

Pilon, Janet

Subject: 828 Sanatorium Road, Hamilton, Ontario

From: John Vitulli <jvitulli@vitullilawgroup.com>

Sent: September-26-18 4:37 PM

To: Bedioui, Ida <Ida.Bedioui@hamilton.ca>; Darlene MacDonald <dmacdonald@vitullilawgroup.com>

Cc: Thorne, Jason <Jason.Thorne@hamilton.ca>; Robichaud, Steve <Steve.Robichaud@hamilton.ca>; Fabac, Anita <Anita.Fabac@hamilton.ca>; Parsons, Jeremy <Jeremy.Parsons@hamilton.ca>; Sergio Manchia <smanchia@urbansolutions.info>; Pilon, Janet <Janet.Pilon@hamilton.ca>; John Vitulli <jvitulli@vitullilawgroup.com>; Paul Valeri <paul@valeryhomes.com>; Anthony Valeri <Anthony@valeryhomes.com>; Ted Valeri <ted@valeryhomes.com>

Subject: Re: 828 Sanatorium Road, Hamilton, Ontario

Ida,

Please be advised that my letter of earlier today contained an error, and by this email, I wish to correct such error and respectfully ask that you please provide this correspondence to Council for their consideration.

In my said letter, it was indicated that an agreement had been reached between Mr. Robichaud, Mr. Valeri or Mr. Manchia at the September 20, 2018 meeting concerning Valery's withdrawal of its demolition permit and the City's withdrawal of Staff's report. Rather, during the meeting, the parties discussed the possibility of deferring the designation of the property if the Valery's withdrew its demolition permit and notice of intention to demolish, and undertook the appropriate studies/assessments/reports of the Long and Bisby Building in order to incorporate the subject building into the Valery's development of the subject property. To the end, and acknowledging that there is no assurance or legal obligation on the part of the Council to defer the designation, Valery do hereby propose that should Council vote to defer the designation, it does hereby withdraw its demolition permit and related notice of intention to demolish, and Valery and Ted Valery personally do also hereby undertakes to do as follows:

1. To conduct the necessary studies/assessments/reports of the Long and Bisby Building to determine the feasibility of incorporating it into its development while preserving its protected characteristics. Upon the procurement of such studies/assessments/reports, it is Valery's hope that it and the City will jointly submit to Council the designation of the subject building in a manner that satisfactorily protected and integrated into its development; and
2. Pending the completion of such studies/assessments, reports, Valery shall not demolish the subject building or make further application for demolition or give further notice of its intention to demolish, and should it do so, the foregoing deferral by the Council shall be without prejudice to the City to immediately bring the City's report and the matter of the designation back before Council.

We apologize for any confusion and inconvenience caused by our previous correspondence, and hope this clarifies matters.

John Vitulli



69 Hughson Street North
Hamilton, ON
L8R 1G5

From: Bedioui, Ida <Ida.Bedioui@hamilton.ca>
Sent: Wednesday, September 26, 2018 1:28 PM
To: Darlene MacDonald
Cc: John Vitulli; Thorne, Jason; Robichaud, Steve; Fabac, Anita; Parsons, Jeremy; Sergio Manchia; Pilon, Janet
Subject: RE: 828 Sanatorium Road, Hamilton, Ontario

Ms MacDonald,
This is to confirm receipt of your correspondence which will be distributed at tonight's Council meeting.

Regards,

Ida Bedioui, B.A., AMCTO
Legislative Co-ordinator
City of Hamilton
71 Main Street West
1st Floor
Hamilton, Ontario L8P 4Y5
(905) 546-2424 ext. 4605
(905) 546-2095 - fax

Vision:

The Legislative Division is Dedicated to Excellence in the Provision of Service to the Community, Corporation & Council with Integrity, Accuracy and Transparency.

Mission:

The Legislative Division aims to strengthen and promote local government by facilitating the proceedings of City Council and its Committees, fulfilling the requirements of various Provincial statutes and educating the public to make it understandable and accessible.

From: Darlene MacDonald [<mailto:dmacdonald@vitullilawgroup.com>]
Sent: September 26, 2018 1:13 PM
To: Bedioui, Ida <Ida.Bedioui@hamilton.ca>
Cc: John Vitulli <jvitulli@vitullilawgroup.com>; Thorne, Jason <Jason.Thorne@hamilton.ca>; Robichaud, Steve <Steve.Robichaud@hamilton.ca>; Fabac, Anita <Anita.Fabac@hamilton.ca>; Parsons, Jeremy <Jeremy.Parsons@hamilton.ca>; Sergio Manchia <smanchia@urbansolutions.info>
Subject: 828 Sanatorium Road, Hamilton, Ontario
Importance: High

Ms. Bedioui,

Please find attached our correspondence in respect of the above which we trust you will find in order.

Take care,

Darlene MacDonald (dmacdonald@vitullilawgroup.com)

Assistant to John Vitulli, Jr. (jvitulli@vitullilawgroup.com)



Vitulli Law Group
69 Hughson Street North
Hamilton, Ontario L8R 1G5
T: 905-528-8773 | F: 905-528-6543

CONFIDENTIALITY: This e-mail message (including attachments, if any) is confidential and is intended only for the addressee. Any unauthorized use or disclosure is strictly prohibited. Disclosure of this e-mail to anyone other than the intended addressee does not constitute waiver of privilege. If you have received this communication in error, please notify us immediately and delete this. Thank you for your cooperation. This message has not been encrypted. Special arrangements can be made for encryption upon request.