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**YACHETTI, LANZA & RESTIVO <sup>LLP</sup>**

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**JACK RESTIVO PROFESSIONAL CORPORATION**

**HAND DELIVERED**

April 10, 2014

City Clerk's Office  
City of Hamilton, City Hall  
71 Main Street West, 1<sup>st</sup> Floor  
Hamilton, ON L8P 4Y5

**Attention: Vanessa Robicheau**

Dear Ms. Robicheau:

**Re: Fruitland-Winona Secondary Plan  
Official Plan Amendment  
Planning and Development Committee Meeting: April 15, 2014**

Please be advised that I represent 2294643 Ontario Inc., the owner of a proposed commercial plaza described as Parts 1, 2, 3, 4 & 5 on Plan 62R14865; City of Hamilton (City of Stoney Creek). The property is located at the southeast corner of Winona Road west of Fifty Road.

The subject property is designated District Commercial with a Special Policy Area E on the lands. My client has concerns with regard to the listed prohibited uses for the property and, as is the case with other owners of properties in the Urban Boundary Expansion, is concerned with the continuing delay experience with regard to the initial approval of SCUBE and now the Official Plan Amendment.

We have reviewed the Feedback Report and the newly issued Planning Report and urge the Planning and Development Committee and Council to accept the recommendation that the Official Plan Amendment, as it applies to the entire Urban Boundary Expansion, be accepted.

Amendments to the Plan and Policies resulting from further consideration by the Planning and Development Committee are not necessarily supported by my client and the right to object to the same is hereby reserved.

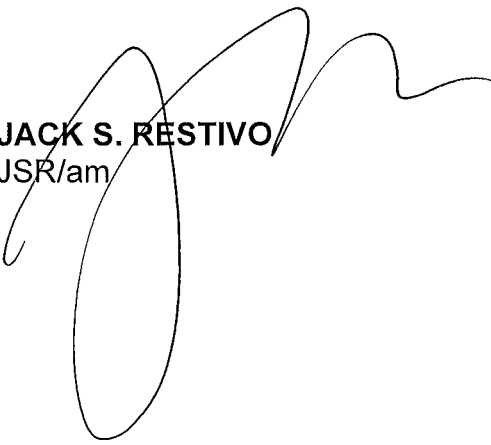
My client is aware that the matter will move to the Ontario Municipal Board as we expect that prior appellants will again lodge appeals and will proceed to have its concerns addressed at the Ontario Municipal Board.

Yours very truly,

**YACHETTI, LANZA & RESTIVO**

**JACK S. RESTIVO**

JSR/am

A large, stylized handwritten signature in black ink, consisting of several loops and a long horizontal stroke, is written over the printed name and initials.