

**CITY OF HAMILTON**  
Municipal Law Enforcement Section, Planning and Economic Development Department  
77 James Street North, Suite 250, Hamilton, ON L8R 2K3

# ORDER

Pursuant to Subsection 15.2(2) of the Building Code Act, 1992 and Section 28 of the Property Standards By-law.

**Property Standards Order No. 17-134118 00 MLE**

**Order issued to:**

**Municipal Address to which Order applies:**

328 WINONA RD.  
STONE CREEK, ON

An inspection on or about **December 12, 2017** of your property, **328 WINONA RD. STONEY CREEK, ON** found that the property does not comply with the standards prescribed by the City of Hamilton's Property Standards By-law #10-221, specifically:

ITEM #	STANDARD (Property Standards By-law Provision)	REQUIRED WORK
1	<p>18(1) Where drainage, grading, landscaping, parking areas, walkways, steps, hedges, trees, fences, curbs, or similar changes to a property have been required by the City as a condition of development or redevelopment approval or, in the case of drainage or grading by an approved grading plan, such works shall be repaired or maintained so as to ensure continuous compliance with the City development or redevelopment approval requirements or the approved grading plan.</p> <p>21(1) Storm water, including storm water discharged from a roof, shall be drained so as to prevent recurrent standing water, erosion or other damage on the property or on an adjoining property.</p>	<p>1) Remove all obstructions from side yard swale including but not limited to exposed aggregate walkway.</p> <p>2) Remove a minimum of 12 inches of walkway back from side lot line adjacent to 330 Winona Rd.</p> <p>3) Restore swale to ensure continuous compliance with approved grading plan.</p>

**You are ordered, no later than April 16, 2018:**

- to carry out the work as set out above; **OR**, IN THE ALTERNATIVE,
- to clear the property of all buildings, structures, debris or refuse and leave it in a graded and levelled condition

The City of Hamilton may carry out the work or clear the property at your expense if you do not comply with this Order.

# ORDER

328 WINONA RD., STONEY CREEK, ON

You may appeal this Order no later than **January 2, 2018** by delivering a Notice of Appeal together with the appeal fee (\$131.00 cheque payable to the City of Hamilton) by registered mail or personally to the Secretary of the Property Standards Committee, City Hall, 71 Main St. W., 1<sup>st</sup> Floor, Hamilton, ON L8P 4Y5. The Notice of Appeal form can be found at <http://www.hamilton.ca/propertystandards> or picked up from the Secretary of the Property Standards Committee.

Notes:

1. A Building Permit is required before any material alteration or repair to a building or system or before any demolition.
2. If the building is used as rental residential property, you must comply with any applicable requirements under the Residential Tenancies Act, 2006.
3. Failure to comply with this Order is an offence pursuant to paragraph 36(1)(b) of the Building Code Act, 1992 and section 30 of the Property Standards By-law which could result in a fine of up to \$50,000 for a first offence and \$100,000 for a subsequent offence for an individual and \$100,000 for a first offence and \$200,000 for a subsequent offence for a corporation.

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Issued and sent by Registered Mail on: **December 14, 2017**

Signature: \_\_\_\_\_

**Craig Saunders**  
**Municipal Law Enforcement Officer**  
**905-546-2424 Ext. 4794**

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