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June 5, 2017

VIA EMAIL Alissa.golden@hamilton.ca (1) PAGE BY BW: FILE NO.: 17C278

Alissa Golden, Heritage Project Specialist
Heritage Resource Management
Tourism and Culture Division, City of Hamilton
28 James Street North, 2nd Floor
Hamilton, Ontario - L8R 2K3

Dear Ms. Golden:

Re: Durand Neighbourhood Built Heritage Inventory Project
1 Duke Street, Hamilton, Ontario (the "Property") – Letter of Objection

We are counsel to 5037808 Ontario Ltd. ("503"), the owner of the above-referenced Property.

We write further to our letter dated May 17, 2017, the letter of Ms. Danielle Lecours of the law firm Camporese Sullivan Di Gregoria dated May 16, 2017; and further to our meeting with Mark Czarnogorski at your office on May 27, 2017, and your email correspondence of May 30, 2017.

We would like to take up your suggestion and request that, in the event the Planning Committee and Council proceed with adding the Property in the Register of Property of Cultural Heritage Value or Interest as Non-Designated, that the Property be moved down in the City's proposed work plan from a high priority candidate for designation under Part IV of the *Ontario Heritage Act* to low priority. As the City is aware, what has long since remained of the Amisfield castle was incorporated into a new commercial development in or about 1951, largely in response to protecting the remains of the castle from threats of demolition at that time.

That new development is currently a tenanted multi-residential apartment building, which comprises the Property's major building. As a result, the Property has long since been considered stable and it is not under any immediate or future threat of redevelopment or demolition. The Property is listed as high priority in PED17092, but no threat of redevelopment or demolition has been identified, and we are not aware of any.

Yours very truly,
SCARFONE HAWKINS LLP
Per:



FP/bw
cc. client
cc. Andrian Lozinski

FRANK PIGNOLI