



Permit to Destroy Injure or Destroy Trees Valery (Chedoke Browlands) Development Inc.

August 15, 2017

Presented by: Robert Ustrzycki

Valery Chedoke Browlands



Valery Chedoke Browlands



Record of Application

January 13, 2017:

Notice of Intent to Cut Application submitted

March 29, 2017:

Permit application refused by Director

March 24, 2017 (on or about):

106 trees cut within the subject Woodland

April 11, 2017

Request for Appeal submitted

Basis of Refusal

Notice of Refusal (Appendix A):

- Woodland is in a Sensitive Natural Area
- Not exemption of By-law
- Not a Forest Management Prescription
- Not good forestry practices
- Trees healthy
- Hamilton Conservation
- Insufficient inventory of trees within the ESA
- Development of property subject to OMB decision June 22, 2012
- Does not meet the general intent and purpose of the By-law

Role of Committee

Hamilton Urban Woodland Conservation By-law (Section 23):

In addition to considering this Report & the Director's Notice of Refusal (Appendix A), the Planning Committee recommendation to Council shall consider:

- Special circumstances
- Result in practical difficulties, unnecessary and unusual hardship
- Inconsistent with the general intent and purpose of By-law
- Pre-existing conditions not created by the owner