

# CITY OF HAMILTON NOTICE OF MOTION

General Issues Committee: March 1, 2017

**MOVED BY COUNCILLOR L. FERGUSON.....**

**Loewith Family Farm Operating as Joe Loewith and Sons Ltd, located at 49 Inksetter Road – Waiver of Zoning Fees**

WHEREAS, the Loewith family farm operating as Joe Loewith and Sons Ltd. are leaders in agricultural community producing 18,000 Litres of milk per day on their 650 acre farm;

WHEREAS, the Committee of Adjustment approved a severance of a surplus farm dwelling from the farm due to a farm consolidation with the larger Loewith farm;

WHEREAS, staff have required, as a condition of approval of the severance, a rezoning of the retained agricultural parcel rather than a restrictive covenant in order to preclude a new dwelling on the retained lands;

WHEREAS, the Committee of Adjustment amended Planning staff’s recommendation for the required rezoning to also include the option of a restrictive covenant (as per the option permitted by the Rural Hamilton Official Plan), which has resulted in confusion as to the ability of Joe Loewith and Sons Ltd. to satisfy the Condition of Approval of the Severance;

**THEREFORE BE IT RESOLVED:**

That staff be directed to waive the application fee of \$5,565 for the rezoning of 49 Inksetter Road, known as the Loewith Family Farm Operating as Joe Loewith and Sons Ltd.