

**CITY OF HAMILTON**  
**NOTICE OF MOTION**

**Council Date: May 28, 2014**

**MOVED BY COUNCILLOR J. Farr.....**

**1 Saint James Place**

**Whereas** City Council has included 1 St. James Place, Hamilton in the Register of Property of Cultural Heritage Value or Interest as a non-designated property;

**And Whereas** a Building Permit for the demolition of the attached garage and porch has been issued and remains in effect;

**And Whereas** Subsection 29 (1) of the Ontario Heritage Act enables the Council of a municipality to designate by by-law property that is of cultural heritage value or interest if such property satisfies the prescribed criteria in Ontario Regulation 9/06;

**And Whereas** Subsection 33 (1) and Subsection 34 (1) of the Ontario Heritage Act provide for a process to manage alterations to property and demolition or removal of buildings or structures designated under the Ontario Heritage Act;

**And Whereas** the property located at 1 St. James Place, Hamilton, meets the criteria specified in Ontario Regulation 9/06 including, but not limited to:

- The property's design value as a representative example of the Art Moderne style within the City of Hamilton and as an example of the use of a steel structure in residential construction.
- The property's historical associations with Hutton and Souter, architects, and the Pigott Construction Company, as well as associations with the theme of the development of modern construction materials, practices and conveniences.

**Therefore be it resolved:**

- (a) That the Notice of Intention to Designate 1 St. James Place, Hamilton attached as Appendix "A" , be approved by Council;
- (b) That the Notice of Intention to Designate 1 St. James Place, Hamilton be forwarded to the Hamilton Municipal Heritage Committee for its consideration;

- (c) That, provided the Hamilton Municipal Heritage Committee approves the Notice of Intention to Designate 1 St. James Place, the City Solicitor be directed to take appropriate action to serve Notice of Intention to Designate 1 St. James Place, Hamilton, under Part IV of the Ontario Heritage Act on the owner of the property and on the Ontario Heritage Trust, and to publish the Notice of Intention to Designate in a newspaper having general circulation in the municipality; and,
- (d) That the resolution approved by Council on May 14, 2014 which directed staff to prepare a staff report including a Preliminary Evaluation of 1 St. James Place, Hamilton and report back to Planning Committee and Council for direction and prioritization of any further research and evaluation, be rescinded.