



City of Hamilton

CITY COUNCIL AGENDA

24-012

Wednesday, June 12, 2024, 9:30 A.M.

Council Chambers

Hamilton City Hall

71 Main Street West

Call to Order

1. APPROVAL OF AGENDA

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

2. DECLARATIONS OF INTEREST

3. CEREMONIAL ACTIVITIES

4. APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 May 22, 2024

5. COMMUNICATIONS

5.1 Correspondence from the City of Belleville respecting their resolution requesting that the Province of Ontario take immediate action to ensure family physicians are properly compensated with immediate fee increases.

Recommendation: Be received.

5.2 Correspondence from the Town of Halton Hills requesting support for their resolution respecting Niagara Escarpment Enforcement.

Recommendation: Be received.

5.3 Correspondence from Joshua Weresch respecting air conditioners for tenants.

Recommendation: Be received and referred to the consideration of Item 6 of Public Health Committee Report 24-005.

5.4 Correspondence from the Niagara Region requesting support for their resolution Reaffirming Niagara Region's Commitment to the Expansion of All-day, Two-way GO Train Service.

Recommendation: Be endorsed.

5.5 Correspondence from the Niagara Peninsula Conservation Authority respecting the NPCA Comments on Proposed Regulation Detailing Minister's Permit and Review Powers - ERO Posting 019-8320.

Recommendation: Be received.

5.6 Correspondence from Daniel P. Chin, President, Hamilton and District Apartment Association respecting Adequate Temperature By-law.

Recommendation: Be received and referred to the consideration of Item 6 of Public Health Committee Report 24-005.

5.7 Correspondence from the Honourable Lisa Thompson, Minister of Agriculture, Food and Rural Affairs respecting proposed changes to stormwater and other fees.

Recommendation: Be received and referred to the consideration of Item 1 of the General Issues Committee Report 24-010.

5.8 Correspondence from Ahmed Ali respecting 1866 Rymal Road East, ZAC-24-006/UHOP-24-002.

Recommendation: Be received and referred to the consideration of Item 1 of Planning Committee Report 24-008.

6. COMMITTEE REPORTS

6.1 Selection Committee for Agencies, Boards and Sub-Committees Report 24-003, May 21, 2024

6.2 City of Hamilton Integrity Commissioner's Report Regarding Private Complaint re: Councillor Danko Tweet (Re) - DGB-HamiltonICI-2024-01, May 27, 2024

6.3 Public Health Committee Report 24-005, June 3, 2024

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

- 6.4 Public Works Committee Report 24-007, June 3, 2024
- 6.5 Planning Committee Report 24-008, June 4, 2024
- 6.6 General Issues Committee Report 24-010, June 5, 2024
- 6.7 Audit, Finance and Administration Committee Report 24-011, June 6, 2024

7. MOTIONS

- 7.1 Amendment to Item 5 of the Audit, Finance and Administration Committee Report 20-013, respecting Parklane Workplace Management System (HUR20013) (City Wide), which was approved by Council on December 16, 2020
- 7.2 Rosedale Tennis Club – Replacement of Electrical Service Vault
- 7.3 Appointment of the City Clerk
- 7.4 Amendment to Item 4 of the Board of Health Report 23-002, respecting Advancing a Whole-Community Harm Reduction Framework
- 7.5 Supporting Mountainview Neighbourhood Watch Initiative in Waterdown
- 7.6 2024 aPHa Conference and Annual General Meeting
- 7.7 City of Hamilton Advocacy at the Association of Municipalities of Ontario (AMO) Annual Conference taking place in Ottawa, Ontario in August, 2024
- 7.8 Access to the Waterfront Pathway through Pier 4 Park During Special Events (Ward 2) WITHDRAWN
- 7.9 Amendment to Item 3 of the Public Work Committee Report 22-001, respecting Natural Gas Waste Collection Trucks (PW22003) (City Wide), which was approved by Council on January 19, 2022

8. NOTICES OF MOTIONS

9. STATEMENT BY MEMBERS (non-debatable)

10. COUNCIL COMMUNICATION UPDATES

- 10.1 May 17, 2024 to June 6, 2024

11. PRIVATE AND CONFIDENTIAL

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

11.1 Closed Session Minutes - May 22, 2024

Pursuant to Section 9.3, Sub-sections (a), (b), (c), (e) and (f) of the City's Procedural By-law 21-021, as amended; and, Section 239(2), Sub-sections (a), (b), (c), (e) and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to the security of the property of the City or a local board; personal matters about an identifiable individual, including City or local board employees; a proposed or pending acquisition or disposition of land for City or a local board purpose; litigation or potential litigation, including matters before administrative tribunals, affecting the City or a local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

11.2 Update on a Cyber Security Incident

Pursuant to Section 9.3, Sub-section (a) of the City's Procedural By-law 21-021, as amended; and, Section 239(2), Sub-section (a) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to the security of the property of the City or a local board.

12. BY-LAWS AND CONFIRMING BY-LAW

12.1 079

To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 81 East 18th Street, Hamilton, namely Part of the Lane on Registered Plan 541, designated as Part 2 on Plan 62R-22033, being part of PIN 17053-0079 (LT)
Ward: 7

12.2 080

To Appoint a Clerk for the City of Hamilton
Ward: City Wide

12.3 081

To Appoint a Deputy City Clerk for the City of Hamilton
Ward: City Wide

12.4 082

To Designate Property Located at 419 Wilson Street East, Ancaster, City of Hamilton as Property of Cultural Heritage Value
Ward: 12

12.5 083

To Designate Property Located at 380-386 Wilson Street East, Ancaster, City of Hamilton as Property of Cultural Heritage Value
Ward: 12

- 12.6 084
To Designate Property Located at 1166 Garner Road West, Ancaster, City of Hamilton as Property of Cultural Heritage Value
Ward: 12
- 12.7 085
To Amend By-law No. 01-218, as amended, Being a By-law To Regulate On-Street Parking
Schedule 6 (Time Limit Parking)
Schedule 8 (No Parking Zones)
Schedule 9 (Alternate Side Parking)
Schedule 12 (Permit Parking Zones)
Schedule 13 (No Stopping Zones)
Schedule 14 (Wheelchair Loading Zones)
Ward: 1, 2, 3, 4, 5, 6, 10, 12
- 12.8 086
To Amend Zoning By-law No. 6593 with Respect to Lands Located at 253 and 259 Limeridge Road West, Hamilton
Ward: 8
ZAC-23-014
- 12.9 087
To Adopt Official Plan Amendment No. 212 to the Urban Hamilton Official Plan, Respecting 1866 Rymal Road East (former Township of Glanbrook)
Ward: 9
- 12.10 088
To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 1866 Rymal Road East, Glanbrook
Ward: 9
ZAC-24-006/UHOPA-24-002
- 12.11 089
Being a By-law to Permanently Close a Portion of Ship Street, Niagara Street and Hillyard Street, Hamilton, established by Registered Plan 32, in the City of Hamilton, designated as Parts 3, 4 and 5 on Reference Plan 62R-21658, being Part of PIN 17576-0102 (LT), All of PIN 17576-0103 (LT), and Part of PIN 17575-0041 (LT), City of Hamilton
Ward: 3
- 12.12 090
To Confirm the Proceedings of City Council

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

13. ADJOURNMENT

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



CITY COUNCIL MINUTES 24-011

9:30 a.m.
May 22, 2024
Council Chamber
Hamilton City Hall
71 Main Street West

Present: Mayor A. Horwath
Deputy Mayor N. Nann
Councillors J. Beattie, C. Cassar, B. Clark, J.P. Danko, M. Francis,
T. Hwang, T. Jackson, C. Kroetsch, E. Pauls, T. McMeekin,
M. Spadafora, M. Tadeson, A. Wilson and M. Wilson

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

CEREMONIAL ACTIVITY

100th Anniversary of the Royal Canadian Air Force

Councillor Tadeson presented Mayor Horwath with a plaque on behalf of the Royal Canadian Air Force Veterans of 447 City of Hamilton Wing, Royal Canadian Air Force Association, in recognition of the 100th Anniversary of the Royal Canadian Air Force, thanking the City of Hamilton for flying their 100th Anniversary Flag, in Honour of all our fallen comrades past and present.

APPROVAL OF THE AGENDA

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

5. COMMUNICATIONS

5.11 Correspondence respecting Bayfront Park Encampments:

- (a) Justin Rotsaert
- (b) Mike Slattery

Recommendation: Be received and referred to the consideration of Item 2(ii) of General Issues Committee Report 24-009.

(Pauls/McMeekin)

That the agenda for the May 22, 2024 meeting of Council be approved, as amended.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

DECLARATIONS OF INTEREST

There were no Declarations of Interest.

APPROVAL OF MINUTES OF PREVIOUS MEETING

4.1 May 8, 2024

(Hwang/Spadafora)

That the Minutes of the May 8, 2024 meeting of Council be approved, as presented.

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

- YES - Ward 10 Councillor Jeff Beattie

- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

COMMUNICATIONS

(Nann/Hwang)

That Council Communications 5.1 to 5.11 be approved, ***as amended***, as follows:

- 5.1 Correspondence from Tom Allwood, Chair, Multi-Municipal Energy Working Group, Councillor, Municipality of Grey Highlands requesting municipalities to reaffirm their unwillingness to host wind turbine projects until the appropriate ministries address the concerns and make stronger rules and regulations.

Recommendation: Be received.

- 5.2 Correspondence from David Scott, Rosedale Tennis Club President requesting an additional \$300,000 in additional loan to allow them to complete the listed projects.

Recommendation: Be received and referred to the General Manager of Finance and Corporate Services for appropriate action.

- 5.3 Correspondence from Laura Pettigrew, General Counsel, Ombudsman's Office respecting an investigation respecting a complaint alleging that on October 24, 2024, the Selection Committee for Agencies, Boards and Sub-Committees held a meeting that did not comply with the open meeting rules in the *Municipal Act, 2001*.

Recommendation: Be received.

- 5.4 Correspondence from the Honourable Raymond Cho, Ontario Minister for Seniors and Accessibility respecting June is Seniors Month: Keeping seniors fit, active and socially connected.

Recommendation: Be received.

- 5.5 Correspondence from Watson & Associates Economists Ltd. to the Provincial Planning Policy Branch respecting ERO 019-8369: Proposed *Planning Act, City of Toronto Act, 2005*, and *Municipal Act, 2001* Changes (Schedules 4, 9, and 12 of Bill 185 - the proposed Bill 185, *Cutting Red Tape to Build More Homes Act, 2024*).

Recommendation: Be received.

- 5.6 Correspondence from Watson & Associates Economists Ltd. to the Ministry of Municipal Affairs and Housing respecting Bill 185, *Cutting Red Tape to Build More Homes Act, 2024*.

Recommendation: Be received.

- 5.7 Correspondence from the Niagara Peninsula Conservation Authority respecting the Niagara Peninsula Conservation Authority's 2023 Audited Financial Statements.

Recommendation: Be received.

- 5.8 Correspondence from the Ministry of Municipal Affairs and Housing (MMAH) respecting an Affordable Housing Bulletin.

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

- 5.9 Correspondence from Stacy Kiss respecting Apraxia Awareness Day.

Recommendation: Be received.

- 5.10 Correspondence from Township of Lake of Bays requesting support for their resolution requesting that the Administrative Monetary Penalty System (AMPS) receive Royal Assent.

Recommendation: Be **endorsed**.

- 5.11 Correspondence respecting Bayfront Park Encampments:

- (a) Justin Rotsaert
- (b) Mike Slattery

Recommendation: Be received and referred to the consideration of Item 2(ii) of General Issues Committee Report 24-009.

Result: Motion on the Communication Items, As Amended, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis

- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Nann/Spadafora)

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

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

SELECTION COMMITTEE FOR AGENCIES, BOARDS AND SUB-COMMITTEES REPORT 24-002
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(Cassar/Tadeson)

That Selection Committee for Agencies, Boards and Sub-Committees Report 24-002, being the meeting held on Friday, May 3, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Selection Committee for Agencies, Boards and Sub-Committees Report 24-002, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko

- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

CITYHOUSING HAMILTON CORPORATION SHAREHOLDER REPORT 24-001

(Nann/M. Wilson)

That CityHousing Hamilton Corporation Shareholder Report 24-001, being the meeting held on Thursday, May 9, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the CityHousing Hamilton Corporation Shareholder Report 24-002, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

PUBLIC WORKS COMMITTEE REPORT 24-006

(Spadafora/M. Wilson)

That Public Works Committee Report 24-006, being the meeting held on Monday, May 13, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Public Works Committee Report 24-006, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

PLANNING COMMITTEE REPORT 24-007

(M. Wilson/Hwang)

That Planning Committee Report 24-007, being the meeting held on Tuesday, May 14, 2024, be received and the recommendations contained therein be approved.

Result: Motion on the Planning Committee Report 24-007, CARRIED, by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

GENERAL ISSUES COMMITTEE REPORT 24-009

(Nann/McMeekin)

That General Issues Committee Report 24-009, being the meeting held on Wednesday, May 15, 2024, be received and the recommendations contained therein, be approved.

(Kroetsch/Nann)

That Item 1, respecting the Goods Movement Strategy (PED24049) (City Wide) of General Issues Committee Report 24-009, be **amended**, by adding a new sub-Section (c) as follows:

1. Goods Movement Strategy (PED24049) (City Wide) (Item 8.1)

- (c) *That staff be directed, as part of the in-progress Truck Route Network Monitoring and Evaluation actioned by Report PED19073, to report back to the Truck Route Sub-Committee on potential updates and/or modifications to the 32 Actions identified in the Goods Movement Strategy in order to explicitly address concerns and opportunities related to term of council priorities, including equity, public health, roadway safety, impacts of continued road expansion; and urgency around the City's declared climate crisis.***

Result: Amendment to Item 1 of the General Issues Committee Report 24-009, CARRIED by a vote of 16 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
 YES - Ward 12 Councillor Craig Cassar
 YES - Ward 9 Councillor Brad Clark
 YES - Ward 8 Councillor John-Paul Danko
 YES - Ward 5 Councillor Matt Francis
 YES - Mayor Andrea Horwath
 YES - Ward 4 Councillor Tammy Hwang
 YES - Ward 6 Councillor Tom Jackson
 YES - Ward 2 Councillor Cameron Kroetsch
 YES - Ward 15 Councillor Ted McMeekin
 YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
 YES - Ward 7 Councillor Esther Pauls
 YES - Ward 14 Councillor Mike Spadafora
 YES - Ward 11 Councillor Mark Tadeson
 YES - Ward 13 Councillor Alex Wilson
 YES - Ward 1 Councillor Maureen Wilson

Upon Council's request, Item 12 was voted on separately, as follows:

12. Revenue Sources to fund Council Priorities and Ongoing Operating and Capital Works (Item 11.2)

WHEREAS the total financial pressures facing the City of Hamilton over the next 10 years is estimated at \$22.8 billion;

WHEREAS the total operating budget pressure facing the City of Hamilton over the next 10 years is \$16.3 billion;

WHEREAS the funded capital needs identified in the asset management plans approved to date are \$4 billion;

WHEREAS, Hamilton City Council has identified a set of priorities to guide its legislative agenda for the 2022-2026 term of Council;

WHEREAS, access to sufficient and sustainable revenue sources is critical to the city's ability to achieve these priorities along with ongoing operating, maintenance and capital programming needs;

WHEREAS, the fiscal framework within which Canadian municipalities work limits opportunities for local government to advance solutions at the scale required to address many of today's challenges, including but not limited to affordable and supportive housing, climate change mitigation, technology and an ageing infrastructure and population;

WHEREAS, Ontario municipalities like Hamilton are heavily reliant on property taxes as a source of revenue;

WHEREAS, property taxes are a regressive form of taxation;

WHEREAS, the City of Hamilton directly invests a significant share of property tax revenues, in extensions of federal and provincial responsibilities, such as housing, social services, and health services;

WHEREAS, in the absence of other non-residential property tax revenue, property taxes will become less affordable for more people over the next few years while the need for local investments will continue to grow;

WHEREAS, staff provided information on revenue tools available to the City of Toronto vis a vis the *City of Toronto Act* through Report FCS24022 including a downtown parking levy, municipal land transfer tax and a sales tax on alcohol and tobacco.

THEREFORE, LET IT BE RESOLVED:

- (a) That staff be directed to report back to the General Issues Committee by the end of Q4-2024 with recommendations on the legislative requirements, framework and implementation plan for the following revenue tools to advance priorities and investment in infrastructure:
 - (i) parking levies in high traffic areas;
 - (ii) a tiered land transfer tax; and,
 - (iii) alcohol and tobacco sales tax.
- (b) That staff be directed to include the following in the report back:
 - (i) the steps necessary to action and implement the models;
 - (ii) the length of time it would take to implement the models;

- (iii) the estimated amount of revenue that could be generated by implementing these models; and,
- (iv) What other municipalities are implementing or considering regarding alternative revenue sources.

Result: Motion on Item 12 of the General Issues Committee Report 24-009, CARRIED by a vote of 10 to 6, as follows:

- NO - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- NO - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- NO - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- NO - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- NO - Ward 7 Councillor Esther Pauls
- NO - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

Upon Council's request, a friendly amendment was made to Item 4(a) of General Issues Committee Report 24-009 respecting the Clean Up Protocol for Private Property (PW24025) (City Wide), as follows:

4. Clean Up Protocol for Private Property (PW24025) (City Wide) (Outstanding Business List Item) (Item 10.1)

- (a) That staff be directed to complete a competitive procurement for private property clean ups, **due to encampment activity**, funded up to a maximum of \$150,000 from the Environmental Services Division – Parks & Cemeteries Section 2024 Operating Budget and to approve the additional 0.5 FTE Temporary Parks Supervisor for up to 24 months with vehicle to oversee the program at a cost of \$74,000 to be funded from the Environmental Services Division – Parks & Cemeteries Section; and,

Result: Motion on the balance of the General Issues Committee Report 24-009, As Amended, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang

- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 24-010

(Hwang/Spadafora)

That Audit, Finance and Administration Committee Report 24-010, being the meeting held on Thursday, May 16, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Audit, Finance and Administration Committee Report 24-010, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

EMERGENCY AND COMMUNITY SERVICES COMMITTEE REPORT 24-004

(Kroetsch/A. Wilson)

That Emergency and Community Services Committee Report 24-004, being the meeting held on Thursday, May 16, 2024, be received and the recommendations contained therein, be approved.

Result: Motion on the Emergency and Community Services Committee Report 24-004, CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark

YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Nann/Tadeson)

That Council rise from Committee of the Whole.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

MOTIONS

7.1 Amendment to Item 8 of the Public Work Committee Report 24-001, respecting Road Rehabilitation on Argon Court, Elsa Court, Glenhaven Drive, Greendale Drive, Gretna Court, Sonesto Court and Trevi Road in Hamilton (Ward 14), which was approved by Council on January 24, 2024

(Spadafora/Francis)

WHEREAS, the initial road rehabilitation projects selected by the Ward 14 Councillor were Argon Court, Elsa Court, Glenhaven Drive, Greendale Drive, Gretna Court, Sonesto Court and Trevi Road in Hamilton (Ward 14), which was approved by Council on January 24, 2024;

WHEREAS, the initial road rehabilitation projects, Argon Court, Elsa Court, Glenhaven Drive, Greendale Drive, Gretna Court, Sonesto Court, and Trevi Road are being funded from the Ward 14 Capital Re-Investment Reserve Fund #108064 at an upset limit, including contingency, not to exceed \$1,500,000;

WHEREAS, it is now necessary to include Glamis Court as a road rehabilitation project in Ward 14 to be funded from the Ward 14 Minor Maintenance Fund; and

WHEREAS, the Ward 14 Minor Maintenance Fund will provide sufficient funding for the milling and repaving of Glamis Court to preserve road integrity, reduce ongoing maintenance costs, and improve rideability.

THEREFORE, BE IT RESOLVED:

That Item 8 of the Public Work Committee Report 24-001 be **amended**, by adding Glamis Court to the road rehabilitation projects in Ward 14, as follows:

8. **Road Rehabilitation on Argon Court, Elsa Court, Glenhaven Drive, Greendale Drive, Gretna Court, Sonesto Court, Trevi Road and Glamis Court in Hamilton (Ward 14) (Item 12.1)**
 - (a) That Public Works staff be authorized and directed to rehabilitate the road and associated concrete works on Argon Court, Elsa Court, Glenhaven Drive, Greendale Drive, Gretna Court, Sonesto Court, Trevi Road and **Glamis Court**;
 - (b) That all costs associated with the road resurfacing scope of work be funded from the Ward 14 Capital Re-Investment Reserve Fund #108064 at an upset limit, including contingency, not to exceed \$1,500,000, with design anticipated to commence in 2024 and with construction to be completed in 2025, on the following roads:
 - (i) Argon Court from Glenhaven Drive to the east terminus of Argon Court;
 - (ii) Elsa Court from Greendale Drive to the south terminus of Elsa Court;
 - (iii) Glenhaven Drive from Cranbrook Drive to Greenshire Drive;
 - (iv) Greendale Drive from Cranbrook Drive to Garrow Drive;
 - (v) Gretna Court from Cranbrook Drive to the south terminus of Gretna Court;
 - (vi) Sonesto Court from Trevi Road to the south terminus of Sonesto Court;
 - (vii) Trevi Road from Guildwood Drive to Upper Paradise Road;

(c) *That all costs associated with the road resurfacing scope of work be funded from the Ward 14 Minor Maintenance Fund #4031911614 at an upset limit, including contingency, not to exceed \$250,000, with construction to be completed in 2025, on the following road:*

(i) *Glamis Court*

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

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.2 Theatre Aquarius Studio Exit (Ward 2)

(Kroetsch/Tadeson)

WHEREAS, Theatre Aquarius, as a not for profit corporation, anchor arts institution, and a regional theatre, does not have sufficient funding to take on emerging capital repairs;

WHEREAS, Theatre Aquarius has not used its studio exit for a number of years and it has become unsafe, often requiring staff resources to maintain it;

WHEREAS, Theatre Aquarius pursued a variety of options to maintain the studio exit, but decided that closing it would be the best option; and

WHEREAS, Theatre Aquarius hired Design Partners in Architecture and Interiors (DPAI) to provide estimates for various options to address issues with the studio exit and the option to close it was costed at an upset limit of \$60,000.

THEREFORE, BE IT RESOLVED:

- (a) That costs associated with closing the unused theatre exit be funded from the Ward 2 Special Capital Reinvestment Reserve 108052 at an upset limit, including contingency, not to exceed \$60,000; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.3 Ward 2 Community Grants - Q2 2024 (Ward 2)

(Kroetsch/M. Wilson)

WHEREAS the Ward 2 Community Grants program closed for Q2 on May 4, 2024 with a total of 16 applications;

WHEREAS City staff in Financial Planning, Administration and Policy and Community Engagement - Grants reviewed the recommendations from the Ward 2 Community Grants program and found that the following were all eligible; and

WHEREAS the following \$42,200 in 12 individual grants fulfils Q2 - 2024 of the Ward 2 Community Grants program.

THEREFORE, BE IT RESOLVED:

- (a) That program and administration supplies to support their mentorship program in Ward 2 Schools for Big Brothers Big Sisters of Halton and Hamilton be funded from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$5,000;

- (b) That costs associated with the second annual Catharine Street Block Party be funded from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$3,000; \$300 of which will be transferred to Account #45154 and DeptID #560220 for the SEAT permit application fee, with the remaining \$2,700 to event organizer Stevan Garic for costs associated with road closure, insurance for the event, and activation of the street;
- (c) That a free native tree delivery and planting service in Ward 2 neighbourhoods with fewer trees as identified by Environment Hamilton's Trees Please tree audits be funded to Environment Hamilton from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$3,800;
- (d) That transportation costs to and from weekly April, May, and June game day celebrations at Central Memorial Recreation Centre be funded to Free Play for Kids Inc. from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$4,500;
- (e) That costs associated with "Fear No Dance," a free and accessible two-month dance program for up to 75 community members, be funded to the Hamilton Conservatory for the Arts from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$5,000;
- (f) That packaging costs associated with Winter 2023/24 program at Central Presbyterian Church be funded to Hamilton Out of the Cold from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$2,100;
- (g) That grocery cards for refugee claimants entering the Open Homes Hamilton program in Ward 2 be funded to IAFR Canada from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$1,000;
- (h) That program costs associated with the affordable soccer league at James Street North Baptist Church, including nets, jerseys, snacks, and sponsorships, be funded from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$3,000;
- (i) That costs associated with contracting a communications professional to upgrade the website, develop a social media presence, and establish an online shop to increase revenue be funded to the North End Breezes from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$4,800;
- (j) That items for the Inasmuch House child and youth area, including child-sized table and chairs, washable area rug, play kitchen, blocks, and toys be funded to Mission Services of Hamilton from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$2,000;

- (k) That xylazine test strips and costs associated with tabling at events, conducting community engagement, and updating the website be funded to Student Overdose Protection and Education Network (SOPEN) from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$3,000;
- (l) That the contract for a technician for the summer Shakespeare production with Tottering Biped Theatre be funded from the Ward 2 Capital Discretionary Account #3302309200 at an upset limit, including contingency, not to exceed \$5,000;
- (m) That any funds allocated and distributed through the Ward 2 Community Grants Program be exempt on a one-time basis and not be counted toward any formula that restricts regular funding from the City including the City Enrichment Fund or the One-Time Enhancement Grant (e.g. the City's 30% formula); and
- (n) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

Result: Motion CARRIED by a vote of 14 to 0, as follows:

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
NOT PRESENT - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
NOT PRESENT - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

7.4 Stoney Creek Garden Club and Horticultural Society (Ward 5)

(Francis/Jackson)

WHEREAS, the Stoney Creek Garden Club and Horticultural Society is a community group that helps the residents of Stoney Creek get involved in a green initiatives and creates opportunities that promote health and wellbeing;

WHEREAS, the Stoney Creek Garden Club and Horticultural Society wants to create a community garden in order to promote pollinator;

WHEREAS, the City of Hamilton has achieved Bee City status and is committed to upkeep the Bee City Vision through the protection and support of pollinators and habitat creation; and

WHEREAS, the planting of perennials and native plants contributes to biodiversity across the City.

THEREFORE, BE IT RESOLVED:

- (a) That a grant for supplies to install a community garden to the Stoney Creek Garden Club and Horticultural Society to be constructed at Green Acres Park be funded from the Ward 5 Capital Discretionary Account (3302109500) at an upset limit, including contingency, not to exceed \$4,000;
- (b) That any funds allocated and distributed be exempt and not be counted toward any formula that restricts regular funding from the City including the City Enrichment Fund for the years 2024 and 2025; and
- (c) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

STATEMENTS BY MEMBERS

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

COUNCIL COMMUNICATION UPDATES

(Nann/Francis)

That the listing of Council Communication Updates from May 3, 2024 to May 16, 2024, be received.

Result: Motion on the Council Communication Updates from May 3, 2024 to May 16, 2024 CARRIED by a vote of 16 to 0, as follows:

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

(Jackson/Tadeson)

That Council recess for 40 minutes until 12:30 p.m.

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

- YES - Ward 10 Councillor Jeff Beattie
- YES - Ward 12 Councillor Craig Cassar
- YES - Ward 9 Councillor Brad Clark
- YES - Ward 8 Councillor John-Paul Danko
- YES - Ward 5 Councillor Matt Francis
- YES - Mayor Andrea Horwath
- YES - Ward 4 Councillor Tammy Hwang
- YES - Ward 6 Councillor Tom Jackson
- YES - Ward 2 Councillor Cameron Kroetsch
- YES - Ward 15 Councillor Ted McMeekin
- YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
- YES - Ward 7 Councillor Esther Pauls
- YES - Ward 14 Councillor Mike Spadafora
- YES - Ward 11 Councillor Mark Tadeson
- YES - Ward 13 Councillor Alex Wilson
- YES - Ward 1 Councillor Maureen Wilson

PRIVATE AND CONFIDENTIAL

Council determined that discussion of Item 11.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

11.1 Closed Session Minutes – May 8, 2024

(Kroetsch/Nann)

That the Closed Session Minutes dated May 8, 2024 be approved, as presented, and remain confidential.

Result: Motion CARRIED by a vote of 12 to 0, as follows:

NOT PRESENT - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
NOT PRESENT - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Cassar/Hwang)

That Bryson Tan and Shannon Parker of Deloitte LLP be permitted to attend the Closed Session portion of the Council Meeting respecting the Update on a Cyber Security Incident.

Result: Motion CARRIED by a vote of 13 to 0, as follows:

NOT PRESENT - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
NOT PRESENT - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson

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

(Kroetsch/Cassar)

That Council move into Closed Session to discuss Items 11.2, 11.3 and 11.4 respecting an Encampment Litigation Update (LS20023(i)) (City Wide); Update on a Cyber Security Incident and a Verbal Update on Pier 7, 121 Haida Drive (formerly 47 Discovery Drive) (Ward 2) pursuant to Section 9.3, Sub-sections (a), (b), (c), (e) and (f) of the City's Procedural By-law 21-021, as amended; and, Section 239(2), Sub-sections (a), (b), (c), (e) and (f) of the *Ontario Municipal Act, 2001*, as amended, as the subject matters pertain to the security of the property of the City or a local board; personal matters about an identifiable individual, including City or local board employees; a proposed or pending acquisition or disposition of land for City or a local board purpose; litigation or potential litigation, including matters before administrative tribunals, affecting the City or a local board and advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
NOT PRESENT - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
YES - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

11.2 Encampment Litigation Update (LS20023(i)) (City Wide)

(Spadafora/Hwang)

- (a) That the directions provided to staff in closed session, be approved and remain confidential; and
- (b) That Report LS20023(i) and Appendix "A" remain confidential.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis

YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
NO - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
NO - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

11.3 Update on a Cyber Security Incident

(Pauls/Hwang)

That the Update on a Cyber Security Incident, be received and remain confidential.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

11.4 Verbal Update on Pier 7, 121 Haida Drive (formerly 47 Discovery Drive) (Ward 2)

(Kroetsch/Spadafora)

That the Verbal Update on Pier 7, 121 Haida Drive (formerly 47 Discovery Drive) (Ward 2), be received and remain confidential.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath

YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

BY-LAWS AND CONFIRMING BY-LAW

(Nann/Jackson)

That Bills No. 24-074 to No. 24-078 be passed, and that the Corporate Seal be affixed thereto, and that the By-laws, be numbered, be signed by the Mayor and the City Clerk to read as follows:

- 074 To Set Optional Property Classes Within the City of Hamilton for the Year 2024
Ward: City Wide
- 075 To Establish Tax Ratios and Tax Reductions for the Year 2024
Ward: City Wide
- 076 To Set and Levy the Rates of Taxation for the Year 2024
Ward: City Wide
- 077 To Levy a Special Charge Upon the Rateable Property in the Business Improvement Areas for the Year 2024
Ward: City Wide
- 078 To Confirm the Proceedings of City Council

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

(Clark/Francis)

That, there being no further business, City Council be adjourned at 2:55 p.m.

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

YES - Ward 10 Councillor Jeff Beattie
YES - Ward 12 Councillor Craig Cassar
YES - Ward 9 Councillor Brad Clark
YES - Ward 8 Councillor John-Paul Danko
YES - Ward 5 Councillor Matt Francis
YES - Mayor Andrea Horwath
YES - Ward 4 Councillor Tammy Hwang
YES - Ward 6 Councillor Tom Jackson
YES - Ward 2 Councillor Cameron Kroetsch
YES - Ward 15 Councillor Ted McMeekin
YES - Deputy Mayor - Ward 3 Councillor Nrinder Nann
YES - Ward 7 Councillor Esther Pauls
YES - Ward 14 Councillor Mike Spadafora
YES - Ward 11 Councillor Mark Tadeson
NOT PRESENT - Ward 13 Councillor Alex Wilson
YES - Ward 1 Councillor Maureen Wilson

Respectfully submitted,

Mayor Andrea Horwath

Janet Pilon
Acting City Clerk



5.1

CORPORATE SERVICES DEPARTMENT
TELEPHONE 613-968-6481
FAX 613-967-3206

City of Belleville

169 FRONT STREET
BELLEVILLE, ONTARIO
K8N 2Y8

May 16, 2024

Todd Smith, MPP
Prince Edward Hastings
5503 Hwy 62 S., Phase 1, Unit #4
Belleville, ON K8N 4Z7

via e-mail: Todd.Smithco@pc.ola.org

Ric Bresee, MPP
Hastings-Lennox&Addington
8 Dundas St. W
Napanea, ON K7R 1Z4

via e-mail: Ric.Bresee@pc.ola.org

Dear Minister Smith and Minister Bresee:

**RE: City of Belleville Healthcare Resolution in Support of Family
Doctors
New Business
10. Belleville City Council Meeting, May 13, 2024**

This is to advise you that at the Council Meeting of May 13, 2024, the following resolution was approved.

“WHEREAS, the Province of Ontario is responsible for providing quality health care to all residents of Ontario;

AND WHEREAS, Family medicine is the backbone of the healthcare system and providing timely access to a primary health care provider for everyone in the Province is essential and should be the Provincial Government’s highest priority;

AND WHEREAS, the shortage of family physicians across the province has reached a crisis point where millions of Ontario residents do not have a family doctor and hospitals, emergency rooms and clinics are overloaded by the health care needs of Ontario residents;

AND WHEREAS, studies have shown that without access to a primary care provider, patients end up with poorer health outcomes and it costs the health care system more;

AND WHEREAS, the Province of Ontario could address this issue quickly and efficiently by increasing wages paid to family physicians and lessening the administrative burden all family doctors face with managing practices;

THEREFORE BE IT RESOLVED THAT:

The Province of Ontario take immediate action to ensure family physicians are properly compensated with immediate fee increases and that the administrative burden now being experienced by family doctors be reduced so they have more time to see their patients;

AND FURTHER THAT, the City Clerk forward Council's resolutions resulting from Council's approval of these recommendations to premier Doug Ford, Health Minister Sylvia Jones, MPP Todd Smith, MPP Ric Bresee, the Association of Municipalities of Ontario and to the municipal Clerks of Ontario's municipalities;

AND FURTHER THAT Council request a direct response from the MPPs within 30 days."

Thank you for your attention to this matter.

Yours truly,


Matt MacDonald
Director of Corporate Services/City Clerk

MMacD/nh
Pc: Premier Doug Ford
Health Minister Sylvia Jones
AMO
Municipal Clerks of Ontario



1 Halton Hills Drive, Halton Hills, L7G 5G2
905-873-2600 | 1-877-712-2205
haltonhills.ca

May 21, 2024

The Honourable Doug Ford, Premier of Ontario
Via Email

Re: Niagara Escarpment Enforcement

Please be advised that Council of the Town of Halton Hills at its meeting of Monday, May 6, 2024, adopted Resolution No. 2024-0078 regarding Niagara Escarpment Enforcement.

Attached for your information and review is a copy of Resolution No. 2024-0078.

Respectfully,

A handwritten signature in blue ink, appearing to read 'M Lawr'.

Melissa Lawr, AMP
Deputy Clerk – Legislation

- cc. Honourable Graydon Smith, Minister of Natural Resources and Forestry
Honourable Ted Arnott, MPP – Wellington-Halton Hills
Mayor Gord Krantz, Halton's Niagara Escarpment Commission member
Association of Municipalities of Ontario (AMO)
Region of Halton
City of Hamilton
City of Burlington
Town of Milton
All municipalities within the Niagara Escarpment area



THE CORPORATION
OF
THE TOWN OF HALTON HILLS

Resolution No.: 2024-0078
Title: Niagara Escarpment Enforcement
Date: May 6, 2024
Moved by: Councillor C. Somerville
Seconded by: Councillor J. Brass

Item No. 12.1

WHEREAS the Province of Ontario established the Niagara Escarpment area in 1973 and the Niagara Escarpment Plan in 1985 which protects a swath of land 725 KM long from Bruce to Niagara;

AND WHEREAS the governance for the Niagara Escarpment Plan, offices and staff is under the direct control of the Niagara Escarpment Commission (NEC) which receives funding from the Province of Ontario, specifically the Ministry of Natural Resources and Forestry;

AND WHEREAS in whole or part, 23 local Municipalities, 7 Regions and the City of Hamilton all fall in the Niagara Escarpment catchment area;

AND WHEREAS the Municipalities within the area are restricted in which areas they can enforce for violation of the Niagara Escarpment plans;

AND WHEREAS the Niagara Escarpment Commission lists 1 Compliance Specialist and 1 Compliance Supervisor to cover an area of 195,000 Hectares and a distance of 725 KM which despite their best efforts means some areas may not receive any coverage for investigations;

AND WHEREAS it is not uncommon for investigation of violations within the plan area to be substantially delayed due to a lack of NEC staffing and resources, undermining the Town's ability to enforce its by-laws, protect the natural environment and maintain peace and order in the municipality;

NOW THEREFORE be it resolved that Town of Halton Hills requests the Province of Ontario to increase funding for the Niagara Escarpment Commission to immediately hire and train more compliance officers to investigate the backlog of complaints and violations that have been filed in the area, together with the staff needed to support those appointments, and that those appointments occur in a timely manner in order to address the severe lack of enforcement resources in the area;

AND FURTHER THAT a copy of this resolution be forwarded to the Honourable Doug Ford, Premier of Ontario, Honourable Graydon Smith, Minister of Natural Resources and Forestry, the Honourable Ted Arnott MPP, Mayor Gord Krantz, Halton's Niagara Escarpment Commission member, the Association of Municipalities of Ontario (AMO), The Region of Halton, City of Hamilton, the City of Burlington, Town of Milton and all Municipalities within the Niagara Escarpment area.



Mayor Ann Lawlor

25 May 2024

To the mayor and councillors of Hamilton's council:

Hope this finds you – in the spirit of Dorothy Day's admonition to comfort the disturbed and to disturb the comfortable – both comforted and disturbed.

I am appalled at the deferral of Councillor Kroetsch's amendment, as reported by Saira Peesker on CBC Hamilton (23 May 2024), to provide more access to air conditioners for tenants in multi-residential units but want to thank Councillors Nann, Hwang, and Alex Wilson for supporting Councillor Kroetsch's amendment. Also, I would like to know if the mayor is going to go to the tenants quoted in Saira's article and tell them that she has a lot of time for this idea to happen, while both of those tenants and many others are sweltering in the heat. She may have a lot of time for this idea to happen, but others quite obviously do not have time for her and the large contingent of councillors to wrap their collective minds around this idea, which is not just an idea, an insubstantial concept, but a lived and embodied reality of people in this city. Further, \$52,000 is not that much money to spend on this; and yet, even if it were financially costly, there is no price to be put upon the sustaining of people's lives, young and old alike. It's rather interesting how \$214,800,000 can be given to policing services without any questions asked, but, somehow, \$52,000 for tenants to have air conditioning cannot be as easily given.

I would ask that Councillor Kroetsch's amendment be moved and, with hope, passed at the 3 Jun 2024 meeting of the city's public health committee, and subsequently the committee's report unequivocally adopted at the 12 Jun 2024 meeting of the city's council.

Thank you for your time and attention in these regards.

Regards,

Joshua Weresch, M. Div.,
Resident in Ward 8

Administration

Office of the Regional Clerk

1815 Sir Isaac Brock Way, PO Box 1042, Thorold, ON L2V 4T7

Telephone: 905-980-6000 Toll-free: 1-800-263-7215 Fax: 905-687-4977

www.niagararegion.ca

May 28, 2024

CL 7- 2024, May 23, 2024

Distribution List***SENT ELECTRONICALLY*****Motion Reaffirming Niagara Region's Commitment to the Expansion of All-day, Two-way GO Train Service**

Regional Council, at its special meeting held on May 23, 2024, passed the following motion:

WHEREAS the Niagara Region, and the 12 local communities, have been consistent in their support for all day, two-way GO Train service between Niagara Falls and Union Station;

WHEREAS a \$40 million capital budget for enabling GO service to Niagara stations was approved to fund the activities approved in Council's GO Station Development Strategy;

WHEREAS the Niagara Region and local municipalities have made significant financial investments into key infrastructure surrounding the train stations in Grimsby, St. Catharines, and Niagara Falls which enable the expansion of service to Niagara;

WHEREAS the Government of Ontario has stated its commitment to expansion of GO service to Niagara;

WHEREAS the Government of Ontario has made historic investments in the expansion of its GO Transit network;

WHEREAS the Niagara Region, in collaboration and cooperation with the 12 local communities, and with connectivity to GO Transit as one of its primary drivers, amalgamated public transit service across the region, culminating in the creation of the Niagara Transit Commission;

WHEREAS the cost to Niagara Region to complete this amalgamation of Niagara's transit systems was substantial;

WHEREAS the Niagara Region has introduced NRT OnDemand Transit service to establish and enable first/last mile connections to existing Grimsby and Lincoln GO stops, in addition to connecting all of Niagara's rural communities with the GO network;

WHEREAS the Niagara Region funded the completion of a Metrolinx-approved Initial Business Case demonstrating the significant value of establishing GO Train service to Lincoln;

WHEREAS efforts to secure enhanced daily GO Train service have resulted in a positive but inadequate outcome of three round trips a day between Niagara Falls and Union Station;

WHEREAS recent projections indicate that there are over 130,000 potential commuters identified within Niagara for the purposes of post-secondary education, employment, and recreation;

WHEREAS the Niagara region continues to grow, with over \$1.8 billion in residential building permits issued and with 30,000 approved units;

WHEREAS Niagara's investments and leadership have met or exceeded all of the prerequisite local conditions required to secure a reliable two-way, all-day GO Train service pattern identified for success by the Provincial Government and Metrolinx; and

WHEREAS the Niagara Region, in partnership with the 12 local municipalities, believes that a robust GO Train service pattern with increased frequency and reliability is needed in order to drive ridership, thereby boosting the provincial economy and removing cars from congested highways.

NOW THEREFORE BE IT RESOLVED:

1. That Niagara Regional Council **REAFFIRM** its explicit commitment that securing all-day, two-way GO Train service between Niagara Falls and Union Station, with stops in St. Catharines, Grimsby and Lincoln, is a top priority;
2. That the Regional Chair's Office **BE DIRECTED** to lead an advocacy campaign, in partnership with the 12 local municipalities, to help influence provincial decision makers to increase the frequency and reliability of GO Train service patterns to Niagara;
3. That the Chief Administrative Officer **BE DIRECTED** to make necessary resources and personnel required to support this campaign to help secure a more conducive GO Train service pattern available;

4. That the Regional Clerk **BE DIRECTED** to send a copy of this motion to Niagara's 12 local councils, Metrolinx and the City of Hamilton; and
5. That the Regional Chair **BE DIRECTED** to send a copy of this motion to Niagara's four Members of Provincial Parliament and any appropriate provincial transportation ministries.

Yours truly,



Ann-Marie Norio
Regional Clerk

:kl

CLK-C 2024-060

Distribution List:

Local Area Municipalities
D. Wright, Board Chair, Metrolinx
P. Verster, Chief Executive Officer, Metrolinx
City of Hamilton

May 28, 2024

**City of Hamilton
Haldimand County
Regional Municipality of Niagara
Local Area Municipalities**

SENT ELECTRONICALLY

Report No. FA-27-24 RE: NPCA Comments on Proposed Regulation Detailing Minister's Permit and Review Powers – ERO Posting 019-8320

At the Board of Directors meeting held on May 17, 2024, the following resolution was passed:

Resolution No. FA-65-2024

THAT Report No. FA-27-24 RE: NPCA Comments on Proposed Regulation Detailing Minister's Permit and Review Powers – ERO Posting 019-8320 **BE RECEIVED** for information;

AND FURTHER THAT Report No. FA-27-24 **BE CIRCULATED** to upper-tier and lower-tier municipalities in Niagara Region, the City of Hamilton, and Haldimand County for their information.

A copy of Report No. FA-27-24 and the Appendix are enclosed for your reference.

Sincerely,



Melanie Davis
Manager, Office of the CAO & Board
Niagara Peninsula Conservation Authority

cc: Chandra Sharma, CAO / Secretary - Treasurer
Leilani Lee-Yates, Director, Planning & Development
David Deluce, Senior Manager, Environmental Policy & Planning

Report To: Board of Directors

Subject: NPCA Comments on Proposed Regulation Detailing Minister's Permit and Review Powers – ERO Posting 019-8320

Report No: FA-27-24

Date: May 17, 2024

Recommendation:

THAT Report No. FA-27-24 RE: NPCA Comments on Proposed Regulation Detailing Minister's Permit and Review Powers – ERO Posting 019-8320 **BE RECEIVED** for information;

AND FURTHER THAT Report No. FA-27-24 **BE CIRCULATED** to upper-tier and lower-tier municipalities in Niagara Region, the City of Hamilton, and Haldimand County for their information.

Purpose:

The purpose of this report is to update the Board on staffs' comments submitted to the Environmental Registry of Ontario (ERO) regarding Proposed Regulation Detailing Minister's Permit and Review Powers.

Background:

On April 1, 2024 several amended sections of the *Conservation Authorities Act* received proclamation and took effect. These included the new Section 28.1.1 Permits issued by Minister, and Subsection 28.1(8) Request for Minister's review.

Section 28.1.1 allows the Minister of Natural Resources and Forestry (the Minister) to issue an order directing a conservation authority not to issue a permit and, if an order is made, give the Minister the power to issue a permit in place of the conservation authority. Subsection 28.1(8) allows a permit applicant to submit a request to the Minister to review a conservation authority's decision to refuse a permit or any conditions imposed by the

conservation authority. An enabling regulation is required before the new ministerial powers can be used.

The Government of Ontario posted notice 019-8320 to the ERO on April 5, 2024, providing details about the circumstances under which the Minister may issue an order to prevent a conservation authority from making a permitting decision, make the permitting decision in place of a conservation authority, or may undertake a review of a conservation authority permitting decision.

The ERO posting was open for 31 days, closing on May 6, 2024. Staff submitted comments to the ERO outlining our concerns and provided recommendations for the province's consideration.

Discussion:

The ERO posting provided general descriptions of the additional requirements of Section 28.1.1 that would be included in the new regulation. This includes:

- “The Minister may make an order to prevent a conservation authority from making a permitting decision and take over the permitting process only if the development activity or type or class of permits pertains to or supports a specified provincial interest, including:
 - Housing (community, affordable and market-based)
 - Community services (health, long-term care, education, recreation socio-cultural, security and safety, environment)
 - Transportation infrastructure
 - Buildings that facilitate economic development or employment
 - Mixed use developments
- If a proponent wishes to petition the Minister to issue an order, the proponent must submit a request to the Minister that would include information on:
 - Overview of proposed development.
 - Why the Minister's involvement is requested (e.g., development of provincial interest, timing/urgency; permitting process to date if applicable; other barriers) and preferable to the standard process in the *Conservation Authorities Act*.
 - Indication of whether the local municipality has endorsed the project and the request for Minister's involvement (e.g., by municipal letter or resolution).
 - Status of other required project approvals including the extent of any engagement with the conservation authority in the permitting process that the applicant has had to date.”

In the absence of specific details or a draft regulation, it is unclear how the new regulation will be administered and what role conservation authorities may have in administering the

regulation. NPCA staff have taken care to coordinate our comments with Conservation Ontario and partner conservation authorities to ensure consistency to the extent possible.

NPCA staff comments and recommendations are included in Appendix 1. Notable concerns NPCA staff highlighted include:

- The suggested categories of provincial interest are broad and may result in numerous requests that may conflict with provincial interest in protecting people and property from natural hazards. A potential high volume of requests may affect MNRF's ability to process the requests in a timely manner.
- Caution is warranted in choosing third party providers to inform the Minister's decision on permits. These providers may have perceived or real conflicts of interest with working for both private interests and the Province. The NPCA recommends the MNRF establish a multi-disciplinary Minister's technical advisory committee to provide recommendations to the Minister when issuing permits or reviewing conservation authority permitting decisions.
- What/who's data and mapping will be used to evaluate permit requests? It is unclear how the Minister would review and make decisions on applications in the absence of conservation authority policies and tools (e.g. procedure documents, mapping, and modelling).
- How does the province intend to ensure compliance with a Minister's permit? The amended *Conservation Authorities Act* and regulatory proposal purports to have conservation authorities undertake compliance and enforcement activities with permits issued by the Minister. Without conservation authority involvement in the review and approval process, it is difficult to anticipate enforcement and compliance staff resources necessary for permits issued by the Minister.
- Who will be liable for any losses or damages resulting from a Minister's permit? Where the Minister's decisions are inconsistent with conservation authority Board-approved policies or conservation authority natural hazard mapping and modelling, the liability for such decisions remains with the issuing body (the Minister). Conservation authorities are not liable for decisions made under the *Conservation Authorities Act* by another body that may result in losses or damages.

Staff have provided five recommendations to the Province, which are fully detailed in Appendix 1:

1. Pause finalization of the Regulation to engage with Conservation Authority and Municipal representatives.

2. Further scope criteria for considering if proposed development activity supports provincial interest.
3. Decisions by the Minister should be based on sound and reliable science, data, mapping, and technical guidance prepared by Conservation Authorities through natural hazard and watershed programs.
4. Early and ongoing engagement with Conservation Authorities and Municipalities throughout the Minister's review/permit process.
5. MNRF should be fully responsible and accountable for losses or damages arising from Minister's decisions on permits.

The details regarding these new ministerial powers must be carefully developed to ensure Minister's decision making on permits remain technical, apolitical, and integrates a watershed perspective to natural hazard management to continue protecting the public, properties, and infrastructure. Staff will continue to follow this regulatory proposal and update the Board on the decision of the Province.

Financial Implications:

There are no financial implications to this report. Should the proposed Regulation come into force, NPCA staff will monitor ministerial permit reviews and approvals within our watershed jurisdiction to determine any financial implications due to resulting losses in permit fee revenue.

Links to Policy/Strategic Plan

Reviewing and commenting on ERO postings related to the NPCA's Section 28.1 Permitting function aligns with the NPCA's 10-year Strategic Plan goals to protect people and properties from natural hazards and climate impacts.

Related Reports and Appendices:

Appendix 1: NPCA Staff Comments on ERO Posting 019-8320.

Authored by:

Original Signed by:

David Deluce, MCIP, RPP
Senior Manager, Environmental Planning & Policy

Reviewed by:

Original Signed by:

Leilani Lee-Yates, MCIP, RPP
Director, Planning and Development

Submitted by:

Original Signed by:

Chandra Sharma, MCIP, RPP
Chief Administrative Officer/Secretary-Treasurer

May 6, 2024

Via Email Only

Ministry of Natural Resources and Forestry - Resources Development Section
300 Water Street
2nd Floor South
Peterborough, ON
K9J 3C7

To Whom it May Concern:

**Re: Niagara Peninsula Conservation Authority (NPCA) Comments
ERO Posting 019-8320
Regulation detailing new Minister's Permit and Review powers under the Conservation
Authorities Act**

The Ministry of Natural Resources and Forestry (MNR) is proposing a regulation that would set out the circumstances in which the Minister could:

1. Issue an order to prevent a conservation authority (CA) from issuing a permit and to take over the permitting process in place of a CA, and
2. Review a CA permit decision at the request of an applicant.

These are newly proclaimed powers in the Conservation Authorities Act (CA Act) that took effect on April 1, 2024. We thank the MNR for providing an opportunity to comment on this proposal and offer the following comments.

The posting notes the proposed additional requirements of Section 28.1.1 that would be set out in the new regulation. These include:

- The Minister may make an order to prevent a CA from making a permitting decision and take over the permitting process only if the development activity or type or class of permits pertains to or supports a specified provincial interest, including:
 - Housing (community, affordable and market-based)
 - Community services (health, long-term care, education, recreation socio-cultural, security and safety, environment)
 - Transportation infrastructure
 - Buildings that facilitate economic development or employment
 - Mixed use developments
- If a proponent wishes to petition the Minister to issue an order, the proponent must submit a request to the Minister that would include information on:

- Overview of proposed development.
- Why the Minister's involvement is requested (e.g., development of provincial interest, timing/urgency; permitting process to date if applicable; other barriers) and preferable to the standard process in the *CA Act*.
- Indication of whether the local municipality has endorsed the project and the request for Minister's involvement (e.g., by municipal letter or resolution).
- Status of other required project approvals including the extent of any engagement with the conservation authority in the permitting process that the applicant has had to date.

The NPCA offers the following recommendations to assist with developing a transparent, accountable, and technically sound Ministerial review/permit process that protects people and property from the impacts of natural hazards.

Recommendation #1 – Pause finalization of the Regulation to engage with Conservation Authority and Municipal representatives

The ERO posting does not outline the details of the Ministerial review/permit process, and rather notes that such details will be provided within the regulation. The NPCA recommends the MNRF pause finalization of the regulation and meet with Conservation Ontario, CAs, and municipal representatives to discuss the circumstances for use of the new Minister's powers as well as implementation/procedural details (i.e., how the Minister will consider requests/petitions and make decisions). Appropriate scoping of these details will ensure the process remains transparent and procedurally fair, extinguishes requests/petitions made to circumvent locally established processes, and continues to apply a watershed lens to natural hazard management.

Recommendation #2 – Further scope criteria for considering if proposed development activity supports provincial interest:

The NPCA recognizes that the scope of requests for permits/review of a CA decision by the Minister would be limited to specified provincial interests. We note, however, that the areas of provincial interest as described is very broad and may result in numerous requests that may conflict with provincial interest in protecting people and property from natural hazards and affect MNRF's ability to process the requests in a timely manner.

The NPCA recommends that terms such as housing, community service, buildings that facilitate economic development/employment, etc. be carefully defined in the regulation to scope the ability to make requests/petitions to the Minister. As an example, left without a definition, the term housing could be interpreted to involve any development activity such as additions to existing dwellings or maintenance to an existing house. The Minister's use of Section 28.1.1 for housing would be better limited to large scale residential development located within strategic growth areas as defined in provincial and municipal plans.

Certain provincial interests (e.g., community services) are defined as "Institutional use" in the Provincial Policy Statement (PPS) and are not permitted in/on hazardous lands and sites. Permitting these types of development activities in hazard lands must not be considered by the Minister, and due care applied to ensure vulnerable populations or sensitive uses are not located in areas that pose an increased risk to life and property. Further, it is our recommendation that decisions by the Province must be consistent with the *Conservation Authorities Act*, Ontario Regulation 41/24, and natural hazard policies in the PPS.

Recommendation #3 – Decisions by the Minister should be based on sound and reliable science, data, mapping and technical guidance prepared by Conservation Authorities through natural hazard and watershed programs

The proposal does not address how the Minister will assess requests for review and petitions for orders and, if applicable, what information and criteria will be applied to make an order or a decision on a *Conservation Authorities Act* permitting matter. The *Conservation Authorities Act* requires the applicable CA to forward relevant documents and information relating to an application to the Minister, as well as provides the Minister with the ability to confer with any other person or body they consider may have an interest in the application. The *Conservation Authorities Act* and proposed regulatory requirements do not provide details on how this information will be considered.

Recent amendments to the *Conservation Authorities Act* and regulations require all CAs to develop permit application policy and procedure documents and make maps of regulated areas publicly available. The CA permitting decisions are undertaken consistent with CA Board-approved policies, and informed by natural hazard mapping, modelling, and knowledge of local watershed conditions. These tools allow CAs to assess permit applications to determine if an activity may affect the control of flooding, erosion, etc., or jeopardize the health and safety of persons or result in property damage. It is unclear how the Minister would review and make decisions on applications in the absence of these policies and tools.

An unclear process will add costs and time delays. The existing system includes competent professional planners, professional engineers, planning ecologists, hydrogeologists, geotechnical experts, and other staff with a high degree of specialized expertise. For example, existing floodlines have been well justified and peer reviewed. It would be counter-productive to use third party hazard mapping and modeling where the CA has this information readily available.

Recommendation #4 – Early and ongoing engagement with Conservation Authorities and Municipalities

Under the proposal, where the Minister issues an order for a CA not to issue a permit for a specific individual to engage in a specified activity or to persons who may wish to engage in a certain type or class of activity, notice of any order is to be provided to a CA, among other requirements, within 30 days. Once the order has been issued, the Minister may then take over the permitting process from the affected CA. It is unclear if the Minister would be able to issue a permit before having issued an order to the CA. To avoid confusion and possible conflicts with other pending approvals for the same development activity, we recommend that a Minister's order for a CA not to issue a permit must occur before the Minister issues a permit on behalf of a CA. We also recommend that notice of receipt of a request/petition for the Minister to issue a Section 28.1.1 permit be provided to the affected CA, municipality and where applicable the Niagara Escarpment Commission (NEC).

It is proposed that proponents be required to identify the status of other required project approvals. Proponents should be specifically required to indicate whether all approvals under the *Planning Act* are in place in order to demonstrate land use compatibility, appropriate zoning, etc. Permitting decisions made prior to having the appropriate planning approvals in place could put municipalities in a difficult position if they

cannot support the works further to a Minister's permit. Where applicable, proponents should specify whether required approvals from the NEC have been obtained.

Where a request for review or petition for a permit is made, proponents must indicate if the local municipality has endorsed the project and request for Minister's involvement. Development activities in one area of the watershed have the potential to impact upstream and downstream communities. As such, it is important that the affecting CA and municipality are consulted to understand potential cumulative impacts on the watershed and municipal services as a result of the proposed development activity.

Caution is warranted in choosing third party providers to inform the Minister's decision on permits. These providers may have perceived or real conflicts of interest with working for both private interests and the Province. The NPCA recommends the MNRF establish a multi-disciplinary Minister's technical advisory committee to provide recommendations to the Minister when issuing permits or reviewing CA permitting decisions. The committee should bring together technical experts from CAs, municipalities, the private sector, and applicable provincial ministries to prepare recommendations for the Minister on permit applications. A balance of expertise is essential to ensure bias is not introduced, allowing the Minister to make decisions based on the same criteria concerning natural hazards and public safety that are considered by all CA's. Careful consideration of these applications is required to avoid unintended risk to public safety, properties, or natural hazards and avoid precedent setting decisions that may not align with CA Board-approved policies.

Recommendation #5 – MNRF should be fully responsible and accountable for losses or damages arising from Minister's decisions on permits

Where the Minister's decisions are inconsistent with CA Board-approved policies or CA natural hazard mapping and modelling, the liability for such decisions remains with the issuing body (the Minister). CAs are not liable for decisions made under the *CA Act* by another body that may result in losses or damages. Liabilities and risks are one of the major drivers impacting exponentially increasing insurance costs/premiums, and CAs cannot be the insurers of last resort.

The amended *CA Act* and regulatory proposal purports to have CAs undertake compliance and enforcement activities with permits issued by the Minister. Without CA involvement in the review and approval process, it is difficult to anticipate enforcement and compliance staff resources necessary for permits issued by the Minister. Increases in enforcement and compliance activities may require additional time and staffing resources at the CA, that may increase costs associated with this program and service area. Due care must be applied when the Minister is reviewing and issuing permits to ensure appropriate conditions are assigned to the permit to minimize potential enforcement concerns. The NPCA would welcome discussions with MNRF staff about the potential for increase provincial funding for CAs to help cover the additional costs for compliance and enforcement.

Thank you for the opportunity to provide comments on the "Regulation detailing new Minister's Permit and Review powers under the Conservation Authorities Act" (ERO#019-8320). The details regarding these new Minister's powers must be carefully developed to ensure Minister's decision making on permits remains technical, apolitical and integrates a watershed perspective to natural hazard management to continue



3350 Merrittville Hwy. Unit 9
Thorold Ontario L2V 4Y6
905.788.3135 | info@npca.ca | npca.ca

protecting the public, properties and infrastructure. The NPCA would be pleased to meet with Ministry staff to further discuss the regulatory requirements and implementation details.

Sincerely,

A handwritten signature in black ink that reads "David Deluce". The signature is written in a cursive style with a large initial 'D'.

David Deluce, MCIP, RPP
Senior Manager, Environmental Planning & Policy

cc: Conservation Ontario
Niagara Peninsula Conservation Authority Board of Directors



May 31, 2024

Via Email to: mayor@hamilton.ca,

ward1@hamilton.ca, ward2@hamilton.ca, ward3@hamilton.ca,
ward4@hamilton.ca, matt.francis@hamilton.ca,
tom.jackson@hamilton.ca, esther.pauls@hamilton.ca,
ward8@hamilton.ca, brad.clark@hamilton.ca, jeff.beattie@hamilton.ca,
mark.tadeson@hamilton.ca, ward12@hamilton.ca, ward13@hamilton.ca,
mike.spadafora@hamilton.ca, ted.mcmeekin@hamilton.ca

Her Worship Mayor Andrea Horwath
and Members of Hamilton City Council
Hamilton City Hall
2nd Floor – 71 Main Street West,
Hamilton, Ontario L8P 4Y5

Dear Madam Mayor and Members of City Council:

Re: Adequate Temperature By-law

The Hamilton and District Apartment Association (“HDAA”) is an association of residential property owners, managers and suppliers, and we represent the interests of private sector Rental Housing Providers in excess of 30,000 rental units throughout Hamilton, Burlington, Brantford, Guelph, Mississauga, Oakville, St. Catharines and into the Niagara Peninsula. The term “Residential Rental Housing Providers” comprises of some corporations that owns thousands of rental units, to other small business owners (i.e. electrician, accountants, teachers and etc.) that manages a rental property from one to five rental units, while working full-time. HDAA cares about our industry and encourages compliance with legislation and best practices to ensure our Tenants are provided with the best customer experience possible.

It is acknowledged that extreme heat (often called “heat waves”) is an issue due to climate change, and it can affect seniors, low-income tenants, people with disabilities and that are homeless - as indicated in the Public Health Committee Meeting Report (May 15, 2023) and in subsequent City Staff Reports including from other subject-matter experts, to present date.

Although there is merit for discussing, developing, and with well-intentions to implementing the Adequate Temperature By-law thus far, City Council should be more cognizant if not already, of any unintended consequences, and also other considerations as stated below, with respect to Landlords and Tenants for Residential Rental Properties, when voting at the next Public Health Committee Meeting on June 3rd, 2024.

Already enhanced Tenant’s rights and protections to install air conditioning in their units, in Bill 97 Helping Home Buyers, Protecting Tenants Act (“HPPA”)

Bill 97 makes some significant changes to the Residential Tenancy Act, 2006 (“RTA”), wherein Landlords are not able to prohibit the installation of air conditioning units in rental apartments, provided the following conditions are met:

- Renters must notify their landlord, in writing, that they intend to install an air conditioner;
- The air conditioner must be installed safely and securely without causing damage;
- Renters must pay for the air conditioner, installation and maintenance;
- Installation and maintenance would have to comply with any applicable laws, including municipal by-laws;
- Where the landlord supplies the electricity:
 - Renters would be required to inform their landlord about the air conditioner’s energy efficiency and how much they anticipate using it;
 - Landlords would be allowed to charge a seasonal fee based on the actual electricity cost or an estimate based on the information provided by the tenant; and,
- The landlord is entitled to enter the unit for the purposes of inspecting the air conditioning unit and that it has been installed safely and securely.

“Heat” is deemed a vital service under the RTA from September 1st to June 15th, but the RTA does not deem air-conditioning or cooling a vital service. However, the Municipal Act, 2001 gives cities the authority to enact by-laws for “health, safety, and well-being of persons”. Nonetheless, the above-mentioned changes to the RTA will ensure Tenants have the right to install air conditioning in their units. With respect to Provincial Legislation, it was noted by Councillor Brad Clark, in one of the past Public Health

Committee Meetings that “In the past, city staff have contended the heat issue is “more of a provincial matter, that we don’t have the ways and means” to pass such a bylaw”¹

More costs to Rental Housing Providers can cause rents to become more unaffordable, and more By-law requirements can negatively impact housing supply further.

In the National Post, published on May 17th, 2023, headlined: “Jamie Sarkonak: Forcing landlords to pay for air conditioning will only drive up rents”², stated that “Every time a city council adds a new rule to improve the quality of life of renters, it needs to be considered what those rules will do to the overall housing supply. Be careful of short term gains that can cause long term pain.”

If the Adequate Temperature By-law require Rental Housing Providers to provide Tenants with air conditioning, regardless of their need or ability to provide their own, then Property Owners or Rental Housing Providers are likely to increase rents for providing more services (which Rental Housing Providers are allowed to do as stated in the RTA), and furthermore and with respect to the rental housing supply, the more the rental market is regulated in a negative way, consequently, more Rental Housing Providers will likely exit the rental market, hence diminishing the rental housing supply, and furthermore, diminishing interest to invest in Hamilton due to over-regulation which will bring less new supply to the City.

Also, to strongly reiterate or emphasize on the loss of rental units, over the last few years, we have had rent increase guidelines (including the 2021 rent increase guideline which was zero percent) well below inflation in general, and also much lower than the increase in costs of running rental properties (i.e property taxes, insurance, repairs and maintenance, utilities and etc). Thus, many property owners with long term Tenants are currently operating at a negative cash flow, and hence we see many of them exiting or planning on exiting the rental housing industry. Furthermore, the house prices today indicate that these properties when sold, will turn into owner occupied houses (i.e by homebuyers from the GTA moving into Hamilton). Suffice to say, we are expecting a significant loss of rental units, and any additional costs or additional workload will increase the loss of rental units.

Furthermore, the above-mentioned National Post article stated “the status quo on heat certainly isn’t fun, but neither is the housing shortage.”

¹ [Hamilton tenants demand heat-protection bylaw \(thespec.com\)](https://thespec.com/news/local-news/hamilton-tenants-demand-heat-protection-by-law)

² <https://nationalpost.com/opinion/forcing-landlords-to-pay-for-air-conditioning-will-only-drive-up-rents>

More funding from all levels of Governments (i.e subsidies, rebates, grants, loans..etc) can help provide affordable air conditioners to those at risk.

- Advocate for more provincial funding which is currently capped for the Ontario Works (OW) and Ontario Disability Support Program (ODSP) eligible-participants. The applicants can receive only \$350 to purchase an air conditioning unit but it is not a sufficient amount to include any costs for installation and/or utilities. Furthermore, the proposed amendment to use some Municipal funding of \$52,500 from the Climate Change Reserves, for providing air conditioning units (approximately 100 to 150 air conditioning units equivalence) to eligible individuals in need, may be a starting point but will still be insufficient funding, as there are some areas or neighbourhood with a higher proportion of Seniors and those with Disabilities or vulnerability.
- More support for Rental Housing Providers (i.e subsidized costs) that plan on retrofitting a building with heat pumps which requires more time for compliance (planning and construction) than simply putting a window or portable air conditioner in each suite. City of Toronto has an Energy Retrofit Loan Program³ that offers fixed, long term, low-interest financing to enable building owners to invest in low-carbon, energy efficient capital improvements. City of Hamilton currently has the Better Homes Hamilton Pilot Program⁴ (which has still not come into effect yet), but should expand the program, similarly to Toronto, to more Eligible Buildings such as:
 - Commercial, Retail and Industrial
 - Multi-family Residential
 - Condominium buildings (common areas only, not individual units)
 - Social Housing
 - Hospitals and Long-term Care
 - Schools, Colleges and Universities
 - Not-for-profit
 - Hospitality

³ <https://www.toronto.ca/services-payments/water-environment/environmental-grants-incentives/energy-retrofit-loans/>

⁴ <https://www.hamilton.ca/home-neighbourhood/environmental-stewardship/environmental-plans-strategies/hamiltons-climate-2>

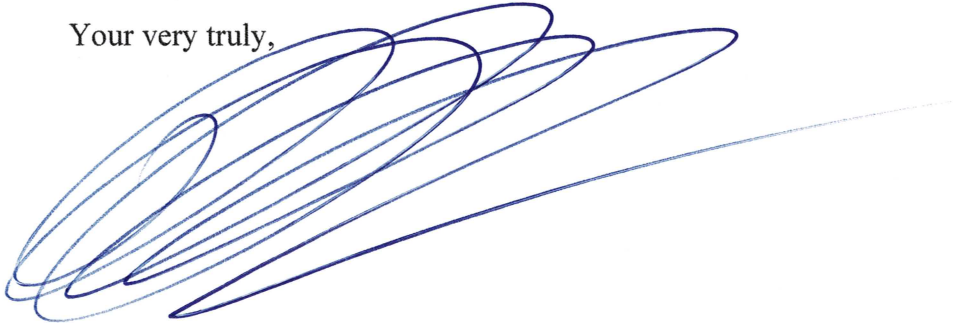
In summation to the above-captioned matter, I would like to simply reiterate what Jaime Sarkonak stated in the National Post article:

“Every time a city council adds a new rule to improve the quality of life of renters, it needs to be considered what those rules will do to the overall housing supply. Be careful of short term gains that can cause long term pain.”

Thus, on behalf of Hamilton and District Apartment Association, I sincerely advise for our Madam Mayor and Members of City Council to integrate all of the above-mentioned considerations and/or unintended consequences, when further discussing, or deciding on funding and/or implementing such Adequate Temperature By-law at a future date or prior to voting at the next Public Health Committee Meeting on June 3rd, 2024.

Please call or write if you have any questions or concerns with the above-mentioned, or if you would like to further discuss the above-captioned matter.

Your very truly,



Daniel P. Chin

President - Hamilton and District Apartment Association

Ministry of Agriculture,
Food and Rural Affairs

Office of the Minister

77 Grenville Street, 11th Floor
Toronto, Ontario M7A 1B3
Tel: 416-326-3074
www.ontario.ca/OMAFRA

Ministère de l'Agriculture, de
l'Alimentation et des Affaires rurales

Bureau du ministre

77, rue Grenville, 11^e étage
Toronto (Ontario) M7A 1B3
Tél. : 416 326-3074
www.ontario.ca/MAAARO



June 5, 2024

Her Worship Andrea Horwath
Mayor
City of Hamilton
andrea.horwath@hamilton.ca

Dear Mayor Horwath:

In response to my previous letter of April 16th, I want to reiterate my original ask that municipalities consider the needs and potential impacts on agriculture when evaluating proposed changes to stormwater or other fees. My ministry is ready to offer any support we can provide to ensure you fully understand the impacts these policies can have.

I was disappointed to learn that your municipality may have mistaken my statements as support, so I want to be clear, proposed policy changes should avoid unintended consequences to agriculture, including disproportionate costs or unfair fee structures. Ontario farmers are already facing complex challenges and should not have to endure additional costs for infrastructure they do not use in the same manner as other businesses.

I previously shared Brant County's proposed Stormwater Utility Program, which will exempt agricultural properties from the new proposed fee. I strongly encourage anyone considering new fee structures to look at examples such as this that have successfully found a balance for municipal needs while recognizing the importance of the agriculture industry. I do not support exploring policy that punishes farmers for keeping Ontarians fed.

If you have not done so already, I encourage you to speak to staff at my ministry who are available to provide guidance on supporting the growth of the agricultural community while balancing broader municipal needs. Please feel free to contact Scott Duff with any questions you may have at (519) 820-3331 or by email at scott.duff@ontario.ca.

.../2



Good things grow in Ontario
À bonne terre, bons produits

Ministry Headquarters: 1 Stone Road West, Guelph, Ontario N1G 4Y2
Bureau principal du ministère: 1, rue Stone ouest, Guelph (Ontario) N1G 4Y2

I hope that your municipality will consider engaging more directly with farmers and greenhouse operators to mitigate any unintended impacts new charges may have. It is imperative that municipalities and the agricultural industry work together to ensure the economic prosperity of our rural communities now and well into the future.

Sincerely,

A handwritten signature in blue ink that reads "Lisa M. Thompson". The signature is written in a cursive, flowing style.

Lisa M. Thompson
Minister of Agriculture, Food and Rural Affairs

c: Scott Duff, Director, Policy Division

Did you know about the Farmers' Wellness Initiative?

- Your mental health is important! If you're a farmer or a member of a farm family and in need of mental health support, please call 1-866-267-6255 and arrange to speak with a professional today.
- For additional resources visit: <https://farmerwellnessinitiative.ca/>.

Pilon, Janet

Subject: 1866 Ryaml Rd E, ZAC-24-006/UHOPA-24-002, comments/appeal

From: Ahmed Ali

Sent: June 5, 2024 6:00 PM

To: clerk@hamilton.ca

Subject: 1866 Ryaml Rd E, ZAC-24-006/UHOPA-24-002, comments/appeal

Dear Planning Committee, Legislative Coordinator

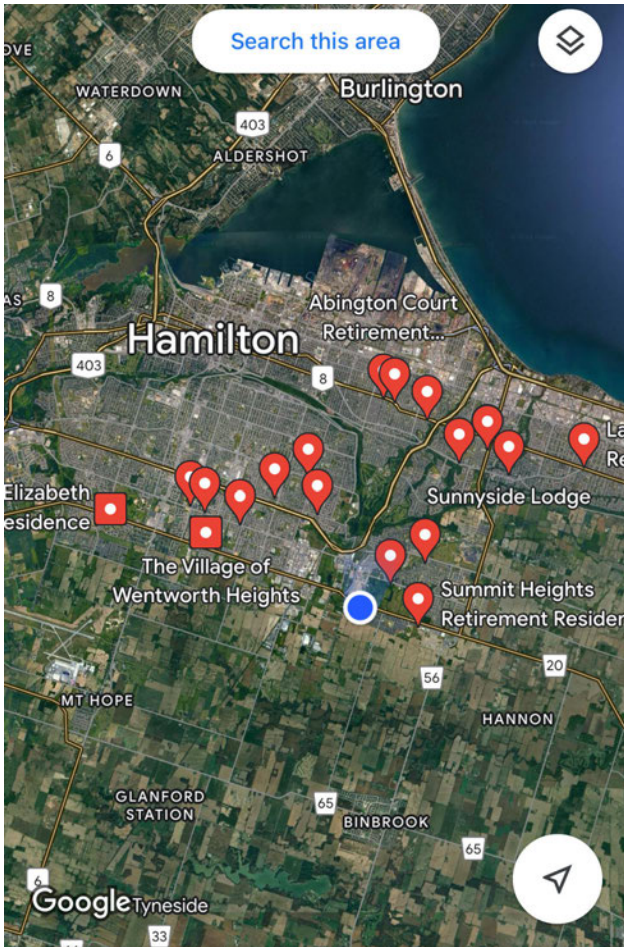
I am Ahmed Ali the owner of [REDACTED] and one of those residents impacted by the proposed amendment of 1866 Rymal Road E. I am writing this email to be included in my previous email dated May 29, 2024. and to be considered for the discussion on June 12, 2024.

First; I would like to thank all of the Committee members for raising and sharing the same concerns we, the residents and owners of 1890s, have about the safety and the traffic congestion which that project brings to the neighborhood and have such a thoughtful discussion about the pros and cons of that project.

Second; I attended virtually the Planning Committee meeting which was held on June 4, 2024 and I highly appreciate considering this message to my previous messages when deciding on the rationale of squeezing an 8 storey retirement home, a day nursery, and commercial space in that small piece of land.

In the surrounding neighborhood of Hamilton City including Hannon, there are about **17 retirement homes** that serve the community. **8 of them** are few Kilometers away from the proposed location and the list as follow: (I am also attaching a google map screenshot for your reference)

Retirement home	Distance from 1866 Rymal Rd E
Summit Heights Retirement Residence (4 storey building in a shopping plaza)	2.2 KM
Extendicare Ridgeview Long-Term Care home	2.7 KM
Heritage Green Nursing Home	4.5 KM
Kingsberry Place Seniors Residency	4.5 KM
The Court at Rushdale	5.6 KM
The Village of Wentworth Heights	5.7 KM
Grace Villa Nursing Home	6.2 KM
Tara Retirement Home	6.3 KM
St. Elizabeth Retirement Residency	8.3 KM
Bayshore Home Health	8.4 KM



In conclusion, there is no added benefit of such a project to the neighborhood. In Contrary, it has a negative impact on the safety, traffic in that area, and any future road widening. it will also depreciate the value of the homes located at the south side of that project which everyone of us has put his life savings into those freehold townhouses. By approving that 8 storey building our houses will be unattractive to either home buyers or tenants and its values will be significantly lower compared to similar units in the neighborhood.

Thank you for your consideration
Ahmed Ali

On Wed, May 29, 2024 at 11:43 AM Ahmed Ali [REDACTED] wrote:

Hello Sir/Madam,

I am Ahmed Ali, the owner of [REDACTED] I am writing this email to express my concerns and appeal to Masri O Architects' – clients of an undisclosed property owner – proposed development project for 1866 Rymal Rd. E. The owner is proposing an 8-story mixed-use building including a retirement home with 177 units, ground floor commercial units, a day nursery, and the rezoning of the property from C3 to C5.

I am writing this email in hopes that the City Council will not allow changes to be made to the property that deviates from the permitted uses or the regulations of the existing Zoning By-law.

My concerns are listed as follows:

1. A construction project of this size, height and duration of time may impose higher than normal safety risks to the students of Bishop Ryan Catholic Secondary School who are located across the street. In addition, many families who live in Freedom Townhouses – 1890 Rymal Rd. E – have young children who play within metres of this lot.
2. The construction of that huge building will take about 4 to 5 years to complete, which puts everyone living in the neighborhood at a safety risk which includes but not limited to,
 - Heavy lifting equipment traffic including trucks, excavation equipment, tower crane, noise, etc.
 - Fire hazard in a construction site which can spread rapidly to the townhomes back onto that project
 - Falling of suspended loads on the units which back onto this project or pedestrians
 - Tower crane collapse especially during a storm or high wind
3. The builder has confirmed (via Zoom meeting on January 19th, 2023) that there will be 180 units with approximately 60 parking spaces. This inconsistency in parking spaces to units may cause an increase in parking along Dakota Blvd which will inherently cause an increase in traffic and congestion at peak times such as school start and school dismissal. This could also cause a safety risk for residents of the retirement home who may be having medical emergencies in the building at peak school times.
4. Reducing the number of units to 177 is not presenting any solution to point #3. Dakota Blvd, Trinity Church intersections with Ryaml Rd E are busy at peak times such as school start and school dismissal. Adding an 8 storey building with a day nursery and commercial area will increase traffic congestion at this area and imposes students, residents, families and other people to high safety risk and increase the probability of road accidents.
5. The builder is proposing **55 parking spots** to cover **177 units**, a nursery, and commercial units. Assuming that 25% of the residents own cars, that means there are **45 parking lots** reserved for residents out of 55 spots. Adding to that, more parking lots are needed for .
 - Staff, nurses, visitors coming to that retirement home on a daily basis
 - Parents who drop off and pick up their kids from the nursery (**creating high traffic in that parking lot, poses high risk on children coming to that nursery**)
 - Customers coming for the commercial space
 - Clear and smooth access for the emergency vehicles
6. An 8-story building in a small lot surrounded by townhomes within a few metres is an eye-sore. Many units which back onto this project will have all views of the surrounding area blocked.
7. There is a high risk of decreased property value or interest from buyers for homes located along the edge or who back onto the 8-story building, because instead of having an open view to Rymal Rd, our units will be facing 29m brick wall.
8. The privacy of residents on 1890 Rymal Rd. East who back onto the development will be lost. In addition, some units of the building may have a clear view into bedroom windows of some homes in the Freedom Townhouses development.

In summary, the proposed development from Masri O Architects and the undisclosed property owner is a disruption to the community. It is my opinion that an unnecessarily vast structure such as this causes more harm than good to local residents, specifically those who purchased a home in Freedom Townhouses (1890 Rymal Rd. E). I hope that the City Council will consider the interests of their citizens by denying the Zoning By-law amendment for this project by Masri O Architects. I hope you will review the application process and respectfully hear our concerns as residents of Hamilton City. I certainly appreciate you taking the time to read my email.

Sincerely,

Ahmed Ali



Hamilton

**SELECTION COMMITTEE
FOR
AGENCIES, BOARDS AND SUB-COMMITTEES
REPORT 24-003
1:00 p.m.
May 21, 2024
Room 264, 2nd Floor,
City Hall**

Present: Councillor C. Cassar (Chair), T. Jackson C. Kroetsch, M. Tadeson, A. Wilson and M. Wilson

Absent with

Regrets: Councillor B. Clark – Personal

THE SELECTION COMMITTEE FOR AGENCIES, BOARDS AND SUB-COMMITTEES PRESENTS REPORT 24-003, AND RESPECTFULLY RECOMMENDS :

1. **Recruitment to the Public Health Sub-Committee - Planning Meeting (Item 4.2)**
 - (a) That the directions provided to staff in Closed Session respecting the Recruitment to the Public Health Sub-Committee Planning Meeting, be approved; and
 - (b) That the details of the Recruitment to the Public Health Sub-Committee Planning Meeting remain confidential.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 1)

The Committee Clerk advised the Committee that there were no changes to the agenda.

The agenda for the May 21, 2024 meeting of the Selection Committee for Agencies, Boards and Sub-Committees was approved, as presented.

(b) DECLARATIONS OF INTEREST (Item 2)

There were no Declarations of Interest.

(c) MINUTES OF THE PREVIOUS MEETING (Item 3)

(i) May 3, 2024 (Item 3.1)

The Minutes of the May 3, 2024 meeting of the Selection Committee for Agencies, Boards and Sub-Committees, were approved, as presented.

(d) PRIVATE & CONFIDENTIAL (Item 4)

Committee determined that discussion of Item 14.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

(ii) Closed Session Minutes – May 3, 2024 (Item 4.1)

The Closed Session Minutes of the May 3, 2024 meeting of the Selection Committee for Agencies, Boards and Sub-Committees, were approved, as presented and will remain confidential.

- (ii)** The Committee moved into Closed Session for Item 4.2, respecting the Recruitment to the Public Health Sub-Committee - Planning Meeting, Pursuant to Section 9.3 sub-section (i) of the City's Procedural By-law 21-021, as amended, and Section 239(2) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to a trade secret or scientific, technical, commercial, financial or labour relations information, supplied in confidence to the City or local board, which, if disclosed, could reasonably be expected to prejudice significantly the competitive position or interfere significantly with the contractual or other negotiations of a person, group of persons, or organization.

For further disposition, refer to Item 1.

(e) ADJOURNMENT (Item 6)

There being no further business, the Selection Committee adjourned at 2:21 p.m.

Respectfully submitted,

Councillor C. Cassar, Chair
Selection Committee

Loren Kolar
Legislative Coordinator
Office of the City Clerk

**CITY OF HAMILTON INTEGRITY COMMISSIONER,
DAVID G. BOGHOSIAN**

Citation: Private Complaint re: Councillor Danko Tweet (Re) –
DGB-HamiltonICI-2024-01

Date: May 27, 2024

REPORT ON COMPLAINT

Introduction

[1] Jelena Vermilion filed a Code of Conduct complaint against Councillor John-Paul Danko on April 15, 2024 in respect of a public posting on the social media site X by Councillor Danko on April 3, 2024. It was alleged that the tweet violated s. 2 of the Code of Conduct (“COC”).

Investigation

[2] On April 3, 2024, Councillor Danko “quote tweeted” a CBC article covering the decision of a police group to no longer donate proceeds from its golf tournament to Hamilton’s YWCA following anti-police comments by what the article stated was one of the award winners at the YWCA’s 2024 Women of Distinction event. The event was held on March 7, 2024. The article expressly named Ms. Vermilion as the speaker who uttered negative comments about the police and quoted some excerpts from her acceptance speech in that regard. Councillor Danko’s accompanying tweet about the event, at 8:25 am on April 3, 2024, was as follows:

"There were two recipients that went out of their way to spit in the face of those in attendance. While I just dismiss them as ungrateful, self-righteous, toddlers with a microphone, I'll continue supporting the @YWCA.Hamilton, but certainly won't be at future events either."

[3] About two hours later, at 10:35 am the same day, the foregoing tweet was removed and Councillor Danko then posted the following tweet:

“Earlier, I posted a Twitter message that is beneath the dignity of my office. I sincerely apologize and will strive to do better in future.”

[4] In response to a subsequent inquiry by a media outlet, Councillor Danko is quoted as stating:

“I posted something that I immediately removed and apologized for and, as far as I’m concerned, the matter’s over.”¹

[5] One of Hamilton YWCA 2024 Women of Distinction who was the subject of Councillor Danko’s tweet was the Complainant, Jelena Vermilion. At my request, she provided me with a video of her acceptance speech, which I watched. Statements of interest made during her entirely extemporaneous, ~3.5 minute speech included the following:

- She denounced police violence (but did not go further, such as by saying it was systemic, rampant or widespread);
- She asked the audience to “shame councillors who are not doing their part to serve their constituents,” without providing any context or naming any particular councillors;
- “I also would like you to take a moment to just consider the people who are not here. I think of Chevranna Abdi, a sex worker in 2003 who lost her life from police interaction. I think of other sex workers in town. I think of the woman who was attacked last year;”
- She told the audience that they should all be proud of the work they do, “except maybe policing, that’s my personal opinion.”

[6] I was unable to obtain the video of the other award winners’ speeches to determine what had been said by the other award winner referred to in Councillor Danko’s original tweet.

Councillor Danko’s Response

[7] On April 18, 2024, I wrote to Councillor Danko providing him with the Complaint and requesting his Response within 10 days. Councillor Danko provided his response to me on May 3, 2024. He indicated he had been assisted in responding by a lawyer. The Response can be summarized as follows:

- Legal Submissions
 - Section 2 of Hamilton’s Council Code of Conduct are merely statements of principle, which cannot be applied to make a finding of a breach of the Code of Conduct;
 - A guide written by the Office of the Ombudsman Ontario to assist those drafting codes of conduct states that “if a municipality intends for its code of conduct to apply to members’ conduct on social media and other online platforms...this should be clearly stated in the

¹ https://www.thespec.com/news/council/hamilton-councillor-apologizes-for-toddlers-jab-at-ywca-awards-gala-speakers/article_2b66a7d8-6691-57a2-960b-eadd13eb466d.html.

code.”² He further pointed out that other Ontario municipalities’ codes of conduct have provisions specifically addressing social media use but Hamilton’s does not, suggesting that Hamilton did not intend to regulate councillors’ conduct while using social media.

- Factual Submissions
 - Another Hamilton councillor posted a tweet before he did on April 3rd supporting Ms. Vermilion’s comments;
 - At 11:20 am on April 3rd, Ms. VERMILION tweeted a reply to Cllr. Danko’s 10:35 am “apology” message with the words “Thank you;”
 - The Complainant republished a screen capture of Cllr. Danko’s original, deleted tweet at 11:42 am on April 3rd, followed by “Resignation is the most sincere form of apology;”
 - On April 15th, the Complainant not only identified herself as one of the persons referred to in Cllr. Danko’s original tweet but also purported to identify the other award winner who made comments that attracted Cllr. Danko’s criticism, who he had not previously identified;
 - The Complainant continued leveraging the impugned statement of his to garner continued media coverage from major local media outlets;
 - He had limited to no knowledge of the Complainant prior to the March 7th gala;
 - He felt the Complainant’s statements at the Gala were extremely disrespectful to the many Hamilton police officers present at the Gala as well as the police officer who was the Complainant’s co-nominee, as well as that nominee’s family and friends present to support her;
 - “Elected officials are often expected to publicly comment on a wide range of issues, both directly related to City business and indirectly related to issues of public interest;”
 - “The response of current and former members of Hamilton Police Services to the conduct of the complainant at the 2024 Women of

² “Codes of Conduct, Complaint & Inquiry Protocols, and Appointing Integrity Commissioners: Guide for Municipalities,” Ombudsman Ontario 2023, <https://www.ombudsman.on.ca/resources/brochures,-posters-and-resources/municipal-resources/codes-of-conduct,-complaint-inquiry-protocols,-and-appointing-integrity-commissioners>.

Distinction Awards was determined [by media outlets] to be an issue of public interest;”

- “I sincerely regret that I allowed my personal opinion about the Complainant’s anti-police lives message at the YWCA Women of Distinction Awards, lead to a personal comment about the complainant’s maturity level. I understand that elected officials are held to a higher standard of accountability than members of the public and accept that my comments were unprofessional and may be considered insensitive by some. It was for these reasons that within a very short timeframe I deleted the original Tweet and issued a public apology which the complainant to give credit, and thanked me for.”
- “It is reasonable that I may hold a personal opinion of an individual based solely on my observation of their own behavior and actions;”
- “The Office of the Integrity Commissioner should not be used as a mechanism to settle personal grudges or in retaliation against elected officials for their political views. It is becoming increasingly common for political leaders to be personally targeted by members of the public in retaliation for their political views....Following the original social media comments on April 3rd, 2024, the complainant has extended concerted efforts to leverage the complaints process in order to disparage me personally, far beyond the context of the actual complaint. Therefore, I believe that it is reasonable to conclude that this complaint is vexatious and an attempt to restrict my ability to fulfil my duties as an elected representative;”
- “It is in the public interest and part of my duties as an elected City Councillor to speak publicly about incidents that directly impact members of the Hamilton community and organizations that are community partners with the City of Hamilton.”

[8] On May 13th, I asked for Councillor Danko’s feedback on the application of s. 8.(1) of the Code of Conduct (set out below) in the circumstances, as it had not been raised as a ground for breach by the Complainant but which I had identified as being of relevance to the Complaint after reviewing his submissions about s. 2.(3) of the Code. Not having heard back from him, I emailed him a follow up on May 20th, to which he responded that he would have his response on this narrow issue by the end of the week (May 24th). Not having heard from him by May 24th, I emailed him again on May 25th indicating that unless I had his response by mid-day on May 26th, I would be finalizing my report without his feedback on this issue. I did not hear back from him further by May 27th so I have issued my Report without his submissions on this issue.

Complainant's Reply

[9] On May 4th, I sent Cllr. Danko's Response to the Complainant asking for her Reply within 5 days of my email or such longer time as she might request. I never heard from her following this email.

Applicable Legislation

[10] Hamilton's Council Code of Conduct contains the following provisions:

SECTION 2: KEY STATEMENTS OF GENERAL PRINCIPLE UNDERLYING THE CODE

2. The key statements of principle that underlie the Code of Conduct are as follows:

(3) every Member shall perform his or her duties in office and arrange his or her private affairs in a manner that promotes public confidence and will bear close public scrutiny;

SECTION 8: CONDUCT IN OFFICE, INCLUDING AT COUNCIL AND COMMITTEES

8. (1) Every Member shall conduct him or herself with decorum in the course of his or her performance, or required performance, of his or her responsibilities as a Member, and at meetings of Council and Committees of Council and other meetings, and in accordance with the provisions of the Procedural By-law, and other By-laws of the City, where applicable.

Analysis and Findings

- 1. Does a "statement of principles" section of a code of conduct contain enforceable provisions the breach of which can give rise to a finding of a code of conduct violation?**

[11] Section 2(3) of the Code, which reads "Every Member shall perform his or her duties in office and arrange his or her private affairs in a manner that promotes public confidence and will bear close public scrutiny," is found within a section of the Code entitled "KEY STATEMENTS OF GENERAL PRINCIPLE UNDERLYING THE CODE."

[12] In *Greater Vancouver Regional District v. British Columbia (Attorney General)*,³ a panel of the British Columbia Court of Appeal ("BCCA") considered legislation establishing "regional districts" by the province which contained the following section:

³ 309 BCAC 124, [2011 BCCA 345 \(CanLII\)](#).

3. The relationship between regional districts and the Provincial government in relation to this Act is based on the following principles:

...

- (c) notice and consultation is needed for Provincial government actions that directly affect regional district interests ...

[13] The BCCA held that as the “notice and consultation” provision was contained in a section dealing with general statements of principle, the Legislature did not intend them to have any legal effect; as such, they could not be relied upon as establishing a legal duty.⁴

[14] This principle has been applied by Ontario Integrity Commissioners to similarly find that statements of principle in codes of conduct are merely guides to the interpretation of the other, operative sections of the code and do not set out separately enforceable obligations.⁵

[15] Although I do not personally agree with this interpretation, given the high degree of deference that should be accorded decisions of appellate courts of other provinces and in order to promote consistency amongst decisions of Ontario integrity commissioners unless there are compelling reasons not to, I find that s. 2.(3) of Hamilton’s Code of Conduct does not set out enforceable obligations the breach of which could give rise to a finding of a COC violation.

2. Can social media posts give rise to a code of conduct violation notwithstanding that such communications are not specifically mentioned in the code of conduct?

[16] I acknowledge the Ombudsman’s guidance to municipalities that, in fashioning codes of conduct, if social media posts are to be regulated by the code of conduct, that should be clearly stipulated. While, for the sake of certainty and transparency, such express provisions would be ideal, it seems absurd that Code provisions governing communications would exclude social media communications simply because the phrase “social media” is not expressly used in the Code. I say this given the ubiquitousness of social media as a forum of communication in this day and age, and the reach that social media messages can have. Were the interpretation of the Code asserted by Cllr. Danko followed, it would exclude a vast swath of communications from review under the Code of great relevance to the office of councillor without rational basis.

[17] Other integrity commissioners have found that social media posts are encompassed by provisions of codes of conduct governing communications even where the phrase “social media” has not been expressly used or referenced.⁶

⁴ 309 BCAC 124, [2011 BCCA 345 \(CanLII\)](#), at paras. 45-47.

⁵ Wilson (Re), 2017 ONMIC 13 (CanLII), <<https://canlii.ca/t/hzv52>>; Ford (Re), 2013 ONMIC 12 (CanLII), <<https://canlii.ca/t/j1vcj>>.

⁶ *Burton v Inch*, 2023 ONMIC 6 (CanLII), <<https://canlii.ca/t/k45j1>>; *Ayotte v Therrien*, 2022 ONMIC 10 (CanLII), <<https://canlii.ca/t/jrg2q>>.

[18] Accordingly, where current Code of Conduct provisions relate to, or could extend to, public communications,⁷ that should be taken to include communications via social media.

3. Section 8.(1), Code of Conduct

[19] This section of the Code provides that “Every Member shall conduct him or herself with decorum in the course of his or her performance, or required performance, of his or her responsibilities as a Member...”

[20] The first step in the analysis under this section is whether the tweet was “in the course of [Cllr. Danko’s] performance, or required performance, of his or her responsibilities as a Member.”

[21] In my opinion, Councillor Danko has effectively acknowledged that his comments were made in the performance of his responsibilities as a Member when he stated in a later tweet that the impugned tweet “is *beneath the dignity of my office*” [*emphasis added*]. In other words, I find that he acknowledged that the tweet was perceived by him to be closely linked to his role as a City councillor.

[22] I find that this is further confirmed by the statement in his Response in which, after stating he felt the Complainant’s statements at the Gala were extremely disrespectful to the many Hamilton police officers present at the Gala, he stated as an explanation for his response that “Elected officials are often expected to publicly comment on a wide range of issues, both directly related to City business and indirectly related to issues of public interest.”

[23] I find further confirmation of the fact that the impugned statement was made in the performance of his responsibilities as a Member when he states in his Response that “It is in the public interest and part of my duties as an elected City Councillor to speak publicly about incidents that directly impact members of the Hamilton community and organizations that are community partners with the City of Hamilton.”

[24] I therefore find that the impugned tweet communication was made in the course of his or her performance, or required performance, of his or her responsibilities as a Member...”

[25] The next question in the s. 8.(1) analysis is whether the tweet in question was conduct that exhibited “decorum.”

[26] The Cambridge University Dictionary defines “decorum” as “behavior that is socially correct, calm, and polite.”⁸ Wiktionary defines “decorum” as: “appropriate social behavior.”⁹ The

⁷ Such as s. 8(1) (Every Member shall conduct him or herself with decorum in the course of his or her performance, or required performance, of his or her responsibilities as a Member) and 11.(1)(b) and (c) (no Member of Council shall maliciously, falsely, negligently, recklessly, or otherwise improperly, injure the professional or ethical reputation, or the prospects or practice, of any one or more City employees, and every Member of Council shall show respect for the professional capacities and position of officers and employees of the City).

⁸ Cambridge Academic Content Dictionary © Cambridge University Press)

⁹ See <https://en.wiktionary.org/wiki/decorum>.

Britannica Dictionary defines the word to mean “correct or proper behavior that shows respect and good manners.”¹⁰

[27] In *McConnell v Ford*,¹¹ another IC held that even actions done without the intent to harm or with a commendable motive can still lack decorum and contravene the Code.

[28] Councillor Danko’s tweet constituted an ad hominen attack on the messengers (“ungrateful, self-righteous toddlers”) rather than a reasoned critique of the message. In my opinion, the comments fell below the level of acceptable public discourse by a member of Council. They do not constitute socially acceptable, polite behavior that shows respect and good manners. I have no doubt that Cllr. Danko had an admirable motive of defending the honour of the police in making the statement he did; however, it was done in a manner that failed to meet the high standard of “decorum” that members are to be held to.

[29] I find that Councillor Danko’s tweet violated s. 8.(1) of the Code of Conduct.

Penalty

[30] In assessing what constitutes an appropriate penalty in the circumstances, I note the following:

Aggravating Factors

- Ad hominen attack on the messenger rather than a reasoned critique of the message;

Mitigating Factors

- The tweet was quickly taken down, within two hours of it being posted;
- Councillor Danko apologized for the remarks and moreover the Complainant accepted the apology;
- The Councillor did not specifically identify either of the individuals whose behavior he attacked in his tweet (although she was identified in the article he “tweet shared” with the comment) whereas not only did the Complainant identify herself but identified the other award winner who had not previously been publicly identified;
- The Complainant subsequently re-tweeted the offending tweet and it remains up on her feed to this day;
- Cllr. Danko has already faced negative public and media reaction for his comments;

¹⁰ See <https://www.britannica.com/dictionary/decorum>.

¹¹ 2015 ONMIC 4 (CanLII).

- The Complainant has successfully and willfully traded off Cllr. Danko's comments to enhance her media presence and stature in the community;
- There is no indication of malicious intent on behalf of Cllr. Danko;
- Lack of prior finding of misconduct on the part of the councillor for inappropriate public statements.¹²

[31] In consideration of all of the foregoing circumstances, I find that no formal Code of Conduct penalty is required and I therefore recommend none.

Conclusions Regarding the Complaint

[32] I have found that Councillor Danko violated s. 8.(1) of the Code of Conduct.

[33] I have determined that no penalty is warranted in the circumstances and ask that this report be received by Council for information purposes only.

[34] I personally recommend that Council give consideration to amending its Code of Conduct to deal more specifically with councillor communications, particularly via social media. An example of provisions that I believe would adequately fill the existing gap are as follows:

STANDARDS RELATING TO COMMUNICATION

Members are responsible for making honest statements. No member shall make a statement, including through social media, when they know that statement is false or are reckless as to whether it is true. No member shall make a statement with the intent of misleading Council or members of the public.

Members will conduct their communications with each other and members of the public, including by means of social media, in ways that maintain public confidence in the office to which they have been elected or appointed, are open and honest, focus on issues rather than personalities, and avoid aggressive, offensive or abusive conduct.

[35] This concludes my investigation.

Respectfully Submitted,



David G. Boghosian,
Integrity Commissioner,
City of Hamilton

¹² According to the review of past IC decisions in the City's database.



**PUBLIC HEALTH COMMITTEE
(Formerly the Board of Health)
REPORT 24-005**

9:30 a.m.

Monday June 3, 2024

Council Chambers, City Hall, 2nd Floor
71 Main Street West, Hamilton, Ontario

Present: Mayor A. Horwath (Chair)
Councillor M. Wilson (Vice-Chair)
Councillors J. Beattie, C. Cassar, J.P. Danko, T. Hwang, T. Jackson,
C. Kroetsch, T. McMeekin, N. Nann, E. Pauls, M. Spadafora,
M. Tadeson and A. Wilson

**Absent with
Regrets:** Councillors B. Clark – Personal and M. Francis – City Business

**THE PUBLIC HEALTH COMMITTEE PRESENTS REPORT 24-005 AND
RESPECTFULLY RECOMMENDS:**

1. Update on the Hamilton Opioid Action Plan – June 2024 (BOH24015) (City Wide) (Item 9.1)

That Report BOH24015, respecting an Update on the Hamilton Opioid Action Plan – June 2024, be received.

2. Suspect Drug-Related Deaths and Opioid-Related Paramedic Calls (January-March 2024) (BOH24016) (City Wide) (Item 9.2)

That Report BOH24016, respecting Suspect Drug-Related Deaths and Opioid-Related Paramedic Calls (January-March 2024), be received.

3. Canada's Pharmacare Plan: Impact on Population Health (BOH24011) (City Wide) (Outstanding Business List) (Item 9.3)

That Report BOH24011, respecting Canada's Pharmacare Plan: Impact on Population Health, be received.

4. Public Health Services 2023 Annual Performance and Accountability Report (BOH24012) (City Wide) (Item 9.4)

That Report BOH24012, Public Health Services 2023 Annual Performance and Accountability Report, be received.

5. Expansion of Subsidy for Air-Conditioning to Low-Income Households (BOH24010(a)) (City Wide) (Item 10.1)

That Report BOH24010(a), Expansion of Subsidy for Air-Conditioning to Low-Income Households, be received.

6. Heat Response Strategy (BOH24010) (City Wide) (Item 10.1(a))

- (a) That the Heat Response Strategy attached as Appendix “A” to Report BOH24010, with the exception of Action Numbers 6, 7, 9 and 10 be approved, as amended by including the following actions with proposed timelines for implementation:
 - (i) To expand and align the eligibility of the existing Ontario Works air conditioner subsidy of \$350 available to Social Assistance households, to include all low-income households who are most vulnerable to heat because of a severe medical condition, toward the purchase an energy efficient air conditioner; and that this expansion be funded through the Climate Change Reserve #108062 at an upset limit, including contingency, not to exceed \$52,500.00;
 - (e) That staff be directed to undertake an analysis of the expanded air conditioner subsidy program to further inform the work of the city’s extreme heat response and report back to the Public Health Committee by Q4 2024.

7. Child and Adolescent Services Annual 2024-2025 Budget (BOH24013) (City Wide) (Item 10.2)

- (a) That the April 1, 2024, to March 31, 2025, Child and Adolescent Services Program budget, funded by the Ministry of Health, be approved;
- (b) That the Medical Officer of Health or delegate be authorized and directed to submit a letter to request for increased base funding of \$103,931 to cover the budget shortfall and the impact of the continued capped funding along with the 2024-2025 budget to the Ministry of Health;
- (c) That if the Ministry of Health does not provide Public Health Services with additional funding to cover the budget shortfall then Council approve funding of \$77,948 to allow the continuation of the program with the current staffing complement until December 31, 2024, to be funded first from any

Child and Adolescent Services program surplus, then from any Healthy and Safe Communities Departmental Surplus and lastly from any Corporate Surplus or any source deemed appropriate by the General Manager of Corporate Services;

- (d) That if the Ministry of Health does not provide Public Health Services with additional funding to cover the budget shortfall, then staff be directed to include the annualized estimated cost indexed for inflation of \$165,000 for the program pressure resulting from capped Ministry funding and annual cost increases of staff salaries and benefits in the 2025 Tax Operating Budget submission; and,
- (e) That the Medical Officer of Health or delegate be authorized and directed to execute all agreements, contracts, extensions, and documents, including submission of budgets and reports required to give effect to all the 2024-2025 Child and Adolescent Services Program budget approved in Public Health Committee Report BOH24013.

8. Healthy Babies Healthy Children Program Budget 2024-2025 (BOH24014) (City Wide) (Item 10.3)

- (a) That the April 1, 2024, to March 31, 2025, Healthy Babies Healthy Children program budget be approved;
- (b) That the Medical Officer of Health or delegate be authorized and directed to submit a letter to request for increased base funding of \$108,323 to cover the budget shortfall and the impact of the continued capped funding along with the 2024-2025 budget to the Ministry of Children, Community and Social Services;
- (c) That if the Ministry of Children, Community and Social Services does not provide Public Health Services with additional funding to cover the budget shortfall then Council approve funding of \$81,242 to allow the continuation of the Healthy Babies Healthy Children program with the current staffing complement until December 31, 2024, to be funded first from any Healthy Babies Healthy Children program surplus, then from any Healthy and Safe Communities Departmental Surplus and lastly from any Corporate Surplus or any source deemed appropriate by the General Manager of Corporate Services;
- (d) That if the Ministry of Children, Community and Social Services does not provide Public Health Services with additional funding to cover the budget shortfall of then staff be directed to include the annualized estimated indexed for inflation cost of \$210,000 for the program pressure resulting from capped Ministry funding and annual cost increases of staff salaries and benefits in the 2025 Tax Operating Budget submission;

- (e) That the Medical Officer of Health or delegate be authorized and directed to receive, utilize, and report on the grant received from the Hamilton Community Foundation for the Nurse Family Partnership program for 2024; and,
- (f) That the Medical Officer of Health or delegate be authorized and directed to execute all agreements, contracts, extensions, and documents, including submission of budgets and reports required to give effect to the 2024-2025 Healthy Babies Healthy Children Program budget approved in Report BOH24014.

9. Indigenous and Newcomer Vaccine Ambassador Project (BOH24017) (City Wide) (Added Item 10.4)

- (a) That the Medical Officer of Health, or delegate, be authorized and directed to execute all agreements, contracts, extensions, and documents, including submission of budgets and reports required to give effect to the Indigenous and Newcomer Vaccine Ambassador Project; and
- (b) That Confidential Appendix “A” to Report BOH24017, respecting Indigenous and Newcomer Vaccine Ambassador Project, be received and remain confidential.

10. Resolution to Declare the City of Hamilton a “No Paid Plasma Zone” (Item 11.1)

WHEREAS, the City of Hamilton supports voluntary blood and plasma donation and aims to protect our public collection system, recognizing the importance of blood donation as a public good;

WHEREAS, Canada’s tainted blood crisis resulted in the loss of approximately 8,000 lives and the subsequent Royal Krever Commission recommended Canada operate a fully voluntary, non-remunerated blood and plasma donation system;

WHEREAS, within Ontario’s healthcare system blood donations are viewed as a public resource;

WHEREAS, the integrity of the of the public, voluntary donor system must be protected;

WHEREAS, in Ontario, the Voluntary Blood Donations Act, stipulates that it is against the law for private companies to pay donors and for donors to receive payment for their blood or plasma;

WHEREAS, paid plasma collection schemes are known to target and exploit the most vulnerable members of communities; and

WHEREAS, this resolution reaffirms the principles of voluntary, non-remunerated blood and plasma donation and aims to protect the integrity of Canada's public blood system and the integrity of blood donors.

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton designates itself a "Paid-Plasma Free Zone" and declares that private for-profit blood collection companies are not permitted to operate in the city;
- (b) That the City of Hamilton resolves to protect marginalized and vulnerable populations from exploitation resulting from for-profit plasma collection by advertising financial payment for the sale of their blood-plasma; and
- (c) That a copy of this resolution be sent to Canadian Blood Services, federal, provincial and territorial Ministers of Health, Grifols pharmaceuticals, and all Ontario Municipalities requesting that they respect the City of Hamilton as a "Paid-Plasma Free Zone" and support only voluntary Blood and plasma collection.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

5. COMMUNICATIONS

5.3 Correspondence respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy, from the following individuals:

- (b) ACORN Hamilton, Canadian Environmental Law Association, Hamilton Community Legal Clinic and Environment Hamilton

Recommendation: Be received and referred to the consideration of Item 10.1(a)

6. DELEGATION REQUESTS

6.1 Delegation Requests respecting Item 11.1, Resolution to Declare the City of Hamilton a "No Paid Plasma Zone", for today's meeting, from the following individuals:

- (f) Krista Laing, Canadian Union of Public Employees

6.2 Delegation Requests respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy, for today's meeting, from the following individuals:

- (a) Daniel Chin, Hamilton and District Apartment Association
- (b) James Kemp

The agenda for the June 3, 2024, Public Health Committee was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) April 29, 2024 (Item 4.1)

The Minutes of the April 29, 2024, meeting of the Public Health Committee was approved, as presented.

(d) COMMUNICATIONS (Item 5)

(i) The following Communication items were approved, as presented:

- (a) Correspondence from Angela Diano, Executive Director, ALPHA-1 Canada, respecting Item 11.1, Resolution to declare the City of Hamilton a "No Paid Plasma Zone" (Item 5.1)

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

- (b) Correspondence from Christine Duncan-Wilson, Chair, Immunity Canada, respecting Item 11.1, Resolution to declare the City of Hamilton a "No Paid Plasma Zone" (Item 5.2)

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

- (c) Correspondence respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy, from the following individuals (Item 5.3):

- (a) Joshua Weresch (Item 5.3(a))

- (b) ACORN Hamilton, Canadian Environmental Law Association, Hamilton Community Legal Clinic and Environment Hamilton (Added Item 5.3(b))

Recommendation: Be received and referred to the consideration of Item 10.1(a).

(e) DELEGATION REQUESTS (Item 6)

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

(i) Delegation Requests respecting Item 11.1, Resolution to Declare the City of Hamilton a "No Paid Plasma Zone" (Item 6.1):

- (a) Kat Lanteigne, Executive Director, BloodWatch.org (Item 6.1(a))
- (b) Christine Duncan-Wilson, Immunity Canada (Item 6.1(b))
- (c) Jennifer van Gennip, Network of Rare Blood Disorder Organizations (NRBDO) (Item 6.1(c))
- (d) Anthony Marco, Hamilton and District Labour Council (Item 6.1(d))
- (e) Donna Hartlen, GBS/CIDP Foundation of Canada (Item 6.1(e))
- (f) Krista Laing, Canadian Union of Public Employees (Added Item 6.1(f))

(ii) Delegation Requests respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy, (Item 6.2):

- (a) Daniel Chin, Hamilton and District Apartment Association (Added Item 6.2(a))
- (b) James Kemp (Added Item 6.2(b))

(f) DELEGATIONS (Item 7)

(i) Delegations respecting Item 11.1, Resolution to Declare the City of Hamilton a "No Paid Plasma Zone" (Item 7.1)

- (1)** The following delegates addressed the Committee respecting Item 11.1, Resolution to Declare the City of Hamilton a "No Paid Plasma Zone":

- (a) Kat Lanteigne, Executive Director, BloodWatch.org (Item 7.1(a))
- (b) Christine Duncan-Wilson, Immunity Canada (Item 7.1(b))
- (c) Jennifer van Gennip, Network of Rare Blood Disorder Organizations (NRBDO) (Item 7.1(c))
- (d) Anthony Marco, Hamilton and District Labour Council (Item 7.1(d))

- (e) Donna Hartlen, GBS/CIDP Foundation of Canada (Item 7.1(e))
 - (f) Krista Laing, Canadian Union of Public Employees (Item 7.1(f))
- (2) The following delegations respecting Item 11.1, Resolution to Declare the City of Hamilton a “No Paid Plasma Zone”, were received and referred to the consideration of Item 11.1:
- (a) Kat Lanteigne, Executive Director, BloodWatch.org (Item 7.1(a))
 - (b) Christine Duncan-Wilson, Immunity Canada (Item 7.1(b))
 - (c) Jennifer van Gennip, Network of Rare Blood Disorder Organizations (NRBDO) (Item 7.1(c))
 - (d) Anthony Marco, Hamilton and District Labour Council (Item 7.1(d))
 - (e) Donna Hartlen, GBS/CIDP Foundation of Canada (Item 7.1(e))
 - (f) Krista Laing, Canadian Union of Public Employees (Item 7.1(f))

For further disposition of this matter, please refer to Item 10.

(ii) Delegations respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy (Item 7.2)

- (1) The following delegates addressed the Committee respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy:

- (a) Daniel Chin, Hamilton and District Apartment Association (Item 7.2(a))
- (b) James Kemp (Item 7.2(b))

- (2) The following delegations respecting Item 10.1(a) - Sub-section (a)(i) to Report BOH24010, Heat Response Strategy, were received and referred to the consideration of Item 10.1(a):

- (a) Daniel Chin, Hamilton and District Apartment Association (Item 7.2(a))
- (b) James Kemp (Item 7.2(b))

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

(g) **DISCUSSION ITEMS (Item 10)**

(i) **Heat Response Strategy (BOH24010) (City Wide) (Item 10.1(a))**

- (a) That the Heat Response Strategy attached as Appendix “A” to Report BOH24010, with the exception of Action Numbers 6, 7, 9 and 10 be approved, as amended by including the following actions with proposed timelines for implementation:
- (i) To expand and align the eligibility of the existing Ontario Works air conditioner subsidy of \$350 available to Social Assistance households, to include all low-income households who are most vulnerable to heat because of a severe medical condition, toward the purchase an energy efficient air conditioner; and that this expansion be funded through the Climate Change Reserve #108062 at an upset limit, including contingency, not to exceed \$52,500.00;

The following amendment was placed on the floor:

That Report BOH24010, respecting Heat Response Strategy, **be amended** by adding sub-section (e), as follows:

- (e) ***That staff be directed to undertake an analysis of the expanded air conditioner subsidy program to further inform the work of the city’s extreme heat response and report back to the Public Health Committee by Q4 2024.***

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

(h) **MOTIONS (Item 11)**

Mayor Horwath relinquished to the Chair to Vice-Chair M. Wilson in order to introduce the following item:

- (i) **Resolution to declare the City of Hamilton a “No Paid Plasma Zone” (Item 11.1)**

For further disposition of this item, please refer to Item 10.

Mayor Horwath assumed the Chair.

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

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

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

- (1) Items Considered Complete and to be Removed (Item 13.1(a)):
 - (i) Pharmacare Information Report
Added: February 5, 2024 (PHC Report 24-002, Item 1(b))
Addressed as Item 9.3 on today's agenda.
 - (ii) Heat Response Strategy
Added: April 29, 2024 (PHC Amended Report 24-004, Item 2)
Addressed as Item 10.1 on today's agenda

(j) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Confidential Appendix "A" to Item 10.4 Indigenous and Newcomer Vaccine Ambassador Project (BOH24017) (City Wide) (Item 14.1)

The Public Health Committee determined that discussion of Confidential Appendix 'A' to Report BOH24017 was not required in Closed Session.

For disposition of this matter, please refer to Item 9.

(i) ADJOURNMENT (Item 15)

There being no further business, the Public Health Committee adjourned at 12:59 p.m.

Respectfully submitted,

Mayor Andrea Horwath
Chair, Public Health Committee

Matt Gauthier
Legislative Coordinator
Office of the City Clerk



PUBLIC WORKS COMMITTEE REPORT 24-007

1:30 p.m.

Monday, June 3, 2024

Council Chambers

Hamilton City Hall

71 Main Street West

Present: Councillors M. Spadafora (Chair), A. Wilson (Vice-Chair) J. Beattie, C. Cassar, J.P. Danko, M. Francis, T. Jackson, C. Kroetsch, T. McMeekin, N. Nann, E. Pauls and M. Tadeson

THE PUBLIC WORKS COMMITTEE PRESENTS REPORT 24-007 AND RESPECTFULLY RECOMMENDS:

1. Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide) (Item 8.1)

That Council continue to support the current service level of only providing waste collection to properties that have been designed according to the policy "City of Hamilton Waste Requirements for Design of New Developments and Collection" which was approved by Council on November 10, 2021 through Report PW21061.

2. Woodlands Park Washroom Rehabilitation (PW24033) (Item 9.1)

That Report PW24033, respecting Woodlands Park Washroom Rehabilitation, be received.

3. Maintenance and Beautification of Birch Avenue Green Space and Gardens (PW24031) (City Wide) (Outstanding Business List Item) (Item 11.1)

- (a) That staff be directed to enter into an updated lease agreement with Hydro One to allow for pollinator gardens at Birch Avenue Green Space, 171 Birch Avenue;
- (b) That required resources, anticipated to be \$2,500 annually, to support the Birch Avenue Green Space and Pipeline Trail pollinator gardens going forward into future years, be referred to the 2025 operating budget process; and

- (c) That staff be directed to report to Public Works Committee outlining an enhanced community gardens program, to support new and existing community-led efforts for native pollinator gardens which contribute to the key priorities of the Biodiversity Action Plan (BAP) and Climate Action Strategy, identifying any additional resources required to oversee the new enhancements.

4. Funding for Tree Planting on Mohawk College Fennell Campus, 135 Fennell Avenue West, Hamilton (Ward 8) (Item 12.1)

WHEREAS, the City of Hamilton has declared a climate emergency;

WHEREAS, the Opportunities to Partner with Educational Institutions to Plant Trees (PW23066) (City Wide) Report directs staff to pursue and present opportunities to Ward Councillors with representatives from Conservation Authorities and educational institutions in the City of Hamilton to plan tree planting projects on lands which are readily accessed by the public and owned by these Organizations;

WHEREAS, through increased tree planting initiatives on public property, the City continues to work towards meeting targets for the 40% urban tree canopy coverage, as set in the Council approved Urban Forestry Strategy;

WHEREAS, increasing the urban tree canopy by planting trees on private property has many environmental benefits to the residents of Ward 8 and the wider City;

WHEREAS, tree planting on Mohawk College properties is not currently funded under existing City funded tree planting programs; and

WHEREAS, Mohawk College has shown interest in having trees planted on their Fennell Campus property.

THEREFORE, BE IT RESOLVED:

- (a) That the supply and installation, of 18 large caliper (50mm to 70mm) trees be planted on Mohawk College Fennell Campus property at 135 Fennell Avenue West, Hamilton, in coordination with Mohawk College funded from the Ward 8 Capital Discretionary Account (#3302309800) at an upset limit, including contingency not to exceed \$9,000; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

**5. Victoria Park Combination Drinking Fountain / Water Bottle Fill Station
(Ward 1) (Item 12.2)**

WHEREAS, the City has both water bottle filling stations and drinking fountains throughout Hamilton, with outdoor units mapped on the City's website;

WHEREAS, in accordance with Report PW21006 entitled Moving Hamilton Towards a Zero Plastic Waste Plan, water bottle fill stations and drinking fountains can help in reducing the use of single-use plastics;

WHEREAS, Victoria Park Outdoor Pool Building at 100 Strathcona Avenue North, Hamilton, located in Victoria Park, can be enhanced with a combination drinking fountain/ water bottle fill station to support residents and visitors to stay hydrated at the park;

WHEREAS, adding a drinking fountain /water bottle fill station on the East side of the building (further North) will address resident concern of parents losing sight of multiple children (visibility blocked by the building), while at the playground;

WHEREAS, an existing drinking fountain on the Southwest side of the building allows access to water particularly for transit users and bus drivers, the addition of a combination drinking fountain/ water bottle fill station will benefit a variety of other public park visitors within the Strathcona neighborhood, including patrons of the outdoor pool, playground, spray pad, community garden, pollinator paradise, outdoor fitness equipment, washroom, and other amenities throughout the park;

WHEREAS, staff have looked into all that would be required to install the combination drinking fountain/ water bottle fill station at a cost of \$23,500 for the following infrastructure work:

- Plumbing
- Electrical
- Concrete work
- Drinking water/ bottle fill station itself; and

WHEREAS, Hamilton Water has a relevant capital program to assist in funding the project, based on Hamilton Water Efficiency, Outreach and Education.

THEREFORE, BE IT RESOLVED:

- (a) That a combination drinking fountain / water bottle fill station at Victoria Park Fieldhouse, 100 Strathcona Avenue North, Hamilton, be funded from the Ward 1 Capital Discretionary Account #3302309100 at an upset limit, including contingency, not to exceed \$3,500 and Hamilton Water Efficiency

Capital Project #5142355851 at an upset limit, including contingency, not to exceed \$20,000; and

- (b) That the General Manager of Public Works, or their designate, be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

6. Improvements to Eleanor Park, 80 Presidio Drive, Hamilton (Ward 6) (Item 12.3)

WHEREAS, Eleanor Park, 80 Presidio Drive, Hamilton, experiences drainage issues due to existing conditions/historical design solutions that have been exacerbated by changing weather patterns;

WHEREAS, a stormwater review and design solution by a qualified professional are needed to address the issues of moving stormwater through/from the park to ensure appropriate drainage of park assets;

WHEREAS, additional funding is required to support this engineered design solution; and

WHEREAS, any unallocated funding from this motion may be used towards the implementation of the drainage improvements.

THEREFORE, BE IT RESOLVED:

- (a) That the funding be provided to support the engagement of a consultant to review the existing drainage of the parkland and provide a designed solution to address parkland stormwater for Eleanor Park, 80 Presidio Drive, Hamilton, to be funded from the Ward 6 Capital Re-Investment Reserve (#108056), at an upset limit including contingency not to exceed \$125,000; and
- (b) That the General Manager of Public Works or designate be authorized and directed to approve and execute any and all required agreements and ancillary documents, in a form satisfactory to the City Solicitor, related to the stormwater review and design at Eleanor Park, 80 Presidio Drive, Hamilton.

7. Parks Accessible Portable Toilets (Ward 2) (Item 12.4)

WHEREAS, the availability of public washrooms had become a concern highlighted by the COVID-19 Pandemic when few public washrooms were available;

WHEREAS, a community survey conducted in 2022 and 2023 reinforced the desire of parks users to have access to washroom facilities;

WHEREAS, public washrooms in parks provide a much-needed amenity, especially for those who wish to extend their stay in the park;

WHEREAS, the parks in Ward 2 are heavily used, and existing washroom facilities do not provide enough capacity or are missing from some park spaces that would benefit from a facility; and

WHEREAS, the Parks section does not have a budgeted program for portable toilets and additional funding for the rental and cleaning of these facilities for the 2024 season is required.

THEREFORE, BE IT RESOLVED:

- (a) That the provision of accessible portable toilet(s) to support Ward 2 parks in need of washroom facilities for 2024 be funded from the Ward 2 Special Capital Reinvestment Reserve (#108052) at an upset limit, including contingency, not to exceed \$25,000; and
- (b) That the General Manager of Public Works or designate be authorized and directed to approve and execute all required agreements and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

8. Update on Stage 3 Phase 2 Glanbrook Landfill Construction (Confidential) (PW23079(a)/LS24015) (City Wide) (Item 15.1)

That Report PW23079(a)/LS24015, respecting Update on Stage 3 Phase 2 Glanbrook Landfill Construction (Confidential) (City Wide), be received and remain confidential.

FOR INFORMATION:

(a) CEREMONIAL ACTIVITIES (Item 1)

(i) 17th Annual Children's Water Festival (Item 1.1)

Chair Spadafora announced that the 17th Annual Children's Water Festival was held from Tuesday, May 28 to Thursday, May 30, 2024, at Pier 4 Park, at which approximately 2,000 enthusiastic grade four students participated, engaging in hands-on outdoor learning experiences focused on water conservation, technology, science, and the vital importance of protecting our precious water resources.

(b) APPROVAL OF AGENDA (Item 2)

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

1. CEREMONIAL ACTIVITIES

1.1 17th Annual Children's Water Festival

5. COMMUNICATION ITEMS

5.1 Correspondence from the West End Home Builder's Association respecting Item 8.1, Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide)

Recommendation: Be received and referred to 8.1

6. DELEGATION REQUESTS

6.2 Brenda Duke, Gibson and Landsdale Area (GALA) Community Planning Team, respecting Item 11.1, Maintenance and Beautification of Birch Avenue Green Space and Gardens (PW24031) (City Wide) (Outstanding Business List Item) (In Person) (For today's meeting)

8. STAFF PRESENTATIONS

8.1 Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide):

(a) Staff Presentation - Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide)

13. NOTICES OF MOTION

13.1 Strachan Open Space Redevelopment (Ward 2)

13.2 Fencing Installation for Gage Park Community Garden Located at 1000 Main Street East, Hamilton (Ward 3)

The Agenda for the June 3, 2024, Public Works Committee meeting was approved, as amended.

(c) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) May 13, 2024 (Item 4.1)

The Minutes of the May 13, 2024, meeting of the Public Works Committee were approved, as presented.

(e) COMMUNICATION ITEMS (Item 5)

(i) Correspondence from the West End Home Builder's Association respecting Item 8.1, Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide) (Item 5.1)

The Correspondence from the West End Home Builder's Association respecting Item 8.1, Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide), was received and referred to the consideration of Item 8.1.

(f) DELEGATION REQUESTS (Item 6)

The following Delegation Requests were approved:

- (i) James Kemp respecting concerns regarding the HSR's front door entry policy for people with disabilities and lack of accessible fare payment options regarding Presto (Virtually) (For a future meeting) (Item 6.1)
- (ii) Brenda Duke, Gibson and Landsdale Area (GALA) Community Planning Team, respecting Item 11.1, Maintenance and Beautification of Birch Avenue Green Space and Gardens (PW24031) (City Wide) (Outstanding Business List Item) (In Person) (For today's meeting) (Added Item 6.2)

(g) DELEGATIONS (Item 7)

- (i) Brenda Duke, Gibson and Landsdale Area (GALA) Community Planning Team, respecting Item 11.1, Maintenance and Beautification of Birch Avenue Green Space and Gardens (PW24031) (City Wide) (Outstanding Business List Item) (Added Item 7.1)**

Brenda Duke, Gibson and Landsdale Area (GALA) Community Planning Team, addressed Committee respecting Item 11.1, Maintenance and Beautification of Birch Avenue Green Space and Gardens (PW24031) (City Wide) (Outstanding Business List Item), with the aid of a PowerPoint presentation.

The delegation from Brenda Duke, Gibson and Landsdale Area (GALA) Community Planning Team respecting Item 11.1, Maintenance and Beautification of Birch Avenue Green Space and Gardens (PW24031) (City Wide) (Outstanding Business List Item), was received and referred to the consideration of Item 11.1.

(h) STAFF PRESENTATIONS (Item 8)

- (i) Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection (PW24035) (City Wide) (Item 8.1)**

Ryan Kent, Manager of Waste Policy and Programs, addressed Committee respecting Report PW24035, Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection, with the aid of a PowerPoint presentation.

The presentation from Ryan Kent, Manager of Waste Policy and Programs, respecting Report PW24035, Response to Motion for Servicing Condo Boards Previously Deemed Not Eligible for Municipal Waste Collection, was received.

For further disposition of this matter, refer to Item 1.

(i) NOTICES OF MOTION (Item 13)

Councillor Kroetsch introduced the following Notice of Motion:

(i) Strachan Open Space Redevelopment (Ward 2) (Item 13.1)

WHEREAS the Strachan Open Space located along the south side of Strachan Street West between Bay Street North and Ferguson Avenue North, provides a valuable asset for the community as a green corridor of mature trees and sod areas;

WHEREAS this area contains an underutilized surface parking lot that could be repurposed for much needed public amenities;

WHEREAS, as the site is adjacent to an active rail line, the Ward Councillor has met with representatives from CN Railway to discuss any requirements they may have;

WHEREAS the community is supportive of maintaining this space for public use subject to consultation with the Ward Councillor;

WHEREAS there are city wide parks in the area and the neighbours would benefit from a more community focused park area with amenities;

WHEREAS there is an active transportation route through the site allowing ease of movement through the space;

WHEREAS there are some activations that can commence without added Capital funds such as benches, picnic tables, and parkland signs and staff will work with the Ward Councillor for these additions; and

WHEREAS future improvements that would enhance the space for more neighbourhood uses would require budget and work prioritization.

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to submit a capital detail sheet for the first phase of the Strachan Open Space improvement project for Council consideration as part of an upcoming budget process.

Councillor Nann introduced the following Notice of Motion:

(ii) Fencing Installation for Gage Park Community Garden Located at 1000 Main Street East, Hamilton (Ward 3) (Item 13.2)

WHEREAS, the Gage Park Community Garden located at 1000 Main Street East Hamilton, has been operating in its current location since 2011 and provides opportunities for residents to grown their own food, beautify an area of the park and gather and make connections with fellow community members;

WHEREAS, the recent construction activities at the adjacent Rosedale Tennis Club has reconfigured the existing fencing that borders the community garden; and

WHEREAS, the existing garden fencing is in disrepair and needs to be replaced and reconfigured to connect to the new tennis club fencing.

THEREFORE, BE IT RESOLVED THAT:

- (a) An allocation of \$6,749 be made from the Ward 3 Discretionary Funds (Project ID#3302309300) to fund the installation of new fencing along the southern portion of the Gage Park Community Garden located at 1000 Main Street East, Hamilton.

(j) GENERAL INFORMATION / OTHER BUSINESS (Item 14)

(i) Amendments to the Outstanding Business List (Item 14.1)

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

- (1) Items Considered Complete and Needing to be Removed (Item 14.1(a)):
 - (i) Maintenance and Beautification of Birch Avenue Greenspace and Gardens (Ward 3) (Item 14.1(a)(a))
Addressed as Item 11.1 on today's agenda - Report PW24031 (City Wide)

- (2) Items Requiring a New Due Date (Item 14.1(b))
 - (i) Municipal Class Environmental Assessment and Conceptual Design of Ancaster Elevated Water Reservoir (PW17022(b)) (Ward 12) (Item 14.1(a)(b))
Current Due Date: Q1 2024
Proposed New Due Date: Q2 2025
 - (ii) HSR / ATS / DARTS Passenger Policies for Persons with Disabilities (Item 14.1(b)(b))
Current Due Date: November 28, 2022
Proposed New Due Date: October 15, 2024
 - (iii) York Boulevard/Wilson Street and James Street North Safety Review and Signalized Intersection Safety Enhancements (Ward 2, City-Wide) (Item 14.1(b)(c))
Current Due Date: Q1 2024
Proposed New Due Date: July 10, 2024
 - (iv) That the Transportation Division report back to the Public Works Committee on the expanded use of no right turn on red restrictions and leading pedestrian and cycling intervals at signalized intersections city-wide in Q3 or earlier of 2024 (Item 14.1(b)(d))
Current Due Date: Q3 2024
Proposed New Due Date: October 15, 2024

(k) PRIVATE AND CONFIDENTIAL (Item 15)

- (i) **Stage 3 Phase 2 Glanbrook Landfill Construction (Confidential) (PW23079(a)/LS24015) (City Wide) (Item 15.1)**

The Public Works Committee determined that discussion of Report PW23079(a)/LS24015, Stage 3 Phase 2 Glanbrook Landfill Construction (Confidential), was not required in Closed Session.

For disposition of this matter, refer to Item 8.

(I) ADJOURNMENT (Item 16)

There being no further business, the Public Works Committee meeting adjourned at 3:12 p.m.

Respectfully submitted,

Councillor M. Spadafora, Chair,
Public Works Committee

Carrie McIntosh
Legislative Coordinator
Office of the City Clerk



**PLANNING COMMITTEE
REPORT
24-008**

**June 4, 2024
9:30 a.m.**

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

Present: Councillor C. Cassar (Chair)
Councillor M. Wilson (1st Vice Chair)
Councillor T. Hwang (2nd Vice Chair)
Councillors J. Beattie, J.P. Danko, M. Francis, T. McMeekin,
N. Nann, M. Tadeson, A. Wilson, E. Pauls

Absent with Regret: Councillor C. Kroetsch – Personal

Also in Attendance: Councillor B. Clark

**THE PLANNING COMMITTEE PRESENTS REPORT 24-008 AND RESPECTFULLY
RECOMMENDS:**

1. **Applications for an Official Plan Amendment and Zoning By-law
Amendment for Lands Located at 1866 Rymal Road East, Glanbrook
(PED24099) (Ward 9) (Item 10.1)**
 - (a) That Amended Official Plan Amendment Application UHOPA-24-002, by Masri O Inc. Architects (c/o Reema Masri) on behalf of 1685487 Ontario Inc., Owner, to redesignate the subject lands from “District Commercial” to “Neighbourhoods” within the Urban Hamilton Official Plan and from “Local Commercial” to “Medium Density Residential 2c” within the Rymal Road Secondary Plan, to permit an eight storey retirement home with 177 retirement units and ground floor commercial uses, for lands located at 1866 Rymal Road East, as shown on Appendix “A” attached to Report PED24099, be APPROVED on the following basis:
 - (i) That the draft Official Plan Amendment, attached as Appendix “B” to Report PED24009, be adopted by City Council;

- (ii) That the proposed Official Plan Amendment is consistent with the Provincial Policy Statement (2020) and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended);

- (b) That Amended Zoning By-law Amendment Application ZAC-24-006, by Masri O Inc. Architects (c/o Reema Masri) on behalf of 1685487 Ontario Inc., Owner, for a change in zoning from the Community Commercial (C3) Zone to the Mixed Use Medium Density (C5, 895, H175) Zone, to permit an eight storey retirement home with 177 retirement units, a day nursery and ground floor commercial space, for lands located at 1866 Rymal Road East, as shown on attached Appendix “A” to Report PED24099, be APPROVED on the following basis:
 - (i) That the draft Amended By-law, as amended, attached as Appendix “C” to Report PED24099, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;

 - (d)(ii) Minimum Interior Side Yard - 14.0 metres, except 17.0 metres for any portion of a building greater than 18.5 metres in height; 18.5 metres for any portion of a building greater than 22.0 metres in height; and, 20.0 metres for any portion of a building greater than 25.5 metres in height.

- (ii) That the amending Amended By-law apply the Holding Provisions of Section 36(1) of the *Planning Act, R.S.O. 1990* to the subject property by including the Holding symbol ‘H’ to the proposed Mixed Use Medium Density (C5, 895, H175) Zone:

The Holding Provision ‘H175’, is to be removed conditional on the following:

- (1) That the owner submit and receive approval of a revised Transportation Impact Study, prepared by a qualified Professional Traffic Engineer, to the satisfaction of the Director of Transportation Planning and Parking;

- (2) That the owner submit and receive approval of a Neighbourhood Traffic Calming Options Report, to the satisfaction of the Director of Transportation Planning and Parking;

- (3) That the owner submit and receive approval of a Roadway Development Safety Audit, to the satisfaction of the Director of Transportation Planning and Parking;

- (iii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2020), conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended), and will comply with the Urban Hamilton Official Plan and the Rymal Road Secondary Plan upon adoption of Official Plan Amendment No. ___.

2. Application for a Zoning By-law Amendment for Lands Located at 253 and 259 Limeridge Road West, Hamilton (PED24092) (Ward 8) (Item 10.2)

- (a) That Zoning By-law Amendment Application ZAC-23-014, by UrbanSolutions Planning & Land Development Consultants Inc. c/o Matt Johnston on behalf of Qianye Property Management Limited c/o Lei Zhao, owner, for a change in zoning from the "AA" (Agricultural) District to the "RT-10/S-1831-H" (Townhouse) District, Modified, Holding, to permit the development of 22, three storey townhouse dwellings and 51 parking spaces, on lands located at 253 and 259 Limeridge Road West, Hamilton, as shown on Appendix "A" attached to Report PED24092, be APPROVED, on the following basis:
 - (i) That the draft By-law, as amended, attached as Appendix "B" to Report PED24092, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
 - (e) That notwithstanding Section 10D.(10), there shall be provided and maintained on the same lot and within the "RT-10" District, for one or more buildings, or structures, an amount not less than 36% of the area of the lot on which the buildings or structures are situate, as landscaped area.
 - (ii) That the amending By-law apply the Holding Provisions of Section 36(1) of the Planning Act, R.S.O. 1990 to the subject property by introducing the Holding symbol 'H' to the proposed "RT-10/S-1831" (Townhouse) District, Modified;

The Holding Provision 'H' is to be removed conditional upon:

- (1) That the Owner submit and receive approval of a revised Functional Servicing Report to demonstrate that the stormwater management, sanitary flows, and water supply demand resulting from the proposed development has adequate capacity in the existing municipal infrastructure, to the satisfaction of the Director of Growth Management and Chief Development Engineer;

- (2) That the Owner enter into an External Works Agreement with the City for the design and construction of required improvements to municipal infrastructure, at the Owner's cost, determined by the revised Functional Servicing Report, to the satisfaction of the Director of Growth Management and Chief Development Engineer;
- (iii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2020), conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended), and complies with the Urban Hamilton Official Plan.

3. Hamilton Municipal Heritage Committee Report 24-004 (Item 11.1)

(1) Recommendation to Designate 1320 Woodburn Road, Glanbrook (Edmonds House), under Part IV of the *Ontario Heritage Act* (PED24090) (Ward 11) (Item 8.1)

- (i) That the City Clerk be directed to give notice of Council's intention to designate 1320 Woodburn Road, Glanbrook (Edmonds House), shown in Appendix "A" attached to Report PED24090, as a property of cultural heritage value pursuant to the provisions of Part IV, Section 29 of the *Ontario Heritage Act*, in accordance with the Statement of Cultural Heritage Value or Interest and Description of Heritage Attributes, attached as Appendix "B" to Report PED24090, subject to the following:

- (1) If no objections are received to the notice of intention to designate in accordance with the *Ontario Heritage Act*, City Council directs staff to introduce the necessary by-law to designate the property to be of cultural heritage value or interest to City Council;
- (2) If an objection to the notice of intention to designate is received in accordance with the *Ontario Heritage Act*, City Council directs staff to report back to Council to allow Council to consider the objection and decide whether or not to withdraw the notice of intention to designate the property.

(2) Information Update Regarding Heritage Permit Extension HP2024-010 for 98 James Street South, Hamilton (PED24105) (Ward 2) (Item 9.2)

That Report PED24105 respecting an Information Update Regarding Heritage Permit Extension HP24024-010 for 98 James Street South, Hamilton, be received.

4. **Appeals to the Ontario Land Tribunal for lands located at 17 Ewen Road and 1629, 1635, 1637 and 1655 Main Street West, Hamilton, respecting applications for an Official Plan Amendment (UHOPA-23-008 and UHOPA-20-027) and Zoning By-law Amendment (ZAC-23-020 and ZAC-20-042) (LS24011) (Ward 1) (Added Item 15.2)**
- (a) That the directions to staff in the Closed Session recommendations in Report LS24011 be approved;
 - (b) That the closed session recommendations in Report LS24011 be released to the public, following approval by Council; and,
 - (c) That the balance of Report LS24011, including Appendix “A” and “B”, remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

10. PUBLIC HEARINGS

- 10.1 Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 1866 Rymal Road East, Glanbrook (PED24099) (Ward 9)
- (a) Added Written Submissions:
 - (i) Ahmed Ali
 - (ii) Susan Duong
 - (iii) Lisha Patel
 - (b) Staff Presentation
- 10.2 Application for a Zoning By-law Amendment for Lands Located at 253 and 259 Limeridge Road West, Hamilton (PED24092) (Ward 8) – REVISED Appendices “B” and “F”.
- (a) Staff Presentation

15. PRIVATE AND CONFIDENTIAL

15.2 Appeals to the Ontario Land Tribunal for lands located at 17 Ewen Road and 1629, 1635, 1637 and 1655 Main Street West, Hamilton, respecting applications for an Official Plan Amendment (UHOPA-23-008 and UHOPA-20-027) and Zoning By-law Amendment (ZAC-23-020 and ZAC-20-042) (LS24011) (Ward 1)

The agenda for the June 4, 2024, Planning Committee meeting was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) May 14, 2024 (Item 4.1)

The Minutes of the May 14, 2024 meeting were approved, as presented.

(d) DELEGATION REQUESTS (Item 6)

(i) Delegation Requests respecting the Heritage Designation of 1320 Woodburn Rd. (Item 11.1) (For today's meeting) (Item 6.1)

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

- (a) J. Ross Conrod respecting the Heritage Designation of 1320 Woodburn Rd. (Item 6.1 (i))
- (b) Christine O'Connor respecting the Heritage Designation of 1320 Woodburn Rd. (Item 6.1 (ii))

(e) DELEGATIONS (Item 7)

(i) Delegation respecting the Heritage Designation of 1320 Woodburn Rd. (Item 11.1) (Added Item 7.1)

(1) The following delegates addressed the Committee respecting the Heritage Designation of 1320 Woodburn Rd. (Item 11.1):

- (a) J. Ross Conrod (Added Item 7.1 (i))
- (b) Christine O'Connor (Added Item 7.1 (ii))

(2) The following Delegations respecting the Heritage Designation of 1320 Woodburn Rd. (Item 11.1), were received and referred to the consideration of Item 1 of Hamilton Municipal Heritage Committee Report 24-004 (Item 11.1):

(a) J. Ross Conrod (Added Item 7.1 (i))

(b) Christine O'Connor (Added Item 7.1 (ii))

(f) PUBLIC HEARINGS (Item 10)

In accordance with the *Planning Act*, Chair C. Cassar advised those viewing the meeting that the public had been advised how to pre-register to be a delegate at the Public Meetings on today's agenda.

In accordance with the provisions of the *Planning Act*, Chair C. Cassar advised that if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of the City of Hamilton before Council makes a decision regarding the Development applications before the Committee today, the person or public body is not entitled to appeal the decision of the Council of the City of Hamilton to the Ontario Land Tribunal, and the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

(i) Applications for an Official Plan Amendment and Zoning By-law Amendment for Lands Located at 1866 Rymal Road East, Glanbrook (PED24099) (Ward 9) (Item 10.1)

(a) Mark Michniak, Senior Planner, addressed the Committee, with the aid of a PowerPoint presentation.

The staff presentation was received.

(b) Reema Masri with Masri O Inc. Architects was in attendance and indicated support for the staff report but with the addition of proposed modifications.

The presentation from Reema Masri with Masri O Inc. Architects, was received.

(c) Chair Cassar called three times for public delegations and the following people came forward:

(i) Ahsan Shah – Concerns with the development

(ii) Tarek Malouhi and Durmalouk Kesibi – Opposed.

- (d) (a) The following public submissions regarding this matter were received and considered by the Committee:
 - (i) Written Submissions (Added Item 10.1(a)):
 - (1) Ahmed Ali (Added Item 10.1(a)(i)) - Opposed
 - (2) Susan Duong (Added Item 10.1(a)(ii)) - Opposed
 - (3) Lisha Patel (Added Item 10.1(a)(iii)) - Opposed
 - (ii) Delegations (Added Item 10.2 (b))
 - (1) Ahsan Shah – Concerns with the development
 - (2) Tarek Malouhi and Durmalouk Kesibi – Opposed.
- (b) The public meeting was closed.
- (e) (a) That Amended Official Plan Amendment Application UHOPA-24-002, by Masri O Inc. Architects (c/o Reema Masri) on behalf of 1685487 Ontario Inc., Owner, to redesignate the subject lands from “District Commercial” to “Neighbourhoods” within the Urban Hamilton Official Plan and from “Local Commercial” to “Medium Density Residential 2c” within the Rymal Road Secondary Plan, to permit an eight storey retirement home with 177 retirement units and ground floor commercial uses, for lands located at 1866 Rymal Road East, as shown on Appendix “A” attached to Report PED24099, be APPROVED on the following basis:
 - (i) That the draft Official Plan Amendment, attached as Appendix “B” to Report PED24009, be adopted by City Council;
 - (ii) That the proposed Official Plan Amendment is consistent with the Provincial Policy Statement (2020) and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended);
- (b) That Amended Zoning By-law Amendment Application ZAC-24-006, by Masri O Inc. Architects (c/o Reema Masri) on behalf of 1685487 Ontario Inc., Owner, for a change in zoning from the Community Commercial (C3) Zone to the Mixed Use Medium Density (C5, 895, H175) Zone, to permit an eight storey retirement home with 177 retirement units, a

day nursery and ground floor commercial space, for lands located at 1866 Rymal Road East, as shown on attached Appendix "A" to Report PED24099, be APPROVED on the following basis:

- (i) That the draft Amended By-law, attached as Appendix "C" to Report PED24099, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (ii) That the amending Amended By-law apply the Holding Provisions of Section 36(1) of the Planning Act, R.S.O. 1990 to the subject property by including the Holding symbol 'H' to the proposed Mixed Use Medium Density (C5, 895, H175) Zone:

The Holding Provision 'H175', is to be removed conditional on the following:

- (1) That the owner submit and receive approval of a revised Transportation Impact Study, prepared by a qualified Professional Traffic Engineer, to the satisfaction of the Director of Transportation Planning and Parking;
 - (2) That the owner submit and receive approval of a Neighbourhood Traffic Calming Options Report, to the satisfaction of the Director of Transportation Planning and Parking;
 - (3) That the owner submit and receive approval of a Roadway Development Safety Audit, to the satisfaction of the Director of Transportation Planning and Parking;
- (iii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2020), conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended), and will comply with the Urban Hamilton Official Plan and the Rymal Road Secondary Plan upon adoption of Official Plan Amendment No. ___.

- (f) Sub-section (d)(ii) of Appendix "C" to Report PED24099, was **amended**, to read as follows:
- (d)(ii) ~~Minimum interior side yard – 14.0 metres except, except 24.0 metres for any portion of a building greater than 15.5 metres in height.~~
- (d)(ii) Minimum Interior Side Yard - 14.0 metres, except 17.0 metres for any portion of a building greater than 18.5 metres in height; 18.5 metres for any portion of a building greater than 22.0 metres in height; and, 20.0 metres for any portion of a building greater than 25.5**

For disposition of this matter, refer to Item 1.

(ii) Application for a Zoning By-law Amendment for Lands Located at 253 and 259 Limeridge Road West, Hamilton (PED24092) (Ward 8) (Item 10.2)

- (a) The staff presentation was waived.
- (b) Matt Johnston with Urban Solutions Planning & Land Development Consultants Inc. was in attendance and indicated support for the staff report but with the addition of proposed modifications.
- The presentation from Matt Johnston with Urban Solutions Planning & Land Development Consultants Inc., was received.
- (c) Chair Cassar called three times for public delegations and the following person came forward:
- (i) Linda Prescott – Concerns with the development.
- (d) (a) The following public submissions regarding this matter were received and considered by the Committee:
- (i) Linda Prescott – Concerns with the development
- (b) The public meeting was closed.
- (e) (a) That Zoning By-law Amendment Application ZAC-23-014, by UrbanSolutions Planning & Land Development Consultants Inc. c/o Matt Johnston on behalf of Qianye Property Management Limited c/o Lei Zhao, owner, for a change in zoning from the "AA" (Agricultural) District to the "RT-10/S-1831-H" (Townhouse) District, Modified, Holding, to permit

the development of 22, three storey townhouse dwellings and 51 parking spaces, on lands located at 253 and 259 Limeridge Road West, Hamilton, as shown on Appendix "A" attached to Report PED24092, be APPROVED, on the following basis:

- (i) That the draft By-law, attached as Appendix "B" to Report PED24092, which has been prepared in a form satisfactory to the City Solicitor, be enacted by City Council;
- (ii) That the amending By-law apply the Holding Provisions of Section 36(1) of the Planning Act, R.S.O. 1990 to the subject property by introducing the Holding symbol 'H' to the proposed "RT-10/S-1831" (Townhouse) District, Modified;

The Holding Provision 'H' is to be removed conditional upon:

- (1) That the Owner submit and receive approval of a revised Functional Servicing Report to demonstrate that the stormwater management, sanitary flows, and water supply demand resulting from the proposed development has adequate capacity in the existing municipal infrastructure, to the satisfaction of the Director of Growth Management and Chief Development Engineer;
- (2) That the Owner enter into an External Works Agreement with the City for the design and construction of required improvements to municipal infrastructure, at the Owner's cost, determined by the revised Functional Servicing Report, to the satisfaction of the Director of Growth Management and Chief Development Engineer;
- (iii) That the proposed change in zoning is consistent with the Provincial Policy Statement (2020), conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe (2019, as amended), and complies with the Urban Hamilton Official Plan.

(f) Sub-section 2 (e) of Appendix "B" to Report PED24092, was **amended** to read as follows:

(e) That notwithstanding Section 10D.(10), there shall be provided and maintained on the same lot and within the "RT-10" District, for one or more buildings, or structures, an amount not less than 40% **36%** of the area of the lot on which the buildings or structures are situate, as landscaped area.

For disposition of this matter, refer to Item 2.

(g) DISCUSSION ITEM (Item 11)

(i) Hamilton Municipal Heritage Committee Report 24-004 (Item 11.1)

Upon Committee's request Item 1 and Item 2 were voted on separately.

For disposition of these matters, refer to Items 3(1) and 3(2), respectively.

(h) GENERAL INFORMATION / OTHER BUSINESS (Item 14)

(i) General Manager's Update (Added Item 14.1)

Steve Robichaud, Acting General Manager of Planning and Economic Development, advised the Committee of upcoming reports on Biodiversity, and Rental Housing Demolitions; and advised that Bill 185 is expected to be passed in the near future, which will affect the development application process.

The General Manager's Update was received.

(h) PRIVATE & CONFIDENTIAL (Item 15)

Committee determined that discussion of Items 15.1 and 15.2 was not required in Closed Session; therefore, the matters were addressed in Open Session, as follows:

(i) Closed Session Minutes – May 14, 2024 (Item 15.1)

(a) The Closed Session Minutes dated May 14, 2024, were approved as presented; and,

(b) The Closed Session Minutes dated May 14, 2024, are to remain confidential.

- (ii) **Appeals to the Ontario Land Tribunal for lands located at 17 Ewen Road and 1629, 1635, 1637 and 1655 Main Street West, Hamilton, respecting applications for an Official Plan Amendment (UHOPA-23-008 and UHOPA-20-027) and Zoning By-law Amendment (ZAC-23-020 and ZAC-20-042) (LS24011) (Ward 1) (Added Item 15.2)**

For disposition of this matter, refer to Item 4.

(i) **ADJOURNMENT (Item 16)**

There being no further business, the Planning Committee adjourned at 12:24 p.m.

Councillor C. Cassar, Chair
Planning Committee

Lisa Kelsey
Legislative Coordinator



GENERAL ISSUES COMMITTEE REPORT 24-010

9:30 a.m.

June 5, 2024

Council Chambers, City Hall, 2nd Floor
71 Main Street West, Hamilton, Ontario

Present: Mayor A. Horwath
Deputy Mayor T. Hwang (Chair)
Councillors J. Beattie, C. Cassar, B. Clark, J.P. Danko, T. Jackson,
C. Kroetsch, T. McMeekin, N. Nann, E. Pauls, M. Spadafora, M. Tadeson,
A. Wilson, and M. Wilson

Absent: Councillor M. Francis – Personal

THE GENERAL ISSUES COMMITTEE PRESENTS REPORT 24-010 AND RESPECTFULLY RECOMMENDS:

- 1. Stormwater Fee Financial Incentives Program (FCS22043(c)) (City Wide)
(Outstanding Business List Item) (Item 8.1)**
 - (i) (a) That the effective date of the Stormwater Rate Structure outlined in Appendix “A” to Report FCS22043(b) be revised from September 1, 2025 to April 1, 2026;
 - (ii) (b) That the Residential Stormwater Subsidy Program, as outlined in Appendix “A” to General Issue Committee Report 24-010 be approved effective January 1, 2025, with a funding source referred to the 2025 Water, Wastewater and Stormwater Rate Supported Budget;
 - (c) That the Stormwater Credit Program as outlined in Appendix “B” to General Issue Committee Report 24-010 be approved effective April 1, 2026, with a funding source referred to the 2026 Water, Wastewater and Stormwater Rate Supported Budget;
 - (d) That staff develop the 2026-2035 Water, Wastewater and Stormwater Rate Supported Budget incorporating the Stormwater Rate Structure and the Stormwater Fee Financial Incentives Program;

- (e) That the Hamilton Water Divisional staff complement be increased by one (1) Full Time Equivalent (FTE) for a Project Manager position at an annualized cost of \$124K up to an upset limit of \$250K, be funded by the Storm Sewer Reserve (108010) up to December 31, 2025, and thereafter, that funding be incorporated into the 2026 Water, Wastewater and Stormwater Rate Supported Budget;
- (f) That the City Solicitor be authorized and directed to prepare all necessary by-laws, for Council approval, in order to implement Recommendations (a) through (c) of Report FCS22043(c);
- (g) That the single source procurement of Green Venture as the program administrator for the Residential Stormwater Subsidy Program, pursuant to Procurement Policy #11 – Non-competitive Procurements be approved;
- (h) That the General Manager, Public Works, be authorized to negotiate, enter into and execute a contract and any ancillary documents required to procure Green Venture as the administrator of the Residential Stormwater Subsidy Program in a form satisfactory to the City Solicitor;
- (i) That the development and implementation of a Communications strategy with an upset limit of \$100K be funded from the Storm Sewer Reserve (108010);
- (j) That temporary Corporate Services staffing with an upset limit of \$25K be funded from the Storm Sewer Reserve (108010)
- (k) That the single source procurement of AECOM Canada Ltd as external consultants for the Stormwater Funding implementation be extended through to December 31, 2026, with an upset limit of \$50K be funded from the Storm Sewer Reserve (108010);
- (l) That the subject matter regarding the implementation of a Stormwater Incentive Program be identified as complete and removed from the General Issues Committee Outstanding Business List.

2. Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (City Wide) (Added Item 8.2)

- (a) That the General Issues Committee approves the Affordable Housing Development Project Stream Program (Project Stream) as Appendix “C” to General Issue Committee Report 24-010 which outlines the process for receiving, evaluating, and prioritizing applications to create additional units of affordable and supportive housing projects for any available City funding allocation

- (b) That the Director of the Housing Secretariat Division, be authorized to execute, and administer the Affordable Housing Development Project Stream (Project Stream) Program, including entering into any and all agreements and ancillary documents as required to deliver the Project Stream in a form satisfactory to the City Solicitor and content satisfactory to the Housing Sustainability and Investment Roadmap (HSIR) Executive Committee (comprised of the City Manager, the General Managers of Healthy and Safe Communities, Planning and Economic Development, and Corporate Services Departments);
- (c) That the Director of the Housing Secretariat Division under the oversight of the General Manager of the Finance and Corporate Services Department through the HSIR Executive Committee, receive delegated authority to enter into financial commitments of up to \$2.5 million per project, provided the municipal contributions are being funded solely from funds managed by the City allocated to the Affordable Housing Funding Program Reserve account number 112257, the Affordable Housing Property Reserve account number 112256, the Supportive Housing Funding Account, and any other funds managed by the City that is deemed necessary or to be used for affordable housing;
- (d) That the Director of the Housing Secretariat Division, under the oversight of the General Manager of the Finance and Corporate Services Department through the HSIR Executive Committee, be authorized to revise the Project Stream program, policy, and application process attached as Appendix "A" to Report HSC23028(d)/FCS23055(b)/PED23099(d) as necessary to ensure efficient delivery of the Project Stream;
- (e) That the General Manager of the Healthy & Safe Communities Department revise the Affordable Housing Fund Program Guidelines attached as Appendix "D" to General Issue Committee Report 24-010 as approved at the Emergency and Community Services Committee to report HSC23003 and subsequently approved by Council on January 25, 2023.

3. Business Improvement Area Sub-Committee Report 24-004 - May 14, 2024 (Item 9.1)

That the Business Improvement Area Sub-Committee Report 24-004 - May 14, 2024, be received.

4. Mayor's Task Force on Transparency, Access and Accountability Report 24-004 – May 15, 2024 (Item 9.2)

That the Mayor's Task Force on Transparency, Access and Accountability Report 24-004 – May 15, 2024, be received.

5. 2023 Assessment Growth (FCS24014) (City Wide) (Item 9.3)

That Report FCS24012, respecting 2023 Assessment Growth, be received.

6. Accessibility Committee for Persons with Disabilities (ACPD) Report 24-004 - May 14, 2024 (Item 10.1)

(1) Accessibility Committee for Persons with Disabilities' Accessibility Award Logo Package (Item 12.3)

WHEREAS, the Accessibility Committee for Persons with Disabilities' Accessibility Award requires an appropriate logo to represent it on various media;

WHEREAS, the Accessibility Committee for Persons with Disabilities' Outreach Working Group has developed several versions of the logo attached hereto as Appendix "E";

WHEREAS, the secondary version is simplified and may be required sometime in the future for as yet unforeseen reasons; and

WHEREAS, having a variety of logo shapes and colour/grey tones would be beneficial as the Award develops.

THEREFORE, BE IT RESOLVED:

- (a) That the logos included in the Accessibility Committee for Persons with Disabilities' Accessibility Award logo package attached as Appendix "E" to General Issues Committee Report 24-010, be approved, as follows:
 - (i) The Complex Image logo set be approved as the primary logo; and
 - (ii) The Simplified Image logo set be approved as the secondary logo.

7. 2023 Annual Report for Economic Development Division Financial Incentive and Assistance Programs (PED24082) (City Wide) (Item 10.2)

That Report PED24082, respecting 2023 Annual Report for Economic Development Division Financial Incentive and Assistance Programs, be received.

8. Light Rail Transit Sub-Committee Report 24-002 - May 23, 2024 (Item 10.3)

(1) Applying a Climate Justice Lens to Light Rail Transit (PED24087) (City Wide) (Item 8.1)

- (i) (a) That the City continue to apply a climate justice lens to the Hamilton Light Rail Transit Project and associated works to

ensure that any relevant mitigation and adaptation actions as set out in Hamilton's Climate Action Strategy are implemented in a manner that considers climate justice; and

(b) That the Light Rail Transit Sub-Committee recruit additional non-voting community advisors to the Light Rail Transit Sub-Committee table to ensure that the Sub-Committee's composition reflects the community from a climate justice point of view.

(ii) That staff report back the process to enable recruitment of additional non-voting community advisors to the Light Rail Transit Sub-Committee table to ensure that the Sub-Committee's composition reflects the community from a climate justice point of view.

(2) Hamilton Light Rail Transit Partial Property Acquisition Update (PED24083) (City Wide) (Item 9.1)

That Report PED24083, respecting Hamilton Light Rail Transit Partial Property Acquisition Update, be received.

(3) Hamilton Light Rail Transit Early Works Update (PED24084) (City Wide) (Item 9.2)

That Report PED24084, respecting Hamilton Light Rail Transit Early Works Update, be received.

(4) Small Business Supports During Light Rail Transit Major Construction (Item 12.1)

WHEREAS, enabling works have begun for the multi-year major construction for the Light Rail Transit (LRT) project and the City of Hamilton is planning ahead for the major construction works funded by both the Provincial and the Federal Governments;

WHEREAS, small businesses in Hamilton make up the majority of employment and contribute to the economic development and vitality of the city;

WHEREAS, of the 16,348 businesses with employees in Hamilton, approximately 56% employ fewer than four people and 75% employ nine or fewer people, meaning that small and micro businesses make up the majority of the city's businesses which contribute to the economic development and vitality of the city (source: InvestInHamilton, 2024, and Canadian Business Counts, June 2021);

WHEREAS, small businesses that are situated along and adjacent to the LRT corridor will be impacted by construction of the project;

WHEREAS, the City of Hamilton seeks to reduce disruption to small businesses along the 14-kilometre LRT corridor;

WHEREAS, other municipalities in Canada that undertook major transit corridor construction like Toronto, Montreal, and Kitchener-Waterloo implemented small business supports including grants and incentives for the impacted businesses; and

WHEREAS, the City of Toronto in partnership with the Federal Economic Development Agency for Southern Ontario (FEDDEV Ontario) implemented the Transit Expansion Construction Mitigation Grant Program to support businesses and business associations impacted by major transit construction works.

THEREFORE, BE IT RESOLVED:

- (a) That staff be directed to research and explore potential small business grant and support programs available to the City of Hamilton, small businesses, or Business Improvement Areas during the Light Rail Transit (LRT) major construction to support impacted businesses along and adjacent to the LRT;
- (b) That staff be directed to complete a jurisdictional scan of grants and best practices to support small businesses once every year until the substantial completion of the Hamilton LRT project and that the results of this scan be presented to Light Rail Transit Sub-Committee; and
- (c) That staff be directed to collaborate with Metrolinx, FEDDEV Ontario, and other funding agencies to enable the implementation and marketing of these small business supports ahead of LRT major construction.

9. Hamilton Police Services and Hamilton Public Library Surpluses and Deficits (FCS24023) (City Wide) (Outstanding Business List Item) (Item 10.5)

- (a) That City of Hamilton staff work with the Hamilton Police Service and Hamilton Public Library on a process to enhance the information provided on budgetary performance and disposition of year-end surplus amounts in the year-end budget variance report;
- (b) That the Hamilton Public Library be requested to develop a policy with respect to the treatment of surplus and deficit in consultation with City staff; and,

- (c) That Confidential Appendix "B" to Report FCS24023, Hamilton Police Services and Hamilton Public Library Surpluses and Deficits, be received and remain confidential.

10. Funding for Outfitting of the Farmer's Market York Boulevard Four Season Space (Ward 2) (Item 11.1)

WHEREAS, the Four Season Space in the Hamilton Farmer's Market at 35 York Boulevard, in Ward 2, is presently untenanted; and the Hamilton Farmer's Market Board desires to maximize the interim use of the space until a new long-term tenant is secured;

WHEREAS, the Hamilton Farmer's Market Board aspires to create a more flexible and usable all-season space, enabling revenue opportunities and responding to the Market's evolving needs;

WHEREAS, the Hamilton Farmer's Market Board has engaged the Placemaking, Public Art and Projects team to review feasibility in consideration of these goals; and the Placemaking, Public Art and Projects team has presented a proposal to outfit the space with a combination of salvaged and new furniture and other elements in service of flexible, multi-use space that supports the local community;

WHEREAS, the new furniture to be installed in the Four Season Space will be the property of the Economic Development Division of the City of Hamilton, on indefinite loan to the Hamilton Farmer's Market Board until such a time that it is no longer needed.

WHEREAS, upon obsolescence, the City of Hamilton will reclaim the furniture and deploy it to other locations in need of public seating.

THEREFORE, BE IT RESOLVED:

- (a) That salvaged furniture from Placemaking, Public Art and Projects' Pier 8 Pop-Ups at the Waterfront including counter and dining height tables and benches; be refinished and repainted, including anti-graffiti coating, and relocated to the Hamilton Farmer's Market York Blvd Four Season Space at 35 York Blvd, Hamilton, to be funded from the Economic Development Initiatives Capital Project (#3621708900) with an upset limit of \$5,000 (exclusive of taxes), be approved;
- (b) That new furniture including picnic table-style accessible benches, counter height stools and moveable planters be purchased for the Hamilton Farmer's Market York Blvd Four Season Space at 35 York Blvd, Hamilton, to be funded from the Economic Development Initiatives Capital Project (#3621708900) with an upset limit, of \$40,000 (exclusive of taxes), be approved;

- (c) That staff be directed to set aside \$10,000 for potential upgrades and enhancements at the Hamilton Farmer's Market York Blvd Four Season Space, located at 35 York Blvd, Hamilton. This fund will cover projects such as outfitting existing artboards with castors to create movable dividers, upgrading the existing message board, and installing vinyl wraps on walls and pillars to enhance the market's identity. The funding will come from the Economic Development Initiatives Capital Project (#3621708900), with an upper limit of \$10,000 (excluding taxes); and,
- (d) That the Mayor and City Clerk be authorized and directed to approve and execute all required agreements and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

11. City of Hamilton's Commitment to the Climate Change Emergency Respecting New Industrial Facilities (Item 11.2)

WHEREAS the City of Hamilton declared a climate change emergency on March 27, 2019, and subsequently committed to develop community-wide climate mitigation and climate adaptation plans that are now known as Hamilton's Climate Action Strategy;

WHEREAS annual greenhouse gas emission inventories continue to confirm that existing industries are the largest contributor, by far, to greenhouse gas emissions in Hamilton;

WHEREAS Hamilton's Climate Action Strategy recognizes the essential need for action to ensure existing local industries reduce their greenhouse gas emissions in order for Hamilton to reach net zero emissions by or before 2050;

WHEREAS Priority 1 of City Council's 2023-2026 priorities is Sustainable Economic & Ecological Development which includes a commitment to protect our unique natural landscape and waterways and accelerate efforts to mitigate the impacts of climate change;

WHEREAS Hamilton's Climate Action Strategy also recognizes the essential need for industrial operations to be low/no carbon in order to increase global competitiveness as climate pricing frameworks continue to impose greater costs over time;

WHEREAS the City of Hamilton's Economic Development Action Plan includes a commitment to explore and implement decarbonization initiatives with local industry in order to position Hamilton for a sustainable economic future that achieves the City's climate goals and contributes to climate resiliency;

WHEREAS Hamilton's Climate Action Strategy requires the development of a Carbon Accounting Framework, an effort that is currently underway and includes

the establishment of a municipal carbon budget and associated green procurement strategy that, combined, will enable the municipality to operate within a carbon budget that represents the City's fair share of global carbon emissions designed to limit global average temperature increases to 1.5 degrees Celsius;

WHEREAS, despite all of the above, new industrial operations continue to be proposed/established within the City of Hamilton that are choosing to run their operations using fossil fuels even where low/no carbon fuel alternatives are a readily available and viable choice;

WHEREAS one such industry, GFL Environmental Inc., is currently seeking the necessary provincial approvals to establish a new operation at 227 Brant Street, and choosing to power this operation solely with natural/fossil gas when the proponent has confirmed that electricity is also a viable source of power to run the operation;

WHEREAS GFL Environmental Inc., by opting to power its facility with natural gas, has determined that its operation will emit 11.3KtCO₂e annually, an amount that is greater than agriculture and waste-related greenhouse gas emissions in Hamilton combined;

THEREFORE, BE IT RESOLVED:

- (a) That the City of Hamilton urge GFL Environmental Inc. to recognize the City's declaration of the climate change emergency and to seek their support in working towards the utilization of low/no carbon fuels to operate its proposed new facility;
- (b) That the City of Hamilton continue to urge any other new industrial facilities choosing to locate within the municipality to be climate leaders by committing to utilize low/no carbon fuels for their new operations; and
- (c) That the City of Hamilton call on the Province of Ontario to mandate accelerated requirements for the decarbonization of all industrial operations in the City of Hamilton and across the Province of Ontario.

12. Verbal Update on a Personnel Matter (Added Item 14.3)

That the Verbal Update on a Personnel Matter, be received and remain confidential.

FOR INFORMATION:

(a) APPROVAL OF AGENDA (Item 2)

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

5. COMMUNICATIONS

- 5.1 Correspondence from the Hamilton Police Services Board, respecting Protocol for Information Sharing Between the Hamilton Police Services Board and the City of Hamilton

Recommendation: Be received and referred to **staff for appropriate action.**

- 5.3 Correspondence from the Hamilton Police Services respecting Correspondence from the City of Hamilton respecting Hamilton Police Services and Hamilton Public Library Surpluses and Deficits (Added Item 5.3)

Recommendation: Be received and referred to consideration of Item 10.5.

6. DELEGATION REQUESTS

- 6.1 Delegation Requests respecting Encampments, for a future meeting, from the following individuals:

(d) Denise Hancock (In-Person)

- 6.3 NaWalka Geeshy Meegwun (Lyndon George) and Audrey Davis, Circle of Beads - City of Hamilton Urban Indigenous Community Consultation Circle, respecting Elected Indigenous Council Seat Request - conversation (In-Person) (For a future meeting)

- 6.4 Delegation Requests respecting Item 8.1 - Stormwater Fee Financial Incentives Program (FCS22043(c)) (City Wide), for today's meeting, from the following individuals:

(a) Drew Spoelstra, Ontario Federation of Agriculture (In-Person)

(b) Gavin Smuk, Hamilton-Wentworth Federation of Agriculture (In-Person)

(c) Daniel Vander Hout, Beverly Greenhouses Ltd. (In-Person)

(d) Larry Freeman (In-Person)

- 6.5 Rachel Moore, Love to Live, respecting a Request for Audience to Address Systemic Injustice and Lack of Support for Individuals with Disabilities in Hamilton (In-Person) (For a future meeting)

- 6.6 Graham Cubitt and Sarah Borde, Hamilton is Home, respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (In-Person) (For today's meeting)

8. PRESENTATIONS

- 8.2 Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (City Wide)

This item was originally listed on the agenda as Item 10.4 but has been moved to Item 8.2, as a presentation was added.

10. DISCUSSION ITEMS

- 10.2 2023 Annual Report for Economic Development Division Financial Incentive and Assistance Programs (PED24082) (City Wide) – REVISED

14. PRIVATE AND CONFIDENTIAL

- 14.3 Verbal Update on a Personnel Matter

CHANGE TO THE ORDER OF ITEMS

Item 11.2 respecting the City of Hamilton’s Commitment to the Climate Change Emergency Respecting New Industrial Facilities will be moved up the agenda to be considered immediately following Delegations, as the mover has to leave for other City business.

Item 14.3 respecting a Verbal Update on a Personnel Matter will be moved up the agenda to be considered immediately following Approval of the Previous Minutes.

The agenda for the June 5, 2024 General Issues Committee meeting, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

Councillor J. Beattie declared a disqualifying interest to Items 6.4(a) to (d) - Delegation Requests respecting Item 8.1 - Stormwater Fee Financial Incentives Program (FCS22043(c)) (City Wide), Items 7.1(a) to (d) - Delegations respecting Item 8.1 - Stormwater Fee Financial Incentives Program (FCS22043(c)) (City Wide), and Item 8.1 - Stormwater Fee Financial Incentives Program (FCS22043(c)) (City Wide), as he is the owner of an agricultural business.

Councillor M. Wilson declared a non-disqualifying interest to Item 6.6 - Graham Cubitt and Sarah Borde, Hamilton is Home, respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (In-Person) (For today’s meeting), Item 7.2 -Graham Cubitt and Sarah Borde, Hamilton is Home, respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) /

FCS23055(b) / PED23099(d)) (In-Person), and Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)), as her husband is the President and CEO of the Hamilton Community Foundation, which is mentioned in the report.

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

(i) May 15, 2024 (Item 4.1)

The minutes of the May 15, 2024 General Issues Committee, were approved, as presented.

(d) PRIVATE AND CONFIDENTIAL (Item 14)

(i) Committee moved into Closes Session for Item 14.3 pursuant to Section 9.3, Sub-section (b) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-section (b) of the *Ontario Municipal Act, 2001*, as amended, as the subject matter pertains to personal matters about an identifiable individual, including City or local board employees.

(ii) Verbal Update on a Personnel Matter (Added Item 14.3)

For disposition of this matter, refer to Item 12.

(e) COMMUNICATIONS (Item 5)

Communication Items 5.1 to 5.3, were approved, as presented, as follows:

(i) Correspondence from the Hamilton Police Services Board, respecting Protocol for Information Sharing Between the Hamilton Police Services Board and the City of Hamilton (Item 5.1)

Recommendation: Be received and referred to staff for appropriate action.

(ii) Correspondence from the Hamilton Public Library respecting the Hamilton Public Library Surpluses and Deficits (Item 5.2)

Recommendation: Be received and referred to consideration of Item 10.5.

(iii) Correspondence from the Hamilton Police Services respecting Correspondence from the City of Hamilton respecting Hamilton Police Services and Hamilton Public Library Surpluses and Deficits (Added Item 5.3)

Recommendation: Be received and referred to consideration of Item 10.5.

(f) DELEGATION REQUESTS (Item 6)

(i) Delegation Requests respecting Encampments (Item 6.1):

The following delegation requests respecting Encampments, were approved, for a future meeting:

- (1) Barbara Weigelt (In-Person) (Item 6.1(a))
- (2) Mike Rinaldi, Short Straw Productions (In-Person) (Item 6.1(b))
- (3) Stephen Felker (In-Person) (Item 6.1(c))
- (4) Denise Hancock (In-Person) (Added Item 6.1(d))

(ii) Hafeez Hussain, respecting Putting Taxpayers First - Navigating City Hall (Virtually) (For a future meeting) (Item 6.2)

The delegation request from Hafeez Hussain, respecting Putting Taxpayers First - Navigating City Hall, was approved for a future meeting.

(iii) NaWalka Geeshy Meegwun (Lyndon George) and Audrey Davis, Circle of Beads - City of Hamilton Urban Indigenous Community Consultation Circle, respecting Elected Indigenous Council Seat Request - conversation (In-Person) (For a future meeting) (Added Item 6.3)

The delegation request from NaWalka Geeshy Meegwun (Lyndon George) and Audrey Davis, Circle of Beads - City of Hamilton Urban Indigenous Community Consultation Circle, respecting Elected Indigenous Council Seat Request - conversation, was approved for a future meeting.

(iv) Delegation requests respecting Item 8.1 – Stormwater Fee Financial Incentives Program (FCS22043(c)) (Added Item 6.4):

The following delegation requests respecting Item 8.1 – Stormwater Fee Financial Incentives Program (FCS22043(c)), were approved, for today's meeting:

- (1) Drew Spoelstra, Ontario Federation of Agriculture (In-Person) (Added Item 6.4(a))
- (2) Gavin Smuk, Hamilton-Wentworth Federation of Agriculture (In-Person) (Added Item 6.4(b))
- (3) Daniel Vander Hout, Beverly Greenhouses Ltd. (In-Person) (Added Item 6.4(c))
- (4) Larry Freeman (In-Person) (Added Item 6.4(d))

- (v) **Rachel Moore, Love to Live, respecting a Request for Audience to Address Systemic Injustice and Lack of Support for Individuals with Disabilities in Hamilton (In-Person) (For a future meeting) (Added Item 6.5)**

The delegation request from Rachel Moore, Love to Live, respecting a Request for Audience to Address Systemic Injustice and Lack of Support for Individuals with Disabilities in Hamilton, was approved for a future meeting.

- (vi) **Graham Cubitt and Sarah Borde, Hamilton is Home, respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (In-Person) (For today's meeting) (Added Item 6.6)**

The delegation request from Graham Cubitt and Sarah Borde, Hamilton is Home, respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)), was approved for today's meeting.

(g) DELEGATIONS (Item 7)

- (i) **Delegation respecting Item 8.1 – Stormwater Fee Financial Incentives Program (FCS22043(c)) (Added Item 7.1)**

(1) The following delegates addressed the Committee respecting Item 8.1 - Stormwater Fee Financial Incentives Program (FCS22043(c)):

- (a) Drew Spoelstra, Ontario Federation of Agriculture (In-Person) (Added Item 7.1(a))
- (b) Gavin Smuk, Hamilton-Wentworth Federation of Agriculture (In-Person) (Added Item 7.1(b))
- (c) Daniel Vander Hout, Beverly Greenhouses Ltd. (In-Person) (Added Item 7.1(c))
- (d) Larry Freeman (In-Person) (Added Item 7.1(d))

(2) The following delegations, respecting Item 8.1 - Stormwater Fee Financial Incentives Program (FCS22043(c)), were received:

- (a) Drew Spoelstra, Ontario Federation of Agriculture (In-Person) (Added Item 7.1(a))
- (b) Gavin Smuk, Hamilton-Wentworth Federation of Agriculture (In-Person) (Added Item 7.1(b))
- (c) Daniel Vander Hout, Beverly Greenhouses Ltd. (In-Person) (Added Item 7.1(c))
- (d) Larry Freeman (In-Person) (Added Item 7.1(d))

- (ii) **Graham Cubitt and Sarah Borde, Hamilton is Home, respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (In-Person) (Added Item 7.2)**

Graham Cubitt and Sarah Borde, Hamilton is Home, addressed the Committee respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)).

The delegation from Graham Cubitt and Sarah Borde, Hamilton is Home, addressed the Committee respecting Item 8.2 - Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)), was received.

(h) MOTIONS (Item 11)

- (i) **Recess**

The General Issues Committee recessed for 30 minutes until 12:45 p.m.

(i) PRESENTATIONS (Item 8)

- (i) **Stormwater Fee Financial Incentives Program (FCS22043(c)) (City Wide) (Outstanding Business List Item) (Item 8.1)**

(1) Brian McMullen, Director, Financial Planning Administration and Policy provided an overview and introduced external presenters Liz Enriquez, Green Venture and Giuliana Casimirri, Green Venture; and Nancy Hill, AECOM.

- (a) Liz Enriquez, Green Venture and Giuliana Casimirri, Green Venture addressed the Committee with a presentation respecting Report FCS22043(c), Stormwater Fee Financial Incentives Program.

The presentation from Green Venture respecting Report FCS22043(c), Stormwater Fee Financial Incentives Program, was received.

- (b) Nancy Hill, AECOM addressed the Committee with a presentation respecting Report FCS22043(c), Stormwater Fee Financial Incentives Program.

The presentation from AECOM respecting Report FCS22043(c), Stormwater Fee Financial Incentives Program, was received.

- (2) The Report was put on the floor, as follows:
- (a) That the effective date of the Stormwater Rate Structure outlined in Appendix “A” to Report FCS22043(b) be revised from September 1, 2025 to April 1, 2026;
 - (b) That the Residential Stormwater Subsidy Program, as outlined in Appendix “A” to Report FCS22043(c) be approved effective January 1, 2025, with a funding source referred to the 2025 Water, Wastewater and Stormwater Rate Supported Budget;
 - (c) That the Stormwater Credit Program as outlined in Appendix “B” to Report FCS22043(c) be approved effective April 1, 2026, with a funding source referred to the 2026 Water, Wastewater and Stormwater Rate Supported Budget;
 - (d) That staff develop the 2026-2035 Water, Wastewater and Stormwater Rate Supported Budget incorporating the Stormwater Rate Structure and the Stormwater Fee Financial Incentives Program;
 - (e) That the Hamilton Water Divisional staff complement be increased by one (1) Full Time Equivalent (FTE) for a Project Manager position at an annualized cost of \$124K up to an upset limit of \$250K, be funded by the Storm Sewer Reserve (108010) up to December 31, 2025, and thereafter, that funding be incorporated into the 2026 Water, Wastewater and Stormwater Rate Supported Budget;
 - (f) That the City Solicitor be authorized and directed to prepare all necessary by-laws, for Council approval, in order to implement Recommendations (a) through (c) of Report FCS22043(c);
 - (g) That the single source procurement of Green Venture as the program administrator for the Residential Stormwater Subsidy Program, pursuant to Procurement Policy #11 – Non-competitive Procurements be approved;
 - (h) That the General Manager, Public Works, be authorized to negotiate, enter into and execute a contract and any ancillary documents required to procure Green Venture as the administrator of the Residential Stormwater Subsidy Program in a form satisfactory to the City Solicitor;

- (i) That the development and implementation of a Communications strategy with an upset limit of \$100K be funded from the Storm Sewer Reserve (108010);
- (j) That temporary Corporate Services staffing with an upset limit of \$25K be funded from the Storm Sewer Reserve (108010)
- (k) That the single source procurement of AECOM Canada Ltd as external consultants for the Stormwater Funding implementation be extended through to December 31, 2026, with an upset limit of \$50K be funded from the Storm Sewer Reserve (108010);
- (l) That the subject matter regarding the implementation of a Stormwater Incentive Program be identified as complete and removed from the General Issues Committee Outstanding Business List.

Upon Committee's request Sub-Section (a) was voted on separately.

For disposition of Sub-Section (a), refer to Item 1(i).

(3) The following MOTION was DEFEATED:

- (a) That the balance of Report FCS22043(c), Stormwater Fee Financial Incentives Program, be DEFERRED to the July 8, 2024 General Issues Committee meeting; and,
- (b) That no further delegation requests will be accepted at the July 8, 2024 General Issues Committee meeting, respecting Report FCS22043(c), Stormwater Fee Financial Incentives Program.

For disposition of the balance of Report FCS22043(c), refer to Item 1(ii).

(ii) Affordable Housing Development Project Stream Evaluation Process (HSC23028(d) / FCS23055(b) / PED23099(d)) (City Wide) (Added Item 8.2)

- (1) The staff presentation respecting Report HSC23028(d) / FCS23055(b) / PED23099(d), Affordable Housing Development Project Stream Evaluation Process, was waived.
- (2) That the presentation prepared by staff respecting Report HSC23028(d) / FCS23055(b) / PED23099(d), Affordable Housing Development Project Stream Evaluation Process, was received.

For disposition of this matter, refer to Item 2.

(j) DISCUSSION ITEMS (Item 10)

(i) Hamilton Police Services and Hamilton Public Library Surpluses and Deficits (FCS24023) (City Wide) (Outstanding Business List Item) (Item 10.5) (Item 10.3)

- (1)** Consideration of Report FCS24023, respecting Hamilton Police Services and Hamilton Public Library Surpluses and Deficits, was DEFERRED until after Closed Session.

For disposition of this matter, refer to Item 9.

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

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

The amendment to the Outstanding Business List, were approved, as follows:

(a) Items Considered Complete and Needing to be Removed (Item 13.1(a)):

41 South Street West, Dundas, Disposition Strategy
(PED23151) (Ward 13)
Added: July 10, 2023 at GIC (Item 10.1)
Completed: May 15, 2024 at GIC (Item 14.2)

(ii) Impact of Development Charges Freeze on City of Hamilton Finances (Added Item 13.2)

Councillor Danko asked questions of finance and planning staff respecting the impact of a Development Charges freeze on the City of Hamilton's finances.

(l) PRIVATE & CONFIDENTIAL (Item 14) (Continued)

Committee determined that discussion of Item 14.1 was not required in Closed Session; therefore, the matter was addressed in Open Session, as follows:

(i) Closed Session Minutes – May 15, 2024 (Item 14.1)

The Closed Session minutes of the May 15, 2024 General Issues Committee meeting, were approved and remain confidential.

(ii) Committee moved into Closed Session for Item 14.2 pursuant to Section 9.3, Sub-section (f) of the City's Procedural By-law 21-021, as amended, and Section 239(2) sub-section (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.

(iii) Confidential Appendix "B" to Item 10.5 - Hamilton Police Services and Hamilton Public Library Surpluses and Deficits (FCS24023) (City Wide) (Outstanding Business List Item) (Item 14.2)

For disposition of this matter, refer to Item 9.

(m) ADJOURNMENT (Item 15)

There being no further business, the General Issues Committee adjourned at 4:49 p.m.

Respectfully submitted,

Deputy Mayor Tammy Hwang
Chair, General Issues Committee

Angela McRae
Legislative Coordinator
Office of the City Clerk

Recommended Residential Stormwater Subsidy Program

Staff are recommending the City retains the local non-profit Green Venture regarding a formal single source partnership to continue and expand upon their current NATURhood program. The NATURhood program will provide on-site guidance to implement stormwater measures that would be subsidized by the City. This approach would be similar to residential subsidized incentive programs offered in Guelph, Kitchener and Waterloo.

At this time, the NATURhood program is an initiative offered by Green Venture to help residents slow water down and soak it up on their property, while providing beautification, home to pollinators, places to gather, flood protection and more. NATURhoods currently includes demonstration sites, workshops, events, resources and a rebate program for stormwater, rain gardens, pervious surfaces and other green infrastructure features. This is a unique program because it empowers residents to improve their properties with various types of green infrastructure which can improve property value and aesthetics, increase biodiversity, reduce urban heat island effect, and, ultimately better manage stormwater flooding.

Rebate Program Eligibility

Currently, to be eligible for Green Venture's rebate program, residents:

- Must be located in Hamilton, ON
- Must be the homeowner or have written consent to complete the work
- Must be able to complete program milestones in the Summer (check-in dates and final project due dates, expense tracking and photo progress)
- Should be interested in rain gardens, water harvesting, reducing stormwater runoff
- May have a home or lawn that experiences flooding

Eligible Expenses

Currently, Green Venture offers a \$500 rebate to around 15 homeowners annually. Example of eligible expenses for the rebate program are materials or contractors associated with:

- permeable pavements
- bioswales
- green roofs and blue roofs
- rain gardens
- infiltration galleries
- soakaway pits
- water harvesting

Throughout the year Green Venture offers design workshops and "ask the expert" open houses as well as Rain Coach visits. The Rain Coach will visit pre-approved Green Infrastructure projects and rain gardens that are verified by Green Venture. Visits from

the Rain Coach are mandatory for approved projects and can be conducted in-person or virtually. The Rain Coach can answer specific questions about the site regarding rain harvesting and landscape design. The Rain Coach will share information about other relevant City of Hamilton programs including, but not limited to: downspout disconnection, street tree planting, lead pipe replacements, backwater valves installation, etc. The Rain Coach can also provide a list of Fusion Certified landscape professionals who can create rain garden designs and landscaping. Property owners will be responsible to evaluate and hire a contractor to implement approved projects.

In early spring residents apply and applications are reviewed and approved. As the project progresses residents submit expense forms, provide receipts and pictures of the project. Once the project is complete Green Venture staff will perform a site visit and issue rebate cheques to approved applicants who have completed their project.

Green Venture has proposed a three-year plan which entails actively reaching up to 3500 Hamilton residents annually through workshops, festivals, meetings and events. Their target is to receive up to 70 annual applications and complete up to 70 residential rebates in one calendar year. They will also continue to promote additional City programs such as tree planting and downspout disconnection.

The enhanced program will mimic the Ready Rain Ottawa model and provide rebates up to \$1,500 for certified landscape designs and materials or fees for garden installations, rain harvesting tanks or rain barrels, soakaway pit or bioswale installation and rebates of up to \$5,000 for architectural drawings, certified engineering plans, landscape designs and materials for permeable pavements.

As per Recommendation (b) to Report FCS22043(c), a preliminary budget of \$500K for the NATURhood program will be referred to the 2025 Water, Wastewater and Stormwater Rate Supported Budget. The Program would be funded from dedicated Stormwater Fee revenues as of April 1, 2026. The contract will be managed by the Hamilton Water Division.

The proposed annual program costs for Green Venture to run and administer the Residential Stormwater Subsidy Program can be seen in Table 1.

Table 1

Program Cost	Description	Annual Costs
Green Venture Labour Costs	<ul style="list-style-type: none"> • Executive Director overseeing the project implementation (part-time) • Program Manager developing the project strategy and budgets (part-time) • Full-time Project Coordinator administering the program 	\$193,200

	<ul style="list-style-type: none"> • Full-time Rain Coach for personalized visits and promote other City programs 	
Portal setup and administration fees	<ul style="list-style-type: none"> • The program will require set-up of a secure portal system to collect applications and store resident data • Annual administration, intake, workflow and communications software and IT costs 	\$20,000
Associated Costs	<ul style="list-style-type: none"> • Marketing and promotion • Bookkeeping, insurance, office expenses • Signage and supplies • Event fees and rentals • Mileage for site visits 	\$20,000
Rebate or Subsidies Pay-outs	<ul style="list-style-type: none"> • Rain Gardens • Bioswales • Permeable Driveway 	\$227,500
Total Program Cost for 40 – 70 residential rebates per year		\$460,700

Per City of Hamilton By-law 21-215, Procurement Policy #11 - "Non-competitive Procurements", staff must obtain Council approval for single source requests greater than \$250 K. As previously noted, Green Venture is currently administering the NATURhoods program which will be the basis for the Residential Stormwater Subsidy Program. As per recommendation (g) to Report FCS22043(c) staff is requesting the single source procurement of Green Venture as external administrators for the Residential Stormwater Subsidy Program.

Recommended Non-Residential Stormwater Credit Program

The recommended credit program will consist of three streams for industrial, commercial, institutional (ICI), agricultural and multi-residential properties (with greater than six units). It is important to note that property owners will only be eligible for one stream of the program such that stacking of credit streams will not be permitted. The development of the credit program took feedback from the stakeholder engagement into consideration, included an assessment of a variety of stormwater incentive programs utilized by different municipalities in Ontario, and developed a unique “made in Hamilton” stormwater credit program. The three streams that are recommended have been assessed for alignment against the Guiding Principles as outlined in Table 13 of Appendix “D” to Report FCS22043(c).

The recommended credit program will consist of three streams as noted below:

Green Space Credit

The Green Space credit stream will take into consideration the pervious to impervious ratio of a property. Applying the Green Space credit reduces base stormwater charges based on the ratio of hard surface to the total softscape of the property. No application process will be required for this credit stream, staff will automatically assess non-residential properties for Green Space credit eligibility prior to implementation of the approved Stormwater Rate Structure. Properties that could potentially benefit from this credit include farms, parks, schools, golf courses, cemeteries, and other non-residential properties with large amounts of pervious surfaces.

With the Green Space credit, staff are proposing that properties would be automatically enrolled into the credit stream with no application needed on the part of the property owner, and the credit would only be available to properties with no direct stormwater connection to City infrastructure and that only contribute stormwater overland flow via green space (meaning all run-off from non-residential impervious areas drains to green space). Staff will use aerial photography to calculate a properties’ proposed credit which will be applied when the approved Stormwater Rate Structure comes into effect in 2026. Properties will only be eligible for one stream of the stormwater credit program, with the Green Space credit being the most advantageous for nearly all of those who would qualify. The Green Space credit calculation will only apply to the non-residential impervious area. Those properties that also include residential dwelling units will still be charged the Single Family Unit (SFU) rate per residential property.

The below example assumes the annual 2026 SFU or “billing unit” will be equal to \$170. As a reminder, all single residential properties in Hamilton, regardless of location, will be charged one billing unit under the new stormwater fee structure. The 2026 rate will be finalized by Council in late 2025.

Rate Calculation

$(\# \text{ of residential dwellings} \times \$170) + \# \text{ non-res billing units} \times \$170 \times (\% \text{ imperviousness of property} / \% \text{ imp of avg SFD}) \times (\text{run-off coefficient of green space} / \text{run-off coefficient of avg SFD})$

Note:

- % of imperviousness of the property is unique to each property
- % of impervious area of the average Single Family Dwelling (SFD) = 60%
- run-off coefficient of green space = 0.10
- run-off coefficient of avg SFD = 0.60

Using the Agricultural property from Table 1 as an example, the calculation follows.
Annual Rate: = $(3 \times \$170) + 126.9 \text{ billing units} \times \$170 \times (6.8\% / 60\%) \times (0.1 / 0.6) = \915

Table 1

Ex. Ag Property	
Property size (acres)	135
Impervious area (m ²)	36,928
# residential units	3
Total # billing units	129.9
Imperviousness of the property	6.8%
Credit Stream Type – Green Space Credit	Proposed Annual Rate
Base Fee with no credit *	\$22,082
Fee with Green Space Credit applied *	\$915
% of GS credit	96%

*Assumes the annual SFU will be equal to \$170 in year 1

During implementation phase for the approved Stormwater Rate Structure AECOM will be assessing each non-residential property individually to measure the non-impervious area to be used in the calculation of the property’s stormwater fee. AECOM will be using new advanced technology to assess the non-residential rural properties which will be more capable of accurately distinguishing building shadows, patches of dirt, and other pervious areas, as these are the properties that will be automatically enrolled in the Green Space credit if all conditions are satisfied.

Hamilton Harbour Discharge Credit

The Hamilton Harbour Discharge credit stream will take into consideration properties that are adjacent to Hamilton Harbour and have approvals to discharge stormwater directly to the Harbour. Applying the Hamilton Harbour Discharge credit potentially reduces base stormwater charges by up to 90% for non-residential properties that can demonstrate the use of private pipelines, channels, or other flow routes, to convey

stormwater to Hamilton Harbour, subject to an Environmental Compliance Approval issued by the Ministry of the Environment Conservation and Parks or an approval from the higher level of Government. Staff recognize that these properties discharge directly to the harbour, however they are still adjacent to City streets or catch basins which need to be maintained and have fixed costs associated with their operations. As a result staff are proposing that the Hamilton Harbour Discharge credit have a maximum cap of 90%.

An application process will be implemented to ensure property owners provide documentation that demonstrates that stormwater collected on private property does not enter the City’s natural or engineered stormwater system. Applications for these credits will need to include:

- An application form with basic information (property address, owner, contact name etc.), permission for the City to enter the property to inspect, and a declaration that the provided information is true
- Copy of the Ministry of the Environment, Conservation and Parks approvals, where applicable
- Drawings that show the on-site storm sewer system, location of discharge to the harbour, property catchments and the amount of property that drains to the harbour
- Calculations that show the percentage of impervious area that drains directly to the harbour

The intention is for this credit to operate on a sliding scale. For example, if the property owner demonstrates 50% of stormwater is discharged to Hamilton Harbour the stormwater credit would be a reduction of 45% of the calculated base stormwater charge (90% maximum credit X 50% discharged to Hamilton Harbour = 45% credit).

It is recommended that property owners be required to renew their credit every five years to demonstrate that the on-site system is still in place and being maintained. Properties that could potentially benefit from this credit includes industrial properties along the waterfront including Port Authority lands.

Table 2

	Harbour Front Property
Property size (acres)	51.8
Impervious area (m ²)	154,154
Total # billing units	529.7
Credit Stream Type – Hamilton Harbour Discharge Credit	Proposed Annual Rate
Base Fee with no credit *	\$90,056
Fee with 90% Hamilton Harbour Discharge Credit applied *	\$9,006

Table 2 illustrates the annual stormwater fee for a Harbour Front property that can prove 100% of their stormwater runoff discharges to Hamilton Harbour.

Stormwater Management Infrastructure Credit

Property owners who do not qualify for the automatic Green Space credit or the Hamilton Harbour Discharge credit may apply for the Stormwater Management Infrastructure credit.

The Stormwater Management Infrastructure credit stream will take into consideration properties that operate infrastructure or implement processes that reduce the quantity or improve the quality of stormwater that runs off their property. Applying the Stormwater Management Infrastructure credit reduces base stormwater charges by up to 50% for non-residential properties that can demonstrate the existence and operation of infrastructure or implement processes that reduce the quantity or improve the quality of stormwater that runs off their property. Property owners must demonstrate that infrastructure is installed and maintained as required, and that processes remain in-place and are reviewed/improved when necessary. An application process will be implemented to ensure property owners provide documentation that demonstrates eligibility for this credit stream. The various eligibility criteria and associated credit are summarized in Table 3.

Table 3

Stormwater Objective	Max. Credit Amount (Max. 50%)	Description	Example Measures
Slow it down (peak flow reduction)	40%	Percent reduction of the 100-year storm post-development flow to pre-development conditions of the site.	Detention ponds, cisterns
Clean it up (water quality)	25%	Remove ammonia, sediment, and phosphorus. Remove 60% to 70% sediment (based on receiving waters).	Oil-grit separators, treatment facilities
Soak it up (volume reduction)	40%	Percent capture of first 28 mm of rainfall during a single rainfall event.	Infiltration facilities/rain gardens, re-use facilities, pervious pavers
Prevent it first (pollution prevention)	15%	Develop and implement a pollution prevention plan.	Salt management plan, pesticide/manure management, sweeping, spill response plan, public education etc.

Table 5 is an example of a multi-residential adult community comprised of 24 single family detached homes, 593 townhomes and a building with 42 dwelling units. The complex also has seven stormwater detention ponds and a total impervious area of 181,500 m². This property is eligible for the Stormwater Management Infrastructure credit and could receive up to a maximum 50% credit if the stormwater detention ponds control the 100-year post development flows to predevelopment levels (40% credit) as well as provide some sediment removal (10% credit).

Table 5

Multi-Residential Adult Community		
24 Single Family detached homes (1 billing unit each)	24.0	
593 townhomes (0.5 billing units each)	296.5	
1 multi- res building & associated hardscape (10,380 m ² /291 m ²)	35.7	
Total # billing units		356.2
Base Fee with no credit *		\$60,548
Fee with 50% credit for SW Infrastructure Credit*		\$30,274

Stormwater Credit Program Application Process

Staff intend to develop a stormwater credit program application guide and open the applications for those wishing to apply for the Hamilton Harbour Discharge or Stormwater Management Infrastructure credits in 2025. This will give property owners time to work with staff to complete the application process, submit supporting documentation, allow for site visits, and understand the terms and conditions of the credit program. Property owners will begin to receive the benefit of the credit program when implementation of the approved Stormwater Rate Structure occurs in April 2026. Re-application will be required at least every five years to ensure on-site stormwater measures are being maintained and in working order.

In all cases a satisfactory credit application will include a completed application form with supporting documentation. Some supporting documents demonstrating on-site best management practices or eligible activities may require preparation by a Professional Engineer registered in the Province of Ontario and qualified in municipal engineering and stormwater management.

Affordable Housing Development Project Stream Program

POLICY STATEMENT:

The City of Hamilton has developed an Affordable Housing Development Project Stream (Project Stream) to foster the construction and retention of local affordable housing. The Project Stream will guide the allocation of available funding, providing financial support to Non-Profit organizations that create and/or retain affordable housing in the City for low-to-moderate-income households. The Project Stream aligns with the Housing Sustainability & Investment Roadmap, the Housing and Homelessness Action Plan, and City Council’s priority, Safe and Thriving Neighbourhoods, specifically its strategic goal of increasing the supply of affordable and supportive housing and reducing chronic homelessness in the City.

PURPOSE:

The Project Stream will provide support to eligible Non-Profit and charitable organizations through waivers of fees/permits, capital grants, and municipal land to advance affordable rental residential units to low-to-moderate-income households in the City of Hamilton. This policy provides a framework for the distribution of available program funds. This policy sets out eligibility criteria, evaluation and selection criteria, and processes. The policy supports transparency, and consistency in project application, assessment, and allocation decision-making.

DEFINITIONS:

Affordable Units: Are rental housing units whereby the rent of a unit, inclusive of all utilities, is set at or below 80 percent of Canada Mortgage and Housing Corporation’s (CMHC) Average Market Rent, by bedroom type, in the regional minimum of 40 years.

Applicant: A Non-Profit and charitable organization applying for a grant under the Project Stream, subject to the Project Stream’s requirements.

City: The City of Hamilton.

Contribution Agreement: An agreement signed between the City and the Applicant under this Program.

Council: The Council of the City of Hamilton.

Equity-Seeking Groups: A group as identified on ground(s) set out in Section 1 of the Human Rights Code, that identify barriers to equal access, opportunities and resources, in relation to housing affordability, due to economic disadvantage and/or discrimination. The City of Hamilton is currently completing an in-depth Housing Needs Assessment that will further identify unique equity-seeking groups but for this purpose, equity-seeking groups include, but are not limited to:

- Indigenous Peoples
- Racialized Communities
- People with Disabilities

Project Stream Evaluation Committee: A committee of City staff who are responsible for the review and evaluation of Project Stream applications, as appointed by the City’s Housing Sustainability & Investment Roadmap’s Steering Committee.

Non-Profit: An organization, where no part of its income is payable to, or otherwise available for, the personal benefit of a member or shareholder thereof. This includes all types of Non-Profit organizations and includes rental co-operatives that are incorporated with a Non-Profit status.

Project Stream: The Affordable Housing Development Project Stream of the City.

SLT: The Senior Leadership Team of the City of Hamilton.

SCOPE:

This policy applies to:

- All Non-Profit and Charitable Applicants to the Project Stream.
- Staff responsible for the delivery and administration of the Project Stream.
- The Project Stream Evaluation Committee.
- Council’s delegated authority in relation to the Project Stream.

POLICY COMMUNICATION:

At a minimum, this policy will be communicated by means of:

- Posting the policy on the City of Hamilton website.
- Posting the policy on the City of Hamilton intranet for staff accessibility.
- Providing a copy to all staff involved in the delivery and administration of the Project Stream, the Project Stream Evaluation Committee, and SLT.

- Including the website location for the policy in all Project Stream application information and communications.

It is the applicant’s responsibility to be proactive in seeking out Project Stream application information and ensuring compliance with submission deadlines.

POLICY:

1.0 Project Stream Considerations

1.1 Capital grants under the Project Stream are intended to assist Non-Profit and Charitable Organizations in constructing new or retaining existing, affordable housing for low-and moderate-income households in the City of Hamilton. Project Stream grants are intended to help Non-Profit and Charitable Organizations offset some of the capital costs associated with construction or retaining affordable housing units in the local community.

2.0 Eligibility Criteria

2.1 Applicants are eligible to apply for funding under the Project Stream subject to meeting the following minimum requirements:

a. Applicants must:

- Be a Non-Profit Organization, Charitable Organization, or Housing Co-Operative;
- Demonstrate an understanding of residential housing development; operation of a rental housing unit(s) or ability to retain the services of an organization/consultants with this experience;
- Demonstrate financial viability or a path towards financial viability through their capital and operating proformas;
- Own or have an accepted offer to purchase the subject lands. Notwithstanding the foregoing, an exemption is made where the subject lands are secured under a long-term lease (40 years) for affordable housing purposes.

b. The Project must:

- Be located within the geographical boundary of the City of Hamilton (can be located anywhere in the City subject to the City’s Official Plan and Zoning By-law policies);

- Be located on lands as described in 2.1.1 above;
- Be rental tenure (i.e., the entire building must operate as a rental);
- Have at least 30% of the residential units in the project be affordable rental housing meaning said units have rents, inclusive of all utilities, set at or less than 80% of CMHC’s Average Market Rent in the regional market area at the time of application submission, for a minimum of 40 years; and,
- Be one (1) of the following project types:
 - New construction (includes additions and extensions);
 - Acquisition and rehabilitation of existing rental affordable housing that is at risk of being lost; or
 - Conversion of non-residential buildings (in whole or in part) to rental affordable housing.

2.2 Projects that are not eligible include

- a. Projects by commercial enterprises (i.e. for-profit);
- b. Ownership housing;
- c. Secondary Suites;
- d. Long-term care facility;
- e. Purpose-built student housing;
- f. Shelters and crisis care facilities;
- g. Transitional or time-limited housing without the security of tenure; and,
- h. Repairs/renovations to existing buildings, unless part of an acquisition proposal or the works result in the creation of new affordable housing units.

3.0 Eligible Costs

3.1 Program funding will support proponents’ capital costs for affordable rental housing units as it relates to hard and soft capital build costs, municipal land contribution, rent supplements, waiving of planning application fees, and/or City of Hamilton financial partnership or contribution required for other sources of funding.

3.2 Development costs including soft and hard costs required to move an affordable housing project to “shovel-ready”. These costs may include but are not limited to consultation fees, studies, surveys, architectural designs, site plan approvals, demolition costs, environmental and archaeological study costs, building permit fees, and any associated fees to obtain an occupancy permit.

- 3.3 Funding can be used to support proponents’ exploration of a potential property for the development of affordable housing. Approved funding can be used for the following:
- a. to acquire the proposed development property and the fees associated with the acquisition;
 - b. financial support to complete due diligence and feasibility studies prior to the purchase of the property;
 - c. Best use analysis;
 - d. Building condition assessment;
 - e. Preliminary environmental studies; and,
 - f. Any other study reasonably associated with the due diligence for acquisition of property.

3.4 Capital costs incurred by a Non-Profit and Charitable Organization for the construction of the affordable housing units by a For-Profit entity that has been retained by the Non-Profit organization to construct the Affordable Units may only be considered an eligible cost if the affordable housing units are to be owned and operated solely by the Non-Profit and the For-Profit organization, or where there is an agreement between the Non-Profit and the For-Profit entity whereby the affordable housing units are secured by the Non-Profit organization through a long-term lease (40 years) and operated solely by the Non-Profit organization, to the satisfaction of the City.

4.0 Ineligible Costs:

- 4.1 For-profit construction of affordable housing units, except as specified in Section 3.4 herein.
- 4.2 Operating expenses are not eligible (including employee wages, debt payments, losses from a previous fiscal year, etc.).

5.0 General Project Stream Requirements

5.1 The Project Stream will be structured as a Call for Applications that will remain open year round but evaluated quarterly. Interested Non-Profit organizations submit their applications, and are evaluated and awarded available funding on a competitive basis, which is followed in accordance with this policy.

- 5.2 The City will provide quarterly deadlines outlined on the Housing Secretariat’s webpage to inform the applicants of when each evaluation will be completed.
- 5.3 Project Stream information along with application information and documents will be posted on the Housing Secretariat’s webpage at www.hamilton.ca/housingsecretariat.
- 5.4 The Director of the Housing Secretariat with oversight of the General Manager of the Finance and Corporate Services Department through the Housing Sustainability and Investment Roadmap’s Executive Committee, may establish a minimum and/or maximum municipal contribution under the Project Stream on a per application/project basis.

6.0 Required Application Information

- 6.1 All applications under this Program must include the following items, noting that any incomplete, misleading, or false information may render the application/award invalid at the City’s sole discretion:

Applicant Qualifications

- a) satisfactory proof that the Applicant is:

- a Non-Profit or Charitable Organization;

- b) a summary describing the Non-Profit organization, including:

- a copy of incorporation documents (if applicable);
- if a partnership, a copy of the partnership agreement or letter/memorandum of understanding and a list of partners;
- a solicitor’s certification that there is no ongoing or pending litigation or liens against the Applicant or any related entity or any liens filed against the property;
- population it serves;
- its contact information (including contact information for partners if applicable);
- examples of similar projects it has been involved in, and any past project experience in developing and managing affordable rental housing projects;
- the names and experience of the project management team.

- d) full disclosure of any relationship with a For-Profit entity/organization, including documented confirmation (partnership agreement or memorandum of understanding);

- e) in the case of a relationship with a For-Profit entity/organization pursuant to Section 3.2 herein, copies of all relevant agreements between the Non-Profit organization and the For-Profit entity/organization constructing the affordable housing units, to the satisfaction of the City;

Project Concept and Design Details

- f) a summary describing the proposed project, including
- the address of the project and proximity to transit, services, and amenities;
 - the type of project, as per section 2.1.2;
 - the total number of affordable and market-rate housing units, the approximate size of said units, and the number of bedrooms in each unit;
 - project rents for the affordable housing units and any market-rate units;
 - affordability period of the affordable housing units;
 - how the project is consistent with urban design best practices and accessibility standards;
 - whether the project can be carried out under current land use regulations (including the Zoning By-law), and identification of any known variances and/or amendments;
 - project schedule;
 - who the affordable housing units are intended to serve and how the units meet community needs (e.g., unit type, household composition, housing options for equity-seeking groups, etc.);
 - how the project will be tenanted (e.g., use of Access to Housing waitlist, another waitlist) and any tenant supports; and,
 - property management details;
- g) preliminary building plans and/or site plans, if available.

Financial Viability

- h) evidence, subject to the satisfaction of the City’s General Manager of Finance and Corporate Services, of financial competence and project viability including:
- three most recent audited financial statements; if not available additional information provided to substantiate or establish liquidity and debt management is required;
 - project proforma;
 - details of any equity to be contributed by the Applicant;
 - details of other sources of government funding, if applicable; and
 - the amount of funding requested.

Other

- j) any other information that may be required by the City, the GM, the City’s Executive Committee, and/or the Project Stream Evaluation Committee.

7.0 Recommended Supplemental Application Information

7.1 The following supplemental information is recommended to help with project evaluation and prioritization:

- supporting information from a qualified professional that the proposed project interior exceeds accessibility requirements in the Building Code and that the exterior achieves the City’s Accessibility Standards;
- supporting information from a qualified professional that the project exceeds energy efficiency requirements in the Building Code; and
- any other supplemental information that, in the opinion of the Applicant, demonstrates how the proposed project meets sustainable design and affordable rental housing and community needs.

8.0 Evaluation Criteria

8.1 Applications will be evaluated using the criteria and weighting as outlined in Table 1. The evaluation criteria weighting may be modified from time to time by the City’s Housing Secretariat Division.

Table 1: Application Evaluation Criteria

Evaluation Criteria	Weighting
Alignment with City of Hamilton Priorities	20%
Project Criteria	35%
Funding Outline Criteria	35%
Project Implementation and Management	10%
Total	100%

The Housing Secretariat Division may on a case-by-case basis establish a more detailed scoring matrix as part of a call for applications. Applications are evaluated against the City’s price-per-point benchmark of 75% to determine the viability of each project. The viability of each project is determined through the evaluation of the Project Management Institute project phases and municipal contribution would be dependent on the current phase of each project. The Housing Secretariat is committed to supporting all proposals received through the Project Stream to ensure that all projects are viable for the community. The Housing Secretariat Division will collaborate across all City divisions to optimize resources, investment, and outcomes that align with the urgency of advancing affordable housing development projects.

8.2 Applications that exceed some or all of the following criteria will be considered stronger and scored higher than those that only meet the minimum eligibility requirements:

1. Alignment with City of Hamilton Priorities (weight 20%)

Projects that align with the Housing Sustainability & Investment Roadmap, the Housing and Homelessness Action Plan, and the City Council Priorities goals of achieving targets for the following:

- i. housing supply,
 - ii. affordability,
 - iii. supports equality and equity for all Hamiltonians.
-
- b. The proposed project addresses the needs and challenges of communities identified in the community, especially communities of inclusion (overrepresented population in encampments and shelter).
 - c. The proposed project aligns with the Safe & Thriving Neighbourhoods Council Priority by increasing the supply of affordable and supportive housing and reducing chronic homelessness, ensuring people can safely and efficiently move around by foot, bike, transit, or car, and by providing vibrant parks, recreation, and public spaces.
 - d. Projects that clearly identify one or more target populations that it will impact and provide a clear plan demonstrating how it will directly impact the target populations, including identifying the number of households that will be taken from a recognized waitlist for tenancies by name. These target populations include:
 - i. Indigenous,
 - ii. Family,
 - iii. Men,
 - iv. Women,
 - v. Seniors, and
 - vi. Youth.

2. Project Criteria (weight 35%):

- a. Projects that clearly align with the Official Plan of the City of Hamilton and adhere to all relevant By-laws.
 - i. Projects that clearly state what stage the application or request process is in and are working with the Planning Department.
 - ii. Projects that clearly demonstrate the project’s readiness to advance through permit approvals.
 - iii. Projects that clearly demonstrate a comprehensive and effective effort to improve building accessibility measures as measured by the AODA compliance standards.

3. Funding Outline (weight 35%):

- a. Projects that clearly identify how much funding is required and identify a plan for viability and that have received funding from one or more of the below sources:
 - i. Capital and/or Operating funding or commitment of funding from other orders of Government.
 - ii. Through Municipal support in waived fees or obtained Municipal Grants.
 - iii. Obtained funding from other sources outside of all levels of Government such as donations, philanthropists, and social bonds.
- b. The proposed project provides a clear and comprehensive description of how it has strong potential to operate and achieve its goals beyond the Municipal funding contribution.

4. Project Implementation and Management (weight 10%):

- a. Applicants provide a clear and comprehensive explanation of their experience, ability and readiness to carry out and oversee the proposed project, and applicant includes a description of the resources, skills, expertise, and infrastructure in place to ensure efficient and effective project execution.
- b. The proposed project includes a detailed and clear description of the steps taken or plans made by the respondent to ensure the project's timely execution according to the proposed plan's document.

9.0 Application Evaluation and Selection:

Review for Application Eligibility

9.1 In order for an application to be considered for funding, it must:

- Meet the Program eligibility criteria (Section 2.1); and
- Be complete and have all supporting documentation to comply with the application requirements.

9.2 Applications will be screened by the City’s Housing Secretariat Division staff for basic eligibility as they are received. Applicants will be notified if their application is ineligible or incomplete.

9.3 Submission of an incomplete application may result in the application’s deferral to a later round of evaluation.

Application Evaluation Criteria

9.4 Each application will be reviewed, evaluated, and scored on its merits by the Project Stream Evaluation Committee made up of the inter-department staff team across the City.

9.5 Applications will be evaluated based on the criteria outlined in Table 1, subject to Section 8.1.

9.6 Higher scores will be given to applications that exceed minimum eligibility requirements and those that meet some or all the preferred evaluation criteria.

9.7 As part of the evaluation process:

- Applicants may be contacted to verify and provide clarification on the application;
- Applicants may be contacted to provide additional supporting information; and/or
- Applicants may be required to attend an intake meeting with the Housing Secretariat Division to clarify any information contained in the application.

9.8 The Infrastructure, Planning and Development team in the Housing Secretariat will review each application on its merits. Then the Infrastructure, Planning and Development team will present each submission to the Project Stream Evaluation Committee. The Project Stream Evaluation Committee will evaluate each proposal in alignment with the Project Stream Evaluation Matrix. The Infrastructure, Planning and Development team will meet with the Project Stream Evaluation Committee to discuss their individual assessments of the application and to arrive at a consensus assessment.

9.9 The Housing Secretariat Division will recommend to Council's delegated authority a recommended allocation of available funding to applicants based on scoring pursuant to Section 9.8. this will be done through a recommendation report, acceptable to the Director of the Housing Secretariat Division with oversight from the General Manager of the Finance and Corporate Services Department through the Housing Sustainability and Investment Roadmap's Executive Committee.

Delegated Authority

9.10 Council delegates to the Director of the Housing Secretariat, with oversight of the General Manager of Finance and Corporate Services Department through the Housing Sustainability and Investment Roadmap Executive Committee, the authority to:

- (a) Approve grants under the Project Stream in accordance with this policy;
- (b) Determine the amount of such grants to be issued under this policy, and any conditions thereto, up to a maximum of \$2.5M per project;
- (c) Determine whether to award one or more grants, or no grants; and
- (d) Approve and execute Contribution Agreements on behalf of the City, including amendments to such agreements, where the form and content of said agreements is to the satisfaction of the General Manager of the Finance and Corporate Services Department through the Housing Sustainability and Investment Roadmap's Executive Committee.

9.11 The General Manager of the Finance and Corporate Services Department, with oversight of the Housing Sustainability and Investment Roadmap’s Executive Committee, may further delegate any or all of the authorities granted by Council to the Director of the Housing Secretariat Division.

9.12 Final approval of all grants, and the amount thereof, is a decision of the Director of the Housing Secretariat Division, with oversight of the General Manager of the Finance and Corporate Services Department through the Housing Sustainability and Investment Roadmap’s Executive Committee, or designate, at their sole discretion.

Decision

9.13 The successful Applicant(s) will be notified by a Letter of Intent of the decision on its application after the evaluation consensus is completed.

10. Conditions of Approval

10.1 The City will enter into a Contribution Agreement with the selected successful Applicant(s) based on the proposal obtained at the time of selection.

10.2 As a condition of approval, a successful applicant will be required to sign a Contribution Agreement with the City, satisfactory to the City’s Solicitor and the Director of the Housing Secretariat Division, committing to the delivery and maintenance of affordable housing units, prior to:

- The commencement of any works to which grant will apply; and
- The City issuing any grant funding.

10.3 A successful Applicant will be required to agree in the Contribution Agreement to the following items:

- The grant amount to be received under the Project Stream and its timing;
- The work to be completed and the timeframe by which a building permit must be obtained, construction commenced, and the units completed/occupancy permit issued;
- Regular project progress updates as outlined in the Annual Reporting Guidelines for the Project Stream;
- The number of affordable units to be provided, rental rates, and duration of affordability;
- Non-compliance terms and processes, and default provisions

10.4 A successful Applicant will be required to provide a postponement in favour of the City from any mortgagee/charge or encumbrance of the property.

11. Payment Issuance:

11.1 Payments will be issued to the applicant in advances as set out in the contribution agreement.

- a. Payment issuance to applicant would be in the following disbursement's structure:
 - I. 50% - Issued at signing of contribution agreement.
 - II. 30% - Issued at completion of structural framing.
 - III. 20% - Issued at receipt of occupancy permit.

Affordable Housing Funding (AHFP) Program Guidelines

1. Background

The City of Hamilton continues to face a significant housing crisis and all municipalities across Canada are being creative in finding solutions to address this issue. While it is understood that there is no single solution to the housing affordability crisis, the Affordable Housing Funding Program (AHFP) is anticipated to reduce financial barriers by providing municipal contributions to Non-Profit organizations that are interested in developing affordable housing in the City of Hamilton. AHFP will be used to pay for overages and cost overruns of existing City funded projects (e.g. Rapid Housing Initiative); cover municipal development charges (DCs), where applicable, for affordable housing units (if required); pay for pre-development costs including site design and feasibility studies, and facilitate due diligence, capital costs and potentially acquisition; and any other costs deemed eligible through the Affordable Housing Development Project Stream (Project Stream). The AHFP targets only Non-Profit organizations.

2. Program Description

The AHFP has been developed to reduce financial barriers that Non-Profit organizations and housing co-operatives face when developing affordable housing; improve their competitiveness when applying for funding from the Canadian Mortgage and Housing Corporation; increasing the financial viability and promoting longer affordability period of the projects.

- The AHFP funding will be awarded to eligible Non-Profit and charitable housing organizations that submit to the Project Stream. Staff will evaluate submissions using the Affordable Housing Development Project Stream Evaluation Matrix, included in the Affordable Housing Development Project Stream Program (Appendix "A").

The funding will be provided to the successful applicant in the form of a municipal contribution and the conditions or criteria will be outlined in the municipal contribution agreements between the successful applicant and the City of Hamilton.

The municipal contribution agreements will, at minimum, stipulate that all affordable units funded by the City of Hamilton must remain affordable for a 40-year period or longer upon date of occupancy. Should the applicant wish to sell the property at any point during the 40-year period, right of first refusal must be granted to the City for the purchase of the property at fair market value. The applicant must demonstrate continued affordability through annual reporting to the City in the form of a standardized Rental Unit Monitoring Report as outlined in section 7.5. Should the applicant wish to increase rent above the affordability limit (80% AMR) at any point during the 40-year period, the applicant must set the rental fee at fair market rent (125% AMR). Other terms and conditions may apply to applicants as determined through the evaluation process.

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3. Mandated City financial responsibilities for RHI projects

Under the Rapid Housing Initiative (RHI), the City is mandated to cover overages and cost overruns of RHI funded projects. Should overages result from a project where the City is responsible for payment of such costs, the City may use this funding outside of an application or competitive process to cover these costs.

4. Program overview

4.1 Funding Amount and availability:

AHFP will have annual funding of \$4 M available at the start of the City’s financial year and will be distributed to selected projects. The disbursement of the available funding will be subject to the alignment of City’s housing objectives and at the sole discretion of the General Manager of the Healthy and Safe Communities Department. Should a situation arise where affordable housing developments fail to align with the City’s housing objectives, the funding for the year may be withheld and reallocated appropriately in the following year.

4.2 Additional funding and Stacking:

The AHFP has no limitations on stacking with other municipal incentive programs, grants, loans or funding from other levels of government for capital project development and operational expenses such as housing subsidies. Applicants are encouraged to seek other additional funding available either locally within the City or through upper levels of government including the following sources:

- i. Canadian Mortgage and Housing Corporation (CMHC) offers flexible funding and financing opportunities to assist in the development of affordable housing. There are a range of funding and financing tools, and it is recommended that applicants review these opportunities in addition to the City of Hamilton Affordable Housing Funding. More information can be found on the CMHC webpage - <https://www.cmhc-schl.gc.ca/en>
- ii. The Province of Ontario provides several different funding programs that assist in both new affordable housing development, retrofits, repairs and rent supplements. More information can be found on the Province’s webpage - <https://www.ontario.ca/page/affordable-housing-ontario>

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- iii. Federation of Canadian Municipalities (FCM) offers funding for organizations to complete housing plan, studies, undertake pilot and capital projects. Details can be found on this website <https://fcm.ca/en/funding>
- iv. Community Housing Transformation Centre (CHTC) - backed by National Housing Strategy, CHTC offers grants to community housing providers, community-housing service providers and community organizations up to \$500,000 – more information can be found on this website - <https://centre.support/>
- v. City of Hamilton’s Economic and Development Incentives – the City has opportunities for aiding with partial relief of development costs (within a Community Improvement Plan area – CIP) environmental remediation, cultural heritage, urban design and property tax grants to those looking to invest in Hamilton’s future. City planning tools and links to incentives can be found on this website - [Hamilton, Ontario: Where Innovation Goes To Work - Invest in Hamilton](#)

In addition to other requirements, applicants will be required to confirm that they have applied for available funding opportunities both from the City and other upper levels of government including details of how much they are eligible to receive.

5. Priority Costs and Expenses

AHFP will consider applications in the following order of priority:

- 5.1 Overage and overruns:
Under this category, expenses may include additional costs on an affordable housing development currently under construction resulting from unpredicted cost increases related to such matters as construction materials. Cost increases that result from a change in scope of the project are not included.
- 5.2 Development Charges (DCs):
Applicants will be eligible for funding for development charges as they relate to the *Development Charge Act* or the *Education Act*, provided that these charges are not covered under any other program or legislation where the DCs are waived or paid. If a residential project that meets the City’s definition of Affordable Housing is exempt under legislative changes, an application for DC relief for the residential units will be eligible and only the affordable units (within the development) would be considered. With the enactment of Bill 23, it is anticipated that only DC costs re-dating Bill 23 will be eligible.
- 5.3 Capital Costs:
This funding will support applicants’ development proposals as it relates to capital build costs, top-ups and/or be City of Hamilton financial

Appendix “D” to Item 2 of General Issues Committee Report 24-010

partnership/contribution required for other sources of funding, including but not limited to the CMHC Co-Investment funding program.

5.4 Predevelopment Costs:

Predevelopment costs may include soft and hard costs required to move an affordable housing project to “shovel ready”. Examples of pre-development costs may include but are not limited to, payment of professional and consultation fees, studies, surveys, architectural designs, site plan approvals, demolition costs, and environmental and archaeological study costs.

5.5 Acquisition, Due diligence & feasibility:

This funding will focus on supporting applicants’ exploration of a potential site for the development of affordable housing. Approved funding can be used to acquire the proposed development property and the fees associated with the acquisition; financial support to complete due diligence and feasibility studies prior to the purchase of the property to ensure that the site will be a viable affordable housing project. The funds may also be used for best use analysis, building condition assessment, preliminary environmental studies, and any other study reasonably associated with the due diligence for acquisition of property.

6. Minimum Eligibility Requirements:

- i. Applicants must be a registered Non-Profit organization, charity or housing co-operative that will own and operate the development subject of the funding request. For profit organizations are ineligible for this funding and will not qualify;
- ii. Applicants must demonstrate an understanding of residential housing development; operation of a rental housing unit(s) or ability to retain the services of an organization/consultants with this experience;
- iii. Funding must be used towards the development of affordable housing in the City of Hamilton;
- iv. Units must be maintained as affordable for the minimum of 40 years, Affordable rents established at or below 80% AMR for applicable AHFP units for the entire affordability period;
- v. Financial viability - Applicants will demonstrate financial viability or a path towards financial viability through their capital and operating proformas;
- vi. Projects can be new constructions including new building or addition to an existing building and a conversion of an existing non-rental building or portion thereof into an affordable housing project;
- vii. Applicants must be seeking to build a minimum of 5 units with the project;
- viii. Entire project must be purpose rental built for the entire affordability period; and,
- ix. Development readiness - projects that can demonstrate that a building permit will be drawn in the year that they have applied will score higher in the evaluation of the funding request.

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7. Overview of Application and Award Process:

City of Hamilton’s AHFP will be offered to eligible affordable housing developers through the Project Stream. The application period will be open for a minimum of 30 calendar days. The program will target only Non-Profit affordable housing organizations interested in supporting the City’s housing objectives and priorities at the time. Submission or scoring of the project does not necessarily guarantee funding.

Each applicant will be scored against the Affordable Housing Development Project Stream Evaluation Matrix (included in Appendix “A”). Preference will be given to applicants that meet the following key criteria specific to the AHFP. Note that the City might add further details to align it with current priorities;

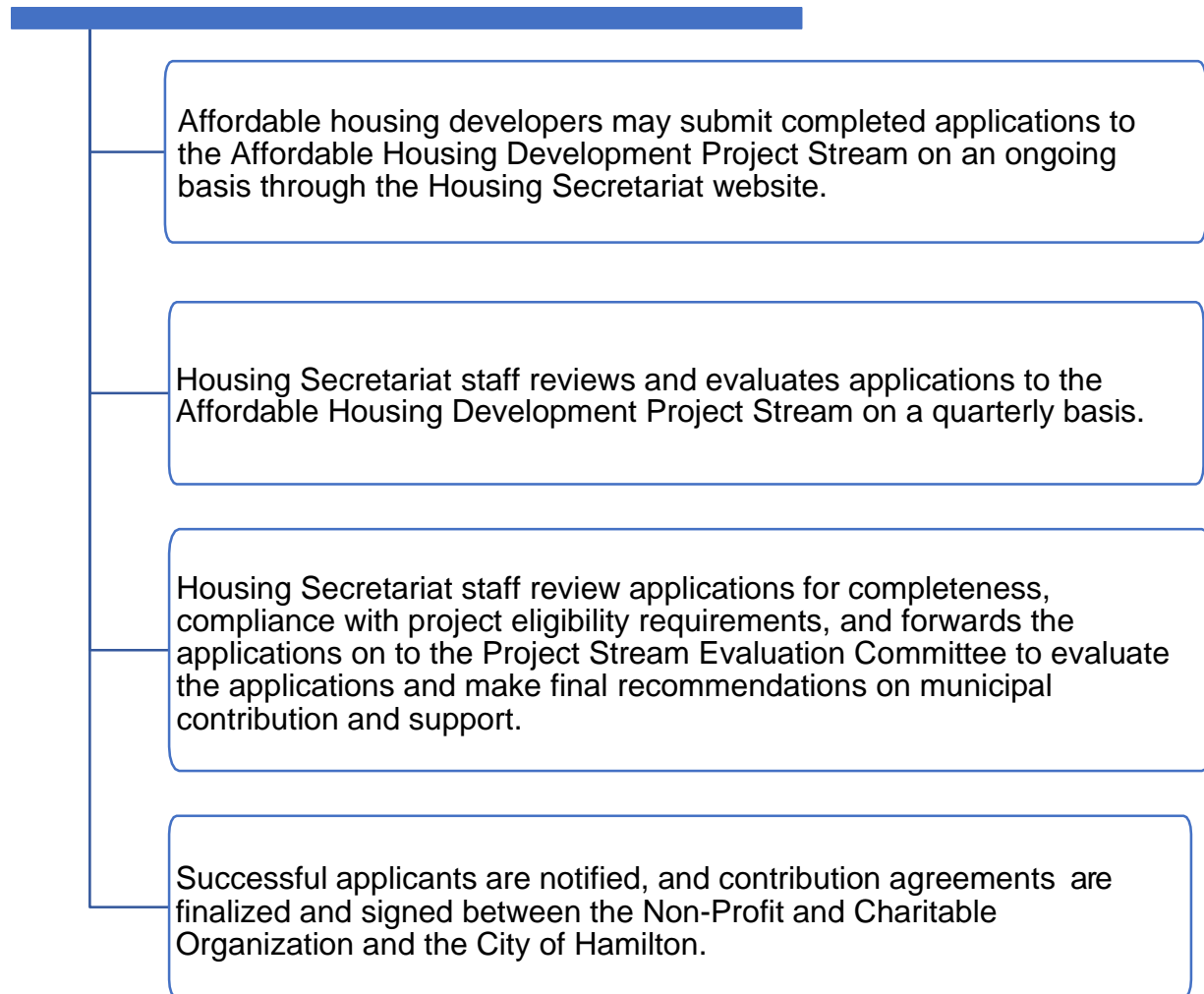
- (a) Type of funding support required (project overruns; Development Charges, pre-development, due diligence, feasibility studies, or acquisition);
- (b) Qualifications and experience of the development team;
- (c) Type of the organization (Charity, Non-Profit, Co-op, community housing organization)
- (d) Site status (encumbrances, zoning permissions, conditions and assessments);
- (e) Development schedule (how close to shovel readiness including status of all required planning and reasonable development timetable);
- (f) Financial viability and cost-effectiveness (amount of funding already secured and complete funding overview);
- (g) Development concepts (construction typology, details of unit size, design special features, energy efficiency details);
- (h) Target population/groups in the community;
- (i) Tenant selection (Access to Housing Waitlist, By-Name Priority List); and,
- (j) Affordability in terms of rents and affordability period.

Further details of the above evaluation criteria will be provided in the application process.

The evaluation review will be completed within 30 business days following the closure of the application submission period date. The Housing Secretariat staff will rank the submitted project in accordance of the highest passing score in the Affordable Housing Development Project Stream Evaluation Matrix. A Conditional Letter of Commitment will be issued to the successful applicant, indicating the next steps and the timeline to achieve the next steps, prior to signing a municipal contribution agreement with City of Hamilton.

The annual release of the application is to ensure the most accurate information and documentation is communicated to the applicants and reflect the City’s Strategic Plan, Housing and Homelessness Action Plan goals, and the Housing Sustainability and Investment Roadmap goals and objectives. In addition, the annual process will capture new milestones that could have been achieved by the applicant over the previous year.

7.2 Application process



After the deadline for the applications, City of Hamilton staff will review all submitted Applications to ensure completeness and that the Eligibility Requirements (Section 6 above) are met. The City may seek additional information as necessary but is not obligated to do so, in order to determine in its sole and absolute discretion if an application meets or complies with the minimum requirements.

All applications that meet the minimum eligibility requirements will be scored against the preferred Evaluation Criteria above. A Review Panel set up by City Staff will review all scored applications to make a final recommendation for successful projects. While the highest scoring application(s) are likely to be best positioned for approval, the Review Panel will also consider City of Hamilton’s housing objectives as established by Council priorities, available funding, and other relevant planning documents in making a final selection of successful projects.

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Following the approval of applications, applicants will be required to accept the funding as allocated and enter into a contribution agreement with the City of Hamilton that outlines the terms of the commitment. A municipal contribution agreement will include among others the following:

- The amount of City’s funding being provided;
- The number of affordable units to be provided, Affordable Unit rental rates and duration of affordability;
- Requirements for tenant income verification by the applicant at initial occupancy and unit turnover;
- Requirements for annual reporting by applicant;
- Requirements for applying rental rate increases; and;
- Other terms and conditions as required in the sole and unfettered discretion of the City.

7.3 Reapplication

Applicants who are not successful in the current year can reapply in subsequent years. Successful applicants in the current year will also be eligible to reapply the following year with different projects or with the same project but for a different funding use than that applied for the previous year. For example, a project may apply and be successful for pre-development funding and then the following year apply and be successful for capital funding.

7.4 No Successful Applicant

If there are no applicants or upon review of the submissions there are no eligible projects, funding will not be awarded. The City is not required to provide funding to any project which it deems unsatisfactory and reserves the right to reallocate the funding to the subsequent year.

7.5 AHFP Annual Reporting

The AHFP will require annual reporting for the duration of the affordability period to ensure compliance with the terms and conditions of the Program. A standardized AHFP Rental Unit Monitoring Report will be required. In cases where the City is already collecting an annual occupancy report under another funding source, every effort will be made to consolidate the reporting providing the AHFP requirements are fully met. The AHFP Rental Unit Monitoring Report will report on the previous calendar year’s actual monthly rent paid by tenants, target populations, and vacancy data. These forms will be provided by the Housing Secretariat Division by the third week of January for completion and will be due to the Housing Secretariat Division on the 15th of March or the nearest business day after.

8. Definition of Key Program Terms:

8.1 Affordable housing:

The term “Affordable housing” is used in this program to mean a broad term that encompasses all types of housing that persons or households with low or moderate incomes can access without spending an inordinate proportion of their income. Affordable housing may include ownership housing and affordable rental housing;

- (a) Affordability of rental housing can be defined based on a proportion of a person or household’s income or based on a percentage of the average or median market rent, for a defined area. Often, the definition includes a threshold in the position of households on the income spectrum, the most universal with low- and moderate-income households being at or below the 60th income percentile for renters living in a defined area. There are slight differences in how documents define affordable housing but for the purposes of the AHFP, affordable rental housing will mean;

Housing that costs 30% or less of gross household income for households with a low to moderate income. Low to moderate income for renters is defined as income at or below the 60th income percentile for renters in the City of Hamilton, and for owners the 60th income percentile for all Hamiltonians; and/or;

- (i) Rents at or below 80% of average market rent (AMR) for the geographical area will be given priority in the application process for units applying AHFP;
- (ii) Rents above 80% but below 125% AMR may still qualify for the program

8.2 Overages

“Overages” means costs incurred on a project that are initially greater than the initial budget to which the project was approved, and where the City as the “Recipient” or “Service Manager” is contractually obligated to supplement the project budget.

8.3 Top ups

“Top ups” means additional funding needed to complete a construction project which has previously had Service Manager’s commitment and requires additional funding to complete the project within the approved scope.

8.4 In-year expense

The term “in-year expense” means an unexpected construction expense incurred on an affordable housing project under construction in excess of the contingency but within the original scope of the project.

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8.5 Shovel Ready

The term “shovel ready” means an affordable housing construction project that is considered to be at an advanced enough stage of development for physical construction to begin.

8.6 Acquisition

The term “acquisition” means the process of taking possession of all, or part of a tangible asset, property including land for the purpose of developing affordable housing or converting an existing project into an affordable housing project.

8.7 Fund stacking

For the purpose of the AFHP “fund stacking” means the approach of utilizing multiple City, provincial or federal programs or funding to offset a greater portion of project expenses.

9. Questions Related to this program can be directed to:

Via Email to:	housing.secretariat@hamilton.ca
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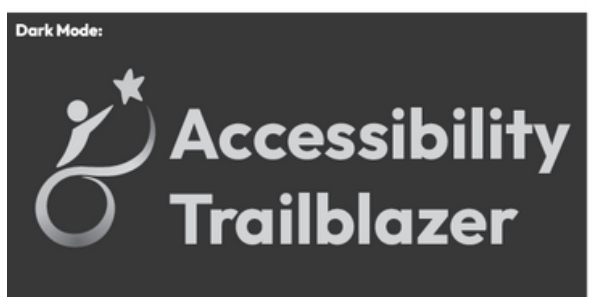
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AUDIT, FINANCE AND ADMINISTRATION COMMITTEE REPORT 24-011

9:30 a.m.
June 6, 2024
Council Chambers
Hamilton City Hall

Present: Councillors T. Hwang (Chair), M. Spadafora, J. Beattie, B. Clark,
C. Kroetsch, M. Tadeson, and A. Wilson

Absent with

Regrets: Councillor M. Wilson – City Business

THE FOLLOWING ITEMS WERE REFERRED TO COUNCIL FOR CONSIDERATION:

1. **Tax and Rate Operating Budgets Variance Report as at December 31, 2023 – Budget Control Policy Transfers (FCS22063(b)) (Item 8.1)**
 - (i) (e) That, subject to finalization of the 2023 audited financial statements, the disposition of the 2023 year-end operating budget surplus transfer to the Police Reserve in the amount of \$2,840,220 be approved as detailed in Table 1.

Table 1

DISPOSITION / RECONCILIATION OF YEAR-END SURPLUS/ (DEFICIT)		
Corporate Surplus from Tax Supported Operations		\$ 7,440,069
Disposition to/from Self-Supporting Programs & Agencies		\$ (1,598,974)
Less: Police (Transfer to Police Reserve)	\$ (2,840,220)	
Add: Library (Transfer from Library Reserve)	\$ 1,299,228	
Less: Farmers Market (Transfer to Farmers Market Reserve)	\$ (57,982)	
Balance of Corporate Surplus		\$ 5,841,095
Less: To transfer Ward Office Budget surpluses to Ward Minor Maintenance Accounts		\$ (216,275)
Less: Transfer to fund shortfall in Development Charge Exemptions		\$ (596,810)
Less: Transfer to Flamborough Capital Reserve		\$ (1,160,967)
Less: Transfer to Tax Stabilization Reserve		\$ (3,867,043)
Balance of Tax Supported Operations		\$ 0
Corporate Surplus from Rate Supported Operations		\$ 3,341,776
Less: Transfer to the Rate Supported Water Reserve		\$ (2,921,351)
Less: Transfer to the Rate Supported Wastewater/Stormwater Reserve		\$ (420,425)
Balance of Rate Supported Operations		\$ 0

- (ii) (f) That, subject to finalization of the 2023 audited financial statements, the disposition of the 2023 year-end operating budget surplus, with the exception of the transfer to the Police Reserve in the amount of \$2,840,220, be approved as detailed in Table 1.

Table 1

DISPOSITION / RECONCILIATION OF YEAR-END SURPLUS/ (DEFICIT)		
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Less: Transfer to Flamborough Capital Reserve		\$ (1,160,967)
Less: Transfer to Tax Stabilization Reserve		\$ (3,867,043)
Balance of Tax Supported Operations		\$ 0
Corporate Surplus from Rate Supported Operations		\$ 3,341,776
Less: Transfer to the Rate Supported Water Reserve		\$ (2,921,351)
Less: Transfer to the Rate Supported Wastewater/Stormwater Reserve		\$ (420,425)
Balance of Rate Supported Operations		\$ 0

- (iii) (a) That the Tax Operating Budget Variance Report as at December 31, 2023, attached as Appendix "A" to Report FCS23063(b), be received;
- (b) That the City of Hamilton Combined Water, Wastewater and Storm Operating Budget Macro as at December 31, 2023, attached as Appendix "B" to Report FCS239063(b), be received;
- (c) That, in accordance with the "Budget Complement Control Policy", the 2023 extensions of temporary positions with 24-month terms or greater, with no impact on the levy, as outlined in Appendix "A" to Audit, Finance and Administration Committee Report 24-011, be approved;
- (d) That, in accordance with the "Budgeted Complement Control Policy", the 2023 complement transfers from one department / division to another or a change in complement type, with no impact on the levy, as outlined in Appendix "B" to Audit, Finance and Administration Committee Report 24-011, be approved;

2. Treasurer's Investment Report 2023 Fiscal Year by Aon (FCS24030) (City Wide) (Item 10.1)

- (a) That Report FCS24030, respecting Treasurer's Investment Report 2023 Fiscal Year by Aon, be received; and
- (b) That Report FCS24030, respecting Treasurer's Investment Report 2023 Fiscal Year by Aon, be forwarded to the Hamilton Future Fund Board of Governors for information.

**3. Constituent Relationship Management Solution (FCS24036) (City Wide)
(Outstanding Business List Item) (Item 10.2)**

- (a) That, pursuant to Procurement Policy #11 – Non-competitive Procurements, Council approve a single-source procurement for CivicTrack software, a Constituent Relationship Management Solution, as a one-year pilot to support the requirements of Council and their Staff, and that the Director of Information Technology, or designate, be authorized to negotiate and execute an agreement and any ancillary documents required with Momentum BPO Inc., in a form satisfactory to the City Solicitor;
- (b) That the Director of Information Technology, or designate, be authorized to amend any contracts executed and ancillary documents as required if a supplier(s) identified in this report undergoes a name change;
- (c) That staff conduct a review with Council and Council Staff on the effectiveness of the solution before the end of the one-year pilot, and if the solution is deemed to meet the needs of Council and Council staff, that the Director of Information Technology, or designate, be authorized to negotiate a contract extension as identified in Recommendation (a) via Procurement Policy #11;
- (d) That, should the pilot solution prove unsuitable before the end of the one-year pilot, staff bring a follow-up recommendation report to Council;
- (e) That the City of Hamilton, Information Technology Division, be responsible for administering the contract and ensuring the solution meets all Corporate Security and Privacy requirements, and that if Council and Council members opt to use this solution, the pro-rated costs be charged back to the respective Council Office expenses;
- (f) That, as part of an enhanced support model, Council approve a temporary Full-Time Equivalent (FTE) position to be funded from existing IT Operating Budget 350035 to provide enhanced support to the Office of the Mayor, Council, Council Staff, City Manager's Office and City Hall Staff. The support will include facilitating the adoption and initial maintenance of technology tools, including the support of the Customer Relationship Management Solution;
- (g) That, after a nine-month trial period, staff assess the value for money and service experience enhancements, and if appropriate, bring forward a business case for consideration as part of the 2025 Budget, and;
- (h) That the Outstanding Business List item respecting Constituent Management Software, added February 16, 2023, be removed.

4. **Auditor General Reporting of Serious Matters to Council (Case #74254) (AUD24004) (City Wide) (Item 14.1)**
 - (a) That Report AUD24004, respecting Auditor General Reporting of Serious Matters to Council (Case #74254), be received; and
 - (a) That Report AUD24004, respecting Auditor General Reporting of Serious Matters to Council (Case #74254) remain confidential.

5. **Commercial Relationship Between the City of Hamilton and Walgo Environmental Controls Inc. (PW24027/FCS24001) (City Wide) (Item 14.2)**
 - (a) That the direction provided to staff in Closed Session, respecting Report PW24027/FCS24001, Commercial Relationship Between the City of Hamilton and Walgo Environmental Controls Inc. be approved;
 - (b) That Closed Session recommendations (a), (b) and (c) be released publicly following approval by Council; and
 - (c) That Report PW24027/FCS24001, respecting Commercial Relationship Between the City of Hamilton and Walgo Environmental Controls Inc. and its Appendix "A" remain confidential.

FOR INFORMATION:

(a) CHANGES TO THE AGENDA (Item 2)

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

8. STAFF PRESENTATIONS

- 8.1(a) Tax and Rate Operating Budgets Variance Report as at December 31, 2023 – Budget Control Policy Transfers (FCS22063(b)) - PRESENTATION

The agenda for the June 6, 2024 Audit, Finance and Administration Committee meeting, was approved, as amended.

(b) DECLARATIONS OF INTEREST (Item 3)

There were no declarations of interest.

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

(i) Approval of Minute of Previous Meetings (Item 4.1)

The Minutes of May 16, 2024, were approved, as presented.

(d) STAFF PRESENTATIONS (Item 8)

(i) Tax and Rate Operating Budgets Variance Report as at December 31, 2023 – Budget Control Policy Transfers (FCS22063(b)) (Added Item 8.1(a))

- (1)** Mike Zegarac, General Manager, Corporate Services, addressed Committee respecting Tax and Rate Operating Budgets Variance Report as at December 31, 2023 – Budget Control Policy Transfers, with the aid of a presentation.

The presentation from Mike Zegarac, General Manager, Corporate Services, respecting Tax and Rate Operating Budgets Variance Report as at December 31, 2023 – Budget Control Policy Transfers, was received.

(2) (A. Wilson/Kroetsch)

- (a)** That the Tax Operating Budget Variance Report as at December 31, 2023, attached as Appendix “A” to Report FCS23063(b), be received;
- (b)** That the City of Hamilton Combined Water, Wastewater and Storm Operating Budget Macro as at December 31, 2023, attached as Appendix “B” to Report FCS239063(b), be received;
- (c)** That, in accordance with the “Budget Complement Control Policy”, the 2023 extensions of temporary positions with 24-month terms or greater, with no impact on the levy, as outlined in Appendix “C” to Report FCS23063(b), be approved;
- (d)** That, in accordance with the “Budgeted Complement Control Policy”, the 2023 complement transfers from one department / division to another or a change in complement type, with no impact on the levy, as outlined in Appendix “D” to Report FCS23063(b), be approved;
- (e)** That, subject to finalization of the 2023 audited financial statements, the disposition of the 2023 year-end operating budget surplus be approved as detailed in Table 1:

Table 1

DISPOSITION / RECONCILIATION OF YEAR-END SURPLUS/ (DEFICIT)		
Corporate Surplus from Tax Supported Operations		\$ 7,440,069
Disposition to/from Self-Supporting Programs & Agencies		\$ (1,598,974)
Less: Police (Transfer to Police Reserve)	\$ (2,840,220)	
Add: Library (Transfer from Library Reserve)	\$ 1,299,228	
Less: Farmers Market (Transfer to Farmers Market Reserve)	\$ (57,982)	
Balance of Corporate Surplus		\$ 5,841,095
Less: To transfer Ward Office Budget surpluses to Ward Minor Maintenance Accounts		\$ (216,275)
Less: Transfer to fund shortfall in Development Charge Exemptions		\$ (596,810)
Less: Transfer to Flamborough Capital Reserve		\$ (1,160,967)
Less: Transfer to Tax Stabilization Reserve		\$ (3,867,043)
Balance of Tax Supported Operations		\$ 0
Corporate Surplus from Rate Supported Operations		\$ 3,341,776
Less: Transfer to the Rate Supported Water Reserve		\$ (2,921,351)
Less: Transfer to the Rate Supported Wastewater/Stormwater Reserve		\$ (420,425)
Balance of Rate Supported Operations		\$ 0

- (3) Upon Committee's request, the transfer of the 2023 year-end operating budget surplus to the Police Reserve in Table 1 of sub-section (e) of Report FCS22063(b) was voted on separately.

For further disposition of this matter, refer to Item 1(i).

- (4) Upon the result of the vote on the transfer of the 2023 year-end operating budget surplus to the Police Reserve in Table 1 of sub-section (e) of Report FCS22063(b), the balance of Table 1, added as sub-section (f) of Report FCS22063(b), was voted on separately.

For further disposition of this matter, refer to Item 1(ii).

- (5) Upon the result of the vote on sub-section (f) of Report FCS22063(b) (balance of Table 1), the balance of the of Report FCS22063(b) was voted on.

For further disposition of this matter, refer to Item 1(iii).

(e) PRIVATE AND CONFIDENTIAL (Item 14)

The Audit, Finance and Administration Committee moved into Closed Session respecting Items 14.1 and 14.2, pursuant to Section 9.3, Sub-sections (a), (d), (e) and (k) of the City's Procedural By-law 21-021, as amended, and Section 239(2), Sub-sections (a), (d), (e) and (k) of the *Ontario Municipal Act, 2001, as amended*, as the subject matter pertains to the security of the property of the City or a local board; labour relations or employee negotiations; litigation or potential litigation, including matters before administrative tribunals, affecting the City or a local board; and a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the City or a local board.

(i) Auditor General Reporting of Serious Matters to Council (Case #74254) (AUD24004) (City Wide) (Item 14.1)

For further disposition of this matter, refer to Item 4.

(ii) Commercial Relationship Between the City of Hamilton and Walgo Environmental Controls Inc. (PW24027/FCS24001) (City Wide) (Item 14.2)

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

(f) ADJOURNMENT (Item 15)

There being no further business, the Audit, Finance and Administration Committee, was adjourned at 11:56 a.m.

Respectfully submitted,

Councillor Tammy Hwang, Chair
Audit, Finance and Administration
Committee

Tamara Bates
Legislative Coordinator
Office of the City Clerk

**CITY OF HAMILTON
BUDGETED COMPLEMENT TEMPORARY EXTENSION SCHEDULE**

TEMPORARY POSITION EXTENSIONS

Extensions to temporary positions with terms of 24 months or greater as per the Budgeted Complement Control Policy

ITEM #	TRANSFER FROM				TRANSFER TO			
	Department	Division	Position Title	FTE	Department	Division	Position Title	FTE
1	Public Works	Corporate Asset Management	Sr. Proj Mgr 6 - IC	-	Public Works	Corporate Asset Management	Sr. Proj Mgr 6 - IC	-
	Explanation: Temporary position with a 24 month term is expiring, requesting approval for additional 24 months extension. The additional costs will be funded by gapping. Zero net levy impact.							
2	Public Works	Corporate Asset Management	Quality Mgmt Coord Strat Int	-	Public Works	Corporate Asset Management	Quality Mgmt Coord Strat Int	-
	Explanation: Temporary position with a 24 month term is expiring, requesting approval for additional 24 months extension. The additional costs will be funded by gapping. Zero net levy impact.							
3	Public Works	Waste Management	SPM - Continuous Improvement Waste Management	-	Public Works	Waste Management	SPM - Continuous Improvement Waste Management	-
	Explanation: Temporary position with a 24 month term is expiring, requesting approval for additional 24 months extension. The additional costs will be funded by gapping. Zero net levy impact.							
4	Public Works	General Manager's Office	SPM - Continous Improvement - GM Admin	0.30	Public Works	General Manager's Office	SPM - Continous Improvement - GM Admin	0.30
	Explanation: Temporary position with a 24 month term is expiring, requesting approval for additional 24 months extension. The additional costs will be funded by gapping. Zero net levy impact. Approved complement of 0.30 FTE, requesting extension for 0.7 FTE temporary.							

**CITY OF HAMILTON
BUDGETED COMPLEMENT TRANSFER SCHEDULE**

STAFF COMPLEMENT CHANGE

Complement Transfer to another division or department ⁽¹⁾

ITEM #	TRANSFER FROM				TRANSFER TO			
	Department	Division	Position Title (2)	FTE	Department	Division	Position Title (2)	FTE
1	Corporate Services	Legal & Risk Management	Solicitor	1.00	Corporate Services	Legal & Risk Management	TBD - Deputy City Solicitor	1.00
	Explanation: Rationale is to create a Deputy City Solicitor position directly supporting the Planning & Economic Development department.							
2	Corporate Services	Financial Policy, Administration & Planning	Financial Asst II	1.00	Corporate Services	Financial Policy, Administration & Planning	TBD - Financial Asst I	1.00
	Explanation: Converting this position will better align with the workload by streamlining transactional tasks and addressing the increased need for analytical work in financial planning and analysis.							
3	Public Works	Transportation	Operations Technician	1.00	Public Works	Transportation	Supervisor Inventory Management	1.00
	Explanation: To approve the conversion of an Operations Technician (CUPE 5167 Grade J) to a Inventory Management Supervisor (Non-union Grade 5). Budget variance will be absorbed within the current operating budget to result in no net levy increase.							
4	Healthy and Safe Communities	Hamilton Paramedic Service	EMS Staff Scheduler	0.00	Healthy and Safe Communities	Hamilton Paramedic Service	EMS Staff Scheduler	2.00
	Explanation: This request is to convert two (2) Temporary Full Time (TFT) into two (2) Permanent Full Time FTE positions. These two (2) scheduler positions have been in Temporary Full Time (TFT) positions through the pandemic as authorized by the EOC. Before these positions were put into place, there was substantial overtime being worked by the two (2) full time, permanent schedulers, with challenges meeting all the scheduling demands. The addition of the two (2) temporary full time positions alleviated the pressures of the pandemic, allowing better management of the addition of shifts and time off activities. The schedulers are relied on heavily to ensure all shifts are filled as well as to minimize the impact of any short notice book offs. The base budget for these positions was funded by MOH Pandemic funding which has since been annualized as part of the MOH funding for 2024 and has been built into the 2024 Council Approved Budget.							
5	Healthy and Safe Communities	Long Term Care	Administrator	1.00	Healthy and Safe Communities	Long Term Care	Administrator	1.00
	Explanation: This request is to convert the Temporary Full time 1.00 FTE Administrator position to a Permanent Full Time 1.00 FTE Administrator position. This temporary Administrator position supported the day-to-day operational oversight of Macassa Lodge (270 beds) and provided the capacity for the Senior Administrator of Long-Term Care to focus on strategic leadership for the Homes, the Seniors Strategy (Hamilton's Age Friendly Plan, Kick off event, Senior Advisory Committee, Seniors at Risk Community Collaborative) and also to represent City Senior Leadership on critical tables for older adults in Hamilton, across our Greater Hamilton Health Network and provincially. Base budget for this position will be funded by the removal of a part-time temp budgeted 0.4 FTE Registered Nurse position and realignment of existing budgeted expenses in employee related cost category.							
6	Healthy and Safe Communities	Public Health Services	Social Media & Mktg Coord	1.00	City Manager's Office	Communications	Social Media & Mktg Coord	1.00
	Explanation: This request is to transfer the Permanent Full time 1.00 FTE Social Media & Mktg Coord from Public Health Service to the Communications division. This position was approved as part of the 2024 budget. Public Health Services identified a need to have a dedicated Social Media & Mktg Coord for their division. For Human Resources and reporting purpose the position will be moved to the communication division but the cost will remain with Public Health Services and there will be no levy impact in either department.							

(1) - All other budgeted complement changes that require Council approval per Budgeted Complement Control Policy, must be done through either separate report or the budget process (i.e. Increasing/decreasing budgeted complement)

(2) - If a position is changing, the impact of the change is within 1 pay band unless specified

CITY OF HAMILTON MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR T. HWANG.....

SECONDED BY COUNCILLOR

Amendment to Item 5 of the Audit, Finance and Administration Committee Report 20-013, respecting Parklane Workplace Management System (HUR20013) (City Wide), which was approved by Council on December 16, 2020

WHEREAS, it is necessary to amend Parklane Computer Systems to Parklane Systems Inc. in the Audit, Finance and Administration Committee Report 20-013, in order to finalize the contract documents.

THEREFORE, BE IT RESOLVED:

That Item 5 of the of the Audit, Finance and Administration Committee Report 20-013, respecting Parklane Workplace Management System (HUR20013) (City Wide), be **amended**, as follows:

5. Parklane Workplace Management System (HUR20013) (City Wide) (Item 10.3)

- (a) That the request to move from single source-procurement to standardization for a five (5) year term (January 1, 2021 to December 31, 2025), pursuant to Procurement Policy #14 – Standardization, for access to, and use of the Parklane Workplace Management System, be approved; and,
- (b) That the Executive Director, Human Resources be authorized to negotiate, enter into and execute the extension of the current agreement and any ancillary documents required to give effect thereto with Parklane **Systems Inc.**, in a form satisfactory to the City Solicitor.

CITY OF HAMILTON MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR N. NANN.....

SECONDED BY COUNCILLOR T. HWANG.....

Rosedale Tennis Club – Replacement of Electrical Service Vault

WHEREAS, Council received and referred the request from the Rosedale Tennis Club (Item 5.2) for funding for the replacement of the outdated electrical service vault to the General Manager of Finance and Corporate Services at their meeting on May 22, 2024;

WHEREAS, the existing electrical vault which services part of Gage Park, Rosedale Tennis Club and Rosedale Lawn Bowling, is outdated and must be replaced as per the Electrical Safety Authority (ESA); and

WHEREAS, the Ward 3 and Ward 4 Councillors are prepared to fund the \$230,000 for the replacement of the outdated electrical service vault at the Rosedale Tennis Club from their Capital Infrastructure Reserves;

THEREFORE, BE IT RESOLVED:

- (a) That the costs associated with the replacement of the existing electrical service vault at the Rosedale Tennis Club, be funded equally from Ward 3 Capital Infrastructure Reserve 108053 and Ward 4 Capital Infrastructure Reserve 108054 at an upset limit, including contingency, not to exceed \$230,000; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON

MOTION

Council: June 12, 2024

MOVED BY MAYOR HORWATH.....

SECONDED BY COUNCILLOR

Appointment of the City Clerk

- (a) That Matthew Trennum be appointed Clerk for the City of Hamilton, effective July 2, 2024;
- (b) That By-law 23-150, a By-law to appoint an Acting City Clerk for the City of Hamilton, be repealed, effective July 2, 2024;
- (c) That a By-law to Appoint the Clerk for the City of Hamilton be prepared and enacted by Council;
- (d) That Janet Pilon be reappointed Deputy Clerk for the City of Hamilton, effective July 2, 2024;
- (e) That a By-law to Appoint the Deputy Clerk for the City of Hamilton be prepared and enacted by Council; and,
- (f) That By-law 24-021, a By-law to appoint an Acting Deputy Clerk for the City of Hamilton, be repealed, effective July 2, 2024.

CITY OF HAMILTON

MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR M. WILSON.....

SECONDED BY COUNCILLOR

Amendment to Item 4 of the Board of Health Report 23-002, respecting Advancing a Whole-Community Harm Reduction Framework

WHEREAS, at its meeting of February 22, 2023, City Council approved Item 4 of Board of Health Report 23-002, respecting Advancing a Whole-Community Harm Reduction Framework;

WHEREAS, Counts of opioid-related and substance-related harms can exhibit significant variability quarter to quarter, resulting in difficulty identifying meaningful changes in trends on a quarterly basis. Analysis of trends among subgroups (e.g. age and sex groups) on a quarterly basis is also limited by small counts for many groups;

WHEREAS, Local drug alerts will be communicated to City Council on a go forward basis to ensure that Council are notified of time sensitive information related to unusual local overdose activity. Hamilton Public Health collaborates with community partners to initiate drug alerts through weekly monitoring of surveillance trends and reports from the community and community partners about unusual substances and overdose symptoms.

WHEREAS, The Hamilton Opioid Information System is updated every week, with indicators updated as data are made available. Indicators include opioid-related EMS calls (weekly updates), naloxone distribution (quarterly to semi annual updates), opioid-related ED visits and hospitalizations (monthly updates), opioid-related deaths (monthly updates), and suspect drug-related deaths (monthly updates). The Hamilton Opioid Information System is accessible at <https://www.hamilton.ca/people-programs/public-health/alcohol-drugs-gambling/hamilton-opioid-information-system>; and,

THEREFORE, BE IT RESOLVED:

- (i) That Item 4 of the Board of Health Report 23-002, respecting Advancing a Whole-Community Harm Reduction Framework, ***be amended***, to read as follows:

4. Advancing a Whole-Community Harm Reduction Framework (Item 11.1)

- (a) That City staff be directed to provide ***Semi Annual*** reports on opioid-related harms and all deaths related to toxic drugs to the Board of beginning in Q4 2024; and
- (b) That City staff be directed to:
 - (i) Convene with local stakeholders, including people with lived and living experience, health, and drug policy experts, to develop an evidence-based harm reduction action plan for the purpose of addressing high rates of opioid-related deaths with a completion and report back to the Board of Health on June 12, 2023; and
 - (ii) That these consultations and action plan specifically consider how to implement safer use spaces and other evidence-based harm reduction strategies both in the City and in the Houseless serving sector.

CITY OF HAMILTON MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR T. McMEEKIN.....

SECONDED BY COUNCILLOR

Supporting the Mountainview Neighbourhood Watch Initiative in Waterdown

WHEREAS, vehicle thefts and break and enters (some violent) are on the rise in parts of Ward 15;

WHEREAS, public safety has become the predominant concern of the Mountainview community in Southeast Waterdown;

WHEREAS, the Mountainview community, working with the Ward 15 Community Council and the Hamilton Police Services have developed a pilot community-based 'Neighbourhood Watch' program;

WHEREAS. the Ward 15 Community Council at its May 23rd meeting reviewed the proposal from the Mountainview Neighbourhood and based on that review supported this program initiative as a community priority; and

WHEREAS, the Mountainview Neighbourhood proposal is to promote and administer this initiative.

THEREFORE, BE IT RESOLVED:

- (a) That the Mountainview Neighbourhood Watch Initiative be funded from the Ward 15 Non-Property Tax Revenue Account# 3301609615 at an upset limit, including contingency, not to exceed \$10,000; and
- (b) That the Mayor and City Clerk be authorized and directed to execute any required agreement(s) and ancillary documents, with such terms and conditions in a form satisfactory to the City Solicitor.

CITY OF HAMILTON MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR T. HWANG.....

SECONDED BY COUNCILLOR

2024 aPHa Conference and Annual General Meeting

WHEREAS, Councillor Maureen Wilson is the Vice Chair of the Public Health Committee; and

WHEREAS, aPHa scheduled its Conference and Annual General Meeting on June 5-7, 2024;

THEREFORE, BE IT RESOLVED:

That Council assume all costed associated with Councillor M. Wilson’s attendance at the 2024 aPHa Conference and Annual General Meeting from the General Legislative Budget (300100).

CITY OF HAMILTON MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR M. TADESON.....

SECONDED BY COUNCILLOR T. McMEEKIN.....

City of Hamilton Advocacy at the Association of Municipalities of Ontario (AMO) Annual Conference taking place in Ottawa, Ontario in August, 2024

WHEREAS, the Association of Municipalities of Ontario (AMO) works to make municipal governments stronger and more effective, which supports and enhances strong and effective municipal government in Ontario;

WHEREAS, through AMO, Ontario's 444 municipalities work together to achieve shared goals and meet common challenges; and

WHEREAS, through AMO's policy development, cost-saving programs, conferences and training opportunities, AMO provides municipal officials with tools to succeed, and programs to help maximize taxpayer dollars.

THEREFORE, BE IT RESOLVED:

- (a) That Councillors Hwang, Kroetsch, Cassar and Nann be selected as the City of Hamilton's representatives at the Association of Municipalities of Ontario (AMO) Annual Conference taking place in Ottawa, Ontario in August 18-21, 2024; and,
- (b) That Council assumes all costs associated with Councillors Hwang, Kroetsch, Cassar and Nann's attendance at the Association of Municipalities of Ontario (AMO) Annual Conference in Ottawa, Ontario from the General Legislative Budget (300100).

CITY OF HAMILTON

MOTION

Council: June 12, 2024

MOVED BY COUNCILLOR M. SPADAFORA

SECONDED BY COUNCILLOR

Amendment to Item 3 of the Public Work Committee Report 22-001, respecting Natural Gas Waste Collection Trucks (PW22003) (City Wide), which was approved by Council on January 19, 2022

WHEREAS, Council approved the Policy #11 – Non-competitive Procurement through Report PW22003, for the supply, installation, and management of compressed natural gas and mobile refuelling equipment; and

WHEREAS, through Report PW22003, the City was approved to enter into a single-source procurement with Envoy Energy Fuels Inc. However, Envoy Energy Fuels Inc. has changed its legal entity to Compression Technology Corporation.

THEREFORE, BE IT RESOLVED:

That Item 3 of the Public Work Committee Report 22-001, respecting Natural Gas Waste Collection Trucks (PW22003) (City Wide), be **amended**, as follows:

3. Natural Gas Waste Collection Trucks (PW22003) (City Wide) (Item 10.3)

- (a) That the following appendices attached to Public Works Committee Report 22-001 be received:
 - (i) City of Hamilton Compressed Natural Gas (CNG) Packer Truck Fuelling Study Report as identified in Appendix “A” attached to Public Works Committee Report 22-001;
 - (ii) City of Hamilton Compressed Natural Gas (CNG) Packer Truck Fuelling Supplemental Study Report as identified in Appendix “B” attached to Public Works Committee Report 22-001;
 - (iii) City of Hamilton Compressed Natural Gas (CNG) Packer Truck Fuelling 2nd Supplemental Study Report as identified in Appendix “C” attached to Public Works Committee Report 22-001;

- (b) That Council approve funding to support the cost premium of 10 CNG waste collection trucks and related facility ancillary requirements in the amount of \$700,000 to the Fleet Project ID 4942151100 from:
- (i) Unallocated Capital Reserve (#108020) in the amount of \$200,000;
 - (ii) Appropriate from Capital Project 5121855137 Waste Management R&D Program in the amount of \$10,000;
 - (iii) Internal Loan from the Energy Conservation Initiatives Reserve 112272 in the amount of \$490,000 amortized over 7 years;
- (c) That the estimated fuel savings of \$70,000 per year from the new CNG vehicles funded in Recommendation (b) be used to repay the funds borrowed, plus applicable interest, to the Energy Conservation Initiatives Reserve (112272) as indicated in Appendix "D" attached to Public Works Committee Report 22-001 from the Public Works Waste Division Dept ID 512560;
- (d) That a new Capital Project be set up with a budget of \$490,000 funded from the Energy Conservation Initiatives Reserve #112272 to fund future incremental costs from Fleet and Facilities for projects and/or purchases which qualify according to the Corporate Energy and Sustainability Policy as determined by the Manager, Energy Initiatives; and
- (e) That the Goods and Services be procured through a Purchase Order, a formal Contract or any other process as approved by the Director of Financial Services and Corporate Controller and that the General Manager of Public Works, or their designate, be authorized to negotiate and enter into a single source procurement and execute the completion of all associated documents with ~~Envoy Energy Fuels Inc.~~ **Compression Technology Corporation** for the supply, installation and management of CNG mobile refuelling equipment, commodity and operational requirements for the life of the 10 CNG vehicles to be procured, in a form satisfactory to the City Solicitor.

COUNCIL COMMUNICATION UPDATES


May 17, 2024 to June 6, 2024

Council received the following Communication Updates during the time period listed above, the updates are also available to the public on City's website, as per Section 5.18 of By-law 21-021 (A By-Law To Govern the Proceedings of Council and Committees of Council) a member of Council may refer any of the items listed below, to a Standing Committee by contacting the Clerk and it will be placed on the next available agenda of the respective Standing Committee.

Item Number	Date	Department	Subject
1	May 17, 2024	Public Works	Update on Litter Management Service Enhancements (WM2401) (City Wide)
2	May 22, 2024	Planning and Economic Development	Quarterly Update (January - March 2024) Loans/Grants Approved by the General Manager of Planning and Economic Development (Wards 1, 2, 3, 7, 8, 13)
3	May 24, 2024	Planning and Economic Development	Invitation to Hamilton Municipal Heritage Committee Heritage Recognition Awards (City Wide)
4	May 24, 2024	Corporate Services	Approval of By-law No. 24-072, Respecting Development Charges on Lands within the City of Hamilton (City Wide)
5	May 29, 2024	Healthy and Safe Communities	Canada-Wide Early Learning and Child Care – 2024 Directed Growth Application to Create New Child Care Spaces (City Wide)
6	May 30, 2024	Planning and Economic Development	Bike Day and Bike Month Information (City Wide)
7	June 4, 2024	Public Works	Reaccreditation of the City's Drinking Water Quality Management System (City Wide)



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	May 17, 2024
SUBJECT:	Update on Litter Management Service Enhancements (WM2401) (City Wide)
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Angela Storey Director, Waste Management Public Works Department
SIGNATURE:	

The purpose of this Communication Update is to inform City Council of actions taken since its approval to enhance city-wide litter management services through the 2024 Tax Supported Budget process. A verbal update will be provided to Waste Management Sub-Committee at our upcoming meeting.

BACKGROUND

With the approval of the Term of Council Priorities for the 2022-2026 Council term, Council has placed emphasis on the cleanliness of public spaces through the expansion of standards related to litter collections through Outcome 3: Provide vibrant parks, recreation, and public spaces.

At its May 15, 2023 Public Works Committee meeting and subsequent City Council meeting, staff were directed to conduct a comprehensive service level review related to proactive and reactive litter management in the public realm. Staff were also directed to report back any operational or budgetary changes that may be required to address service levels respecting litter management.

Through the 2024 Tax Supported Budget process, City Council approved to enhance service levels related to litter management within the public realm. This approval prioritized downtown cleanliness enhancements, expanded street sweeping in Business Improvement Areas (BIA), broadened litter collection in parks and trails, and increased

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SUBJECT: Update on Litter Management Service Enhancements (WM2401) (City Wide) - Page 2 of 4

funding resources to promote and support volunteer clean-up programs and litter prevention.

ACTIONS TAKEN SINCE CITY COUNCIL APPROVAL

Since Council’s approval to enhance city-wide litter management services, staff have taken steps to implement the new service levels but have found it challenging due to the recent cybersecurity incident.

Although administrative preparation work to hire new staff and purchase required litter removal and sweeping equipment is complete, the ability to hire approved positions and purchase equipment is delayed. Staff are hopeful the recruitment and procurement tasks can be completed soon. Due to the delay, the enhanced service levels related to manual litter collection in parks and on trails, and roadway sweeping in Business Improvement Areas are not yet fully met as it is accomplished when existing resources are available. Currently, the enhanced service level related to downtown cleanliness is being met but is challenging.

The following table outlines the status of implementing the approved city-wide litter management service enhancements:

Service	Enhancement	Current Status	Next Steps
Parks & Trails Manual Litter Collection	Four additional summer students	Not meeting enhanced service level due to staff hiring delays	Complete staff recruitment
Citizen Engagement and Outreach	Additional \$50,000 added to 2024 budget	Meeting enhanced service level	Monitor success of new engagement and outreach campaigns
BIA Roadway Sweeping	Increased roadway sweeping from one to two times per week	Not meeting enhanced service level due to staff hiring delays	Complete staff recruitment
Downtown Cleanliness	Seven day per week sidewalk litter cleaning and enhanced roadway and cycle lane sweeping	Meeting enhanced service level but challenging due to staff hiring and equipment delays	Complete staff recruitment and equipment purchases

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Citizen Engagement and Outreach

As outlined in the Clean & Green Hamilton Strategy, litter prevention is key in a sustainable litter management strategy. With the approval of staff recommendations, an additional \$50,000 has been allocated to community engagement and outreach. The goal is to enhance, promote and grow community environmental initiatives like Team Up To Clean Up, as well as litter reduction through targeted litter prevention campaigns. These campaigns include a variety of outreach strategies including social media, radio, and a revamped webpage dedicated to litter (www.hamilton.ca/litter). The following are examples of graphics created for these campaigns:



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SUBJECT: Update on Litter Management Service Enhancements (WM2401) (City Wide) - Page 4 of 4

Litter Removal

With the approved enhancement of litter management services, divisions within the Public Works Department were given additional staffing and equipment resources to meet and maintain new service levels. Overall, this included 10.96 Full Time Equivalent staff. The distribution of the staff are as follows:

- Four summer students to enhance proactive and reactive manual litter collection in parks and on trails.
- Three Roadway Operators to enhance street sweeping in Business Improvement Areas from one time per week to two times per week and to enhance service levels in the downtown core related to roadway and cycle lane sweeping, vegetation, illegal dumping, and graffiti removal.
- Four summer students, four part-time Labourers, two Operator Waste and one supervisor used to enhance downtown manual and mechanical sidewalk litter cleaning and sweeping to a seven day per week operation.

NEXT STEPS

To fill staffing resources needed to meet the enhanced level of service, staff are working closely with the Emergency Operations Centre to begin recruitment. Currently, the summer students assigned to manual litter cleaning in the downtown are in place and the recruitment process for the Waste Supervisor, Parks summer students, Roads operators and Waste labourers is underway.

To assist in filling the gap related to equipment purchase, staff have secured an additional sidewalk sweeper that will be used in the downtown. This is a temporary rental which will be in use as the procurement process to acquire newly approved sidewalk sweepers is complete.

Staff will provide further updates to Council as work progresses.


If you have any questions regarding this communication, please contact Joel McCormick, Manager, Waste Collection by email at Joel.McCormick@hamilton.ca.

APPENDICES AND SCHEDULES ATTACHED

N/A



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	May 22, 2024
SUBJECT:	Quarterly Update (January - March 2024) Loans/Grants Approved by the General Manager of Planning and Economic Development (Wards 1, 2, 3, 7, 8, 13)
WARD(S) AFFECTED:	Wards 1, 2, 3, 7, 8 and 13
SUBMITTED BY:	Steve Robichaud Acting General Manager Planning and Economic Development Department
SIGNATURE:	

The purpose of this Communication Update is to inform City Council of the details of those grants and loans which were approved by the General Manager, Planning and Economic Development, during the months of January – March 2024. These updates are provided on a quarterly basis.

On September 29, 2021, City Council enacted By-law 21-165, being a by-law to delegate authority to the General Manager of Planning and Economic Development (General Manager) to approve grants/loans to a maximum of \$200,000 per grant/loan under financial incentive programs provided under the Revitalizing Hamilton's Commercial Districts Community Improvement Plan (2021) and the *Ontario Heritage Act*. Programs subject to this delegated authority are:

- Barton/Kenilworth Planning and Building Fees Rebate Program;
- Barton/Kenilworth Revitalization Grant Program;
- Commercial District Housing Opportunities Program;
- Commercial District Revitalization Grant Program;
- Commercial Vacancy Assistance Program;

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SUBJECT: Quarterly Update (January - March 2024) Loans/Grants Approved by the General Manager of Planning and Economic Development (Wards 1, 2, 3, 7, 8 and 13)

- Gore Building Improvement Grant Program;
- Hamilton Heritage Conservation Grant Program; and,
- Hamilton Heritage Property Grant Program.

As of June 7, 2023, the General Manager was also provided delegated authority under By-law 23-108 to approve grants/loans to a maximum of \$200,000 under the following Environmental Remediation and Site Enhancement Community Improvement Plan (2023) Programs respecting environmentally contaminated properties:

- Environmental Remediation and Site Enhancement Affordable Housing Grant Program; and,
- Environmental Remediation and Site Enhancement Commercial District Remediation Loan Program.

Commercial District Revitalization Grant Program

Six grant applications were approved under the Commercial District Revitalization Grant Program in the total amount of \$8,574.35.

The total estimated value of the proposed works under the Commercial District Revitalization Grant Program is \$13,548.70. Note that this total does not include the cost of graffiti removal as applicants are not required to provide it as part of their application. Therefore, the city's grant represents 50% of the total improvement costs. The properties that are being improved under the Program are located within the following Community Improvement Project Areas:

- Concession Street Community Improvement Project Area;
- Downtown Hamilton Commercial District Community Improvement Project Area;
- Barton Village Commercial District Community Improvement Project Area;
- Main Street West Commercial Corridor Community Improvement Project Area; and,
- Dundas Commercial District Community Improvement Project Area.

There was no applicant reported instances of hate related content in any of the five applications that dealt with the removal of graffiti.

SUBJECT: Quarterly Update (January - March 2024) Loans/Grants Approved by the General Manager of Planning and Economic Development (Wards 1, 2, 3, 7, 8 and 13)

Hamilton Heritage Conservation Grant Program

Two grant applications were approved under the Hamilton Heritage Conservation Grant Program in the total amount of \$10,000.

The total estimated value of the proposed works under the Hamilton Heritage Conservation Grant Program is \$26,555. Therefore, the city's grant represents 37.66% of the total improvement costs. The properties that are being improved under the Program are designated under Part IV of the *Ontario Heritage Act* as follows:

- 1561 Kirkwall Road, Flamborough (By-law No. 98-126-H); and,
- 21 Stone Church Road West, Hamilton (By-law 17-119).

Hamilton Heritage Property Grant Program

One grant application was approved under the Hamilton Heritage Property Grant Program in the total amount of \$88,492.63.

The total estimated value of the proposed works under the Hamilton Heritage Property Grant Program is \$313,970.50. Therefore, the city's grant represents 28.19% of the total improvement costs. The property that is being improved under the Program is located within the Dundas Commercial District Community Improvement Project Area and is designated under Part V of the *Ontario Heritage Act* (By-law 3310-81).

If you require any further information on the above matter, please contact Carlo Gorni, Co-ordinator, Urban Renewal Incentives by e-mail at Carlo.Gorni@hamilton.ca or at (905) 546-2424 Ext. 2755. For inquiries respecting the Environmental Remediation and Site Enhancement Affordable Housing Grant Program specifically, please contact Phil Caldwell, Senior Project Manager – Urban Renewal by e-mail at Phil.Caldwell@hamilton.ca or at (905) 546-2424 Ext. 2359.

APPENDICES AND SCHEDULES ATTACHED

Appendix "A" – Loans / Grants approved by General Manager (January – March 2024)


Loans and Grants Approved by General Manager (January - March, 2024)								
Commercial District Revitalization Grant Program								
FILE NO.	APPLICANT / BUSINESS	ADDRESS	PROPOSED IMPROVEMENTS	TOTAL VALUE OF PROPOSED WORK	GRANT AMOUNT	DATE OF GM APPROVAL	WARD	Applicable CIPA
CDRG-G 02/24	Applicant/Owner: Taneja Properties Inc. (Debbie Brellisford) Business: Penny Pincher Costumes	529 Concession Street, Hamilton	Removal of one instance of graffiti	N/A	\$ 200.00	23-Jan-24	7	Concession Street Commercial District Community Improvement Project Area (Concession Street Business Improvement Area)
CDRGG 01/24	Applicant/Owner: 77 James Hamilton Inc.	77 James Street North, Hamilton	Removal of five instances of graffiti	n/a	\$ 1,000.00	08-Feb-24	2	Downtown Hamilton Commercial District Community Improvement Project Area
CDRG-G 03/24	Applicant/Owner: Office Mortgage Investments Inc. (Stephanie Waller)	25 Main Street West, Hamilton	Removal of one instance of graffiti	N/A	\$ 200.00	23-Feb-24	2	Downtown Hamilton Commercial District Community Improvement Project Area (Downtown Hamilton Business Improvement Area)
CDRG-G 04/24	Owner: 1858212 Ontario Ltd. (Matt Christie) Applicant/Business: Maisey's Pearl Oyster Purveyors Inc. (David Burns)	342 Barton Street East, Hamilton	Removal of one instance of graffiti	N/A	\$ 200.00	23-Feb-24	3	Barton Village Commercial District Community Improvement Project Area (Barton Village Business Improvement Area)

MF 01/24	Applicant/Tenant: 1000714097 Ontario Ltd. (Saad Housny) Owner: 7995881 Canada Inc. (Azmina Moosa) Business: Hot Takes (restaurant)	807 Main Street West, Hamilton	Refurbishment of existing signage for new business.	\$ 13,548.70	\$ 6,774.35	22-Mar-24	1	Main Street West Commercial Corridor Community Improvement Project Area
FILE NO.	APPLICANT / BUSINESS	ADDRESS	PROPOSED IMPROVEMENTS	TOTAL VALUE OF PROPOSED WORK	GRANT AMOUNT	DATE OF GM APPROVAL	WARD	Applicable CIPA
CDRG-G 10/24	Applicant/Owner: Michael and Paula Oosthoek Business: Studio 205	205 King Street East, Hamilton	Removal of one instance of graffiti	N/A	\$200.00	26-Mar-24	2	Downtown Hamilton Commercial District Community Improvement Project Area (International Village Business Improvement Area)
Total				\$13,548.70	\$8,574.35			
Hamilton Heritage Conservation Grant Program								
FILE NO.	APPLICANT / BUSINESS	ADDRESS	PROPOSED IMPROVEMENTS	TOTAL VALUE OF PROPOSED WORK	GRANT AMOUNT	DATE OF GM APPROVAL	WARD	Applicable CIPA
HCGP 23/06	Applicant: Sarah Piatt and Chris Atchison	1561 Kirkwall Road, Flamborough	Replace existing front door with exact match; repair/replace of any damaged wood within sidelights and transom; and scrape and paint as required around door.	\$ 10,170.00	\$ 5,000.00	16-Jan-24	13	N/A
HCGP 24/01	Applicant: Barton Stone-Mount Hope United Church in trust for the United Church of Canada	21 Stone Church Road West, Hamilton	Refurbishment of 2 bay windows (of 8 in total)-6 windows done using 2021, 2022, 2023 applications.	\$ 16,385.00	\$ 5,000.00	16-Feb-24	8	N/A
Total				\$26,555.00	\$ 10,000.00			

Hamilton Heritage Property Grant Program								
FILE NO.	APPLICANT / BUSINESS	ADDRESS	PROPOSED IMPROVEMENTS	TOTAL VALUE OF PROPOSED WORK	GRANT AMOUNT	DATE OF GM APPROVAL	WARD	Applicable CIPA
HPGP 03/23	Applicant: 2717469 Ontario Inc. (Erwin Gerl)	207-209 King Street West, Dundas	Interior walls-Stone rubble foundation walls and mortar joints at interior walls to be routed and repointed as required; •Supply and installation of multi-level scaffold system or scissor lift to carry out repairs; •Mortar joints to be rerouted and repointed on all four elevations as required; •All failed brick to be removed and replaced to match existing; and	\$313,970.50	\$ 88,492.63	26-Feb-24	13	Dundas Commercial District Community Improvement Project Area
Total				<u>\$313,970.50</u>	<u>\$88,492.63</u>			



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	May 24, 2024
SUBJECT:	Invitation to Hamilton Municipal Heritage Committee Heritage Recognition Awards (City Wide)
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Anita Fabac Acting Director, Planning and Chief Planner Planning and Economic Development Department
SIGNATURE:	

The purpose of this Communication Update is to notify Council of the upcoming Hamilton Municipal Heritage Committee Recognition Awards. On Friday, May 24, 2024, the Hamilton Municipal Heritage Committee will publicly release their list of Heritage Recognition Awards recipients for the 16th annual awards. Following the release of award winners, the Hamilton Municipal Heritage Committee will be hosting an in-person awards ceremony to celebrate the recipients. The Committee is extending an invitation to members of Council to attend to support heritage accomplishments in their Wards. This year the annual Heritage Recognition Awards Celebration will be hosted at Hamilton Bridge Works on Thursday, June 13, 2024, at 6:30pm, the full invitation and list of award winners is attached.

This year the Hamilton Municipal Heritage Committee is presenting 24 awards in 11 categories. While most of the awards this year are being presented to property owners in Wards 1, 2, 3, 7, 8, 13 and 15, some award winners support Hamilton's city-wide heritage. The Mayor and Members of City Council are encouraged to share this invitation as they see fit. Staff ask that you RSVP for the event with the Committee Chair – Alissa Denham-Robinson through communication options in Appendix "A" to this Communication Update.

Additionally, if there is a property in your Ward which you feel should be recognized, Hamilton Municipal Heritage Committee's call for nominations for next year's awards are currently open can be submitted online.

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SUBJECT: Invitation to Hamilton Municipal Heritage Committee Heritage Recognition Awards (City Wide) - Page 2 of 2

The link to do so is below:

www.hamilton.ca/hmhcawards

For further information please contact Alissa Golden, Program Lead, Cultural Heritage by email at Alissa.Golden@hamilton.ca.

SCHEDULES AND APPENDICES ATTACHED

Appendix "A" - PDF Invitation – Hamilton Municipal Heritage Recognition Awards
Heritage Recognition Awards - 2024

You are cordially invited to attend the
Hamilton Municipal Heritage Committee's
Heritage Recognition Awards Celebration

Join representatives from the Hamilton Municipal Heritage Committee and many special guests, as we honour our award recipients for their outstanding contributions to the conservation, restoration and preservation of Hamilton's built heritage.

Thursday June 13th, 2024

Doors Open: 6:30 pm

Welcome Reception (*with light food and refreshments*)

Award Presentations: 7:00 pm

Reception to continue following the Award Presentations



Bridgeworks

200 Caroline St. N., Hamilton, Ontario

Site of the former Hamilton Bridgeworks
Company Ltd. (c. 1872).

(On-site, street and municipal lot parking available)

Please feel free to pass this invitation along.

Everyone is welcome to join us in honouring our award winners.

For more information about this event and to RSVP, please contact
Alissa Denham-Robinson – HMHC Chair

Tel: (905) 308-1576

Email: hmhcheritageawards@gmail.com

To help with our planning, please RSVP by June 9th, 2024.

Dress for the Event is Business Casual

AWARD PRESENTATIONS WILL INCLUDE

Presentation of the HMHC HERITAGE PROPERTY CONSERVATION RECOGNITION AWARDS

15 Park St., Dundas, On (Scott Barnim Pottery) (c. 1860)
988 Concession St., Hamilton, On (Kerr House) (c. 1855)
67 Rosedene Ave., Hamilton, On (c.1918)
337 Park St. W., Dundas, On (c. 1867)

Presentation of the HMHC "HERITAGE PROPERTY DEVELOPER" RECOGNITION AWARD

Scholar Properties & Effort Trust for 121-125 King St. E. Hamilton, On (Gore Park Lofts – former Norwich Apartments)

Presentation of the HMHC "ADAPTIVE REUSE OF A HERITAGE PROPERTY" RECOGNITION AWARD

121 Princess St., Hamilton, On (Hamilton Craft Studios)
255 Park St. N., Hamilton, On (Catherine North Studios – former Church of the Redeemer)

Presentation of the HMHC "CULTURAL HERITAGE LANDSCAPE" AWARD

84 Concession Rd. 8 E., Freelon, On. (West Avenue Cider House – Somerset Orchards)
107 Middletown Rd. W., Dundas, On (Winterhill Forest Farm)
Wheeler Lane, Hamilton, On (7 Urban Laneway Dwellings)

Presentation of the HMHC "MAKING HERITAGE ACCESSIBLE" AWARD

183 Sherman Ave. N., Hamilton, On (Pinch Bakery and Plant Shop)

Presentation of the HMHC "EDUCATION IN HERITAGE" AWARD

Lesia Mokrycke, Urban Environmental Artist (The Urban Forest Lab and Monument Trees Exhibit)
The Interpretive Team for Whitehern National Historic Site (Hamilton Civic Museums)
Hamilton Black History Database

Presentation of the HMHC "THE ART OF HERITAGE" AWARD

Sara Heinonen, Photographer
Panya Clark Espinal & Laine Groeneweg, Artists (Exhibit: Materials Redistribution Hamilton)
Caillin Kowalczyk, Artist

Presentation of the HMHC "HERITAGE GROUP, SOCIETY OR SPECIALTY TEAM" AWARD

Waterdown Museum of Hope

Presentation of the HMHC "HERITAGE STREETScape REVITALIZATION" AWARD

34 King St. W., Dundas, On (Picone Fine Food)
345 James St. N., Hamilton, On (le Tambour Tavern)

Presentation of the HMHC "SPECIALIZED HERITAGE CRAFT & TRADE" AWARD

Lower City Joinery [Recognizing the façade restoration of Picone Fine Food, Dundas]
Deer Park Restoration – Tom Foster [Recognizing the restoration of Hess St. gable and Hughson St. tracery]
Culp Restorations – Shawn Culp [Recognizing masonry restoration at 337 Park St. W., Dundas, On]

Presentation of the HMHC "VOLUNTEER RECOGNITION" AWARD

Elysia Dywan (Staff) and Student Artists – Bernie Custis Secondary School [Recognizing their work to create original art for the HMHC Heritage Colouring Book Series]



2023-24 Hamilton Municipal Heritage Committee
Heritage Recognition Awards Celebration



AWARDS IDENTIFIED BY WARD

Ward 1

Presentation of the HMHC "EDUCATION IN HERITAGE" AWARD

Hamilton Black History Database (Supported by McMaster University)

Ward 2

Presentation of the HMHC "HERITAGE PROPERTY DEVELOPER" RECOGNITION AWARD

Scholar Properties & Effort Trust for 121-125 King St. E. Hamilton, On (Gore Park Lofts – former Norwich Apartments)

Presentation of the HMHC "ADAPTIVE REUSE OF A HERITAGE PROPERTY" RECOGNITION AWARD

255 Park St. N., Hamilton, On (Catherine North Studios – former Church of the Redeemer)

Presentation of the HMHC "CULTURAL HERITAGE LANDSCAPE" AWARD

Wheeler Lane, Hamilton, On (7 Urban Laneway Dwellings)

Presentation of the HMHC "EDUCATION IN HERITAGE" AWARD

The Interpretive Team for Whitehern National Historic Site (Hamilton Civic Museums)

Presentation of the HMHC "HERITAGE STREETScape REVITALIZATION" AWARD

345 James St. N., Hamilton, On (le Tambour Tavern)

Presentation of the HMHC "SPECIALIZED HERITAGE CRAFT & TRADE" AWARD

Deer Park Restoration – Tom Foster [Recognizing the restoration of Hess St. gable and Hughson St. tracery]

Ward 3

Presentation of the HMHC "ADAPTIVE REUSE OF A HERITAGE PROPERTY" RECOGNITION AWARD

121 Princess St., Hamilton, On (Hamilton Craft Studios)

Presentation of the HMHC "MAKING HERITAGE ACCESSIBLE" AWARD

183 Sherman Ave. N., Hamilton, On (Pinch Bakery and Plant Shop)

Presentation of the HMHC "THE ART OF HERITAGE" AWARD

Panya Clark Espinal & Laine Groeneweg, Artists (Exhibit: Materials Redistribution Hamilton)

Caillin Kowalczyk, Artist

Presentation of the HMHC "VOLUNTEER RECOGNITION" AWARD

Elysia Dywan (Staff) and Student Artists – Bernie Custis Secondary School [Recognizing their work to create original art for the HMHC Heritage Colouring Book Series]

Ward 7

Presentation of the HMHC HERITAGE PROPERTY CONSERVATION RECOGNITION AWARDS

988 Concession St., Hamilton, On (Kerr House) (c. 1855)

Ward 8

Presentation of the HMHC HERITAGE PROPERTY CONSERVATION RECOGNITION AWARDS

67 Rosedene Ave., Hamilton, On (c.1918)

Ward 13

Presentation of the HMHC HERITAGE PROPERTY CONSERVATION RECOGNITION AWARDS

15 Park St., Dundas, On (Scott Barnim Pottery) (c. 1860)

337 Park St. W., Dundas, On (c. 1867)

Presentation of the HMHC "CULTURAL HERITAGE LANDSCAPE" AWARD

107 Middletown Rd. W., Dundas, On (Winterhill Forest Farm)

Presentation of the HMHC "HERITAGE STREETScape REVITALIZATION" AWARD

34 King St. W., Dundas, On (Picone Fine Food)

Presentation of the HMHC "SPECIALIZED HERITAGE CRAFT & TRADE" AWARD

Lower City Joinery [Recognizing the façade restoration of Picone Fine Food, Dundas]

Culp Restorations – Shawn Culp [Recognizing masonry restoration at 337 Park St. W., Dundas, On]

Ward 15

Presentation of the HMHC "CULTURAL HERITAGE LANDSCAPE" AWARD

84 Concession Rd. 8 E., Freelton, On. (West Avenue Cider House – Somerset Orchards)

Presentation of the HMHC "HERITAGE GROUP, SOCIETY OR SPECIALTY TEAM" AWARD

Waterdown Museum of Hope

City Wide

Presentation of the HMHC "EDUCATION IN HERITAGE" AWARD

Lesia Mokrycke, Urban Environmental Artist (The Urban Forest Lab and Monument Trees Exhibit)

The Interpretive Team for Whitehern National Historic Site (Hamilton Civic Museums)

Hamilton Black History Database

Presentation of the HMHC "THE ART OF HERITAGE" AWARD


Sara Heinonen, Photographer

Panya Clark Espinal & Laine Groeneweg, Artists (Exhibit: Materials Redistribution Hamilton)

Caillin Kowalczyk, Artist



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
COMMITTEE DATE:	May 24, 2024
SUBJECT/REPORT NO:	Approval of By-law No. 24-072, Respecting Development Charges on Lands within the City of Hamilton (City Wide)
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Kirk Weaver Acting Director, Financial Planning, Administration and Policy Corporate Services Department
SIGNATURE:	

Hamilton City Council approved the 2024 Development Charges By-law (By-law No. 24-072) at its meeting on May 8, 2024. This Communication Update is to advise City Council of the next steps in communicating the new Development Charges rates and policies to the community. The new Development Charges (DC) By-law will be in effect June 1, 2024.

As legislatively required, an advertisement will be placed in the Hamilton Spectator on May 27, 2024. Additional information will be shared via the City's website, social media channels, e-newsletter, and in a communication to stakeholders.

An informational DC pamphlet that summarizes the City's DC policies and rates has been posted online at www.hamilton.ca/dcstudyandbylaw. The pamphlet includes the indexed rates that were presented in staff Report FCS23103(b).

Updates will also be made to the City's website to reflect the new rates and policies adopted by City Council.

Bill 185, *Cutting Red Tape to Build More Homes Act, 2024*

Bill 185, *Cutting Red Tape to Build More Homes Act, 2024* (Bill 185), is currently in its second reading in Parliament. Bill 185 includes proposed changes to the *Development Charges Act, 1997*, (DC Act), including eliminating the mandatory phase-in of DCs and the ability to include capital studies in the DC rates.

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SUBJECT: Approval of By-law No. 24-072, Respecting Development Charges on Lands within the City of Hamilton (City Wide) - Page 2 of 2

Table 1 details the scenarios the City of Hamilton may encounter related to providing the legislated phase-in currently in the DC Act pending the date of Royal Assent of Bill 185. The DC By-law adopted by City Council contains language that accommodates either scenario without the need for further amendments.

Table 1: Bill 185 Royal Assent Date impact on the City's 2024 DC By-law

Bill 185 Royal Assent Received:	Impact
Before June 1, 2024	The City will be able to charge the full DC rate as outlined in the by-law.
After June 1, 2024	For developments that apply for site plan June 1, 2024 through to the date of Royal Assent: DC rates will be locked in with the legislated phase-in currently in the DC Act (20% in year 1 of the By-law) For developments that have a building permit issued June 1, 2024 through to the date of Royal Assent: DC rates will be assessed to determine if the legislated phase-in currently in the DC Act applies (20% in year 1 of the By-law).

The informational DC Pamphlet posted on the City's website assumes that Bill 185 will receive Royal Assent prior to June 1, 2024. Should Royal Assent be received at a later date, the DC Pamphlet will be modified.

Further, with respect to the inclusion of study costs proposed through Bill 185, staff will review all eligible study costs in consultation with Watson & Associates Economists Ltd. The City's DC By-law will be updated within six months of Bill 185 receiving Royal Assent.

Links to the approved Development Charge By-law (By-law 24-072), DC pamphlet and other supporting documentation can be found online at www.hamilton.ca/dcstudyandbylaw.

For more information, please contact Kirk Weaver, Acting Director, kirk.weaver@hamilton.ca or Carolyn Paton, Senior Project Manager, carolyn.paton@hamilton.ca – Financial Planning, Administration and Policy Division



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	May 29, 2024
SUBJECT:	Canada-Wide Early Learning and Child Care – 2024 Directed Growth Application to Create New Child Care Spaces (City Wide)
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Brenda Bax, Acting Director, Children's and Community Services Division Healthy and Safe Communities Department
SIGNATURE:	<i>B Bax</i>

This communication update is being sent to advise Council on the status and outcome of the division's 2024 Directed Growth Application process to create new child care spaces.

The province is in its third year of implementing the Canada-Wide Early Learning and Child Care plan. The goal of this initiative is to ensure more families across Ontario have access to safe, affordable, and high-quality child care. The Canada-Wide Early Learning and Child Care plan will be phased in by March 2026, with the average cost of child care for eligible children 0 to 6 years, reduced to approximately \$12 per day.

The Ministry of Education also released an Access and Inclusion Framework to support the creation of new child care spaces, focusing on increased access to child care for children of low-income families, vulnerable children, children from diverse communities, children with special needs and Francophone and Indigenous children. In 2024, the Ministry approved a total of 265 community-based spaces for children aged 0 to 5 years of age.

Staff have completed an analysis which demonstrated a need to prioritize 2024 community-based expansion in four wards; 6,11, 5 and 2. Consideration was also provided to wards 7 and 4, which were identified priority wards in 2023 and continue to trend with lower access rates. In addition to access rates, socio-economic indicators are also factored in when determining ward priority. All wards will benefit from new child

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SUBJECT: Canada-Wide Early Learning and Child Care - Directed Growth Application to Create New Child Care Spaces (City Wide) - Page 2 of 2

care spaces over the next three years and additional analysis will be undertaken to ensure the child care needs of all neighbourhoods are considered.

The division has now completed the 2024 directed growth application process and will be communicating back to all Licensee applicants the results of their submissions by end of May 2024. All 265 community-based spaces have now been allocated with the anticipation of all newly created spaces to be open and operational by December 31, 2024.

As these additional child care spaces become operational, child care access rates will increase for the following wards:

Ward	Access Rate %	
	From	To
6	9%	11%
11	19%	20%
5	25%	28%
2	39%	45%
7	21%	26%
4	18%	19%


This will result in an overall child care access rate increase from 33% to 34% city-wide, in our infant, toddler and preschool age groups, bringing the City one step closer to the Ministry's goal to achieve a 37% access rate across Hamilton by 2026.

Staff will complete a phase 2 of community engagement in 2024 to help inform the directed growth goals for 2025. Staff are currently in the process of establishing the priority wards for directed growth in 2025 and anticipate the next opportunity for application submissions to be Q1 of 2025.

Should you require further information on the Canada-Wide Early Learning and Child Care, please contact Brenda Bax, Acting Director Children's Services and Community Services Division at 905-973-4463 or via email at Brenda.Bax@hamilton.ca.



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	May 30, 2024
SUBJECT:	Bike Day and Bike Month Information (City Wide)
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Brian Hollingworth Director, Transportation Planning and Parking Planning and Economic Development Department
SIGNATURE:	

The purpose of this Communication Update is to provide Council with general information about Bike Day on Thursday, June 6, 2024, and Bike Month, which takes place throughout June. This year is the 16th annual Bike Day celebration at the City Hall forecourt. Bike Day celebrates the cycling community in Hamilton and provides educational resources for residents who may be considering embracing cycling as a mode of transportation.

Councillors are invited to join Bike Day on Thursday, June 6, 2024, from 7:30 a.m. - 9:30 a.m. at the City Hall Forecourt. This free drop-in event is open to all community members and will feature educational booths, t-shirt giveaways, free refreshments, including coffee and snacks, and complimentary bike tune-ups provided by [New Hope Community Bikes](#).

Residents are invited to join one of six [group rides](#) departing from various areas of the City, including Ancaster, Gage Park, Dundas, McMaster, Buchanan Park, and Montgomery Park, as they make their way towards the City Hall Forecourt for the event.

Attendees are encouraged to register in advance for a chance to win one of two \$100 VISA gift cards. Bike Day also kicks off Bike Month with a month-long celebration of cycling across Hamilton with many events hosted by community partners. To register or learn more about Bike Month events, please visit, www.hamilton.ca/bikemonth.

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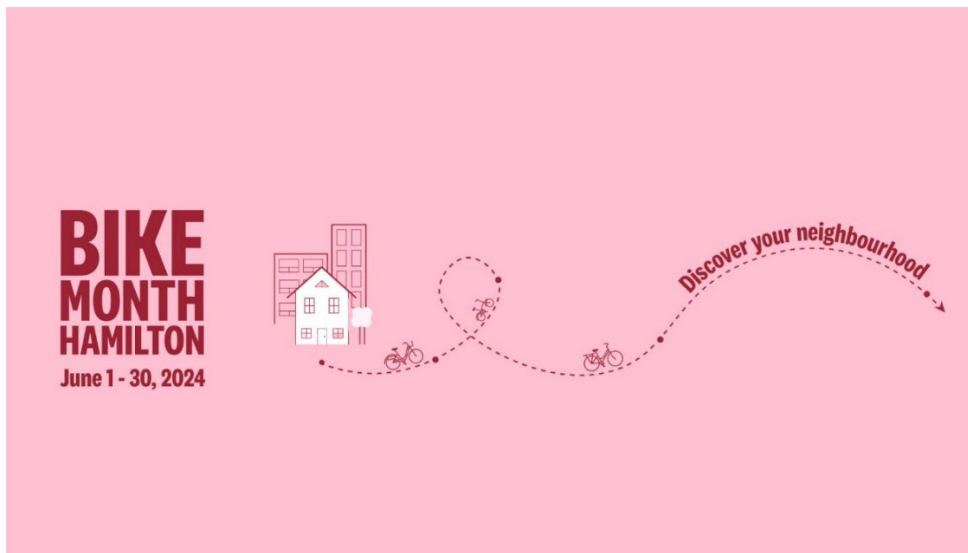
SUBJECT: Bike Day and Bike Month Information (City Wide) - Page 2 of 2

If you have any questions regarding this communication, please contact Rachel Johnson, Project Manager – Sustainable Mobility by email at Rachel.Johnson@hamilton.ca or at (905) 546-2424 Ext. 1473.

Shareable Information:

The following information can be shared in Ward Newsletters and/or via social media:

June 6 is Bike Day! Help us kick off Bike Month in #HamOnt at the City Hall Forecourt from 7:30am-9:30am. Enjoy free refreshments, giveaways, and a chance to win a \$100 VISA gift card! For more information and to register, visit hamilton.ca/bikemonth




APPENDICES AND SCHEDULES ATTACHED

Not applicable.



COMMUNICATION UPDATE

TO:	Mayor and Members City Council
DATE:	June 4, 2024
SUBJECT:	Reaccreditation of the City's Drinking Water Quality Management System (City Wide)
WARD(S) AFFECTED:	City Wide
SUBMITTED BY:	Nick Winters Director, Hamilton Water Public Works Department
SIGNATURE:	

Every three years, Hamilton Water (the Operating Authority for the City's drinking water systems) is subject to a third-party on-site audit to assess the conformance of the City's Drinking Water Quality Management System with the Provincial Drinking Water Quality Management Standard and Hamilton Water's procedures. The third-party auditor (Intertek – SAI Global) completed the 2024 on-site audit on May 21st, 22nd, and 23rd including interviews with various Hamilton Water staff, site visits at the City's Woodward Water Treatment Plant, the Carlisle Water Treatment Facility and various outstations, review of maintenance and calibration records, and review of the Operational Plan for the City's drinking water systems.

It is typical during any audit for the auditor to request documented evidence for review including standard operating procedures, records of communication, meeting minutes, maintenance, and calibration records, etc. Hamilton Water did have some concern about our ability to provide all requested supporting evidence as a result of the cyber security incident. Hamilton Water's Compliance Support Group discussed the challenges regarding available records with the auditor in advance of the scheduled audit.

I am happy to advise that despite our inability to access critical systems, Hamilton Water was able to rebuild the Operational Plan, standard operating procedures, and records management system in advance of the third-party audit, and as a result there were only manageable challenges with the provision of evidence during the audit. This past Friday we received a letter from Intertek – SAI Global advising that our

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

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

SUBJECT: Reaccreditation of the City's Drinking Water Quality Management System (City Wide) – Page 2 of 2

Drinking Water Quality Management System has been recommended to the Ministry of Environment, Conservation and Parks for reaccreditation, which is one of many critical requirements of the City's Drinking Water Licenses.

While all of Hamilton Water supports our Drinking Water Quality Management System, I would like to specifically recognize the excellent work of Manager Charlene McKay, Senior Regulatory Coordinator Wendy Jackson, and the Quality Management staff within the Hamilton Water division who did so much hard work to rebuild our records and prepare us for this successful outcome.

For further information, please contact Nick Winters, Director of Hamilton Water, (905) 973-4970 or Nick.Winters@hamilton.ca.

APPENDICES AND SCHEDULES ATTACHED

N/A

Authority: Item 6 Public Works Committee Report 22-015 (PW22084)
CM: December 7, 2022 Ward: 7

Bill No. 079

CITY OF HAMILTON

BY-LAW NO. 24-

To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 81 East 18th Street, Hamilton, namely Part of the Lane on Registered Plan 541, designated as Part 2 on Plan 62R-22033, being part of PIN 17053-0079 (LT)

WHEREAS sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

WHEREAS section 34(1) of the *Municipal Act, 2001* provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office; and

WHEREAS highways to be closed by by-law are declared to be surplus to the needs of the City of Hamilton under the Sale of Land Policy By-law; and

WHEREAS at its meeting of December 7, 2022, Council approved of Item 6 of Public Works Committee Report 22-015, and authorized the City of Hamilton to permanently close and sell a portion of the unassumed alleyway abutting 81 East 18th Street, Hamilton, namely Part of the Lane on Registered Plan 541, designated as Part 2 on Plan 62R-22033, being part of PIN 17053-0079 (LT); and

WHEREAS notice to the public of the proposed sale of the part of the unassumed alleyway has been given in accordance with the requirements of the Sale of Land Policy By-law.

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

1. The part of the unassumed alleyway set out as follows:

Part of the Lane on Registered Plan 541, designated as Part 2 on Plan 62R-22033, being part of PIN 17053-0079 (LT);
is permanently closed.

2. The soil and freehold of the Part 2 on Plan 62R-22033, hereby permanently closed, be sold to Nagesh Kumar Kowligi and Vaishnavi Chatti.
3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 81 East 18th Street, Hamilton, namely Part of the Lane on Registered Plan 541, designated as Part 2 on Plan 62R-22033, being part of PIN 17053-0079 (LT).

Page 2 of 2

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

Authority: Item 7.3, Council Minutes
CM: June 12, 2024 Ward: City Wide

Bill No. 080

CITY OF HAMILTON

BY-LAW NO. 24-

To Appoint a Clerk for the City of Hamilton

WHEREAS subsection 228(1) of the *Municipal Act, 2001* provides that Council shall appoint a Clerk who shall perform the duties under the said Act, as such other duties as may be assigned by the Council.

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

1. Matthew Trennum is appointed Clerk for the City of Hamilton effective July 2, 2024.
2. The Clerk may be referred to and may use the title of "City Clerk" in the course of exercising the powers and carrying out the duties of that office.
3. By-law No. 23-150 is hereby repealed, as of July 2, 2024.
4. This By-law is deemed to have come into force on July 2, 2024.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

Authority: Item 7.3, Council Minutes
CM: June 12, 2024 Ward: City Wide

Bill No. 081

CITY OF HAMILTON

BY-LAW NO. 24-

To Appoint a Deputy City Clerk for the City of Hamilton

WHEREAS subsection 228(2) of the *Municipal Act, 2001* permits a municipality to appoint deputy clerks who have all the powers and duties of the clerk under the said Act and any other Act.

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

1. Janet Pilon is hereby appointed as Deputy City Clerk for the City of Hamilton and shall have all the powers and duties of the City Clerk, subject to the direction of the City Clerk, with respect to the times and the manner in which the said powers and duties shall be exercised.
2. By-law No. 24-021 is hereby repealed, as of July 2, 2024.
3. This By-law is deemed to have come into force on July 2, 2024.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

Authority: Item 7(a), Planning Committee Report 24-003 (PED24024)
CM: March 27, 2024 Ward: 12

Bill No. 082

CITY OF HAMILTON

BY-LAW NO. 24-

To Designate Property Located at 419 Wilson Street East, Ancaster, City of Hamilton as Property of Cultural Heritage Value

WHEREAS section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18 authorizes Council of the municipality to enact by-laws to designate property, including all buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS Council of the City of Hamilton has received and considered the recommendations of its Hamilton Municipal Heritage Committee pertaining to this by-law, arising from the meeting of the Hamilton Municipal Heritage Committee held on January 26, 2024;

AND WHEREAS the Council of the City of Hamilton, at its meeting held on March 27, 2024, resolved to direct the City Clerk to take appropriate action to designate the Property described as 419 Wilson Street East, Ancaster in the City of Hamilton, and more particularly described in Schedule "A" hereto (the "Property"), as property of cultural heritage value or interest, which resolution was confirmed by By-law No. 24-044;

AND WHEREAS in accordance with subsection 29(3) of the *Ontario Heritage Act*, Council of the City of Hamilton has caused to be served on the owner of the Property and upon the Ontario Heritage Trust, a Notice of Intention to Designate the Property as being of cultural heritage value or interest, and has caused a Notice of Intention to Designate to be published in a newspaper having general circulation in the municipality, a copy of which is attached hereto as Schedule "B";

AND WHEREAS no Notice of Objection to the proposed designation under section 29(5) of the *Ontario Heritage Act* has been served upon the Clerk of the municipality;

AND WHEREAS Council has decided to designate the Property in accordance with section 29(8) of the *Ontario Heritage Act*;

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

1. A statement explaining the cultural heritage value or interest of the Property, and a description of the heritage attributes of the Property are set out in Schedule “C” hereto.
2. The Property, together with its heritage attributes listed in Schedule “C” hereto, is hereby designated as property of cultural heritage value or interest.
3. The City Clerk is hereby authorized and directed,
 - a. to cause a copy of this By-law, together with the statement of cultural heritage value or interest and description of heritage attributes of the Property, to be served on the Ontario Heritage Trust, the owner of the Property, and any person who served an objection to the Notice of Intention to Designate, by a method permitted by the *Ontario Heritage Act*; and,
 - b. to publish a notice of passing of this By-law in a newspaper having general circulation in the City of Hamilton. Once this By-law comes into force and effect in accordance with the applicable provisions of the *Ontario Heritage Act*, the City Solicitor is hereby authorized and directed to cause a copy of this By-law, together with its Schedules, to be registered against the whole of the Property described in Schedule “A” hereto in the proper registry office.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

To Designate Property Located at 419 Wilson Street East, Ancaster, City of Hamilton as Property of
Cultural Heritage Value

Page 3 of 6

Schedule "A"

To

By-law No. 24-

**419 Wilson Street East, Ancaster
Hamilton, Ontario**

PIN: 17446-0083 (LT)

Legal Description:

PT LT 45, CON 2 ANCASTER , AS IN CD451976 ; ANCASTER CITY OF HAMILTON

Schedule “B”

To

By-law No. 24-

**419 Wilson Street East, Ancaster
Hamilton, Ontario**

**Notice of Intention to Designate
419 Wilson Street East, Ancaster
(Masonic Hall)**

The City of Hamilton intends to designate 419 Wilson Street East, Ancaster, under Section 29 of the *Ontario Heritage Act*, as being a property of cultural heritage value.

Statement of Cultural Heritage Value or Interest

The two-and-a-half-storey building located at 419 Wilson Street East, Ancaster, was originally constructed as a two-storey building circa 1821. The property has physical value as an early and representative example of a vernacular early-nineteenth century stone structure that also displays a high degree of craftsmanship in its significant sympathetic addition constructed circa 1914. The property has heritage value for its associations with prominent nineteenth-century Ancasterians, including George Leith (1812-1887) and with a long-serving Ancaster organization known as the Seymour Lodge No. 272 Masons. Contextually, this property helps define the character of the historic Ancaster Village and is visually and historically linked to its surroundings.

The Statement of Cultural Heritage Value or Interest, Description of Heritage Attributes and supporting Cultural Heritage Assessment may be found online via www.hamilton.ca or viewed at the Office of the City Clerk, 71 Main Street West, 1st Floor, Hamilton, Ontario, L8P 4Y5, during regular business hours.

Any person may, within 30 days after the date of the publication of the Notice, serve written notice of their objections to the proposed designation, together with a statement for the objection and relevant facts, on the City Clerk at the Office of the City Clerk.

Dated at Hamilton, this 26th day of April, 2024.



Janet Pilon
Acting City Clerk
Hamilton, Ontario



Hamilton

CONTACT: Scott Dickinson, Cultural Heritage Planning Technician,
Phone: (905) 546-2424 ext. 7167, E-mail: Scott.Dickinson@hamilton.ca

www.hamilton.ca/heritageplanning

Schedule “C”

To

By-law No. 24-

**419 Wilson Street East, Ancaster
Hamilton, Ontario**

**STATEMENT OF CULTURAL HERITAGE VALUE OR INTEREST, AND
DESCRIPTION OF HERITAGE ATTRIBUTES**

Description of Property

The 0.1 hectare property municipally-addressed as 419 Wilson Street East, known as the Masonic Hall, is comprised of a two-and-a-half-storey stone structure built circa 1821. It is on the northwestern side of Wilson Street East, between the intersection of Rousseaux Street to the north and Academy Street to the south, in Ancaster Village in the community of Ancaster, in the City of Hamilton.

Statement of Cultural Heritage Value or Interest

The two-and-a-half-storey building located at 419 Wilson Street East, Ancaster, was originally constructed as a two-storey building circa 1821. The property has physical value as an early and representative example of a vernacular early-nineteenth century stone structure that also displays a high degree of craftsmanship in its significant sympathetic addition constructed circa 1914.

The property has heritage value for its associations with prominent nineteenth-century Ancasterians, including George Leith (1812-1887) and with a long-serving Ancaster organization known as the Seymour Lodge No. 272 Masons. Believed to be the oldest stone structure in the core of Ancaster Village, the building was originally used as a blacksmith shop and carriage workshop throughout the nineteenth century. The property was owned in the mid-nineteen century by George Leith, owner of the famed Hermitage Estate. The fledgling Seymour Lodge No. 272, held their first meeting in the structure in the Spring of 1872, and has continued to meet in the same space ever since. Purchased by the Lodge in 1900, the property has been the home of this local Masonic branch for over a century.

Contextually, this property defines the character of the surrounding area and is visually and historically linked to its surroundings. Its close proximity to the historic transportation corridor of Wilson Street East and continuity with the surrounding structures creates a viewscape in the transition from the residential stretch of the street to the core commercial area, acting as a gateway into the core of Ancaster Village.

Description of Heritage Attributes:

Key attributes that embody the physical value of the property as being an early and representative vernacular nineteenth-century stone building, in demonstrating a high degree of craftsmanship, and its long-standing association with Seymour Lodge No. 272 Masons, include:

- The front (east) and side (north and south) elevations and roofline of the two-and-a-half-storey stone structure, including its:
 - Hip roof with a front gable and projecting side dormers;
 - Coursed rubble stone walls with dressed quoins;
 - Large window below the front gable with a carved stone lintel reading “Masonic Hall” and stone lug sill;
 - Flat-headed window and door openings with dressed stone lintels in the second storey windows and stone voussoirs in the first storey;
 - Remaining two-over-two hung wood windows;
 - Masonry seams between original two-storey circa 1821 front facade and the circa 1914 third storey gable addition, and on the north side elevation between the original structure and the rear 1914 addition; and,
 - Visible masonry fill on either side of the front door; and,
 - Coursed rubble stone foundation.

Key attributes that embody the contextual value of the property as a defining feature of the historical character of Wilson Street East and Ancaster Village, include its:

- Location fronting onto Wilson Street East at the public right of way.

Authority: Item 7(b), Planning Committee Report 24-003 (PED24025)
CM: March 27, 2024 Ward: 12

Bill No. 083

CITY OF HAMILTON

BY-LAW NO. 24-

To Designate Property Located at 380-386 Wilson Street East, Ancaster, City of Hamilton as Property of Cultural Heritage Value

WHEREAS section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18 authorizes Council of the municipality to enact by-laws to designate property, including all buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS Council of the City of Hamilton has received and considered the recommendations of its Hamilton Municipal Heritage Committee pertaining to this by-law, arising from the meeting of the Hamilton Municipal Heritage Committee held on January 26, 2024;

AND WHEREAS the Council of the City of Hamilton, at its meeting held on March 27, 2024, resolved to direct the City Clerk to take appropriate action to designate the Property described as 380-386 Wilson Street East, Ancaster in the City of Hamilton, and more particularly described in Schedule "A" hereto (the "Property"), as property of cultural heritage value or interest, which resolution was confirmed by By-law No. 24-044;

AND WHEREAS in accordance with subsection 29(3) of the *Ontario Heritage Act*, Council of the City of Hamilton has caused to be served on the owner of the Property and upon the Ontario Heritage Trust, a Notice of Intention to Designate the Property as being of cultural heritage value or interest, and has caused a Notice of Intention to Designate to be published in a newspaper having general circulation in the municipality, a copy of which is attached hereto as Schedule "B";

AND WHEREAS no Notice of Objection to the proposed designation under section 29(5) of the *Ontario Heritage Act* has been served upon the Clerk of the municipality;

AND WHEREAS Council has decided to designate the Property in accordance with section 29(8) of the *Ontario Heritage Act*;

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

1. A statement explaining the cultural heritage value or interest of the Property, and a description of the heritage attributes of the Property are set out in Schedule “C” hereto.
2. The Property, together with its heritage attributes listed in Schedule “C” hereto, is hereby designated as property of cultural heritage value or interest.
3. The City Clerk is hereby authorized and directed,
 - a. to cause a copy of this By-law, together with the statement of cultural heritage value or interest and description of heritage attributes of the Property, to be served on the Ontario Heritage Trust, the owner of the Property, and any person who served an objection to the Notice of Intention to Designate, by a method permitted by the *Ontario Heritage Act*; and,
 - b. to publish a notice of passing of this By-law in a newspaper having general circulation in the City of Hamilton. Once this By-law comes into force and effect in accordance with the applicable provisions of the *Ontario Heritage Act*, the City Solicitor is hereby authorized and directed to cause a copy of this By-law, together with its Schedules, to be registered against the whole of the Property described in Schedule “A” hereto in the proper registry office.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

To Designate Property Located at 380-386 Wilson Street East, Ancaster, City of Hamilton as Property of Cultural Heritage Value

Page 3 of 6

Schedule "A"

To

By-law No. 24-

**380-386 Wilson Street East, Ancaster
Hamilton, Ontario**

PIN: 17443-0015 (LT)

Legal Description:

PT LT 45 CON 2 ANCASTER AS IN CD444662; CITY OF HAMILTON

Schedule “B”

To

By-law No. 24-

**380-386 Wilson Street East, Ancaster
Hamilton, Ontario**

**Notice of Intention to Designate
380-386 Wilson Street East, Ancaster
(Former Ancaster Hotel and Coach House)**

The City of Hamilton intends to designate 380-386 Wilson Street East, Ancaster, under Section 29 of the *Ontario Heritage Act*, as being a property of cultural heritage value.

Statement of Cultural Heritage Value or Interest

The property located at 380-386 Wilson Street East, known as the former Ancaster Hotel and Coach House, is comprised of a connected pair of stone buildings constructed circa 1832. The property is a representative example of a vernacular commercial building with later additions influenced by the Gothic Revival style of architecture that displays a high degree of craftsmanship. The property has direct association with the theme of the early development of Ancaster Village and continues to be a focal point for community life. It plays an important role in defining the character of the centre of Ancaster Village and is visually, historically and functionally linked to its surroundings, being located on a prominent corner in the core of the Village, making it a local landmark.

The Statement of Cultural Heritage Value or Interest, Description of Heritage Attributes and supporting Cultural Heritage Assessment may be found online via www.hamilton.ca or viewed at the Office of the City Clerk, 71 Main Street West, 1st Floor, Hamilton, Ontario, L8P 4Y5, during regular business hours.

Any person may, within 30 days after the date of the publication of the Notice, serve written notice of their objections to the proposed designation, together with a statement for the objection and relevant facts, on the City Clerk at the Office of the City Clerk.

Dated at Hamilton, this 26th day of April, 2024.



Janet Pilon
Acting City Clerk
Hamilton, Ontario



Hamilton

CONTACT: Scott Dickinson, Cultural Heritage Planning Technician,
Phone: (905) 546-2424 ext. 7167, E-mail: Scott.Dickinson@hamilton.ca

www.hamilton.ca/heritageplanning

Schedule “C”

To

By-law No. 24-

**380-386 Wilson Street East, Ancaster
Hamilton, Ontario**

**STATEMENT OF CULTURAL HERITAGE VALUE OR INTEREST, AND
DESCRIPTION OF HERITAGE ATTRIBUTES**

Description of Property

The 0.089 hectare property municipally addressed as 380-386 Wilson Street East is comprised of two connected rectangular stone structures, one two-and-a-half-storeys tall (at the corner of Wilson and Academy), the other (southwest of the first) one-and-a-half-storeys tall, connected at the rear by a single-storey addition. These structures were built circa 1832 and substantially rebuilt circa 1878 after a fire. The property is located on the southeast corner of Wilson Street East, at the intersection of Academy Street, in Ancaster Village in the community of Ancaster in the City of Hamilton.

Statement of Cultural Heritage Value or Interest

The early-nineteenth century structures located at 380-386 Wilson Street East are a connected pair of stone buildings constructed circa 1832. The property is a representative example of a vernacular commercial building with later additions influenced by the Gothic Revival style of architecture. The property shows a high degree of craftsmanship present in the millwork decorations and the skill evident in the integration between the original structure and the 1878 additions.

The property has direct association with the theme of the early development of Ancaster Village. As a long-serving Hotel for the village of Ancaster, the property at 380-386 Wilson Street East continues to be a focal point for community life, being not just a place of travelers to stay, but a meeting place for Ancasterians.

Contextually, the property is important in defining the character of the surrounding village, being a prominent pair of stone structures at a crossroads which marks the village centre. It is visually, historically and functionally linked to its surroundings, being located along the historic Wilson Street transportation corridor. The property's prominent corner location in the core of the village and importance to nineteenth-century Ancaster make it a local landmark.

Description of Heritage Attributes:

Key attributes that embody the design/physical value of the property as being representative of the vernacular style of early-nineteenth century commercial stone architecture, reflecting influences by the Gothic Revival style of architecture, demonstrating a high level of craftsmanship, and its association with the theme of Ancaster as a developing village, include:

- The front (west), side (north and south) and rear (east) elevation and roofline of the two-and-a-half-storey stone building (The Hotel), including its:
 - Front gable roof with buff brick chimney, Gothic Revival serpentine bargeboards with foil arches, foil piercings, routed borders and pendant in gable eaves;
 - Round-headed two-over-two hung wood window below the front gable with stone arch and keystone;
 - Coursed ashlar stone in the front (west) elevation;
 - Rubble stone walls on the side (north and south) and rear (east) elevations;
 - Dressed stone quoins;
 - Visible seam in stonework between 1832 and 1878 portions on the side (north) elevation;
 - Dressed stone lug sills and lintels over the doors and windows;
 - Transoms over ground and second-storey doors in the front (west) and rear (east) elevations; and,
 - Remnant historic millwork brackets and wooded pilasters in the two-storey front porch.
- The front (west) and side (south and north) elevations and roofline of the one-and-a-half-storey stone building (the Coach House) including its:
 - Front gable roof with a pair of louvered cupolas on top;
 - Gothic Revival serpentine bargeboards with foil arches, foil and circular piercings, and pendant in front gable;
 - Remaining coursed ashlar stone in the front (west) elevation;
 - Rubble stone walls on the side (north and south) elevations; and,
 - Dressed stone quoins.

The key attributes that embody the contextual value of the property as a defining feature of the historical character of Wilson Street East and as a local landmark in Ancaster Village include its:

- Location at the corner of Wilson Street East and Academy Street, with a minimal setback from the public right-of-way.

Authority: Item 9(a), Planning Committee Report 24-003 (PED24026)
CM: March 27, 2024 Ward: 12

Bill No. 084

CITY OF HAMILTON

BY-LAW NO. 24-

To Designate Property Located at 1166 Garner Road West, Ancaster, City of Hamilton as Property of Cultural Heritage Value

WHEREAS section 29 of the *Ontario Heritage Act*, R.S.O. 1990, c. O.18 authorizes Council of the municipality to enact by-laws to designate property, including all buildings and structures thereon, to be of cultural heritage value or interest;

AND WHEREAS Council of the City of Hamilton has received and considered the recommendations of its Hamilton Municipal Heritage Committee pertaining to this by-law, arising from the meeting of the Hamilton Municipal Heritage Committee held on February 16, 2024;

AND WHEREAS the Council of the City of Hamilton, at its meeting held on March 27, 2024, resolved to direct the City Clerk to take appropriate action to designate the Property described as 1166 Garner Road West, Ancaster in the City of Hamilton, and more particularly described in Schedule "A" hereto (the "Property"), as property of cultural heritage value or interest, which resolution was confirmed by By-law No. 24-044;

AND WHEREAS in accordance with subsection 29(3) of the *Ontario Heritage Act*, Council of the City of Hamilton has caused to be served on the owner of the Property and upon the Ontario Heritage Trust, a Notice of Intention to Designate the Property as being of cultural heritage value or interest, and has caused a Notice of Intention to Designate to be published in a newspaper having general circulation in the municipality, a copy of which is attached hereto as Schedule "B";

AND WHEREAS no Notice of Objection to the proposed designation under section 29(5) of the *Ontario Heritage Act* has been served upon the Clerk of the municipality;

AND WHEREAS Council has decided to designate the Property in accordance with section 29(8) of the *Ontario Heritage Act*;

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

1. A statement explaining the cultural heritage value or interest of the Property, and a description of the heritage attributes of the Property are set out in Schedule “C” hereto.
2. The Property, together with its heritage attributes listed in Schedule “C” hereto, is hereby designated as property of cultural heritage value or interest.
3. The City Clerk is hereby authorized and directed,
 - a. to cause a copy of this By-law, together with the statement of cultural heritage value or interest and description of heritage attributes of the Property, to be served on the Ontario Heritage Trust, the owner of the Property, and any person who served an objection to the Notice of Intention to Designate, by a method permitted by the *Ontario Heritage Act*; and,
 - b. to publish a notice of passing of this By-law in a newspaper having general circulation in the City of Hamilton. Once this By-law comes into force and effect in accordance with the applicable provisions of the *Ontario Heritage Act*, the City Solicitor is hereby authorized and directed to cause a copy of this By-law, together with its Schedules, to be registered against the whole of the Property described in Schedule “A” hereto in the proper registry office.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

To Designate Property Located at 1166 Garner Road West, Ancaster, City of Hamilton as Property of
Cultural Heritage Value

Page 3 of 7

Schedule "A"

To

By-law No. 24-

**1166 Garner Road West, Ancaster
Hamilton, Ontario**

PIN: 17411-0056 (LT)

Legal Description:

PT LT 35, CON 4 ANCASTER , PART 8 , 62R10362 , PT LT 35, CON 4 ANCASTER ,
PARTS 1, 2 & 3 , 62R10990 ; ANCASTER CITY OF HAMILTON

Schedule "B"

To

By-law No. 24-

**1166 Garner Road West, Ancaster
Hamilton, Ontario**

**Notice of Intention to Designate
1166 Garner Road West, Ancaster
Shaver Homestead**

The City of Hamilton intends to designate 1166 Garner Road West, Ancaster, under Section 29 of the *Ontario Heritage Act*, as being a property of cultural heritage value.

Statement of Cultural Heritage Value or Interest

The property at 1166 Garner Road West is a representative and rare extant example of a nineteenth-century Ontario farmstead. It is comprised of nine distinct historic structures built over a more than one-hundred-year period between circa 1830 and 1942, some of which display a high degree of craftsmanship.

The property is associated with the Shaver family, who played a significant role in the nineteenth-century development of Ancaster. The property is functionally, visually, and historically linked to the surrounding area, and it defines the area's former rural agricultural character. This farmstead, having been featured in several publications, is considered a local landmark.

The Statement of Cultural Heritage Value or Interest, Description of Heritage Attributes and supporting Cultural Heritage Assessment may be found online via www.hamilton.ca or viewed at the Office of the City Clerk, 71 Main Street West, 1st Floor, Hamilton, Ontario, L8P 4Y5, during regular business hours.

Any person may, within 30 days after the date of the publication of the Notice, serve written notice of their objections to the proposed designation, together with a statement for the objection and relevant facts, on the City Clerk at the Office of the City Clerk.

Dated at Hamilton, this 26th day of April, 2024.



Janet Pilon
Acting City Clerk
Hamilton, Ontario



Hamilton

CONTACT: Scott Dickinson, Heritage Planning Technician,
Phone: (905) 546-2424 ext. 7167, E-mail: Scott.Dickinson@hamilton.ca

www.hamilton.ca/heritageplanning

Schedule “C”

To

By-law No. 24-

**1166 Garner Road West, Ancaster
Hamilton, Ontario**

**STATEMENT OF CULTURAL HERITAGE VALUE OR INTEREST, AND
DESCRIPTION OF HERITAGE ATTRIBUTES**

Description of Property

The 36.45 hectare property municipally-addressed as 1166 Garner Road West, known as the Shaver Homestead, is comprised of a nineteenth-century farmstead consisting of nine historic structures built between circa 1830 and 1942. Two additional structures without heritage interest were constructed circa 1960. The property is located on the south side of Garner Road West, between Wilson Street West and McClure Road, in the community of Ancaster in the City of Hamilton.

Statement of Cultural Heritage Value or Interest

The property at 1166 Garner Road West has design and physical value as a representative and rare extant example of a nineteenth-century Ontario farmstead. It is comprised of nine distinct historic structures built over a more than one-hundred-year period between circa 1830 and 1942. These structures include the: wood-frame house built circa 1830; bank barn built in 1837; brick farmhouse built 1856; bakehouse built 1856; outhouse smokehouse and horse barn, all built in the mid-nineteenth century; icehouse built circa 1872; and milkhouse built circa 1920. The brick farmhouse also displays a high degree of craftsmanship, as demonstrated by its decorative dichromatic brickwork and elaborate scrollwork and curved roofs on the rear porches.

The property has a long-standing association with the Shavers, a prominent family in nineteenth-century Ancaster township who played a significant role in the development of the Ancaster community. John Shaver (1739-1795), a United Empire Loyalist, moved to the Ancaster area in 1789. His descendants, who purchased this property in 1811 and still own it today, are responsible for constructing a number of significant structures in the area. This property has served as the present-day gathering place for John Shaver’s descendants, who hold a yearly family reunion at the Shaver Homestead.

Contextually, this property is important in defining the former rural agricultural character of the area. It emphasizes the long-settled nature of this stretch of Garner

Road and contrasts strongly with the surrounding modern development. It is linked, functionally, visually, and historically to the surrounding area, being on its original location and in proximity to several other Shaver properties. This farmstead, having been featured in several publications, is considered a local landmark.

Description of Heritage Attributes:

Key attributes that embody the physical value of the property as a representative and rare extant example of a nineteenth-century Ontario farmstead, in demonstrating a high degree of craftsmanship, and its association with the Shaver family, include:

- All elevations and the roofline of the circa 1830 one-and-a-half-storey frame house, including its:
 - Side gable roof with returned eaves on north end;
 - Twelve- and six-pane wooden windows; and,
 - Eight paneled “loyalist” wooden doors.

- All elevations and the roofline of the circa 1856 two-and-a-half-storey brick farmhouse, including its:
 - Low pitch side gable roof with returned eaves and quarter-circle windows below the gables;
 - Brick chimneys on east and west side;
 - Red brick facades with buff brick voussoirs and projecting quoining;
 - Three-bay front façade with central projecting frontispiece with a gable roof with returned eaves;
 - Segmentally-arched window openings with six-over-six hung wooden windows, dressed stone lug sills;
 - Round-headed multi-pane hung wooden window in the second storey with three keystones, the central keystone inscribed “1856”;
 - Central entrance with sidelights and transom, decorative wooden surround with fluted pilasters and ornamented brackets;
 - Four-paneled wooden door;
 - Projecting dressed stone base on front elevation;
 - Projecting buff brick base on side and rear elevations;
 - Stone foundation;
 - Rear one-and-one-half-storey, gable-roofed circa 1830 wood-frame wing, including its:
 - Porch on west side elevation with elaborate scrollwork, curved roof supports and chamfered wooden posts, and encased water well; and,
 - Porch on east side elevation with curved roof supports.

- All exterior elevations, roofline, and interior of the circa 1856 one-storey brick bakehouse, including its:
 - Front gable roof;

- Common bond brickwork;
 - Six-over-six windows with lug sills;
 - Two-panel wooden door; and,
 - Interior brick hearth and bake oven.
- All elevations and the roofline of the circa 1875 two-storey frame icehouse, including its:
 - Front gable roof;
 - Board doors on both stories of front elevation;
 - Frame construction; and,
 - Board and batten siding.
 - All elevations and the roofline of the circa 1837 three-storey frame dairy barn, including its:
 - Side gable roof;
 - Frame construction;
 - Earthen ramp on front elevation;
 - Concrete block circa 1942 milk-house addition with a gable roof; and
 - Raised stone foundation.
 - All elevations and the roofline of the circa 1871 three-storey frame horse barn, including its:
 - Side gable roof;
 - Frame construction; and,
 - Raised stone foundation.

Key attributes that embody the contextual value of the property as a defining feature of the historical character of Garner Road West, and its visual, historical and functional links to its surroundings, include its:

- Siting and massing of the historic farmstead structures, including the:
 - One-and-one-half storey frame house built circa 1830;
 - Two-and-one-half storey brick farmhouse built circa 1856;
 - One-storey brick bake/wash house built circa 1856;
 - One-storey frame outhouse, built in the mid-1800s;
 - One-storey frame smokehouse built in the mid-1800s;
 - Two-storey frame icehouse built circa 1875;
 - One-storey frame milkhouse built circa 1920;
 - Dairy barn built circa 1837 with its circa 1942 milkhouse addition; and,
 - Horse barn built circa 1871.
- Location of the property fronting onto Garner Road West with a deep setback from the road.

Authority: Item 14, Committee of the Whole Report 01-003 (FCS01007)
CM: February 6, 2001 Ward: 1,2,3,4,5,6,10,12

Bill No. 085

CITY OF HAMILTON

BY-LAW NO. 24-

To Amend By-law No. 01-218, as amended, Being a By-law To Regulate On-Street Parking

WHEREAS Section 11(1)1 of the *Municipal Act, S.O. 2001, Chapter 25*, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating parking and traffic on highways subject to the *Highway Traffic Act*;

AND WHEREAS on the 18th day of September, 2001, the Council of the City of Hamilton enacted By-law No. 01-218 to regulate on-street parking;

AND WHEREAS it is necessary to amend By-law No. 01-218, as amended.

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

1. By-law No. 01-218, as amended, is hereby further amended by adding/deleting from the identified Schedules and Sections noted in the table below as follows:

Schedule	Section	Highway	Side	Location	Duration	Times	Days	Adding/ Deleting
6 - Time Limit	E	Glen	South	263 feet east of Macklin to 98 feet easterly	2 hr	8 am - 6 pm	Mon - Sat	Deleting
6 - Time Limit	E	Glen Road	North	114 metres east of Macklin Road to Tope Crescent	2 hr	8 am - 6 pm	Mon - Fri	Deleting
6 - Time Limit	E	Glen Road	North	117 metres east of Macklin Street North to 31 metres east thereof	2 hr	8 am - 6 pm	Mon - Fri	Adding
6 - Time Limit	E	Glen Road	South	80 metres east of Macklin Street North to 31 metres east thereof	2 hr	8 am - 6 pm	Mon - Fri	Adding
6 - Time Limit	F	MacIntosh Drive	East	Red Oak Avenue to Guernsey Drive	2 hr	8 am - 4 pm	Mon - Fri Sep-May	Adding
6 - Time Limit	F	MacIntosh Drive	South	Guernsey Drive to Puritan Street	2 hr	8 am - 4 pm	Mon - Fri Sep-May	Adding

To Amend By-law No. 01-218, as amended,
Being a By-law to Regulate On-Street Parking

6 - Time Limit F MacIntosh Drive South & West Puritan Street easterly and southerly to MacIntosh Drive 2 hr 8 am - 4 pm Mon - Fri Sep-May Adding

Schedule	Section	Highway	Side	Location	Times	Adding/ Deleting
8 - No Parking	E	Glen	North	From 114.2m east of Macklin to easterly end	8:00 a.m. to 5:00 p.m. Monday to Friday	Deleting
8 - No Parking	E	Glen	North	Bond to a point 170 feet easterly therefrom	Anytime	Deleting
8 - No Parking	E	Glen	North	Macklin to 114.2m easterly	Anytime	Deleting
8 - No Parking	E	Glen	South	Macklin to 263 feet easterly	Anytime	Deleting
8 - No Parking	E	Glen	South	commencing 361 feet east of Macklin to easterly end	Anytime	Deleting
8 - No Parking	F	MacIntosh	West	from the extended north curb line of the northern intersection with Bing to 31.3m north of Guernsey	Anytime	Deleting
8 - No Parking	F	Phyllori Court	Both	From Centennial Parkway South to a point 30m east.	Anytime	Deleting
8 - No Parking	F	Frances Avenue	South	90 metres east of Teal Avenue to 73 metres east thereof	Anytime	Adding
8 - No Parking	E	Glen Road	North	Macklin Street North to 117 metres east thereof	Anytime	Adding
8 - No Parking	E	Glen Road	North	148 metres east of Macklin Street North to Tope Crescent	8:00 a.m. to 6:00 p.m. Monday to Friday	Adding
8 - No Parking	E	Glen Road	South	Macklin Street North to 80 metres east thereof	Anytime	Adding
8 - No Parking	E	Glen Road	South	111 metres east of Macklin Street North to Tope Crescent	Anytime	Adding
8 - No Parking	F	MacIntosh Drive	South	99 metres east of Puritan Street to 14 metres east thereof	Anytime	Adding
8 - No Parking	F	MacIntosh Drive	West	Red Oak Avenue to Guernsey Drive	Anytime	Adding
8 - No Parking	F	MacIntosh Drive	North	Guernsey Drive to Puritan Street	Anytime	Adding
8 - No Parking	F	MacIntosh Drive	North & East	Puritan Street easterly and southerly to MacIntosh Drive	Anytime	Adding

To Amend By-law No. 01-218, as amended,
Being a By-law to Regulate On-Street Parking

8 - No Parking	F	Phyllori Court	South	Centennial Parkway South to 30 metres east thereof	Anytime	Adding
8 - No Parking	F	Phyllori Court	North	Centennial Parkway South to easterly end, including the cul-de-sac 60 metres north of the west intersection with Sonoma Lane to 20 metres north thereof	Anytime	Adding
8 - No Parking	F	Pinot Crescent	East & North	36 metres west of the southern intersection with John Frederick Drive to 6 metres west thereof	Anytime	Adding
8 - No Parking	A	Sexton Crescent	North	82 metres west of the northern intersection with John Frederick Drive to 6 metres south thereof	Anytime	Adding
8 - No Parking	A	Sexton Crescent	East		Anytime	Adding

Schedule	Section	Highway	Location	NPA from 8am on the 1st day of each month to 11pm on the 15th day of each month	NPA from 8am on the 16th day of each month to 11pm on the last day of each month	Adding/Deleting
9 - Alt Side (F/T)	F	MacIntosh	Puritan to east end of MacIntosh	North	South	Deleting
9 - Alt Side (F/T)	F	MacIntosh	From the north leg of Bing north-easterly to Puritan	South		Deleting
9 - Alt Side (F/T)	F	MacIntosh	Guernsey, north-easterly to 54m west of Puritan		North	Deleting

Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
12 - Permit	E	Canada Street	North	46 metres east of Locke Street South to 5.5 metres east thereof	Anytime	Deleting
12 - Permit	E	East Avenue North	East	44.5 metres south of Birge Avenue to 6 metres south thereof	Anytime	Deleting
12 - Permit	E	Francis	South	commencing 197 feet east of Douglas and extending to a point 21 feet southerly therefrom	Anytime	Deleting
12 - Permit	E	Oak	East	from 111.2m south of Barton to 6m southerly	Anytime	Deleting

To Amend By-law No. 01-218, as amended,
Being a By-law to Regulate On-Street Parking

12 - Permit	E	Oak Ave.	West	115m south of Barton St. to 6m southerly	Anytime	Deleting
Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
13 - No Stopping	F	Arvin Avenue	Both	Jones Road to Kenmore Avenue	Anytime	Adding
13 - No Stopping	F	Jones Road	Both	Arvin Avenue to Cornell Avenue	Anytime	Adding
Schedule	Section	Highway	Side	Location	Times	Adding/Deleting
14 - Wheelchair LZ	E	Cathcart Street	West	14 metres south of Kelly Street to 12 metres south thereof	Anytime	Adding

2. Subject to the amendments made in this By-law, in all other respects, By-law No. 01-218, including all Schedules thereto, as amended, is hereby confirmed unchanged.
3. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this 12th day of June 2024.

A. Horwath
Mayor

JAP Holland
Acting City Clerk

Bill No. 086

CITY OF HAMILTON

BY-LAW NO. 24-

To Amend Zoning By-law No. 6593 with Respect to Lands Located at 253 and 259 Limeridge Road West, Hamilton

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

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

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

AND WHEREAS Zoning By-law No. 6593 (Hamilton) was enacted on the 25th day of July, 1950, and approved by the Ontario Land Tribunal on the 7th day of December, 1951;

AND WHEREAS Council approved Item 2 of Report 24-008 of the Planning Committee at its meeting held on June 12th, 2024;

AND WHEREAS this By-law conforms with the Urban Hamilton Official Plan;

NOW THEREFORE Council amends Zoning By-law No. 6593 as follows:

1. That Sheet No. W17a of the District Maps appended to and forming part of Zoning By-law No. 6593 (Hamilton) is amended by changing the zoning from the “AA” (Agricultural) District to the “RT-10/S-1831-H” District, Modified, Holding, for the lands known as 253 and 259 Limeridge Road West the extent and boundaries of which are shown on Schedule “A” to this By-law.
2. That the “RT-10” (Townhouse) District regulations, as contained in Section Ten “D” of Zoning By-law No. 6593, are modified to include the following special requirements:

- a) That for the purposes of this By-law, the lot shall be an interior lot and the lot line adjacent to Limeridge Road West shall be the front lot line.
 - b) That notwithstanding Section 6(19)(a), no residential structure shall be located closer than 16.5 metres from the Mountain Freeway right-of-way proper (excluding access ramps).
 - c) That notwithstanding Section 10D.(4)(a), a front yard of a depth of not less than 3.5 metres from the street line shall be provided and maintained.
 - d) That Section 10D.(7)(a) shall not apply.
 - e) That notwithstanding Section 10D.(10), there shall be provided and maintained on the same lot and within the "RT-10" District, for one or more buildings, or structures, an amount not less than 36% of the area of the lot on which the buildings or structures are situate, as landscaped area.
 - f) That notwithstanding Section 10D.(17), not more than eleven single family dwellings shall be attached in a continuous row.
 - g) That notwithstanding Section 18A.(7), every required parking space, other than a parallel parking space, shall have dimensions not less than 2.7 metres wide and 5.8 metres long.
 - h) That notwithstanding Section 18A.(10), tandem parking shall be permitted.
 - i) That notwithstanding Section 18A.(25), an access driveway shall be permitted to be located not less than 1.5 metres from a property line.
 - j) That a planting strip of not less than 1.5 metres in width shall be provided and maintained along the easterly side lot line.
3. That the Holding Provision "RT-10/S-1831-H" (Townhouse) District, Modified, Holding, applicable to the lands referred to in Section 1 of this By-law, shall be removed conditional upon:
- a) That the Owner submit and receive approval of a revised Functional Servicing Report to demonstrate that the stormwater management, sanitary flows, and water supply demand resulting from the proposed development has adequate capacity in the existing municipal infrastructure, to the satisfaction of the Director of Growth Management and Chief Development Engineer.
 - b) That the Owner enter into an External Works Agreement with the City for the design and construction of required improvements to municipal infrastructure, at the Owner's cost, determined by the revised Functional

Servicing Report, to the satisfaction of the Director of Growth Management and Chief Development Engineer.

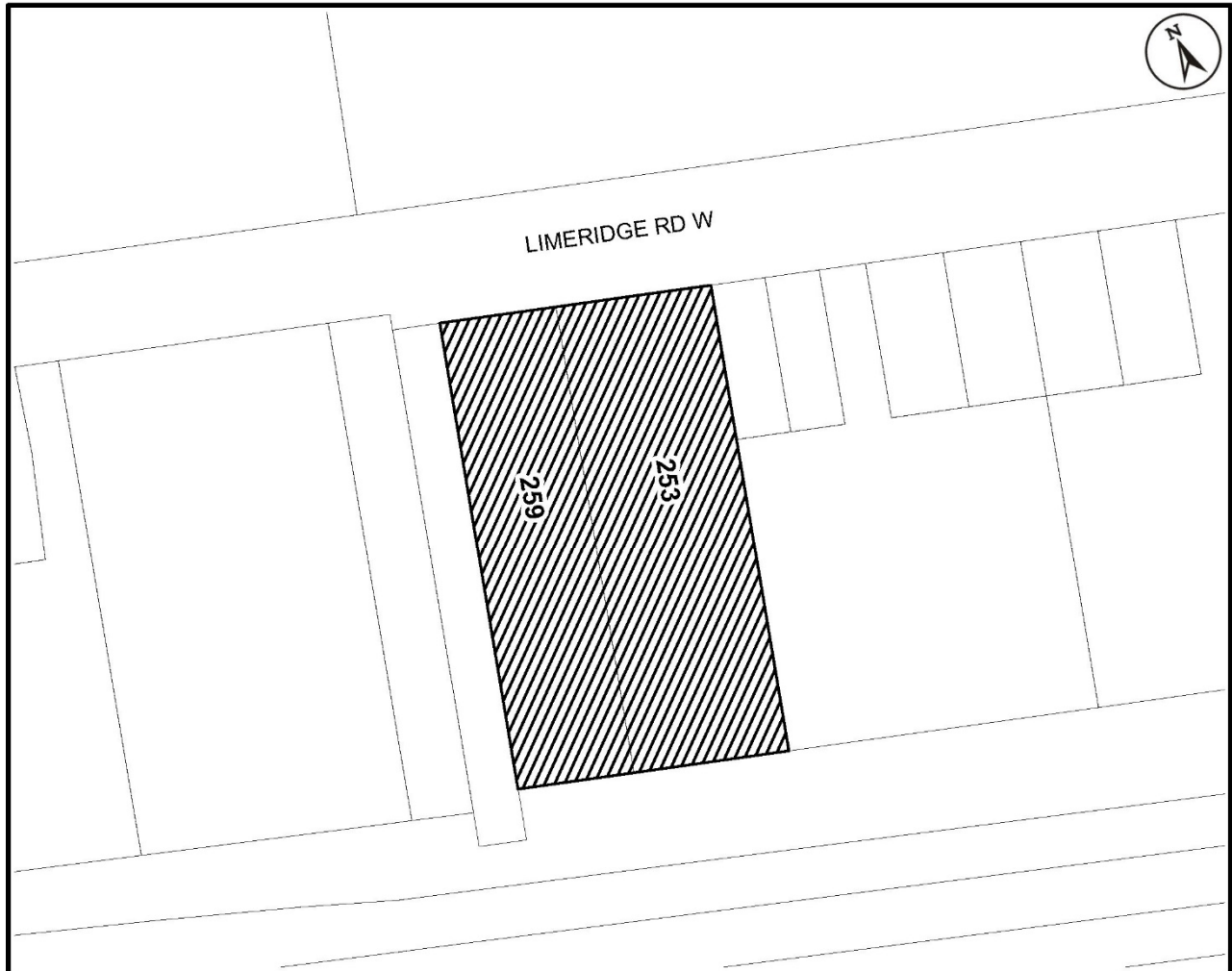
4. No building or structure shall be erected, altered, extended, or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-10" (Townhouse) District provisions, subject to the special requirements referred to in Sections 2 and 3 of this By-law.
5. That By-law No. 6593 is amended by adding this By-law to Section 19B as Schedule S-1831.
6. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law in accordance with the *Planning Act*.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

ZAC-23-014




This is Schedule "A" to By-law No. 24-
 Passed the day of, 2024

 Mayor

 Clerk

Schedule "A"
 Map forming Part of
 By-law No. 24-_____
 to Amend By-law No. 6593

Subject Property
 253 & 259 Limeridge Road West
 Change in Zoning from the "AA" (Agricultural) District
 to the "RT-10/S-1831-H" (Townhouse) District,
 Modified, Holding

Scale:
 N.T.S.
 Date:
 September 15, 2023

File Name/Number:
 ZAC-23-014
 Planner/Technician:
 MM/NB



Authority: Item 1, Planning Committee Report 24-008 (PED24099)
CM: June 12, 2024 Ward: 9

Bill No. 087

CITY OF HAMILTON

BY-LAW NO. 24-

To Adopt:

**Official Plan Amendment No. 212 to the
Urban Hamilton Official Plan**

Respecting:

**1866 Rymal Road East
(former Township of Glanbrook)**

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

1. Amendment No. 212 to the Urban Hamilton Official Plan consisting of Schedule “1”, hereto annexed and forming part of this by-law, is hereby adopted.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

Urban Hamilton Official Plan Amendment No. 212

The following text, together with:

Appendix "A"	Volume 1: Schedule E-1 – Urban Land Use Designations
Appendix "B"	Volume 2: Map B.5.2-1 – Rymal Road Secondary Plan Land Use Plan

attached hereto, constitutes Official Plan Amendment No. 212 to the Urban Hamilton Official Plan.

1.0 Purpose and Effect:

The purpose and effect of this Amendment is to redesignate the subject lands from "District Commercial" to "Neighbourhoods" within the Urban Hamilton Official Plan and from "Local Commercial" to "Medium Density Residential 2c" within the Rymal Road Secondary Plan.

2.0 Location:

The lands affected by this Amendment are known municipally as 1866 Rymal Road East, in the former Township of Glanbrook.

3.0 Basis:

The basis for permitting this Amendment is:

- The proposed development complies with the policies of the Urban Hamilton Official Plan and the Rymal Road Secondary Plan, as it contributes to the planned urban structure and the efficient use of land;
- The proposed development implements the Residential Intensification policies of the Urban Hamilton Official Plan; and,
- The Amendment is consistent with the Provincial Policy Statement, 2020 and conforms to A Place to Grow: Growth Plan for the Greater Golden Horseshoe, 2019, as amended.

4.0 Actual Changes:

4.1 Volume 1 – Parent Plan

Schedules / Appendices

4.1.1 Schedule E-1 – Urban Land Use Designations

- a. That Volume 1: Schedule E-1 – Urban Land Use Designations be amended by redesignating the subject lands from “District Commercial” to “Neighbourhoods”, as shown on Appendix “A”, attached to this Amendment.

4.2 Volume 2 – Secondary Plans

Maps

4.2.1 Map

- a. That Volume 2: Map B.5.2-1 – Rymal Road Secondary Plan – Land Use Plan be amended by redesignating lands from “Local Commercial” to “Medium Density Residential 2c” as shown on Appendix “B”, attached to this Amendment.

5.0 Implementation:

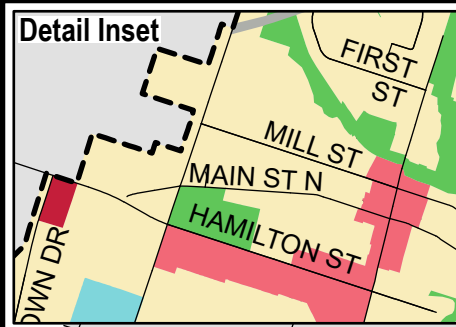
An implementing Zoning By-Law Amendment and Site Plan will give effect to the intended uses on the subject lands.

This Official Plan Amendment is Schedule “1” to By-law No. 24-087 passed on the 12th day of June, 2024.


**The
City of Hamilton**

A. Horwath
Mayor

J. Pilon
Acting City Clerk



Appendix A
Approved Amendment No.212
to the Urban Hamilton Official Plan


 Lands to be redesignated from "District Commercial" to "Neighbourhoods"

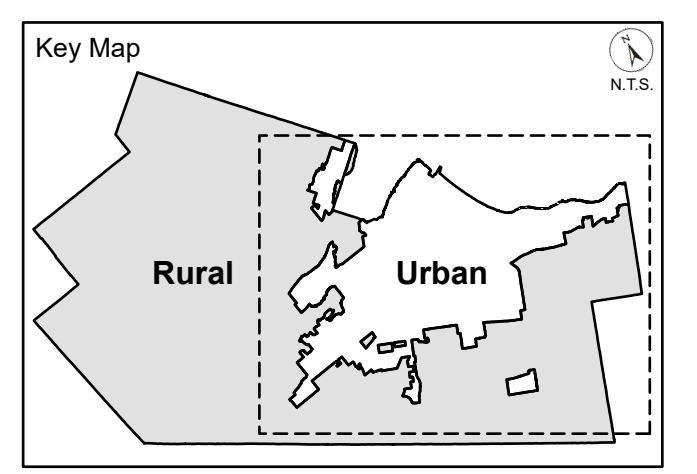
(1866 Rymal Road East, Hamilton)

Date: May 15, 2024	Revised By: MM/AL	Reference File No.: OPA-U-212(G)
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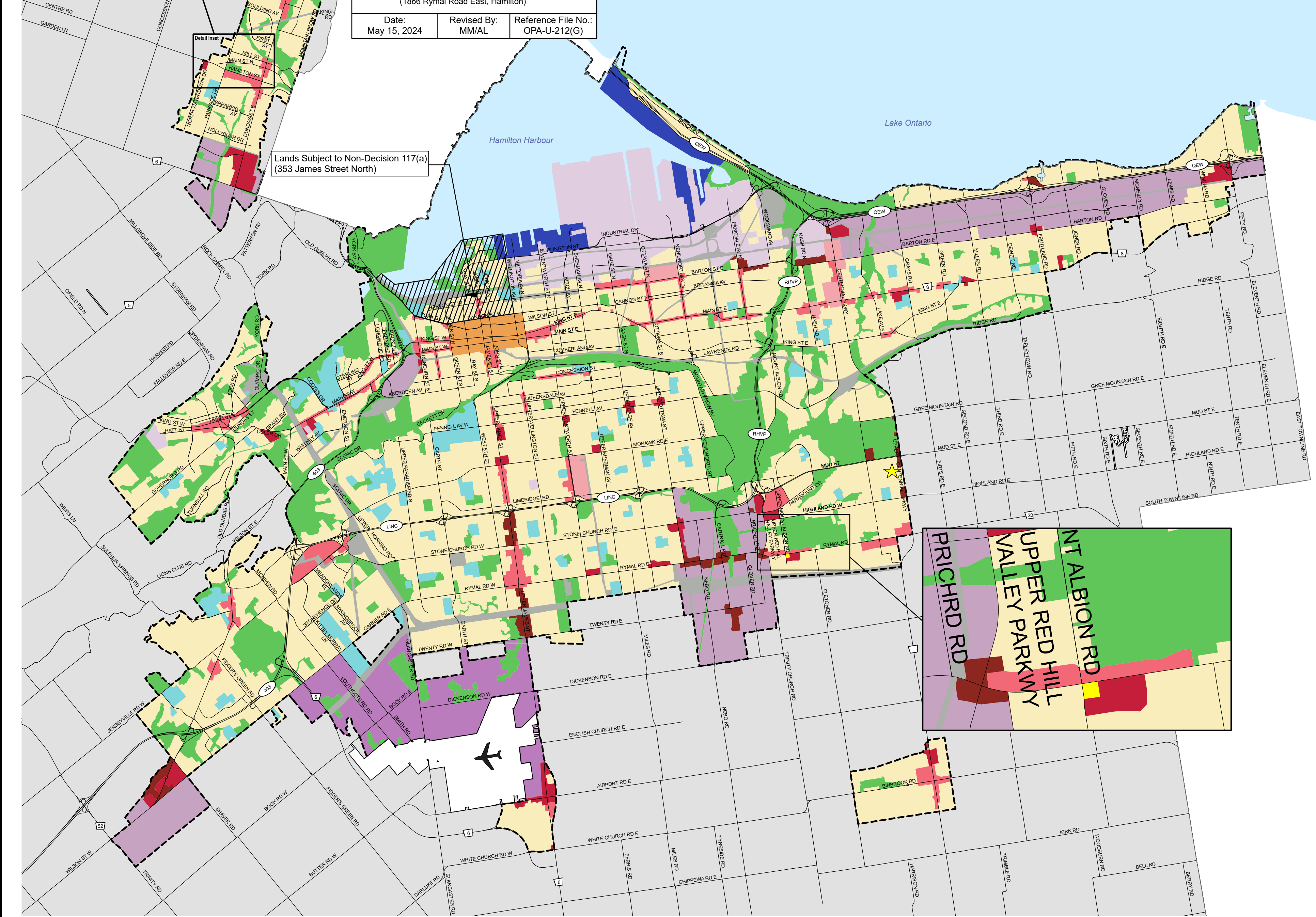
APPEALS

UHOPA NO. 69 APPEALS - PL171450

 - 237 Upper Centennial Parkway (Stoney Creek), Appellant # 1



Note: For Rural Land Use Designations, refer to Schedule D of the Rural Hamilton Official Plan.



Lands Subject to Non-Decision 117(a)
 (353 James Street North)

Legend

- Neighbourhoods
- Open Space
- Institutional
- Utility

Commercial and Mixed use Designations

- Downtown Mixed Use Area
- Mixed Use - High Density
- Mixed Use - Medium Density
- District Commercial
- Arterial Commercial

Employment Area Designations

- Industrial Land
- Business Park
- Airport Employment Growth District
- Shipping & Navigation

Other Features

- Rural Area
- John C. Munro Hamilton International Airport Boundary
- Escarpment
- Urban Boundary
- Lands Subject to Non Decision - 113 West Harbour Setting Sail
- Lands Subject to Non Decision - 353 James St N
- City Boundary

Council Adopted: July 9, 2009
 Ministerial Approval: March 16, 2011
 Effective Date: August 16, 2013

Urban Hamilton Official Plan
Schedule E-1
Urban Land Use Designations



Appendix B
Approved Amendment No. 212
to the Urban Hamilton Official Plan

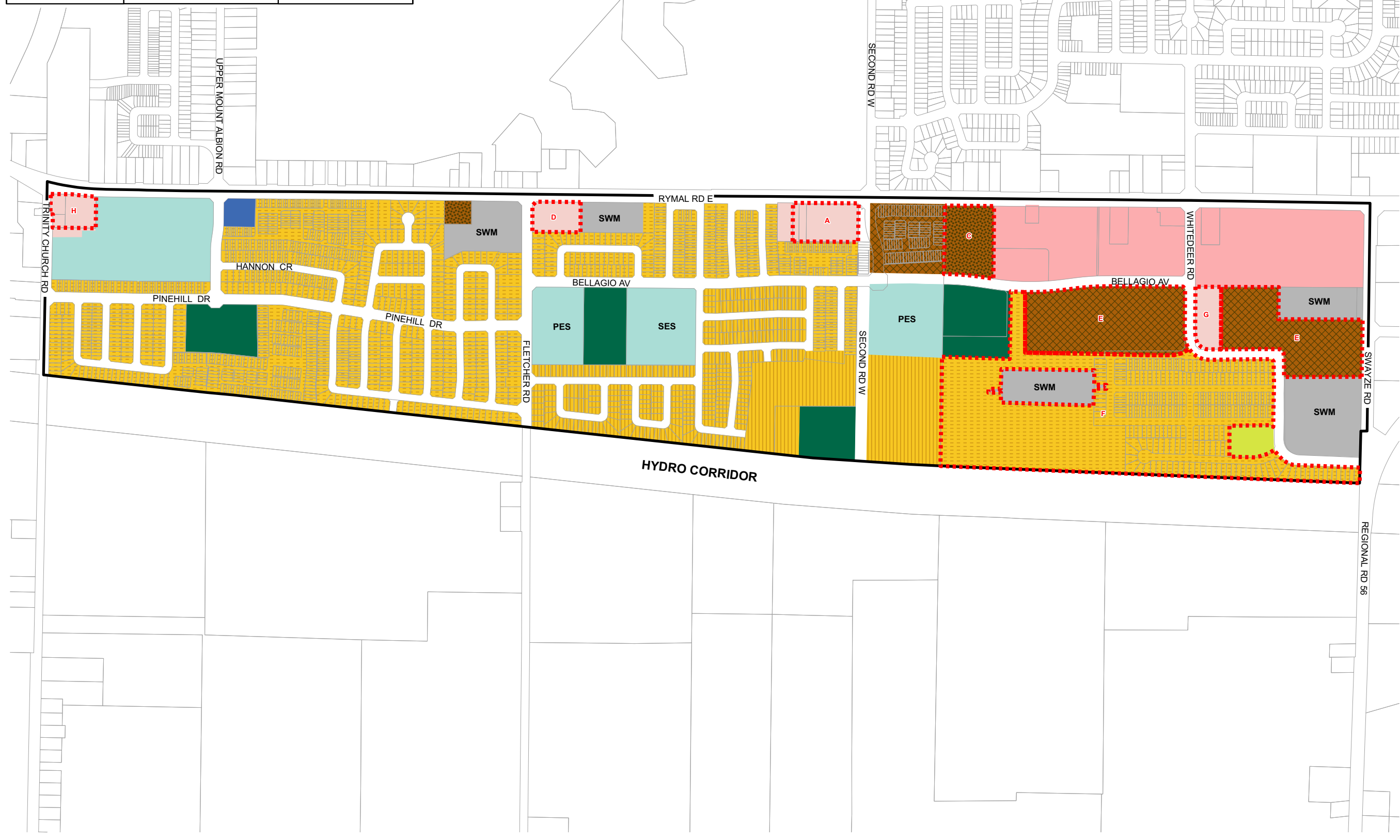
 Redesignate lands from "Local Commercial" to "Medium Density Residential 2c"

(1866 Rymal Road East, Glanbrook)





Date:
May 15, 2024




Revised By:
MM/AL

Reference File No.:
OPA-U-212(H)






Legend

- Residential Designations**
-  Low Density Residential 2g
 -  Low Density Residential 2h
 -  Medium Density Residential 2b
 -  Medium Density Residential 2c

- Commercial and Mixed Use Designations**
-  Local Commercial
 -  Mixed Use - Medium Density
 -  District Commercial

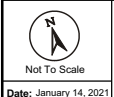
- Parks and Open Space Designations**
-  Parkette
 -  Neighbourhood Park

- Other Designations**
-  Institutional
 - PES** Public Elementary School
 - SES** Separate Elementary School
 - PSS** Public Secondary School
 -  Utility
 - SWM** Storm Water Management

- Other Features**
-  Area or Site Specific Policy
 -  Proposed Roads
 -  Secondary Plan Boundary

Council Adopted: July 9, 2009
 Ministerial Approval: March 16, 2011
 Effective Date: August 16, 2013

Urban Hamilton Official Plan
Rymal Road
Secondary Plan
 Land Use Plan
 Map B.5.2-1



Authority: Item 1, Planning Committee Report 24-008 (PED24099)
CM: June 12, 2024 Ward: 9

Bill No. 088

CITY OF HAMILTON
BY-LAW NO. 24-

**To Amend Zoning By-law No. 05-200 with Respect to Lands Located at 1866
Rymal Road East, Glanbrook**

WHEREAS Council approved Item 1 of Report 24-008 of the Planning Committee, at its meeting held on June 12, 2024;

AND WHEREAS this By-law conforms with the Urban Hamilton Official Plan upon adoption of Official Plan Amendment No. 212;

NOW THEREFORE Council amends Zoning By-law No. 05-200 as follows:

1. That Schedule “A” – Zoning Maps, Map No. 1593 is amended by changing the zoning from the Community Commercial (C3) Zone to the Mixed Use Medium Density (C5, 895, H175) Zone, for the lands known as 1866 Rymal Road East, the extent, and boundaries of which are shown on Schedule “A” to this By-law.
2. That Schedule “C”: Special Exceptions is amended by adding the following new Special Exception:

“895. Within the lands zoned Mixed Use Medium Density (C5) Zone, identified on Map No. 1593 of Schedule “A” – Zoning Maps and described as 1866 Rymal Road East, Glanbrook the following special provisions shall apply:

- a) Notwithstanding Section 10.5.4, for the purposes of Special Exception 895, a Retirement Home shall be permitted in accordance with Section 10.5.3 and the following amendments.
- b) Notwithstanding Section 10.5.1, only the following uses shall be permitted: Artist Studio, Catering Service, Commercial School, Craftsperson Shop, Day Nursery, Dwelling Units(s), Emergency Shelter, Financial Establishment, Laboratory, Lodging House,

Medical Clinic, Microbrewery, Multiple Dwelling, Office, Personal Services, Place of Worship, Repair Service, Residential Care Facility, Restaurant, Retail, Retirement Home, Social Services Establishment, Tradesperson's Shop, Urban Farmers Market, and Veterinary Service.

- c) In addition to Section 10.5.1.1, the following uses shall only be permitted on the ground floor of a mixed use building: Artist Studio, Catering Service, Commercial School, Craftsperson Shop, Day Nursery, Financial Establishment, Laboratory, Medical Clinic, Microbrewery, Office, Personal Services, Place of Worship, Repair Service, Restaurant, Retail, Social Services Establishment, Tradesperson's Shop, Urban Farmers Market, and Veterinary Service.
- d) In addition to Section 10.5.3, and notwithstanding Sections 10.5.3 b), c), d) ii), d) iii), g) vii) 1., and i), the following regulations shall apply:
- i) Minimum Rear Yard 14.0 metres.
 - ii) Minimum Interior Side Yard 14.0 metres, except 17.0 metres for any portion of a building greater than 18.5 metres in height; 18.5 metres for any portion of a building greater than 22.0 metres in height; and, 20.0 metres for any portion of a building greater than 25.5 metres in height.
 - iii) Maximum Building Height 29.0 metres.
 - iv) Principal Entrance A minimum of one principal entrance shall be provided along the Rymal Road East façade.
 - v) Planting Strip
 - A) A minimum 3.0 metre wide Planting Strip shall be provided and maintained along a side lot line; and,
 - B) A minimum 1.5 metre wide Planting Strip shall be provided and maintained along a rear lot line.

- vi) Minimum Density 60 units per net residential hectare.
 - vii) Maximum Density 360 units per net residential hectare.
3. That Schedule “D” – Holding Provisions be amended by adding the additional Holding Provision as follows:
- “175. Notwithstanding Section 10.5 of this By-law, within land zoned Mixed Use Medium Density (C5, 895) Zone, identified on Map No. 1593 of Schedule “A” – Zoning Maps and described as 1866 Rymal Road East, Glanbrook, no development shall be permitted until such time as:
- a) That the owner submit and receive approval of an updated Transportation Impact Study, prepared by a qualified Professional Traffic Engineer, to the satisfaction of the Director of Transportation Planning and Parking;
 - b) That the owner submit and receive approval of a Neighbourhood Traffic Calming Options Report, to the satisfaction of the Director of Transportation Planning and Parking; and,
 - c) That the owner submit and receive approval of a Roadway Development Safety Audit, to the satisfaction of the Director of Transportation Planning and Parking.”
4. That no building or structure shall be erected, altered, extended, or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the provisions of the Mixed Use Medium Density (C5, 895, H175) Zone, subject to the special requirements referred to in Section Nos. 2 and 3 of this By-law.
5. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law in accordance with the *Planning Act*.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk



This is Schedule "A" to By-law No. 24-
Passed the day of, 2024

Mayor

Clerk


Schedule 'A'

Map forming part of
By-law No. 24-_____

to Amend By-law No. 05-200
Map 1593

Subject Property

1866 Rymal Road East

 Change in Zoning from the Community Commercial (C3) Zone to the Mixed Use Medium Density (C5, 895, H175) Zone

Scale:
N.T.S.

File Name/Number:
ZAC-24-006 & UHOPA-24-002

Date:
April 18, 2024

Planner/Technician:
MM/AL



Hamilton

Authority: Item 2, Public Works Committee Report 20-009 (PW20062)
CM: October 14, 2020 Ward: 3

Bill No. 089

CITY OF HAMILTON

BY-LAW NO. 24-

Being a By-law to Permanently Close a Portion of Ship Street, Niagara Street and Hillyard Street, Hamilton, established by Registered Plan 32, in the City of Hamilton, designated as Parts 3, 4 and 5 on Reference Plan 62R-21658, being Part of PIN 17576-0102 (LT), All of PIN 17576-0103 (LT), and Part of PIN 17575-0041 (LT), City of Hamilton

WHEREAS Sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

WHEREAS Section 34(1) of the *Municipal Act, 2001* provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office; and

WHEREAS highways to be closed by by-law are declared to be surplus to the needs of the City of Hamilton under the Sale of Land Policy By-law;

AND WHEREAS at its meeting of October 14, 2020, the Council approved Item 2 of Public Works Committee Report 20-009, and authorized the City to permanently close and sell a portion of Ship Street, Niagara Street and Hillyard Street, Hamilton Ontario, established by Registered Plan 32, in the City of Hamilton, designated as Parts 3, 4 and 5 on Reference Plan 62R-21658, being Part of PIN 17576-0102 (LT), All of PIN 17576-0103 (LT), and Part of PIN 17575-0041 (LT), City of Hamilton;

AND WHEREAS notice of the City's intention to pass this By-law has been published pursuant to the *Municipal Act, 2001*, S.O. 2001, c.25 as amended.

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

1. That the portion of the unassumed alley, set out as:

Firstly: Part of Macnab Street (AKA Niagara Street) on Registered Plan 32, in the City of Hamilton, designated as Part 3 on Plan 62R-21658, being Part of PIN 17576- 0102 (LT), Reserving an Easement for water and sewer over Part of Mac-Nab Street (AKA Niagara Street) on Registered Plan 32, in the

City of Hamilton, designated as Part 3, Plan 62R-21658, being Part of PIN 17576-0102 (LT);

Secondly: Part of Ship Street on Registered Plan 32, in the City of Hamilton, designated as Part 4 on Plan 62R-21658, being All of PIN 17576-0103 (LT); Reserving an Easement for sewer over Part of Ship Street on Registered Plan 32, in the City of Hamilton, designated as Part 4, Plan 62R-21658, being All of PIN 17576-0103 (LT); and

Thirdly: Part of Hillyard Street on Registered Plan 32, in the City of Hamilton, designated as Part 5 on Plan 62R-21658, being Part of PIN 17575-0041 (LT), Reserving an Easement for sewer over Part of Hillyard Street on Registered Plan 32, in the City of Hamilton, designated as Part 5, Plan 62R-21658, being Part of PIN 17575-0041 (LT)

is hereby permanently closed.

2. That the soil and freehold of Parts 3, 4, and 5 on Reference Plan 62R-21658, hereby permanently closed, be sold to Great Lakes Port Management Inc., a wholly subsidiary of Hamilton-Oshawa Port Authority (HOPA) for the sum of Seven Hundred and Thirty Thousand Dollars (\$730,000.00).
3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

PASSED on this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk

**CITY OF HAMILTON
BY-LAW NO. 24-**

To Confirm the Proceedings of City Council at its meeting held on June 12, 2024.

**THE COUNCIL OF THE
CITY OF HAMILTON
ENACTS AS FOLLOWS:**

1. The Action of City Council at its meeting held on the 12th day of June 2024, in respect of each recommendation contained in

Selection Committee for Agencies, Boards and Sub-Committees Report 24-003 – May 21, 2024,

City of Hamilton Integrity Commissioner's Report Regarding Private Complaint re:

Councillor Danko Tweet (Re) – DGB-HamiltonICI-2024-01 – May 27, 2024,

Public Health Committee Report 24-005 – June 3, 2024,

Public Works Committee Report 24-007 – June 3, 2024,

Planning Committee Report 25-008 – June 4, 2024,

General Issues Committee Report 24-010 – June 5, 2024,

and

Audit, Finance and Administration Committee Report 24-011 – June 6, 2024,

considered by the City of Hamilton Council at the said meeting, and in respect of each motion, resolution and other action passed and taken by the City Council at its said meeting is hereby adopted, ratified and confirmed.

2. The Mayor of the City of Hamilton and the proper officials of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the said action or to obtain approvals where required, and except where otherwise provided, the Mayor and the City Clerk are hereby directed to execute all documents necessary in that behalf, and the City Clerk is hereby authorized and directed to affix the Corporate Seal of the Corporation to all such documents.

PASSED this 12th day of June, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk