</p>
Neither (A concerned citizen / homeowner)	<p>Landlords who own larger, multiple unit rentals should need to be licensed and any unfair renoviction activity should result in licenses being withdrawn and the city taking over rental management.</p>

A Tenant	NONE. Things are overregulated to the stupid point.
Neither (A concerned citizen / homeowner)	Leave things alone! Governments in general are too involved in most aspects of life. Just leave things alone and stop taxing us to death.
A Tenant	Enforcement of reasonable timeline of renovations and return of Tennants. Prioritize permits etc
A Tenant	Tenants should be protected. If renovations are required they should be offered compensation for being misplaced from their home and guaranteed that they can return with no additional charges to their rent.
A Tenant	Stop renovictions and demovictions! There is a housing crisis currently happening. Build more co-op style housing units within the city to provide for low income earners. No one should be expected to be removed from their homes based on the greed of landlords intended to greatly inflate the costs of units! Honest hard working people, people on disabilities, and seniors need to have affordable housing. Stop renovictions/demovictions!
A Landlord	Finding a alternate housing solution for those displaced
A Tenant	Bylaw banning renoviction
A Tenant	
A Tenant	Acting fast
A Tenant	Affordable Rent
A Tenant	Provide mediation between tenant and landlord, involving some legal counselling
A Tenant	License for renoviction to ensure all parties are fully informed of rights and responsibilities and that these are adhered to.
A Tenant	Put the burden of tenant placement on the landlord. Landlord must accomodate tenant in comparable housing at same rent during renovations.
A Tenant	protect tenants, and create more affordable housing
A Tenant	protect tenants
A Tenant	Emergency housing/ shelter expansion More RGTI housing / affordable housing Encourage more cooperative housing builds

A Landlord	stay out of it
A Tenant	There should be strict rules for landlords via licensing and yearly property inspections
A Tenant	Preventing blatant abuse by landlords to tenants especially in non-company based situations since landlords who own 5-8 houses typically just throw whatever rules they want at the property and most tenants are not aware at all of their rights and even if they are they will just be denied the rent/ property if brought up. In terms of company based situations the city should prevent apartments from being converted to condos where the amenities of a condo are not being offered and the new 'condos' will just be apartments with a fresh coat of paint.
A Tenant	The landlord must provide proof of plans and a timeline and offer the unit back to the original tenant AT THE SAME PRICE. I've seen friends get renovicated and then the landlord is taking a \$1000/ month increase in rent - which also put my friends out and they were LONG TERM tenants (over 7 years) so they not only lost their home but can't afford current market and get affected negatively
A Tenant	Represent the tenant and protect them from houselessness, which too often results from renovictions.
A Tenant	Provide more geared to income and affordable housing
A Tenant	Renovictions should be *utterly banned* as much as possible. Yes, there are renovictions which are "good faith", but the vast majority are designed to turf out long-term renters who have below-market rents. This is *not how the RTA* is designed.
Neither (A concerned citizen / homeowner)	Everything takes forever I've watched our neighbours house fall into disrepair because the tenants won't let them do repairs. It's a disaster.
A Tenant	Housing is a human right
A Tenant	We need resources that hold landlords accountable. None this letting a building rot so they can do minor fix up job and put it back on market 2x the price. I was illegally renovated and had zero help with my fight, I had to just give up and find a new place ASAP due to the power dynamic and harassing landlord at play. I didnt get no 120 warning, no ability to return, no last months rent nothing.
Neither (A concerned citizen / homeowner)	Enforce health and safety standards

Neither (A concerned citizen / homeowner)	Require registration and provide reasons, project outlines, options and help for tenants.
A Tenant	Tenants should NOT be evicted from their residence because greedy landlords want more rent! People need places to live.
Neither (A concerned citizen / homeowner)	Ensure basic health standards are met. ie/ heat, water
Neither (A concerned citizen / homeowner)	None
Neither (A concerned citizen / homeowner)	Provide temporary housing for tenants.
A Tenant	Education and enforcement
Neither (A concerned citizen / homeowner)	Provide affordable housing for each and every renovicted tenant who needs it.
A Tenant	Require landlords to apply to re rent units after they have served N13s so the tenants who asked for a right of first refusal actually get it. Currently Tennant's needs to be their own PIs to find out if their unit has been re-rented at which point they can't actually get that unit back because it's occupied. Landlords and tenants going through the N13 process should be registered with the city so there is some oversight to ensure the units are offered back to the tenants instead of being re rented at higher amounts.
A Tenant	Ensuring that all guidelines and rules are followed, prevent renovictions from completely displacing tenants, monitor or place restrictions on the amount the rent can be raised after renovations, place a cap on the increases in rent (%) that can be made each year from renovations so that it does not displace tenants who then cannot afford a huge rent increase
A Tenant	I support ACORN's position and demands. City-wide landlord licensing, improvements to tenant defence fund, tenant education program.
Neither (A concerned citizen / homeowner)	None
A Tenant	
A Tenant	Make them illegal.
A Tenant	Since the provincial government doesn't have sufficient legislation to protect tenants from renoviction, it falls to

	<p>municipalities like Hamilton to step in and protect its citizens.</p> <p>Hamilton is known as a city with a high incidence of low to moderate income residents that rent their homes. It's also proven to be a desirable location for investment rental properties. The city has a duty to block new investors from renovicting tenants in order to flip a building and rent out units for much higher prices.</p> <p>Our low to moderate income tenants are often taken advantage of. Many don't have the capacity to learn what their rights are or to fight for their right to their homes, as we've seen with 1083 Main St East.</p> <p>When it falls to grassroots organizations, like ACORN, to step in it's obvious that there needs to be support from our officials.</p> <p>We have a housing crisis in this city. Might that the City of Hamilton step up and do the work necessary to keep tenants housed and protected from predatory landlords.</p>
A Tenant	Protect tenants from landlords, protect housing as a human right.
A Landlord	
A Landlord	None, Provincial legislation overs this area
Neither (A concerned citizen / homeowner)	<p>First, city inspectors should ensure that rental housing is maintained properly, so it isn't allowed to deteriorate to the degree that the tenant needs to be displaced in order to do major repairs. If landlords do need to obtain leases in order to rent their properties, which I hope will soon be the case, then a certain standard of maintenance must be part of this agreement. Certain services, such as electricity, access to water and heating in the winter, must be an inalienable right. The city should be able to step in immediately and enforce the repair of privately owned buildings themselves if a landlord has been negligent in this respect, though the landlord will need to pay the bill. Adequate housing is a basic human right, and landlords should not be allowed to force their tenants into a life of squalor or poverty, either because their apartments have fallen into a state of disrepair or because their rents have become so high that they can no longer afford to buy food or anything else. Profiteering off of the backs of the city's tenants has been going on far to long, especially given the fact that someone who is working for the minimum wage can no longer afford to buy a house.</p>
A Tenant	Office of complaint and negotiation
A Tenant	Ensure no landlord can serve a tenant with a renoviction notice unless they prove beyond doubt that (1) it's necessary, (2) they

	will find suitable housing for the tenant and cover costs, (3) they assure the tenant in writing that the tenant is welcome back, (4) they have a schedule for the work and guarantee it will be completed in a reasonable amount of time.
Neither (A concerned citizen / homeowner)	Hamilton should require all landlords to take out a license to run a residential rental business. And a condition of the license should be that before an eviction notice can be issued for a renovation, the property owner must provide alternative accommodation during the renovation and offer a return to the renovated unit when the work is done, at the previous rent, or to another comparable unit in the same building on the same or better terms as the old unit.
Neither (A concerned citizen / homeowner)	The City obviously needs clear direction that renters have the right to return at their same rent if they are being asked to leave before some renovations. The renovations should be substantial if tenants are having to leave for awhile, but their return must be guaranteed in writing. This right should be in all renting situations. The City must respond to problems of this nature presented to it within 15 days (??) Renters should not have to go without water, heat/cooling and need time to find accommodation .
A Tenant	Ban renovictions
A Tenant	Protect the welfare of the tenant
A Tenant	An overseer, an impartial judge that can actually side with the tenant when need be. The problem is any LL's breaking the rules usually are willing to pay what little fine/punishment they get handed down cause they're going to make money hand over fist after any issue. The current rules favor those with the power.
A Tenant	Make every effort to stop it from occuring
A Tenant	
A Landlord	Ensure laws are being followed properly. Advocate for changes to laws which are unfair or being misused.
Neither (A concerned citizen / homeowner)	Landlords should have to prove need and get approval from the City.
Neither (A concerned citizen / homeowner)	The city needs to provide better services and protections for tenants facing renovation. The current processes favour builders, landlords and property owners. Bylaws relating to what landlords can do, such as shutting off water or not fixing/maintaining units, need to be strengthened and enforced. Landlord registration and regulation is needed, but it must be implemented in a way that will not pass the cost of these measures on to tenants, i.e. more

	robust rent control measures are needed, at both the municipal and federal levels.
A Landlord	Provide a framework and information form both tenants and landlords.
A Landlord	None - This is a tenant-biased inflammatory term created by a small segment of renters, who do not understand that many apartments created in the 60's and 70's within the local rental pool are beyond their useful economic lifespans and require significant updating - the cost of which is expensive and cannot be done with a sitting tenant. It is naive to think that any housing provider will spend \$30,000 on renovating an apartment only to invite those evicted (that by law received compensation) back, to continue paying under market rents. People have choice available - like anything, if they want something cheap, they can't expect a fully modernized apartment without paying for it. Higher quality = higher rents. This is a provincial matter and legislation that the City of Hamilton shouldn't interfere with.
Neither (A concerned citizen / homeowner)	Licence landlords, ensure regular upkeep on buildings to avoid renovations requiring displacement where possible, refuse permits until landlords show proof of accommodating tenants, keep records of displaced tenants and before/after rents.
Neither (A concerned citizen / homeowner)	Register landlords. Fine slumlords. Build more public housing including small rental units for short-term stays while rental properties are being reno'd. Institute reasonable rent increases for current tenants when they move back into their units post-reno. Provide short term loans to landlords to recoup any losses for lost rental income during renovations and to off-set renovation costs so reno'd units do not become completely unaffordable for returning tenants.
Neither (A concerned citizen / homeowner)	Monitor and manage
A Tenant	Help the tenant, there is an affordable housing crisis in Ontario!
A Tenant	Give your bylaw and whatever related committees some actual teeth. That news store about the apartment on Main St E with no running water for months - how did some advisory committee end up siding with the landlord? Show some actual guts.
A Tenant	Any renovation that displaces tenants should require city permits and inspection for compliance.
A Tenant	The city should ensure that renovictions only happen when necessary, and that all tenants have (and know about) a right to return to their unit or an equivalent one, at the same price they

	<p>were paying before the renovations.</p> <p>The city can help by not only setting and enforcing those rules, but also engaging in public information campaigns, poster ads, mailings to tenants, etc. to inform them of their rights. All landlords should be required to post a notice of these (and other) rights in the common areas of the building or in each unit if there are no common areas.</p>
A Tenant	Not provide police enforcement, intervene to stop renoviction if possible
Neither (A concerned citizen / homeowner)	Licensing and regulating
A Tenant	To protect the displaced from homelessness. The landlord has enough resources to afford more than one house and has all the power. The tenant has no power right now and this balance must be changed. Rents have more than doubled in 4 years so people can't afford to move. Finally I'd like to know why being a landlord requires no license? Every other major industry you need a license to do business or work in, but renting someone a house you don't? It's absurd and must be fixed! Thank you
A Landlord	Educate about the proper procedure that both landlords and tenants need to follow. There are responsibilities on both sides that both parties need to know about. When the legislation is followed it is a fair process, but the legislation is not followed in many cases that I see that make it to the media.
A Tenant	Regulate standards of buildings better, enforce standards of conditions and living better for tenants, educate and public communication.
A Tenant	Enforcer protecting the rights of the party most at risk (weaker party)
A Tenant	Protecting tenants by ensuring/enforcing landlords to provide similar accommodations during renovations and option to return at same rental rate. If a true renoviction ie 1083 main st is occurring, massive fines to landlords and emergency and immediate accommodation /repairs at landlord cost. Licensing should be introduced
A Landlord	Ensure the renoviction is not being done purely as a means to adjust rental income. Or just ban renovictions - the tenant should have first opportunity to return to the unit at the previous rate, or a controlled increase maybe.

Neither (A concerned citizen / homeowner)	Require landlords to source housing during renovations if they are not barred. There's not enough housing right now, and trying to find a new place, even temporarily is basically impossible
A Tenant	Urgent leadership. The province does not do enough and the city should licence and regulate rent. Someone's investment property isn't more important than someone's home.
A Tenant	Urgent intervention
A Tenant	None. It's not a city issue.
A Tenant	Ensure that tenants receive accommodations before and after the renovation.
A Tenant	No role
A Tenant	The current RTA regulations do not sufficiently protect tenants from renovation. They place the burden of evidence on tenants who have no way to prove that a renovation actually took place. There needs to be by laws to protect tenants if the province refuses to help.
Neither (A concerned citizen / homeowner)	The City should require Landlords to be licensed with strict policies to protect tenants.
A Tenant	Set rules to reduce the homeless situation with these crazy rent prices.
A Landlord	The fact that you are using a word as the basis for this survey that is not even in the dictionary is very biased. The city should play no role. This is governed by provincial legislation
A Tenant	Lebforce bylaw, ensure landlords are committed enough, and knowledgeable enough, to maintain units to standards.
A Tenant	A faster responds then they now have. It is hard to get a non paying renter out but it is not fair to to buy a rental property and plan on moving everyone out without a place for them to go.
A Landlord	Ensure permitting and approvals are timely to reduce Time to complete renovations
Neither (A concerned citizen / homeowner)	Make it possible for housing to be created. There is a shortage of available housing. By not allowing renovation to create more space, you cater to the few not the many
Neither (A concerned citizen / homeowner)	The City absolutely needs to take more responsibility when it comes to ensuring that tenants and landlords are made aware of

	<p>their rights and responsibilities and held accountable. I work in eviction prevention and the housing enforcement unit is almost never helpful. They aren't available after hours which is when a lot of illegal evictions happen (and landlords know this). The City also needs to focus on enforcing rulings laid down by the Landlord Tenant Board are enforced. Apex Properties continues to displace, harass, and illegally evict tenants. The City, the LTB, and other advocacy/support agencies are fully aware of this and yet Apex does not face consequences. The City needs to step up and stop just paying lip service. Take action.</p>
Neither (A concerned citizen / homeowner)	<p>renovictions are a symptom the city should focus on root causes of housing insecurity.</p>
A Landlord	<p>I'm not sure</p>
A Tenant	<p>Intensive</p>
Neither (A concerned citizen / homeowner)	<p>If you want the housing stock improved, you cannot expect homeowners to invest 100k+ into the home to upgrade the units and then keep rents the same amount. So Hamilton is going to see rundown homes and slumlords to continue if that is the case. I think the city should be involved by ensuring that upgrades are actually being done and giving massive fines to any landlord abusing the system. Landlords should have to pay a fee for a site visit before and after the renovations to actually prove that substantial work has been done.</p>
A Tenant	<p>Ensuring the tenant is not being put into the situation of becoming unhoused. Preventing renovictions with legislation.</p>
A Tenant	<p>City should offer free legal services to both tenant and landlord. City should implement a time sensitive bylaw at the municipal level.</p>
A Landlord	<p>I feel the city should educate, however more licensing will only have landlords continue to suffer financially and likely sell off their properties, thus contributing to the housing issues.</p>
A Tenant	<p>The City of Hamilton should meet the tenants of the building and inspect the building before granting the right to the landlord to evict / renovate.</p>
A Tenant	<p>Stronger rent control to prevent landlords from renovicing tenants just to profit. Faster process to seek justice (LTB can take a year). More affordable housing for low/middle income. Stronger regulations on landlords</p>

A Tenant	License landlords, limit renovictions to absolutely necessary renovations rather than superficial ones, ensure tenants have access to affordable housing upon being renovicted through measures like rent control, ensure tenants receive compensation.
A Tenant	Moderator
Neither (A concerned citizen / homeowner)	The city should aid in balancing the power dynamic between a landlord and tenant. Existing legislation heavily favours landlords who have the resources, time, and place to live, while settling a dispute.
Neither (A concerned citizen / homeowner)	<ol style="list-style-type: none"> 1. Implement a registration/certification program for landlords and develop a standard course as a part of the requirements to ensure landlords are aware of their responsibilities. (knowledge is key) 2. Develop rent caps and requirements around affordable housing (the problem isn't renovictions its that people have no where else to go) 3. Landlords are required to offer the unit back to the tenant at the same rent after renovations have been completed, the city can create a roll and bring in resourcing to ensure this tenant right is enforced.
A Tenant	They should not allow it if it means the tenant cannot move. They're forcing people out of their houses and unable to relocate. It's becoming a big issue and needs to stop.
Neither (A concerned citizen / homeowner)	The city should never be an ally of the landlord over the tenants, especially when the tenants have been denied essential services like water for months
A Tenant	It should review all renoviction cases and ensure tenants get the proper advice and protections
Neither (A concerned citizen / homeowner)	Stronger criteria for renovating a dwelling someone lives in currently. More approvals or oversight. My elderly mom was renovicted and the landlord never even went through with the renovations.
A Tenant	I think the city should have a major role. I've heard of landlords delaying renos after eviction to try to make it harder for the tenant to be able to move back in. I only moved into my unit in 2019 but if I had to leave, I would have to double my rent to get something comparable. Rent has just ballooned and the City should take an active role in protecting tenants. Especially in ensuring that they fully understand their rights. I've also had friends whose landlords

	<p>have basically tricked them into leaving but they don't have the financial or social resources to fight back.</p>
A Tenant	<p>There should be a landlord licensing requirement, just as there is for other businesses such as operating a taxi. This would allow a mandatory set of standards to be required in order to operate a business with the revocation of a license as the consequence of bad faith. While it adds a certain level of bureaucracy, it also protects tenants who at this point have no protection at all. While it is a slow process to go through the landlord tenants board ultimately the findings typically favor property owners.</p> <p>Also the LTB holds meetings online which is often a barrier to elderly tenants who have no access to internet or any understanding of computer technology.</p>
A Landlord	<p>From what I see in Hamilton we do have a lot of old buildings in desperate need of repair. The city needs to ensure landlords are able to renovate and improve the overall look and feel of our growing city. The city also needs to ensure landlords are not using renovations simply to get rid of an unwanted tenant, but if the city makes it to difficult to renovate and for landlords to improve their businesses we can't complain when the city becomes full of slumlords, the only financially viable option for a landlord of a rundown building.</p>
A Landlord	<p>As a former renter (20 years) and now a landlord (4years). I feel that the City of Hamilton should not be involved in this issue. I think the city needs to license rental units and have an overall standard so that slumlords are not rewarded by exploiting people.</p>
A Tenant	<p>Landlords should have to inform the City of plans to renovate and provide a timeline of how long they will take & a plan of how to compensate tenants in the meantime, which the City should review and follow up on, penalizing the landlord if they fail to uphold their commitments.</p>
A Tenant	<p>I am not educated enough on the issue to comment well</p>
A Tenant	<p>Clamp down on predatory landlords and investment firms. They've been at this for years now... I called the city many times when we were renovicted in 2017 and they did absolutely nothing to help and just brushed us off.</p>
A Tenant	<p>When a landlord files the form to renovict, both the LTB and city should be aware and all tenant's rights and recourses should be explained on the form, as well as a hotline to help people in multiple languages.</p>

A Tenant	Require licensing for landlords. More rules in place to protect tenants. Adopt anti renoeviction policy like Westminster, B.C.
Neither (A concerned citizen / homeowner)	None, leave it to the landlord and tenant act. No need for city involvement.
A Tenant	should create laws/bi-laws that favour tenants, require time limits on renovations and constraints where tenants are housed in the meantime (aka if landlord puts tenants in hotels during renovations it works be ~1-2km near the house). more tenants should have better access to legal advice (like via 311)
A Tenant	
A Tenant	Help us. I don't want to lose my home
A Tenant	Stop it from happening
Neither (A concerned citizen / homeowner)	Enforcement
A Tenant	Become a mandatory part of the process. If a landlord files have certified inspectors go in to the property and actually witness if what is being claimed needs doing or if it's just greed and cosmetic. I'm going through it currently and my apartment only needs new windows due to age. That's all
A Landlord	None
A Tenant	My old apartment at 915 main street east has been without heat and water in the past during winters, as well as roaches + bedbugs. Our landlord did not renovate our entryway so the homelessness would break in to sleep in the warm hallway. I was not evicted but left due to things not being repaired. Then my landlord fixed my apartment and raised the rent when I finally couldn't live there anymore. I was getting sick from black mold in the bathroom. The lack of renovation and landlords forcing people out by providing poor living situations is appalling. I feared for my safety in that apartment. That whole area has issues with displacement. I am still homeless from leaving that place last april.
A Landlord	none
A Tenant	
A Tenant	The city should strengthen protections for tenants and make it harder for landlords to renoevict people. Too many landlords renoevict only to make small changes and relist the apartment at a

	much higher rate, and this is causing rent to surge in Hamilton. Landlords should have to prove that the renovations are actually necessary for the unit, and that there is no way to renovate the unit while it's still occupied.
A Tenant	Prevent renovations and ensure people are not displaced from their homes.
A Tenant	Protect tenants
Neither (A concerned citizen / homeowner)	The City needs to be highly involved. Many tenants are currently being exploited, abused and oppressed for a variety of reasons, and the City needs to prioritize caring for these people above most other issues in the city.
Neither (A concerned citizen / homeowner)	The city should ensure that the renovation is necessary and legal and that tenants have options in order to stay housed. Landlords should be responsible for doing renovations as much as possible in a way allowing tenants to stay housed and should be involved in ensuring their tenants stay housed during renovations.
A Landlord	They need to help put pressure on the provincial government to improve the LTB (namely wait times for hearings). Eliminate the need for hearings for non payment of rent.
A Tenant	Require an approved, agreed plan with tenants for accommodation during renovations, and return to the same apt. Review planned renovations to conform they are required, review plan to confirm the least intrusive means are used to accomplish the renovations.
A Landlord	None, It's the jurisdiction of the LTB.
A Tenant	Enact stronger bylaws, improve enforcement, create landlord registry
A Tenant	Stop renoviction. Make the only options viable to landlords is to provide like and suitable accomodations for tenants to be housed in while any major repairs are being done. Make them give a precise realistic timeline for said repairs to be complete and hold them accountable without pause if they fail to repair before that timeframe ended. Maybe create a sort of guide for types of repairs vs average timeframe it takes to repair that specific issue and use it as a sort of guideline to base against what a landlord claiming it will take. Example: replacement of extremely old and broken pipes within a 6 apartment dwelling. Average 1 to 3 weeks to remove/replace full by a licensed technician and their crew. (based on evidence from multiple tech companies reports given to compile the guideline above). Landlord in questions says it will take 4 months, vastly contradicting the evidence based

	<p>knowledge the city would have on that type of issue. The city could then go forth and deem the request as falsely given. The City could then decide to give said landlord 1 to 3 weeks to complete the repairs as well as supply the accommodations fit for the tenants during the time in question and have a MLE or two placed on said file as to periodically show unannounced to check in on the repairing. If the landlord is deemed non compliant by a visit then immediately the landlords should be fined x amount per day for the remainder of the timeframe that was given and also the city crews shall step in immediately to do the repairs themselves. Then bill the landlord and place a lein on said property. If licensed they landlord shall receive "demerits" like a driver's license. You lose enough you completely lose your license. Also have each subsequent failure after the first come with a increased fine amount. Example 1st 25,000, 2nd \$75,000, 3rd 150,000.</p>
<p>A Landlord</p>	<p>Clarify the rules, be fair to tenants, define what renovations can affect rent raises and how. e.g. roof repair is necessary, while installing upgraded luxury kitchen counters is not. Landlords should expect consideration for necessary repairs.</p>
<p>A Tenant</p>	<p>Hamilton's housing stock is in dire need of renovation. It is important that people be able to improve the quality of housing, and this should benefit landlords and tenants alike.</p> <p>On the one hand, many landlords are workers who rely on rental income to defray basic expenses and provide for retirement savings. For them, it is essential that any improvement to the property be achievable with reasonable effort and be recuperated at a rate where it makes sense to invest in this vs putting the money in the bank, a GIC or similar. This clearly cannot happen through rent increases alone when this are controlled at well below the rate of inflation.</p> <p>On the other hand, tenants currently face a choice between a few expensive new build units, and a large existing stock that has steadily deteriorated due to legislation that makes it almost impossible to recover damages done to units, or even to address destructive tenants. In this environment, there has to be some incentive for investment, and this can only happen when it is easy to improve units and then charge a rate that can recover the investment at a return competitive with that for other potential investments.</p> <p>Given this, it seems like both landlords and tenants will benefit if legislation is past that will clearly incentivize landlords to invest in their properties. This may impact the affordability of units at the very bottom of the market, but this should be addressed by other</p>

	means, eg. subsidies or tax credits to renters, rather than punishing those who want invest in better housing.
A Tenant	They should be able to carry out inspections of the property in question (certified just like inspectors during a home build) and give their input on what they believe would be required. I'm currently going through a renoviction fight in a apartment that does not need any major repairs at all.
A Tenant	If we consider housing a human right, then every level of government should prioritize housing stability/security OVER financial solvency of landlords. The city should play every role it can in ensuring people stay housed and that loopholes/incentives around unhousing people for profit are removed and discouraged. Vacant property taxes, landlord licensing, stricter inspections, PSAs and advocacy on behalf of tenant rights, investing in public housing and co-op housing – all of these are things the city can do to keep people in their homes and take some power away from property speculation and the commodification of housing.
A Landlord	Capping the amount a rent is able to be raised between tenancies would do a lot to help fix this issue. Also there is huge understaffing in the landlord tenant board leading to back log
A Landlord	Preventative & enforcement.
Neither (A concerned citizen / homeowner)	Enforcing a more efficient policy. In my experience witnessing these types of scenarios, tenants who do not agree to leave are harassed and their lives made difficult to eventually push them out.
Neither (A concerned citizen / homeowner)	Make the landlord proof extensive renovations are needed and performed
A Tenant	I think that landlords should have to submit an application to the City to be given permission to di. In that application they should have to provide proof of what current renovations can be done while the tenants still reside in the home. They should then have to provide proof of the work that has to be done while the building is empty, and the tenants should be accommodated for this. Have Tenants go to a hotel for the time that the work is being done, instead of the rent money going to the mortgage it can pay the hotel fees. Then when the work is complete the tenants should be allowed to have first choice at moving back in, or looking for something else. This of course means that the owner can't jack the rent fees through the roof, to push tenants out.

<p>Neither (A concerned citizen / homeowner)</p>	<p>The city should be educating tenants and landlords, as well as regulating landlords as a business. There is no licensing, registration, tracking, or accountability to understand landlord responsibilities before pursuing this type of business. The city should also be providing legal support to tenants at risk of renoviction.</p>
<p>A Landlord</p>	<p>The City should be more closely involved, at least monitor for frequent renovictions from the same landlord(s). The LTB is unable to keep up with the number of cases (renoviction-related or otherwise) so perhaps the City of Hamilton could ensure that renovicted tenants are able to return to their previous units.</p>
<p>A Tenant</p>	<p>do not know</p>
<p>A Tenant</p>	<p>A city-wide landlord licensing program to ensure healthy housing conditions and restrict renoviction (Based on the RentSafe program from Toronto, Ontario and anti-renoviction policy based from New Westminster, BC).</p> <p>The burden of tenant placement is put on the landlord. If landlords want vacancy for renovations they must accommodate tenants in alternative housing (comparable size and location) for the duration of the work at the SAME rent OR with the tenant's agreement enter into a new lease at a different but similar unit at the SAME rent Moving assistance (tenant's choice of an insured moving company arranged by the landlord OR compensation). Extra support for vulnerable tenants (transportation to temporary housing unit and packing assistance for those with mobility impairments).</p> <p>Any tenant engagement and required tenant meetings must include a representative from the City of Hamilton and community groups that support tenant rights if requested (Hamilton Community Legal Clinic, ACORN).</p> <p>All written communication to tenants must be translated with common languages spoken by tenants in the buildings, and translation services must be provided at tenant meetings.</p> <p>Building maintenance must continue after a notice of renovations.</p> <p>Frequent communication to tenants during the renovations to share timeline on returning to units</p> <p>Annual inspections to apartment buildings should include proactive tenant education (information communicated / left at doors informing tenants of their rights and available city programs and contact information for community groups ie. ACORN and the Hamilton Community Legal Clinic)</p> <p>2. Tracking when apartment buildings are sold (transfer of licence) and immediate proactive tenant outreach to inform tenants of their rights and the City of Hamilton's anti-renoviction rules</p>

	<p>3. Improvements to the Tenant Defense Fund</p> <p>Expand the Tenant Defense Fund to cover N12s and group tenant maintenance applications (T6). Expand annual funding of the Tenant Defense Fund (increase funding available for tenants and investment in a tenant outreach component of the program). Create a vetted list of paralegals that have expertise and experience in representing tenants in AGIs, N13s, N12s and T6s to be shared with tenant groups. Long term: investigate the feasibility of following in the footsteps of the City of Toronto Tenant Defense Program (now called Tenant Support Program) where under the new program, tenant groups can directly access legal services from a designated legal organization (Canadian Centre for Housing Rights).</p>
A Tenant	The landlord needs to buy a permit from the city for renovations and the renovations need to be inspected after they are complete.
Neither (A concerned citizen / homeowner)	Leave it to the land lord tenant board, facts are hamilton houses and buildings are old and of course they will need renovations. I own the house, if I want to invest in my asset by updating it and bringing it up to current standards and style I should be able to do that. I do believe there should be a time between Reno's ie you shouldn't Reno every 2-3 years just so you can get a new tenant.
Neither (A concerned citizen / homeowner)	The City of Hamilton should make it extremely difficult for landlords to evict tenants in order to renovate and increase the cost of rent.
A Tenant	<p>Some ideas:</p> <ul style="list-style-type: none"> - implement a renoviction bylaw similar to the New Westminster bylaw - bring together building permit allowances and landlord licensing in some way to create a more efficient process and address potential gaps - create some kind of exception or system for "mom and pop" landlords who fall under a certain income themselves or whose assets fall under a certain threshold. Maybe this could look like some kind of municipal fund to assist these landlords pursue renovations without sustaining massive financial loss? This could reduce the incentive to illegally renovict tenants out of a landlord's own financial necessity. We need to recognize that not all landlords are alike. Corporate landlords like Starlight should be subject to far greater constraints than small landlords who risk defaulting on their mortgages by following the law.

Neither (A concerned citizen / homeowner)	Setting legislation and holding landlords accountable
Neither (A concerned citizen / homeowner)	The city should ensure that landlords provide tenants adequate, affordable temporary housing when they must vacate their units due to the need to renovate. That housing should be of equivalent size, location, amenities, and cost (or the tenant should have to be compensated for any difference). The tenant should have the right to return to their previous unit once the renovations have completed at the same or only slightly higher (no more than what a landlord can legally raise rent year-over-year) rate
A Tenant	Mediate the situation to make sure it is not purely for the landlords financial gain
A Tenant	The city should make sure landlords either a) maintain their properties to prevent major renovations from needing to happen in the first place or b) investigate evictions due to renovations to make sure that the renovations being done warrant someone needing to move out (eg. painting and new appliances should not require people to move out). The city should also make sure that in the cases when renovations are being done, current tenants are provided alternative temporary housing equal to the place they are currently renting. Furthermore, the city should make sure that when renovations are completed, the tenant is able to move back into their unit for the same rental price they were previously paying. Through the entire renovation process, starting from the first N13 notice given, to the completed renovations, the city should make sure that the landlords are doing things according to the Landlord and Tenant act, and ensure that the landlord is completing the renovations in a timely manner.
Neither (A concerned citizen / homeowner)	ensuring renovations are real - these need a permit. Ensure that the tenants that leave for it are placed into their new place first. Landlord shouldn't be able to do those renovations on empty units first but those that have tenants so they can get back into their homes - also time frame for the renovations so tenants know how long they may be out of their homes
A Tenant	Oversight, following up on if the notice was given in good faith, and if the landlord is following guidelines. Protect tenants from displacement
Neither (A concerned citizen / homeowner)	Regulator & mediator
A Landlord	Older buildings require significant updates, and it should not be challenging for Landlords to perform these updates as needed.

A Tenant	
A Landlord	The city could independently assess if the proposed renovations require the tenant leaving; the city could provide temporary housing for the duration of the renovation
Neither (A concerned citizen / homeowner)	Require landlords to make regular fixes and updates rather than saving up/neglecting problems such that a large scale reno is needed. Require that tenants are provided with funds to make up for any discrepancy in their rent and the current market rent for the entire duration of the renovation. Require that rent increases for renovated units offered back to tenants are within the guidelines (2.5%)
A Tenant	Put STRICT restrictions on how and when tenants may be evicted, complete with an application process to the LTB, and provide tenants directly with information pertaining to their rights as renters. Stop turning your backs on us.
Neither (A concerned citizen / homeowner)	Active regulation and enforcement of tenant protections including ensuring that landlords are operating in good faith (ie not saying family is moving in when they aren't).
Neither (A concerned citizen / homeowner)	Active oversight of all renovations with strong financial, municipal penalties for landlords who force tenants out for nothing more than a calous money grab.
Neither (A concerned citizen / homeowner)	Ensure that units are habitable (eg working plumbing, heating) before renovations are allowed. The city should pay and recoup the payments through taxes from the landlord. Nobody should be allowed to live without their basic rights being met
Neither (A concerned citizen / homeowner)	None
A Landlord	They should offer a permit or some kind of work confirming the renovations which can be taken to the LTB. These papers could help the LTB make an informed decesion as it would be from a 3rd party who has not finical interest.
Neither (A concerned citizen / homeowner)	They need to step in, as the provincial government has failed to protect tenants.
A Tenant	Protection for tenants against landlords. Better legislation, and policy.
A Tenant	Make sure renovations are in good faith and landlords offer appropriate accommodations in such a case. Stop harassment

	and "buyouts" from landlords looking to renevict to raise rent, and displace low income tennents.
A Tenant	<p>Stop allowing landlords/investors/property management to kick out, or attempt to kick out, tennents from affordable apartments/houses under the guise of renvictions in order to get more rental income.</p> <p>I myself pay 725 a month for a 2 bedroom apartment. When ownership of the property switched hands (approx 13 months ago), Everyone suddenly got N13's and constant harassment with offers to leave, none offering the right of first refusal and very little compensation in terms of what it would cost to re-locate.</p> <p>One Tennant left.. Property management (Rise/Executive/Found Spaces) then rented that apartment at more than triple the price of the previous rent..</p> <p>Now (March 2023) property management still continue to harass every other Tennant in the building to leave and take a buyout. They have not yet pursued a case with the LTB, or even have necessary permits to renovate.</p> <p>This has been my experience over the past 13 months and it NEEDS TO STOP.</p>
A Tenant	<p>I support Hamilton Tenants in Unity demands for the city to protect tenants from renoviction. Adapt landlord licensing. improvements to the tenant defence fund and a proactive tenant education program. and funding for tenant rights should only go directly to the tenants Affected at the address, no funding from tenant defence fund should go to any organization including non profit for tenant education work because it could be abused for personal financial gain, legal clinic already does training with tenant groups free on tenant rights. City of Hamilton should put funding into the legal clinic to hire a couple paralegals and or lawyers to represent tenants at the landlord tenant board facing renoviction and AGI's. City of Hamilton should also track N13's and buyouts. City of Hamilton also needs to get serious with landlords and give out fines when landlords do not do or complete repairs ordered by the bylaw property standards, this is why so many rentals are in disrepair in the first place, landlords do not take the city of Hamilton serious at this time.</p>
A Tenant	
A Tenant	<p>remove incentives for landlords wanting to do renovictions, landlords get tax breaks from governments and profits when they sell the property, it should not be on the backs of renters. Investment in properties = big return when property is sold. Renters cant afford the next place to call home due to rents being to high, becoming homeless. Landlords who do renovictions put</p>

	tenants through hell by using tactics to harass, stress, and sometimes get physical with tenants.
A Tenant	Referee, Enforcer,
Neither (A concerned citizen / homeowner)	By laws that don't allow for tenants to be displaced without suitable housing as replacement. Focus on actually affordable housing rather than profits and taking care of our most vulnerable citizens
Neither (A concerned citizen / homeowner)	Ensure that tenants know their rights and that landlords are not just doing renovations in order to displace unwanted tenants in favour of being able to rent units for more money to less marginalized people
A Tenant	The role of arbiter, to determine whether the renovations can be done without permanently evicting the tenant.
Neither (A concerned citizen / homeowner)	Instead of just 120 days notice , landlord should be responsible for providing alternate housing until renovations complete and renovated tenants should be offered first refusal of renovated units at the legal rent for such units.
A Tenant	protect tenants being renovicted solely to double rent
Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	I think renovictions are a consequence of large property owners and companies that are exploiting housing needs and the current renting market. If Hamilton simply targets renovictions I think they are missing the mark. Multiple (3+) property ownership for residential usage and renting should be much more heavily taxed by the city, and licensed landlords that abide by rent control guidelines and standards of living could receive a tax break. Also Hamilton should dramatically increase funding and staffing for the Hamilton landlord tenant board so issues can be resolved for both tenants and landlords in a timely manner.
Neither (A concerned citizen / homeowner)	If the LTB is in favor of the tenant would it matter? However, if the LL is doing a renoviction, monetary compensation is needed.
Neither (A concerned citizen / homeowner)	There needs to be more oversight and accountability to ensure that landlords aren't abusing this as a loophole to be able to kick people out to then either "Reno" and jack up rent prices or to deliberately let properties become run down so they can kick people out and sell.

Neither (A concerned citizen / homeowner)	
A Tenant	with housing costs rising, the city should be providing as much protection to tenants that they can. it may be good to look at offering better publicly available education for tenants.
A Tenant	restrict renovation - city-wide landlord licensing program, protections against demoviction, rental replacement policy, maximum heat by-law
A Landlord	None. There aren't enough landlords already. The vacancy tax is another thorn for landlords. The more you interfere, the less likely people are to become landlords. The renovation issue gets a lot of press, but is a very small number. The current issue in the press, the Main Street apartment without water, the tenants and politicians are making it an issue, instead of helping. Doing major plumbing work is indeed a legitimate reason for moving tenants out while these repairs are happening. You want to help, create conditions where people are willing to rent out portions of their home. I have had a nightmare time trying to convert my house into a legal duplex. I'm trying to create housing and the city is working against me.
Neither (A concerned citizen / homeowner)	The city would be wise to follow-up on complaints about unit and building conditions long before a renovation occurs. As is often the case, many of these units are kept in disrepair (landlords neglect to meet their responsibilities for maintenance) in order to be able to claim a need for tenants to move out for 'major repair'. Often complaints by tenants have been made well before a viable claim for renovation at the LTB can occur. The city needs to step up here.
Neither (A concerned citizen / homeowner)	Ensure right of return of residents, appropriate support. Use CHH as an example. Lobby provincial government for more regulation control at the local level. Permitting under the municipal act.
A Tenant	<p>The city, through issuing licenses to landlords operating multi-unit dwellings and rooming houses, can act as a hedge against landlords weaponizing LTB delays and lengthy renovation displacements against tenants, in addition to mitigating further erosion of affordable housing stock.</p> <p>The province has shown that it neither has a viable housing strategy, nor does it have concern for municipalities' autonomy to handle their own urban growth or housing strategies. Thus it is up to the city to use what powers it has in order to act and take control of these on its own.</p>

	<p>Regulating landlords further will not impact economic growth within the city. Landlords contribute no capital to the city economy outside of property taxes and necessary maintenance, and as for-profit entities they act to minimize both of these as much as possible. If they pull their investment out, city residents who are stuck in rentals can simply take their place as owners.</p>
Neither (A concerned citizen / homeowner)	<p>Protect tenant rights and intervene however necessary to ensure Hamilton residents have access to stable, affordable and good quality rental options</p>
Neither (A concerned citizen / homeowner)	<p>Hamilton should look at what they do in Montreal with their régime de logement system. Tenants have more rights in Quebec</p>
A Tenant	<p>Regulate investors in purchasing property to stabilize housing market</p>
A Tenant	
A Tenant	<p>Renoviction refers to the practice of landlords evicting tenants from their homes in order to carry out renovations, often with the intention of raising the rent. It is a controversial issue, and the City of Hamilton has a responsibility to ensure that its residents are protected from unfair or illegal practices by landlords.</p> <p>Here are some potential roles the City of Hamilton could play in a renoviction situation:</p> <p>Regulating landlord-tenant relationships: The City of Hamilton has the power to regulate landlord-tenant relationships through by-laws and policies. It could, for example, introduce regulations that prevent landlords from evicting tenants without just cause or from raising rents excessively. This would protect tenants from renoventions and ensure that landlords are acting fairly.</p> <p>Enforcing building codes and safety standards: The City of Hamilton is responsible for enforcing building codes and safety standards. If a landlord is carrying out renovations that could compromise the safety of tenants or violate building codes, the city could intervene to ensure that the renovations are done properly.</p> <p>Providing resources for tenants: The City of Hamilton could provide resources for tenants who are facing renoventions. This could include legal support, information about their rights, and assistance in finding alternative housing.</p> <p>Promoting affordable housing: One of the underlying causes of renoventions is the lack of affordable housing in Hamilton. The city</p>

	<p>could take steps to promote the development of affordable housing, such as offering incentives to developers or investing in affordable housing projects.</p> <p>Overall, the City of Hamilton has an important role to play in protecting tenants from renovictions and ensuring that landlords are acting fairly. By regulating landlord-tenant relationships, enforcing building codes and safety standards, providing resources for tenants, and promoting affordable housing, the city can help prevent renovictions and ensure that all residents have access to safe, affordable housing.</p>
A Tenant	<p>Have bylaw inspectors do regular checks on properties that are undergoing "renovations" to ensure the work is being done, and that the tenant is involved (if they are planning on returning). And they don't complete their file until the tenant has returned safely to their home. This keeps the spotlight on the landlord to follow through with their plans, in a timely manner, and protects the rights of the tenant. It's too easy for a big corporation to lock the tenant out and rent it out for more money; they have deep pockets and can take the financial hit of a fine from the LTB.</p>
A Tenant	<p>Hamilton should remove the renovations loophole in its regulations.</p> <p>A renovation adds inherent value to the capital of the home, therefore the landlord should not be allowed to raise the cost of rent of a tenant when a renovation occurs.</p>
A Tenant	<p>Disallow them</p>
A Tenant	<p>Protecting citizens from loosing their housing</p>
Neither (A concerned citizen / homeowner)	<p>Collect data. Cross reference renoviction orders with work permits. Provide a portal for tenants and landlords to report eviction notices.</p>
A Tenant	<p>Landlord licensing. Coverage of costs on the part of the landlord such as temp rentals while being renovated. Better protection of tenants from evictions and rising rent prices. I've been saving for a house for over 6 years. I make 85K. And I still can't afford a home in my hometown. Do your part in battling the financialization of housing, including licensing landlords and better tenant protections. Landlords care about their investment. But housing is a human right. That should come first, always.</p>
A Tenant	<p>Make it illegal for landlords to bully, intimidate and harass tenants. People who have lived in units for 10+years shouldn't be constantly worried if they'll be evicted, this is our home but yet we never feel safe because of that.</p>

A Tenant	Stop it happening
A Tenant	Stop it greedy landlords
Neither (A concerned citizen / homeowner)	Let the LTB speak for tenants and landlord.
Neither (A concerned citizen / homeowner)	Advocate for tenants who may not know their rights, hold landlords accountable
Neither (A concerned citizen / homeowner)	Strengthening information for landlords and tenants. Ensuring regulations are in place so that renters/tenants aren't worrying about whether they'll have a roof over their head if their landlord chooses to renovate.
A Tenant	By-laws to protect both parties, and clear, accessible educational information on how to resolve issues and get compliance.
A Tenant	The City of Hamilton should take a firm stance against renovictions by implementing policies against evicting tenants and then charging significantly more rent for the same unit within a certain time period.
A Tenant	Stop forcing tenants ro move because landlords want to fix yp an apartment. When it could be fixed while the tenant lives there. Tenants shouldn't have to pay double or triple because of renovictions after
A Tenant	It has to stop
A Tenant	Stop it landlords are being creedy the cost of living is threw the roof there are going to be alot more homeless people soon. Especially seniors and low income families.
A Tenant	Not allow evictions based on renovations for increase of rent
A Tenant	They know we are tax Payers and they work for us ßo to they should be in v0lved
Neither (A concerned citizen / homeowner)	Investigate and heavily fine landlords who renovict
A Tenant	Ensure Landlords don't use bully tactics to force tenants to move out and close provincial regulation loop-holes that allow them to raise rents above approved limits through questionable methods. A city review board should be set-up that has real consequences if it is found that Landlords are using renoviction methods and tactics.

A Tenant	
A Tenant	Make another unit available to the tenant without increase. It's the landlords job to upkeep properties. The city should endorse this as LAW!
Neither (A concerned citizen / homeowner)	Support for the tenant in finding a new rental at a similar price and ensuring their landlord follows the applicable rules for evicting a tenant in these circumstances.
Neither (A concerned citizen / homeowner)	Education/communication to help all parties involved understand their responsibilities.
A Tenant	Stop making it so easy for landlords to displace tenants!
Neither (A concerned citizen / homeowner)	If the City wants to be "the best place to raise a child and age successfully" you need to protect peoples ability to find and stay in safe, affordable housing. When people are unhoused or forced to live in unsafe conditions it has a direct impact on their health and the health of their community. The City should do everything in its power to protect community members from the people who seek to profit off of housing. Housing is a human right, not an investment opportunity for people seeking to make a profit. Renovations can and should happen, but not at the expense of tenants.
Neither (A concerned citizen / homeowner)	Come down hard on people who profit from housing. Housing is a human right, not a for-profit or investment opportunity. When people are unhoused, or forced to live in unsafe conditions, it impacts their health. If Hamilton wants to be "the best place to raise a child and age successfully" the City should do everything in their power to ensure an adequate supply of safe, affordable housing. This means creating protecting policies and enforcing them strictly on those who profit off the needs of others.
Neither (A concerned citizen / homeowner)	Mediator / Information Provider / Tenant Advocate
Neither (A concerned citizen / homeowner)	Protect tenants from profiteering landlords
A Tenant	I'm not 100%sure but Tennant's deserve to live somewhere they can afford without fear of being revovicted by greedy landlords
Neither (A concerned citizen / homeowner)	
A Tenant	Advocacy, putting policies in place

Neither (A concerned citizen / homeowner)	
A Landlord	None. It's an issue for the Landlord and tenant Act
Neither (A concerned citizen / homeowner)	Policing role
Neither (A concerned citizen / homeowner)	Ensure that it doesn't displace people and if it does, tenants should be compensated for raises to their rent and moving costs if they have to move. Try to move people within the building. Long-term tenants should not have their rents jacked up if they return to their units, especially if the landlord has ignored repeated requests for timely repairs leading up to the renovations and have had to live in sub-standard conditions without compensation for them. Daily fines for unfit living conditions in units slated for renovation. Create a grading system for rental units and ensure renovations allow for the same type of housing after renos (price of rent, unit size, etc) so that people aren't priced out. Allow landlords to apply for increase in grades in some units with the stipulation that for every improvement above the stated grade, that there will be a unit of similar size made affordable/RGTI.
Neither (A concerned citizen / homeowner)	Enforce license for landlord
A Tenant	The city should be protecting the limited affordable housing that we still have . Tenants need to be protected at all costs to keep their housing .
A Tenant	The city needs to be on the side of the tenants who have affordable housing.
A Tenant	Legislation to create rent stability rx rent cannot exceed x amount to deter OR forms and checks to ensure renos are needed and not used for renoviction
Neither (A concerned citizen / homeowner)	Take a more active role to protect tenants
Neither (A concerned citizen / homeowner)	I've been a renter for 12 years in Hamilton before purchasing our house last year. This city NEEDS to address renoviction. I have seen neighbours renovicted, primarily newcomers and racialized people, who were not educated on their rights, and replaced by out of town tenants who were able to pay jacked up prices.

	<p>The city 1. Should license landlords, and inspect properties every 5 years. 2. Should require in building permits a question about renovating between tenants, and only allow building permits for those who have followed the law with previous tenants. This could include a fine or additional cost for building permits to fund geared to income housing.</p> <p>The housing and rental market is made unaffordable by renovations. It also rewards landlords who have not kept up their properties for their tenants by allowing them to sell easily to future landlords who intend to evict existing tenants.</p>
Neither (A concerned citizen / homeowner)	Act quicker on enforcing bylaws that require landlords to comply with minimum property standards requirements and issue fines to landlords who refuse to repair HVAC and water supplies.
A Landlord	This is already handled in the provincial legislation. I believe if change is needed it needs to happen there with more transparency and efficiency in the landlord tenant board
A Tenant	Mandatory landlord licensing.
A Tenant	Crack down on slumlords and regulate it better
Neither (A concerned citizen / homeowner)	
A Tenant	I think making sure the LL and tenant know the legal expectations. I think licensing would help in identifying who specifically the LL is to help facilitate offering the information and enforcement of expectations
A Landlord	None
A Tenant	None cause it won't do anything but waste more tax payer money
Neither (A concerned citizen / homeowner)	Punish the ones that don't comply but not make all landlords get a license for their "OWN" property that doesn't belong to the city!
Neither (A concerned citizen / homeowner)	Need to apply to complete the major repair that would start the renovation. Have to prove with documentation and visit location to determine if tenant needs to leave to complete.
Neither (A concerned citizen / homeowner)	Enforce building laws so apartments are up to codes and enforce housing law to return to apartments at same rent after any repairs are made.

A Tenant	Deny ALL renovictions unless ordered by the city. Do more inspections of properties and require landlords to submit inspection reports annually.
A Tenant	Renovictions should NOT happen, a landlord has the right to repair and maintain a unit, but should not be doing so by displacing long, good standing tenants.
A Tenant	Give the tenant hope , Raise property standards,
A Tenant	Make both sides aware of their rights and responsibilities; provide information about rental vacancies; assist tenants in finding new accommodation
Neither (A concerned citizen / homeowner)	control Landlords... make sure the apartment is given back to the tenent within a month at the same rent as before !!
Neither (A concerned citizen / homeowner)	mediator
Neither (A concerned citizen / homeowner)	Immediate mediator
A Landlord	Speed up the LTB process, landlords are going bankrupt. Change the LTB to be fair to all, not just tenants. Hire more staff. Repay landlords for all the months/years having to house squatters.
A Tenant	Provide support to both parties to alleviate the LTB
A Tenant	
Neither (A concerned citizen / homeowner)	no role at all! there are already laws in place to protect tenants and landlords at a provincial level. Landlords and tenants do not need more laws to confuse the system in place already.
A Tenant	Ensure adequate housing supply for mid to low income earners and stop landlords from displacing good tenants
Neither (A concerned citizen / homeowner)	Make sure that they're all abiding by the rules! Close the loopholes so that squatters can be forced to leave regardless of the time of the year.
A Landlord	Ensure that renovictions are STOPPED
A Tenant	Enforce the laws that exist to protect tenants.
A Tenant	Creste renoviction bylaws Enforcement of said bylaws.

A Tenant	Make sure the building really needs to do a reno to the apartment and not do a viction to the tenant.
A Landlord	That they should have to apply to renovate before they displace people
A Tenant	License the landlords and making more affordable housing.
A Landlord	None Provincial government should/does make the rules
A Tenant	License landlords, harden rules against renovictions
Neither (A concerned citizen / homeowner)	Require a license for all landlords to rent a property to ensure they are familiar with the Residential tenancies act.
A Landlord	<p>There are some severely dilapidated apartment units throughout Hamilton that are in major need of repair/rehab and there is 0 incentive to Landlords to execute on these repairs. Receiving a 1-2% increase per year on a \$600 a month lease does not provide the financial metrics required to undergo a \$10K-\$20K renovation. Being able to release the unit back to the same tenant for market rent or just below market rent would at least allow a Landlord to recoup some of their expenses over a 5-10yr leasing period. Landlords have their hands tied. Their buildings are depreciating, delayed capex is increasing and yet Landlords are harped on for trying to improve performance of their property. I would be very interested in continuing this conversation to explore ways to improve the LTB situation if further feedback is welcome. Thank you - CORA RUSCICA, cora@cedarpointgroup.ca 416-358-1350</p>
A Landlord	<p>Provide information to landlords and tenants regarding renovictions. The prices of properties have increased and so too have mortgage rates. As s result, the landlord expenses have increased. Tenants are paying a smaller portion of the landlord's operating costs. Landlord's are struggling to accumulate surplus to be used to make important capital expenses. This is making it difficult to operate rental housing in Hamilton. A city with o e of the highest number of renters per capita.</p>
A Tenant	<p>The role of the City is to protect its citizens' right to shelter. The profit motive of landlords who own multiple properties for their own enrichment must not outweigh the rights of renters to have adequate, life-saving shelter. Landlords should be obliged to register the current monthly rent, affirmed by the tenant, and the rent rate sought after renovations, contingent on licensing. While we're at it, enforce a bylaw that reinstitutes rent control.</p>

<p>Neither (A concerned citizen / homeowner)</p>	<p>None. This is a complete misallocation of resources. This is provincial jurisdiction. Every dollar, second of time or resource dedicated to this results in an equal amount of resources taken away from the core responsibility of the City's Housing Services Division - Housing Service System Manager. I assume the premise of this would be to support Tenants as they are somehow assumed to be 'exploited.' This is backwards - the homeowner is the property tax payer therefore is the City's customer and if anything, the City should provide extra services to it's customers who have disastrous Tenants that are compromising the value of their assets. Really a revenue generation tactic of the City should be to renovate as many units as possible, improve their quality so the value of the property is assessed higher. The City will actually collect MORE tax revenue. And legislation already exists where the Tenant has a right to bring a T5 bad faith application under s. 57 of the RTA if the Landlord breaks the law.</p>
<p>Neither (A concerned citizen / homeowner)</p>	<p>Too many landlords are evicting so they can increase their rent and there are loopholes in the system. The landlord tenant act seems to take too long as well to resolve issues.</p>
<p>Neither (A concerned citizen / homeowner)</p>	
<p>Neither (A concerned citizen / homeowner)</p>	<p>They should make sure has affordable housing</p>
<p>A Landlord</p>	<p>Nothing.... Stay out of the housing market as every time City intervenes it effectively reduces the supply of housing and/or makes it more expensive for landlords and is very quickly passed down to tenants who end up paying. The real problem today is LACK of SUPPLY of ALL types of housing in Hamilton. Every effort should be made to increase supply and NOT discourage property owners from upgrading their property and getting market rent. This is the ONLY way to make housing affordable and bring balance to the market. Licensing and other similar govt interventions will do the opposite.</p>
<p>Neither (A concerned citizen / homeowner)</p>	<p>Support housing as a human right. Support affordable housing. Assist to find affordable housing. Rent freeze</p>
<p>Neither (A concerned citizen / homeowner)</p>	<p>Not get involved, leave to province to administer</p>
<p>A Tenant</p>	<p>I believe that most renovations can take place while someone is living in the unit. Home owners don't move out because they have to renovate their kitchen or replace plumbing etc. The major issue in this building is they're using it as an excuse to</p>

	evict older tenants who have been here a long time in order to renovate and charge double what these people have been paying.
Neither (A concerned citizen / homeowner)	Do not enable it. What the city did with the agreement over 1083 Main is inhumane and supporting awful landlords.
A Tenant	The City should ensure it is not simply a ploy to get current tenants out in order to raise rent. The City should also ensure the renovations are actually done and the apartment is not simply spruced up a bit and then rented out right away.
A Tenant	The City should ensure that it is not simply a ploy to get current tenants out in order to raise the rent.
A Tenant	
A Tenant	Major role and be very active
A Tenant	protect tenants from displacement
Neither (A concerned citizen / homeowner)	Prevent landlords from performing renovations not required strictly to increase the rent of a unit
Neither (A concerned citizen / homeowner)	Fine landlords who abuse it
Neither (A concerned citizen / homeowner)	Ensure that permits are correlated to the expectation of the land owner and that they follow up on their legal obligations without the ability to hide behind bylaws, supported by a backlogged system that leaves people without adequate access to basic human needs and without forcing those people into illegal encampments around the city.
Neither (A concerned citizen / homeowner)	Support tenants and increase requirements on landlords to ensure tenants can get back in after renovations. Increase regular maintenance requirements/monitoring so that there are less untenable situations like the current water crisis in east Hamilton
Neither (A concerned citizen / homeowner)	Rent control at point of renovation
Neither (A concerned citizen / homeowner)	Monitor all situations to ensure laws are followed
Neither (A concerned citizen / homeowner)	The city must find affordable housing for each and every renovation.

A Tenant	
A Tenant	Demand that tenants are allowed to stay after renovations are completed
A Tenant	Stop them
A Tenant	Renovictions should be independently assessed by city staff to ensure that the Renos are necessary for habitation and not simply cosmetic or designed to increase the market value of the unit. As well, landlords should have to house existing tenants while renovations take place and the city should have strong protections to ensure that tenants can return to their units at the original rent after renos are completed.
Neither (A concerned citizen / homeowner)	ensure landlord follows the law. make longer time frame for notification. ensure can have same unit when returning without major increase in price. limit rent increases
A Tenant	Protect the tenant. The Landlord already has a home.
A Tenant	Create and enforce standards for landlords
Neither (A concerned citizen / homeowner)	Be proactive in assisting enforcement of LTA.
Neither (A concerned citizen / homeowner)	The city should have clear policies on rent increases and any evictions. A landlord should not have to evict people without the approval of city council. The city should also have a record of every person who was evicted and information about where they relocated. A landlord should not have the right to increase rents without the approval of the city.
Neither (A concerned citizen / homeowner)	Making sure people don't end up homeless because of greedy landlords
Neither (A concerned citizen / homeowner)	There should be more support for both parties with faster decisions made.
Neither (A concerned citizen / homeowner)	arbitrator
Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	Follow up on complaints
A Tenant	I do not have an idea at this time.

A Tenant	No one would help us when the landlord made us leave. There werent any resources we could use and for a while it looked like we wouldnt have anywhere to go
A Tenant	Stop it immediately, Crack down on bad landlords who let's maitence requests go until something is quite literally unlivable. Rent is too expensive these days to get living in despair
A Tenant	Pressure to revise the RTA
A Tenant	Actively involved in ensuring through license and followup that laws are clearly communicated to to landlords and tenants and that they are followed.
A Tenant	
Neither (A concerned citizen / homeowner)	It should protect its must vulnerable citizens.
Neither (A concerned citizen / homeowner)	Protection of affordable housing stock by preventing renovictions.
Neither (A concerned citizen / homeowner)	Make tighter bylaws and codes to protect tenants
Neither (A concerned citizen / homeowner)	Enforce health and safety standards
Neither (A concerned citizen / homeowner)	I think the city of Hamilton should play a bigger role in protecting tenants rights. There are too many people becoming homeless in this city and renovictions play a part in this. How come the tenants of 2322 King St. E were complaining to the city and absolutely no chits were issued? I saw the pictures of Melissa Gudgeon's apartment and I was completely appalled. I think there needs to be more transparency from the city in cases like this and (probably) a complete crackdown on corruption among municipal employees. Like, sorry, what actions did the city take against the landlord(same guy as above) who removed the door off of a disabled man's apartment last summer? I recall the newspaper saying that those actions wouldn't be disclosed by the city. Why not? Airbnbs need to be regulated into oblivion and there should be taxes for people owning multiple properties in the city. There should be more restrictions on renovictions and the city should crack down on the people who are repeatedly shown to be abusing and harassing tenants and acting in bad faith regarding renovictions. Because there is the perception that the city is coddling these individuals instead. They should face severe legal and financial consequences.

A Tenant	Enforce bylaws more. Landlords get away with a lot of stuff. Look at 1083 Main St. E absolutely disgusting.
Neither (A concerned citizen / homeowner)	protecting the tenant
A Tenant	
A Tenant	
Neither (A concerned citizen / homeowner)	Arbitration
Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	
Neither (A concerned citizen / homeowner)	
A Tenant	Insured tenant knows rights and help with disputes.
A Tenant	Renovictions should be illegal unless the tenant is directly responsible for the despair of the house outside of regular wear and tear. All homes eventually need fixing/updating, one should not lose their home because of it
A Tenant	Stop renovictions!
A Tenant	I wish I knew
Neither (A concerned citizen / homeowner)	Policy and increased bylaws
A Tenant	Current provincial rules are not protecting tenants and allow tenants to be evicted for renovations. Displaced tenants cannot afford current market rents Renoviction is a big issue impacting all parts of Hamilton. There was a big spike in N13s filed at the Landlord and Tenant Board between 2012 to 2021. City wide landlord licensing, improvements to the tenant defence fund, and a proactive tenant education program are all necessary to address these issues.
Neither (A concerned citizen / homeowner)	In situations such as the one involving lack of water they should step in decisively, do the repairs and put the costs on the tax bill -

	in other situations charging the landlord or suing them may be necessary
A Tenant	
Neither (A concerned citizen / homeowner)	Decisive action needs to be taken against landlords abusing their authority. In the situation involving lack of water the landlord the city's costs in paying for the water should be added to the landlord's tax bill.
Neither (A concerned citizen / homeowner)	I think the City should ensure that the landlord finds accommodation for the person(s) being displaced, at the same amount in rent. They should be offered first refusal on their newly renovated unit and the rent should be reasonably adjusted to reflect the improvements made.
Neither (A concerned citizen / homeowner)	I think this legislation review is a little late
A Landlord	The city could act as an impartial third party to assess if renovations require the tenant leaving; the city could arrange short term alternative housing for the tenant during renovations
Neither (A concerned citizen / homeowner)	Policy on the number of renovations within a specified distance (Separation Distance required) through licensing
A Tenant	Maybe have someone come and evaluate if the renovations are needed, if the timeline makes sense etc. similar to a building inspector. The problem isn't renovations, it's renovations specifically used used to turn over tenants. Also advocate for better rules from the province. There would be less of an issue if the rental and housing market were healthier, which is largely to do with municipal planning and provincial building codes.
A Landlord	Not licensing
A Landlord	Not get involved
A Landlord	Follow existing laws and press for rehousing people back to their apartments after Reno with a reasonable small increase.
A Landlord	Education
A Landlord	little
A Landlord	That the LTB and it's slow, archaic process is leading landlords to make desperate and illegal decisions, like renovations as a way of getting bad tenants out. The system is not designed to be fair, and the delays have only made things worse. More and more landlords are selling properties because of the inefficiencies and

	biases in the system, leading to further the housing crisis in the city. Tenants have no accountability right now, and it's a scary time for landlords.
A Landlord	Information, guidance and support for both parties to ensure provincial rules are properly followed.
A Tenant	the city should keep all affordable housing at any cost.
A Tenant	
Neither (A concerned citizen / homeowner)	Ensure that it is necessary for the tenant to move out for the work needed. Provide comparable place for the tenant to live during the renovation at comparable rent. Give the tenant first right of refusal to move back in at a reasonable rent increase.
A Tenant	Nothing. We don't need more government interference. The issues we have today are because of government interference.
Neither (A concerned citizen / homeowner)	Stay out of it!
A Tenant	As a tenant I've seen many units that have been destroyed by tenants, as well as unit run by slumbers. Legislation should be fair and balanced for both. If a tenant destroys a property they should be held liable as should a slumlord
A Tenant	Hold both delinquent tenants and landlords to same standard. I've seen tenants destroy units.and landlords left to pay. And vice versa. Hold both to equal repercussions
Neither (A concerned citizen / homeowner)	Find them a comfortable place to stay during the reno.
A Tenant	
A Landlord	None, provincial mater
A Tenant	The city should focus on schools, roads and basic services, not renovictions.
Neither (A concerned citizen / homeowner)	
A Landlord	Nothing — already covered in LT legislation. Should allow a landlord to raise rent that would cover inflation/expenses so landlord does not lose building as can't afford it.

Neither (A concerned citizen / homeowner)	None. There is a provincial regulations in place. The city needs to focus on areas it has jurisdiction under the municipal act. Do not add further red tape
A Landlord	None. There are provincial legislations in place. The city of Hamilton has enough of its own problems to fix.
A Landlord	None. The Bureau already favours tenants in all other areas — every. Single. One. Landlords need grace and options and should have the right to enhance a property and raise the rent at their discretion thereafter.
Neither (A concerned citizen / homeowner)	How will licensing the landlord help? What will that do besides drive up the cost of rent and take rental stock out of the market. Why does the city think it's a good idea to add more regulations and more red tape. The LTB exists, it heavily favours the tenant. City stop getting involved in matters beyond your jurisdiction and just fix the road and pickup my garbage on time
A Tenant	None. The city needs to stay in its lane and Stay out of landlord tenant matters. Big government doesn't help anyone.



RENOVICTIONS STAKEHOLDER CONSULTATION PRESENTATION

ECS Committee

April 20, 2023

Enterprise¹ Canada

Consultants hired to undertake stakeholder engagement around renovictions.

Enterprise¹ Canada

- City Councillors
- City of Hamilton staff
- Seven advocacy groups supporting tenant rights, involving 13 individuals that included a sample of tenants who have or are facing renovictions.
- Four groups representing property owners, involving seven individuals.

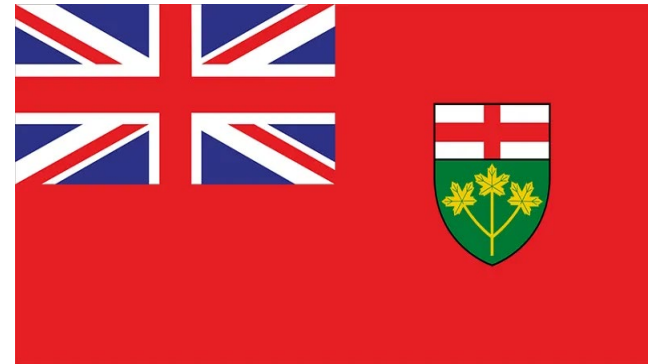
Renoviction – a definition.

Ontario has seen a increase in the issuance of N13s to evict tenants for the purposes of renovating or demolishing a rental unit.

New Westminster, BC By-law

- Amended existing Business Regulations and Licensing Rental By-law in 2019 to address the issue of renovictions.
- Part 6 (that addressed renovictions) was repealed in 2021.

Jurisdictional Powers British Columbia vs Ontario



Education on rights and responsibilities of both Landlords and Tenants is important in addressing bad-faith renovations.

Tenant Defense Fund has proven beneficial for tenants fighting against bad-faith N13s.

The City is embarking on a rental housing licensing pilot project in Wards 1, 8 and part of 14.

Bill 97, Helping Homebuyers, Protecting Tenants Act, 2023

- Amendments to the Residential Tenancies Act, specifically Subsec. 50 (3)
- Increased fines under Section 238 to \$100,000 for an individual and \$500,000 for a corporation.

Next Steps:

- Secure funding to continue the Tenant Defence Fund
- HSIR looking at city lead on Tenant Response Team
- Continue to monitor actions of Ontario Municipalities
- Review impacts as Bill 97 evolves
- Await Rental Licensing pilot program results



Hamilton

THANK YOU



Hamilton

QUESTIONS?



CITY OF HAMILTON
HEALTHY AND SAFE COMMUNITIES DEPARTMENT
Housing Services Division
and
CORPORATE SERVICES DEPARTMENT
Financial Planning, Administration and Policy Division

TO:	Chair and Members Emergency and Community Services Committee
COMMITTEE DATE:	April 20, 2023
SUBJECT/REPORT NO:	Loan to CityHousing Hamilton for its Affordable Housing Project at 8 Roxanne Drive (HSC19034(a) / FCS23037) (Ward 4)
WARD(S) AFFECTED:	Ward 4
PREPARED BY:	Brian Kreps (905) 546-2424 Ext. 1782 Kirk Weaver (905) 546-2424 Ext. 2878
SUBMITTED BY: SIGNATURE:	Michelle Baird Director, Housing Services Division Healthy and Safe Communities Department <i>Michelle Baird</i>
SUBMITTED BY: SIGNATURE:	Brian McMullen Director, Financial Planning, Administration and Policy Corporate Services Department <i>Brian McMullen</i>

RECOMMENDATION(S)

- (a) That a loan to CityHousing Hamilton in the amount of \$19,396,979, representing the balance of financing for its project at 8 Roxanne Drive, be authorized and approved on the terms and conditions contained in the Conditional Loan Term document attached as Appendix "A" to Report HSC19034(a) / FCS23037, or such additional terms, conditions or amendments satisfactory to the General Manager, Healthy and Safe Communities Department, in consultation with the General Manager, Finance and Corporate Services Department; and,

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**SUBJECT: Loan to CityHousing Hamilton for Affordable Housing Project at
8 Roxanne Drive (HCS19034(a) / FCS23037) (Ward 4) – Page 2 of 7**

- (b) That the requirements of the External Loan Guidelines that loans may not be used to reduce debt, that organizations may hold only one outstanding loan with the City, that the interest rate must be based on the current serial debenture rate and that an administrative fee of 0.25% be charged are specifically waived with regard to the loan to CityHousing Hamilton in the amount of \$19,396,979 to finance its project at 8 Roxanne Drive; and
- (c) That staff be directed to establish a loan receivable on the City's balance sheet, not exceeding \$19,396,979, to record the corresponding CityHousing Hamilton liabilities regarding the long-term financing for the affordable housing development at 8 Roxanne Drive; and,
- (d) That the General Manager, Healthy and Safe Communities Department, or their designate be authorized and directed to execute and administer a loan agreement along with any ancillary documentation and amendments in a form satisfactory to the City Solicitor; and,
- (e) That the additional annual operating impact, estimated at \$571,959, related to CityHousing Hamilton's Roxborough housing units be included in the Housing Services Division 2024 tax operating budget.

EXECUTIVE SUMMARY

CityHousing Hamilton (CHH) co-developed, with the consortium Roxborough Park Incorporated (RPI), a mixed income, mixed tenure housing demonstration project in the McQuesten neighbourhood as approved through Report HSC19034. The project is designed to stimulate neighbourhood renewal while replacing most of the affordable community housing that was originally on the site.

The deal structure set out in a Master Development Agreement (MDA) signed November 2019 between the parties includes two key processes that are conjoined, a real estate transaction and a design-build contract. The land sale transacted in October 2022, while the design-build project reached substantial completion in December 2022. Lease up for the new CHH building located at the municipal address 8 Roxanne Drive is currently underway.

The total cost of the project was \$29,424,219. CHH has secured grants from Canada Mortgage and Housing Corporation (CMHC) in the amount of \$7,166,020 and the Federation of Canadian Municipalities (FCM) in the amount of \$1,430,610 as well as a loan from FCM in the amount of \$1,430,610. The total project costs were slightly higher than originally approved. CHH's success in obtaining funding from CMHC and FCM has resulted in a reduction of the amount of financing being required from what was originally projected. Furthermore, it allows the proceeds from the sale of the land to be applied to other CHH development projects.

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At its February 9, 2023 meeting, CHH's board approved a recommendation in a report (Report #17029(f)) that the City of Hamilton be requested to provide a loan for the balance of \$19,396,979. CHH paid the construction invoices from their Sold Units Reserve Fund. The funds will be used to make the Sold Units Fund whole.

Staff recommends that an interest bearing loan be extended to CHH for a term of 20 years at an interest rate of 2.14%. Operating subsidy of \$400 K was approved as part of Report HSC19034. The estimate was based on lower interest rates available at the time and a longer amortization period. Additionally, the Rent Geared to Income (RGI) subsidy was not included in the estimate. In order to allow CHH to pay the full cost of the loan and the RGI subsidy, \$208,269 in operating subsidy associated with the units that were part of the redevelopment will be transferred within the Housing Services Division budget to fund a portion of the operating subsidy required for 8 Roxanne Drive. It is recommended that \$571,959 be included in the 2024 Housing Services Division tax operating budget to fund the balance of the required operating subsidy.

Alternatives for Consideration – Page 6

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: The City will advance a loan of \$19,396,979 to CityHousing Hamilton (CHH). The City will earn interest (2.14%) compounded semi-annually and paid annually. The loan interest will be distributed in accordance with City policies and procedures. The Terms and Conditions of the loan and its repayment are summarized in Appendix "A" to Report HSC19034(a) / FCS23037. The proposed 20-year amortization schedule would result in annual payments to the City of approximately \$1.2 M over the life of the agreement.

The original subsidy of \$400 K approved in Report HSC19034 was calculated based on a 35-year amortization and lower interest rates than are currently available. The sum of \$208,269 in Public Housing subsidy (Dept ID 625052) that was previously associated with the buildings that were redeveloped will be transferred within Housing Services Division budget to fund a portion of the subsidy required. It is recommended that an additional subsidy of \$571,959, required for CHH to make the annual debt payment and fully fund the RGI subsidy at 8 Roxanne Drive be included in the Housing Services Division 2024 tax operating budget.

8 Roxanne Drive is ready to be occupied. Therefore, the costs incurred in 2023 will create a pressure that will be addressed in the 2023 year-end report. Table 1 outlines the operating shortfall for 8 Roxanne Drive. Table 2 highlights the funding currently approved in Housing Services' 2023 budget that is available to fund 8 Roxanne Drive's operating shortfall.

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Table 1 – 8 Roxanne Drive Operating Shortfall

CHH Operating Deficit	\$596,000
CHH RGI Subsidy	<u>584,228</u>
Total CHH Operating Costs, 8 Roxanne Drive	<u>\$1,180,228</u>
HSD 2023 Levy Approved HSC Report 19034	\$400,000
HSD 2023 Levy Transfer from Dept ID 625052	<u>208,269</u>
Subtotal of 2023 Funding Sources	<u>\$608,269</u>
2023 Funding Shortfall - Recommended for 2024 Budget	<u>\$571,959</u>

**Table 2 – 8 Roxanne Drive Operating Shortfall and Existing 2023
Operating Budget**

	Total Operating Subsidy Required	Included in 2023 Operating Budget	Recommended 2024 Operating Budget Increase
CHH Operating Deficit	\$596,000	\$400,000	\$196,000
CHH RGI Subsidy	584,228	208,269	375,959
Total	<u>\$1,180,228</u>	<u>\$608,269</u>	<u>\$571,959</u>

Staffing: N/A

Legal: Legal Services support will be required in drafting the loan agreement, negotiating terms, implementing the term sheet and ensuring registration of the security.

HISTORICAL BACKGROUND

CityHousing Hamilton (CHH's) Board approved Report #17029(d) on June 10, 2019 which outlined the structure of its Roxborough redevelopment project. The proceeds of the land was identified as \$6,733,980 and the agreed upon development cost of the building set at \$29,225,000 which would require CHH to finance \$22,491,020.

On June 26, 2019, Council approved, through Emergency and Community Services Committee (ECS), Report HSC19034 which authorized CHH to sell approximately seven acres of its property which contained 73 Rent Geared to Income (RGI) townhouses and 30 market apartments. The sale was part of a development of mixed income and mixed tenure on lands which would include a 103-unit building to be owned and operated by CHH.

In Report HSC19034, Council also approved that \$400 K be added to the Housing Services Division's operating budget to be provided to CHH to cover the estimated cost of servicing the mortgage after operating revenues and operating expenses.

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The deal structure set out in a Master Development Agreement (MDA) signed November 2019 between the parties includes two key processes that are conjoined, a real estate transaction and a design-build contract. The land sale transacted in October 2022, while the design-build project reached substantial completion in December 2022. Lease up for the new CHH building addressed as 8 Roxanne Drive is currently underway and the first tenants began to move in mid-February 2023.

On February 7, 2023, through CHH Board Report 8 Roxanne Drive Funding Update (Report #17029(f)), an update on funding for the project was provided. The projects total cost of \$29,424,219 is being covered through a \$7,166,020 loan from CMHC, a \$1,430,610 grant from the Federation of Canadian Municipalities (FCM) and a \$1,430,610 loan from FCM. CHH's board approved a recommendation that the City of Hamilton be requested to provide a long-term financing loan for the balance of \$19,396,979.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENTS

Housing and Homelessness Action Plan

Hamilton does not have enough affordable rental housing units. In 2013, Council endorsed the 10-Year Housing and Homelessness Action Plan with the first outcome area to increase the supply of affordable housing. The City continues to fall below its targets for developing new units. CityHousing Hamilton's new development is envisaged by staff as a move in the right direction in relation to affordable units supply.

External Loan Guidelines

The City's External Loan Guidelines specify that loans may not be used to reduce debt, that organizations may hold only one outstanding loan with the City, that the interest rate must be based on the current serial debenture rate and that an administrative fee of 0.25% be charged.

RELEVANT CONSULTATION

Legal and Risk Management Services Division, Corporate Services Department

ANALYSIS AND RATIONALE FOR RECOMMENDATION(S)

CityHousing Hamilton (CHH) co-developed, with the consortium Roxborough Park Incorporated (RPI), a mixed income, mixed tenure housing demonstration project in the McQuesten neighbourhood which substantially rebuilds the existing affordable housing and is intended to stimulate neighbourhood renewal. The deal structure set out in a Master Development Agreement (MDA) signed November 2019 between the parties includes two key processes that are conjoined, a real estate transaction and a

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design-build contract. The land sale transacted in October 2022, while the design-build project reached substantial completion in December 2022. Lease for the new CHH building addressed as 8 Roxanne Drive is currently underway, with tenant occupancy to begin in mid-February 2023.

The cost of the building was anticipated to be \$29,225,000 and the final cost was slightly higher at \$29,424,219. Originally, CHH was to apply the proceeds of the sale to the building resulting in requirement to obtain financing for \$22,491,020. CHH was successful in securing funding and loans at favourable rates from CMHC and FCM which allowed CHH to apply the value of the land sale to other development projects and reduced the value of the required financing to \$19,936,979.

CHH engaged potential lenders including Infrastructure Ontario to explore securing a loan for the balance of construction costs of \$19,936,979. In the past 18 months, interest rates have increased significantly. Ultimately, it was determined that the rates offered by these lenders would substantially increase the cost of servicing the debt. The City of Hamilton is the sole shareholder of CHH. As such, it is recommended that a loan to CHH be provided at a rate comparable to the long-term interest earned on the City's bank account of 2.14%. Given that the City of Hamilton is CHH's Sole Shareholder and is subsidizing the loan repayment, it is recommended the requirements that loans may not be used to reduce debt, that organizations may hold only one outstanding loan with the City, that the interest rate must be based on the current serial debenture rate and that an administrative fee of 0.25% be waived.

The operating subsidy of \$400 K originally approved in Report HSC19034 was based on an amortization of 35 years and in a period of record low interest rates. The subsidy estimate also did not account for the RGI subsidy required in a new build. With the revisions to the loan amount, interest rate and amortization period, there remains an additional cash flow shortfall of approximately \$196 K. In addition, the existing subsidy in the 2023 budget associated with the sold units is not sufficient to provide deep affordability and it is recommended that RGI subsidy of \$375,959 be included. As a result of these factors, the additional operating subsidy required of \$571,959 is to be included in the 2024 tax operating budget. Without the full amount of the operating subsidy, CHH would not be able to provide the units at rent-geared-to-income levels.

ALTERNATIVES FOR CONSIDERATION

Alternative 1: CHH could borrow the funds from a third party (e.g. bank or Infrastructure Ontario)

Pros: The City would not provide a loan to CHH which means the City would retain the \$19,936,979 and earn interest on the amount or be able to allocate the funds to another use.

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**SUBJECT: Loan to CityHousing Hamilton for Affordable Housing Project at
8 Roxanne Drive (HCS19034(a) / FCS23037) (Ward 4) – Page 7 of 7**

Cons: CHH would incur higher interest costs and since the City is the sole shareholder of CHH, those higher costs would be ultimately borne by the City taxpayers.

Financial Implications: The ultimate cost to City taxpayers would be higher under this alternative than the staff recommendation.

Staffing Implications: None

Legal Implications: CHH would need to secure funding from a third party and execute the necessary agreements. The City may need to be involved.

Alternative 2: The City could issue debt to cover the \$19,936,979 funding gap.

Pros: The City would not provide a loan to CHH which means the City would retain the \$19,936,979 and earn interest on the amount or be able to allocate the funds to another use.

Cons: CHH would incur higher interest costs and since the City is the sole shareholder of CHH, those higher costs would be ultimately borne by the City taxpayers.

Financial Implications: The ultimate cost to City taxpayers would be higher under this alternative than the staff recommendation. Additional debt could impact the City's ability to remain within existing debt policy limits

Staffing Implications: None

Legal Implications: Additional authority to issue debt may be required.

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" to Report HSC19034(a) / FCS23037: Loan Agreement Term Sheet, 8 Roxanne Drive

OUR Vision: To be the best place to raise a child and age successfully.

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.

Appendix "A" to Report HSC19034(a) / FCS23037**Page 1 of 6****LOAN AGREEMENT TERM SHEET**

8 Roxanne Drive, Hamilton (Redevelopment of 103 units)

Borrower: CityHousing Hamilton (CHH)

Lender: City of Hamilton ("City")

Type of Loan: \$19,396,979 Interest bearing Loan with a 20-year Amortization as set out in this Term Sheet, Appendix "A" to Report HSC19034(a) / FCS23037

Loan Conditions

1. The Loan will be subject to the recipient entering into a loan agreement with the City containing such terms and conditions as set out in this term sheet, Appendix "A" to Report HSC19034(a) / FCS23037.
2. The amount of the Loan shall be up to a maximum principal amount of \$19,396,979. The Loan shall only be used for the payment of the financing costs of \$19,396,979 relating to the development of a multi-residential building containing approximately 101 affordable seniors' unit located at 8 Roxanne Drive, Hamilton (the "Project").
3. The Loan will be interest-bearing at a rate of 2.14% compounded semi-annually on the total Loan amount and paid annually commencing on the Effective Date. A greater interest rate will be imposed on default.
4. The "Effective Date" shall be the date of the execution of the Loan Agreement.
5. The Loan will have a term of 20 years commencing on the Effective Date.
6. No assignment of the Loan, other than to the City will be permitted unless consented to by the General Manager of the Healthy and Safe Communities Department (GM) in their sole discretion and only in the following circumstance:
 - (a) the property is sold to another provider of "non-profit housing" as agreed to by the GM;
 - (b) any other circumstance as agreed upon by the GM in their sole unfettered discretion.
7. Requirement to provide the City with insurance certificates for "Property All Risks" insurance and other insurance as requested by the GM, to the satisfaction of the GM in consultation with Risk Management.
8. As continuing collateral security for the principal amount of the Loan and any amount that may become payable pursuant to the Loan agreement for any reason whatsoever hereunder, CHH shall execute and / or deliver to the City in a form and content satisfactory to the City, the following (collectively referred to as the "Security"):

Appendix “A” to Report HSC19034(a) / FCS23037**Page 2 of 6**

- (a) A collateral charge / mortgage of land which can be lesser in priority only to a FCM registered mortgage or at the sole, absolute and unfettered discretion of the GM a long-term (greater than 20 years) third party financing with terms no more prejudicial than the FCM mortgage, payable on demand, with a Principal Amount of nineteen million, three hundred ninety-six thousand, nine hundred seventy-nine dollars (\$19,396,979) CHH which shall be registered against title to 8 Roxanne Drive, Hamilton (“Secured Property”);
- (b) An assignment of rents registered against title to the Secured Property and registered pursuant to the PPSA and in priority to any other assignment of rents provided by the CHH;
- (c) Assignment of any proceeds of insurance required pursuant to Article 7 and in priority to any other assignment of insurance provided by the CHH that relates to the Secured Property;
- (d) A general security agreement registered pursuant to the PPSA in priority any other general security agreement entered into by the CHH and registered pursuant to the PPSA which may be site specific to the Property at the sole discretion of the GM; and,
- (e) Any and all such other and further documents, agreements and other instruments, and do such other and further things as the City may require to give effect to the Loan Agreement and cause the City to hold valid and enforceable security for the Principal Amount together with any amount that may become payable for any reason thereunder.

No additional financing will be permitted to be secured on the Secured Property that would cause the aggregate value of mortgages registered against the Secured Property to exceed 100% of the value of the Security Property.

Rental Requirements and Maximum Allowable Rent

- 9. At all times during the term of the loan, the rents of all units within the Project will at no time be above 80% Average Market Rent (AMR) for the City of Hamilton.
- 10. Rents for the affordable units may only be increased annually by the Provincial Rent Increase Guideline during a tenancy. Rents may be increased to the maximum allowable percentage of 80% AMR at turnover. Service Manager shall be notified 90 days prior to the effective date of a rent increase of more than the current Provincial Rent Increase Guideline.

Events of Default

- 11. Events of default shall include but not be limited to:
 - (a) Within the term of the Agreement, the housing is no longer “non-profit housing” as determined by the GM’s sole discretion;

Appendix "A" to Report HSC19034(a) / FCS23037**Page 3 of 6**

- (b) Failure to observe any of the conditions for advance of the Loan;
 - (c) Breach of any provisions of the Loan Agreement;
 - (d) Any disposition of the property not consented to by the GM in their sole discretion which consent may include such conditions as the GM determines in their sole discretion;
 - (e) Failure to acquire Service Manager Consent as it relates to encumbrances to 8 Roxanne Drive, Hamilton;
 - (f) Failure to notify the City about any default of the agreement within 30 days;
 - (g) Where a mortgage, charge, lien, execution or other Encumbrance affecting the Property becomes enforceable against the Property; or
 - (h) Where CHH becomes bankrupt, whether voluntary or involuntary, or becomes insolvent or a receiver / manager is appointed with respect to the Property; or
 - (i) Where CHH certificate of incorporation is cancelled, or CHH is otherwise wound up or dissolved as a corporation or there is any other change in the ownership or corporate status of CHH not approved by the City in advance;
 - (j) Where CHH ceases to be a Non-profit housing provider;
 - (k) Such further events as the City Solicitor deems appropriate in their sole discretion.
12. Consequences of an event of default, unless permitted to be remedied in such time and manner as the GM determines in their sole discretion, will include, but not limited to immediate repayment of all amounts advanced pursuant to the Loan and no further Loan payments.

Advance Provisions

13. The Loan shall be advanced, with any holdbacks as determined necessary by the City solicitor, in one lump sum.
14. Prior to the issuance of any advance of the Loan CHH must;
- (a) Execute the Loan Agreement;
 - (b) Secure the loan with a Collateral mortgage registered on Title of the Property (8 Roxanne Drive, Hamilton, ON) in favour of the City;
 - (c) Ensure the Property is clear of unpermitted encumbrances;
 - (d) Submit an invoice equivalent to the advance request;
 - (e) Provide certificate of insurance to the satisfactory of the City's Risk Management Department; and
 - (f) Such other conditions as the GM determines appropriate.

Appendix "A" to Report HSC19034(a) / FCS23037**Page 4 of 6****15. Loan Repayment**

- (a) The Loan shall be repaid to the City within 20-years from the Effective Date;
- (b) CHH shall repay the principal amount advanced together with interest as provided for in this term sheet in twenty (20) consecutive yearly payments commencing on the annual anniversary date of the Effective Date and continuing on each subsequent annual anniversary date thereof;
- (c) CHH may prepay the outstanding principal of the loan in whole or in part at any time or times without penalty.

Accountability Provisions

16. The Loan Agreement shall remain in force and in effect until the Loan has been paid in full and CHH has performed all of its obligations under the Loan Agreement and no Security shall be discharged until the Loan is repaid in full and CHH has performed all of its obligations under the Loan Agreement.
17. During the term of the Loan Agreement and the loan period, CHH will monitor the respective Project annually to ensure the obligations under the Loan Agreement have been met for the previous year. During the term of the payment period, CHH will submit the following documents for the previous year to the Housing Services Division annually on or before June 1:
 - with the annual audited financial statements of the Borrower including the statement of profit and loss of the Borrower for that year, and a balance sheet of the Borrower as of the end of that year, setting forth in each case in comparative form, corresponding figures from the preceding annual audit;
 - with copies of any formal detailed reports submitted to the Borrower by independent accountants in connection with each annual or interim audit of the books of the Borrower;
 - provide the City with other financial data as the City may reasonably request.
18. The loan recipient must, without any prejudice to any rights of inspection the City has pursuant to any Applicable Law, CHH shall, during normal business hours and from time to time upon 24 hours' notice to permit representatives of the City to inspect any real property owned or occupied by CHH including the Property and the Project and to examine and take extracts from CHH's financial books, accounts and records including but not limited to accounts and records stored electronically for the purpose of verifying compliance with this Loan Agreement and use of the Funds.
19. At any time during the term of the Loan, the City may conduct an operational review of the Project on terms and conditions set by the GM in their sole, absolute and unfettered discretion. CHH shall at all times cooperate with the operational review and provide documentation, access to staff and such other information as may be requested by the GM or other City staff.

Appendix "A" to Report HSC19034(a) / FCS23037**Page 5 of 6**

20. CHH shall ensure that there are adequate financial controls in place to ensure the accuracy, completeness and auditability of CHH's financial reporting.
21. CHH shall, on forty-eight (48) hours prior written notice, give the City free and unrestricted access to the Project and to such staff, documents, books, records and accounts as may be required by the City, for the purpose of verifying compliance with this Agreement and use of the Funds.
22. At any time, the City or any representative of the City may conduct an audit, investigation or inquiry in relation to the Project, the Funds or any larger development or project of which the Project is a part and CHH shall co-operate with the City and provide free and unrestricted access to the Project and to such staff, documents, books, records and accounts as may be requested by the City .
23. Within sixty (60) days of the written request of the City, CHH shall provide an audited financial statement respecting the expenditure of all Funds provided pursuant to this Agreement.
24. The audited financial statements required to be produced by CHH pursuant to Section 27 shall:
 - (a) Be completed in a form and content to the satisfaction of the GM;
 - (b) Be signed by an authorized signing officer of CHH; and;
 - (c) Be submitted to the City at the following address:

71 Main Street, W, Hamilton ON L8P 4Y5
To the attention of: The General Manager,
Healthy and Safe Communities Department
25. CHH shall keep and maintain:
 - (a) All financial records (including invoices) relating to the Funds advanced to it in a manner consistent with generally accepted accounting principles; and
 - (b) All non-financial documents and records relating to the Funds advanced to it.
26. For the purpose of ensuring compliance with the terms of this Agreement, the City, or their authorized agents or representatives or an independent auditor identified by the City (collectively the "Inspectors") may, at their own expense, upon on 24 hours' notice and during regular business hours, enter upon CHH's premises and/or the Project, and CHH shall provide free and unrestricted access to its premises, the Project and to such staff, documents, books, records and accounts as may be requested by the Inspectors and cooperate fully with the Inspector in order to permit them:

Appendix "A" to Report HSC19034(a) / FCS23037**Page 6 of 6**

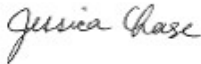
- (a) Inspect and take extracts from the accounts, records including financial records and invoices, and books and data, whether such aforesaid accounts and records are stored in any format whatsoever including but not limited to paper or electronic format; and
 - (b) Conduct and audit, investigation or inquiry of CHH in relation to the Project, the Funds or any larger development or project of which the Project is a part and CHH. The City shall provide the results of their audit to CHH within a reasonable time of its completion. Any audit performed by the City under this Section shall be at the sole expense of the City.
27. To assist in respect of the rights set out in this loan term sheet, CHH shall promptly disclose and provide, without limitation, any information requested by the Inspectors and shall do so in a form requested by the City, its authorized representatives or an independent auditor identified by the City, as the case may be.
28. During the Term of the Loan Agreement, CHH shall:
- (a) Operate and maintain the Project in a good state of repair and fit for occupancy in the same manner as a prudent owner would;
 - (b) Do or cause to be done all acts and things necessary to cause the Project to be properly maintained and to be kept in a good state of repair; and,
 - (c) Manage the Project in a fiscally responsible manner and ensure that a deficit is not incurred in any year without the approval of the City, which shall not be unreasonably withheld, and that no expenditure is made which is of a material and excessive nature having regard to the normal practice for a similar housing project.

Other Provisions

29. The City of Hamilton must be recognized on project marketing and promotional material (i.e. City of Hamilton logo), at CHH's expense.
30. Any out of pocket expenses (i.e. Appraisal costs) incurred in the provision of the Loan, the preparation of the Loan Agreement or in respect of the Security for the Loan, over and above staff costs, are the responsibility of CHH.
31. The Loan recipient must provide full disclosure, at all times, with respect to issues that will or may affect the completion of the project or the organization's ability to repay the Loan.
32. Any other terms deemed appropriate by the City Solicitor and GM, at their sole discretion.



CITY OF HAMILTON
HEALTHY AND SAFE COMMUNITIES DEPARTMENT
Children's and Community Services Division

TO:	Chair and Members Emergency and Community Services Committee
COMMITTEE DATE:	April 20, 2023
SUBJECT/REPORT NO:	EarlyON Child and Family Centre Service Agreement with Hamilton-Wentworth Catholic District School Board (HSC23027) (Ward 15)
WARD(S) AFFECTED:	Ward 15
PREPARED BY:	Rachelle Ihekwoaba (905) 546-2424 Ext. 5909
SUBMITTED BY:	Jessica Chase Director, Children's and Community Services Division Healthy and Safe Communities Department
SIGNATURE:	

RECOMMENDATION

- (a) That the City of Hamilton enters into an Agreement with Hamilton-Wentworth Catholic District School Board to operate an EarlyON Child and Family Centre in the St. Thomas the Apostle Catholic Elementary School in accordance with the terms and conditions described in this report; and,
- (b) That staff be authorized to contribute \$150 K from the Early Years System Reserve (ID 112218) to Hamilton-Wentworth Catholic School Board to purchase a portable to accommodate school pressures and maintain the EarlyON Child and Family Centre at St. Thomas the Apostle Catholic Elementary School; and,
- (c) That the General Manager of the Healthy and Safe Communities Department or designate be authorized and directed to execute the Agreement in recommendation (a), together with any renewals or ancillary documents necessary, all in a form satisfactory to the City Solicitor.

EXECUTIVE SUMMARY

The City of Hamilton is the Consolidated Municipal Service Manager (CMSM) for EarlyON Child and Family Centres (EarlyON CFC) in Hamilton. In this role, the City

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SUBJECT: EarlyON Child and Family Centre Service Agreement with Hamilton-Wentworth Catholic District School Board (HSC23027) (Ward 15) - Page 2 of 5

oversees all EarlyON CFC to offer free, high quality programs for families and children from birth to six years of age. The City works with community-based organizations to operate these centres at various sites across Hamilton.

In 2023, the City was notified by the Hamilton-Wentworth Catholic School Board (HWCD SB) about the need to terminate the existing lease with the EarlyON CFC operator located at St. Thomas the Apostle Catholic Elementary School in Waterdown as of June 2023. This is due to the school experiencing student accommodation pressures and requiring the use of every classroom for instructional purposes.

Based on an analysis of the area, the City and EarlyON Operator are concerned that if this program is closed and/or relocated it will no longer serve the specific neighbourhood within the Waterdown community. Working with HWCD SB, both parties can meet the needs of the existing pressure to accommodate the increase in student attendance as well as maintain the EarlyON CFC programming through the purchase of a portable at the St. Thomas the Apostle Catholic Elementary School. To do this, the City and HWCD SB will enter into a new agreement to protect the investment and confirm space availability for the EarlyON CFC for a seven-year period.

Alternatives for Consideration – Not Applicable

FINANCIAL – STAFFING – LEGAL IMPLICATIONS

Financial: A total of \$150 K will be paid to Hamilton-Wentworth Catholic District School Board to offset costs related to the purchase of a portable to support the ongoing operation of the EarlyON Child and Family Centre at the St. Thomas the Apostle Catholic Elementary School in Waterdown. This amount will be processed through the Early Years System Reserve (ID 112218) to ensure the 2023 EarlyON CFC budget is maintained while meeting the unexpected pressure.

Staffing: N/A

Legal: Legal Services will assist with the preparation of an Agreement with Hamilton-Wentworth Catholic District School Board in a form satisfactory to the City Solicitor.

HISTORICAL BACKGROUND

Building off our early years vision to provide high quality, inclusive, and affordable early years programs and services, the Government of Ontario's "schools-first approach has prioritized schools as the preferred location for early years programs in communities.

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SUBJECT: EarlyON Child and Family Centre Service Agreement with Hamilton-Wentworth Catholic District School Board (HSC23027) (Ward 15) - Page 3 of 5

Schools are viewed by the community as secure and trusted centres for children, and therefore are natural sites for early years programs. Many children are introduced to the school environment through early years programs, and the transition from early years programs to school can be facilitated by fostering strong connections between programs, providing a continuum of learning and care.”¹

Since the City became the service system manager for EarlyON CFC in 2018, the City collaborates with many community partners to offer programming across Hamilton. Those accessing EarlyON CFCs are provided with easy to access drop in programming, early years professionals and community resources to support the early development of children and foster relationships between child and caregiver. The City and EarlyON partners continue to be responsive to the needs of this community and looks forward to engaging parents and caregivers as co-learners and leaders in influencing positive experiences and outcomes for children, families and the community.

To implement programming, EarlyON service providers often rent or lease space at various community locations across the city. This ensures that programming is situated in areas of need and often within buildings that provide multiple services for children, families and caregivers to access. However, a challenge of renting space for many EarlyON service providers is that as a tenant, space is not guaranteed and often subject to changes in circumstance. The St. Thomas the Apostle EarlyON CFC has experienced this challenge, having moved to various locations within the school throughout occupancy, to accommodate student pressures. The creation of a new service agreement with HWCDSB and purchase of additional classroom space will provide greater security for the St. Thomas EarlyON CFC to continue to offer programming in the Waterdown community.

POLICY IMPLICATIONS AND LEGISLATED REQUIREMENT

None

RELEVANT CONSULTATION

Consultation with Children’s and Community Services Division staff related to business supports and evaluation, as well Legal, Finance, Procurement, and Public Works have provided input to this Report. In addition, the current EarlyON CFC operator, Hamilton-Wentworth Catholic Child Centres, was consulted as well.

¹ *Early Years Accommodations in Schools Reference Guide* by Ministry of Education. (2018) Extracted from: <https://files.ontario.ca/edu-accommodations-schools-reference-guide-ey-en-2021-04-21.pdf>

SUBJECT: EarlyON Child and Family Centre Service Agreement with Hamilton-Wentworth Catholic District School Board (HSC23027) (Ward 15) - Page 4 of 5

ANALYSIS AND RATIONALE FOR RECOMMENDATION

The City of Hamilton offers EarlyON Child and Family Centres in 35 locations across the city. In Waterdown, the St. Thomas the Apostle Catholic Elementary School is in an area that experienced incredible development from 2016 to 2021, seeing 20% growth. Moreover, the geographic areas specific to St. Thomas the Apostle Catholic Elementary School saw the biggest population changes, specifically for zero to four years of age at 38%².

Understanding that Waterdown community has grown significantly and is expected to continue this growth for years to come, the City must maintain programming in this area. Once notified of the potential closure of the St. Thomas EarlyON, the City investigated other locations within this specific neighbourhood which confirmed that there are currently no other options available in this Waterdown community to accommodate an EarlyON CFC. The City is committed to working with partners over the coming years to ensure EarlyON programming is maintained in this Waterdown community once the seven-year agreement with HWCDSB has expired.

Lastly, in consultation with Public Works, it was confirmed that the cost of a portable is typically \$150 K per unit and lasts up to 25 years. There are additional fees that accompany the installation of the portable which will be covered by the HWCDSB. As part of the agreement between the City and HWCDSB, details regarding the amortization of the asset will be included to ensure that if a break in the contract must occur, that the City will retain part of its investment at that time. It is anticipated that this calculation would include about \$21 K investment per year over the seven-year contract.

ALTERNATIVES FOR CONSIDERATION

None

ALIGNMENT TO THE 2016 – 2025 STRATEGIC PLAN

Community Engagement and Participation

Hamilton has an open, transparent and accessible approach to City government that engages with and empowers all citizens to be involved in their community

Healthy and Safe Communities

Hamilton is a safe and supportive City where people are active, healthy, and have a high quality of life.

² Statistics Canada. (2022 and 2017). Census of Population by Age and Census Tract.

**SUBJECT: EarlyON Child and Family Centre Service Agreement with Hamilton-
Wentworth Catholic District School Board (HSC23027) (Ward 15) -
Page 5 of 5**

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

None

CITY OF HAMILTON NOTICE OF MOTION

Emergency & Community Services Committee Date: April 20, 2023

MOVED BY COUNCILLOR NANN.....

SECONDED BY COUNCILLOR CLARK.....

Seeking Advocacy Support from the Federation of Canadian Municipalities on Establishing an urgent Intergovernmental Platform on Mental Health

WHEREAS, mental health and addictions is a critical public health concern across Canada; and

WHEREAS, Municipalities, often in partnership with civil society organizations, play a critical role in supporting mental health in communities by providing essential services such as social and community programming, supportive housing, community outreach and engagement, and substance and addictions support services; and

WHEREAS, Municipalities are experiencing significant challenges in supporting mental health in their communities, due to insufficient resources and funding, limited access to mental health services and supports, and dramatically increasing demands for mental health services in the aftermath of the COVID-19 pandemic and ongoing housing and affordability crisis in this country; and

WHEREAS, Rural and remote communities suffer from a critical lack of access to mental health services, which can lead to significant negative impacts on individuals, families, and communities due to higher rates of mental health challenges and limited availability of specialized care; and

WHEREAS, Lack of access to mental health resources has been shown to have a disproportionate effect on racialized and indigenous communities, leading to increased marginalization and exacerbating existing disparities in health outcomes; and

WHEREAS, the City of Hamilton and other municipalities in Canada have declared an emergency with respect to mental health and addictions based on the level of need in communities and lack of ability to address these issues on their own; and

WHEREAS, Mental health is an area where intergovernmental cooperation among all orders of government in Canada is necessary to address crisis level need, and ensure comprehensive, coordinated and effective service delivery to Canadians;

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton sponsors a resolution at the Federation of Canadian Municipalities Annual Conference seeking support from the Federation of Canadian Municipalities partners on the mental health emergency in Canada; and
- (b) That the resolution includes
 - (i) That the Federation of Canadian Municipalities calls on the federal government to take urgent action to address mental health, and
 - (i) To acknowledge that mental health is a national emergency that demands urgent attention and action from all levels of government in Canada;
 - (ii) To commit to tripartite policy discussions aimed at making mental health care an integral part of Canada's universal health care system, with a view to establishing a constitutionally valid intergovernmental platform for mental health that recognizes and addresses the unique mental health needs of marginalized communities; and
 - (iii) To develop a comprehensive national mental health strategy that addresses the interconnected issues of housing, homelessness, and substance abuse, while increasing mental health investments in communities to ensure that all stakeholders, especially municipalities, community groups, and other local organizations, are properly resourced and organized for the delivery of essential mental health services and supports with sustainable, long-term funding