

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

**Committee Date: August 11, 2015**

**MOVED BY COUNCILLOR A. JOHNSON.....**

**Re: Waive the Fees for required Minor Variance and/or Consent Applications for lands located at 439 and 447 King Street West and 212 George Street**

Whereas the lands located at 439 and 447 King Street West and 212 George Street have merged in title and the existing single detached dwelling is in contravention of Section 4(3) of Hamilton Zoning By-law No. 6593 as it is on the same property as another principal use (Gilbert’s Big and Tall retail store);

And whereas the property owner applied to the Commercial Façade Property Improvement Grant Program in October 2013 and approved in June 2014 however the funds cannot be released as the uses on the property are in contravention of Zoning By-law No. 6593 and a building permit cannot be issued;

And whereas the property owner has met with City staff in order to determine the required variances to Zoning By-law No. 6593;

Therefore be it resolved

That staff be directed to waive the fee for the required Minor Variance application to allow two principal uses on one property, or waive the fees for a Consent Application to sever the single detached dwelling on 212 George Street from 439 and 447 King Street West plus a required Minor Variance application to recognize zoning deficiencies for the lands located at 439 and 447 King Street West and 212 George Street.