

Mr. Gerry Tchisler, City of Hamilton Planning and Economic Development Dept. Development Planning Heritage and Design – Urban Team 71 Main Street West, 5<sup>th</sup> Floor Hamilton, ON, L8P 4Y5 Via Email: gerry.tchisler@hamilton.ca

Dear Mr. Tchisler:

Re: OPA-17-08 and ZAC-17-019

At its meeting of February 25, 2017 the Board of Directors of the Workers Arts and Heritage Centre (WAHC), located at 51 Stuart street, Hamilton approved a motion to file an objection to OPA-17-08 and ZAC-17-019 regarding the property at 41 Stuart Street.

We are located in a designated national historic building, and our property is immediately adjacent to 41 Stuart Street on the west side. The proposed development would require the city of Hamilton to re-haul its planning vision for the area, as stated in the approved Land Use studies for the West Harbour area, which identifies Stuart Street as a "Corridor of Gradual Change" (Fig. 2, Preferred Land Use Strategy Report). These studies involved extensive public consultation, and the intent of the city's land use policies for such corridors is to "strengthen existing uses and encourage redevelopment that complements adjacent neighbourhoods and enhances the character of the street." The city has interpreted this to mean low to mid-rise apartment buildings, as evidenced by the only previous redevelopment in the immediate area – no. 50 Murray Street where the height was limited to six storeys.

The proposed development of 41 Stuart Street with an 11-storey tower is inappropriate for a number of reasons:

- it is contrary to the intent of the city's land use policies of encouraging redevelopment that complements adjacent neighbourhoods;
- it is out of character with the area in terms of scale and height, since an 11-storey tower is twice the prevalent height of any exiting building in the area, and the vast majority of properties are one or two storeys;
- it would have a detrimental impact on the continued enjoyment of programming in the 19<sup>th</sup> century heritage garden of our property, as well as neighbouring residential homes on Murray Street, due to the excessive shadowing that would result from the height of the building; and it would create a dangerous precedent that would encourage high density redevelopment in the future, and negatively impact the continued stability of the nearby low density residential homes.

Further, we feel that the existence of a new GO station nearby should not call into question the city's land use goals and objectives by allowing excessive redevelopment.

W : wahc-museum.ca | T : 905.522.3003 | F: 905.522.5424 | E: staff@wahc-museum.ca 51 Stuart Street | Hamilton ON | L8L 1B5



While the Workers Arts and Heritage Centre is not opposed to the redevelopment of the application site, in principle, and in fact we would welcome the appropriate redevelopment of underutilized sites in terms of scale and height, this particular application is excessive and not in keeping with the character of the area nor the stated intent of the city's land use policies.

Yours very truly,

Per: Vince Pietropaolo

Member,

Board of Directors of the Workers Arts and Heritage Centre

Contact person: Florencia Berinstein Executive Director,

Workers Arts and Heritage Centre Email: florencia@wahcmuseum.ca

From:

 Sent:
 March-05-17 9:07 AM

 To:
 Tchisler, Gerry

Subject:

RE: 41 Stuart Street Lands

Regarding OPA-17-08 and ZAC-17-019.

I am opposed to any structures in the West Harbour area being taller than six stories. Toronto's lakefront can't even be seen thanks to the hundreds of tall ugly condos that grow there. Now it the time to plan for Hamilton's future, so that we keep some personality and beauty.

There has been a lot of speculation in the development of condos in the Hamilton area lately. Very few of these projects seem to get beyond the planning stages. Development around the West Harbour GO station seems to be based on GO service making Hamilton right next door to Toronto. However, hourly service is not in the near future plans for GO Transit, which will make condo living undesirable to anyone who does any research into the area.

The existing condos on Murray Street have had a steady turnaround. It seems that once Torontonians realize they can buy homes in Hamilton for much less money, they sell their condos and move out.

I don't think we should be rezoning this area for buildings that will likely not get built, or if built, will likely need to be turning into low-income housing when they can't be kept full. This area already has enough low-income housing, which is another reason people are unlikely to want to part with huge sums to own condos so close to the James Street Mission Services, and the city housing just north of the GO station.

Please keep me informed about future meetings and consultations regarding this project. I would ask that my personal information be withheld in this matter.



From: Sent:

March-06-17 3:17 PM

To:

Tchisler, Gerry; Robichaud, Steve; a.fabac@hamilton.ca

Subject: Official Plan File OPA-17-08 + Zoning ByLaw File ZAC-17-019

It is encouraging to see the revitalization of the James Street North area and obviously we need more people living downtown. We also need to develop underutilised City and privately owned vacant lots - especially parking lots in the Cannon/ Wilson area East of James Street North.

This particular file deals with a residential neighbourhood - mainly single family homes - either stand alone / attached homes and small condominium building (Witton Lofts).

As a resident and home owner of MacNab Street North - since 1998 I object to an 11 story building at Stuart Street and MacNab North.

Mr. Robichaud you said it well in the Spectator on March 3, 2017 - " If you do things successfully you don't even know the building is there." It will be hard to miss this!

In the same article on height and density in Hamilton you also remarked: " Context is the key when it comes to planning these structures. In which neighbourhood will it be built? What impact will it have on traffic."

An 11 story tower doesn't work on this space. In keeping with the scale, size and appearance of neighbouring buildings on Stuart Street including National Historic Site Workers' Arts and Heritage and Inasmuch House Womens' Shelter. Just south of the proposed site - on both sides of MacNab N are single family homes and a Church.

Other than the height of the proposed building my concern is the traffic on MacNab Street North. Ours is a residential street with two way traffic and parking on one side. We need onstreet parking for our own vehicles and visitors.

Since the opening of the (limited train) West Harbour GO Station automobile traffic has increased - and speeding is a common occurrence on this residential street. Where would the owners of the 43 parking spaces enter and exit the underground parking? And where would the other 35 residents without parking put their cars?

I am sending this via email which I trust is acceptable and hopefully in time to be included in the comments.

I would like to be made aware of the decision made by the City. And receive information on future public meetings.

For privacy I do not want my personal information included in the public record, on the website nor in communication with the applicant.

Thank you.



1

From: Sent:

March-05-17 11:33 AM

To:

Tchisler, Gerry

Subject:

Re: OPA-17-08 and ZAC-17-019

I was able to get a copy of the letter, so you don't have to send it to me. Thanks. P,ease do not use my personal information.

As for the proposed development of 41 Stuart Street, I see several problems with it as it stands.

While I understand that it is likely inevitable that development will occur in the neighbourhood, particularly in close proximity to the GO station, there need to be limitations on size and density set put into place now. If an eleven story building is allowed to go ahead, there will be applications for higher and higher buildings. I do not want to see a row of high rise condos lining the West Harbour. This is. To community-friendly, just developer friendly. If you've eve visited Harbourfront in a Toronto, you will see what I am objecting too. No one now thinks this was a good use of highly prized land.

On top of that, 11 stories is too high and is not at all in keeping with the neighborhood's look and feel. I would suggest that no buildings in this area exceed six. The Witton Lofts is six stories and it blends into the neighbourhood well. Eleven story buildings do nothing to enhance the neighbourhood. As I have mentioned bfore, they might be developer-friendly but they are not community-friendly.

Others issues that this kind of density will produce include:

- increased level of vehicular traffic potentially creating a less walkable community and potentially creating a more dangerous environment for children and the elderly
- parking issues by way of adding 77 units with only 43 parking spots
- possible issues with sewer capacity and general over-taxing of current infrastructures
- sets a bad precedent for the allowable height for future development
- ruins existing views

Any new development should be kept to a reasonable and sensible height of building. As I have said, six stories should be the maximum allowed. No building should occur until the infrastructure of the area is improved and this includes the sewer system.

I urge the committee to reject this proposal for an 11 story building at 41 Stuart Street and send a clear message to those who wish to develop the West Harbour.

Regards,

Sent from my iPad

From: Sent:

March-02-17 7:56 PM

To: Subject: Tchisler, Gerry 41 Stuart Street Lands

Dear Gerry

I am writing to you today regarding OPA-17-08 and ZAC-17-019.

While I am happy to see the rejuvenation of James Street North, I am opposed to the current plan to develop these lands.

Since the opening of the West Harbour GO station the vehicular traffic on MacNab Street North has seen a dramatic increase and that poses a safety threat to the community, and most definitely to the vulnerable members of our neighbourhood... the children and the elderly. Adding a high density building will only increase the traffic and pose an even greater threat to the safety of our community.

I can understand that the developer finds these lands very lucrative due to the proximity of the GO station but if one does any research into the proposed service to and from West Harbour there is no commitment from the province to fund all day service to and from that station until at least 2025. Once the reality of that sets in what we are as a community going to be left with in terms of that building?

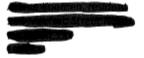
I have been an active member of the North End community for the last sixteen years and over that time what I have heard from people is that they want to preserve our neighbourhood and the strong sense of community that has been built here over generations. That does not include developments that will generate a huge property tax base for the city and will add to the growing number of absentee landlords that we are currently seeing and that trend is on the increase all over the North End.

If this project is approved as it stands it is going to make it so much easier for future developers to take advantage of the lands near the West Harbour and over time that will take away from the beauty of our natural waterfront. The waterfront in Toronto can't be seen for the jungle of condos that are in front of it... is that what we want for our waterfront that is surrounded by so much natural beauty?

By submitting my comments I am fully aware that they will be made public but I ask that all of my personal information be removed from the report and only my comments be included. Thank you for respecting my privacy while allowing me to voice my concerns regarding this project.

I ask to be included in future meetings and consultations regarding this project as long as my personal privacy is guaranteed.

Yours.



March 6, 2017

Mr. Gerry Tchisler
Development Planning, Heritage & Design – Urban Team
Planning & Economic Development Department
City of Hamilton
71 Main Street West, 5<sup>th</sup> Floor
Hamilton, ON, L8P 4Y5

Dear Mr. Tchisler:

Re: 41 Stuart Street, Hamilton (File Nos. OPA-17-08 and ZAC-17-019)

I am contacting you to express my concerns about the proposed official plan amendment and zoning by-law amendment for lands located at 41 Stuart Street in Hamilton. I realize that I may be wasting my time, especially since Glen Norton (the city's Manager of Urban Renewal) has already supported the project in the media, but here goes ...

#### Parking

Per the notice provided the plan is for 77 dwellings and one commercial unit but only provides 43 parking spaces. Where is everyone else going to park? Is Metrolinx going to sell spots to residents at the GO station? Because I can attest to the fact that there isn't any street parking available.

## Traffic

As Councillor Farr is aware, there is already uneasiness in the neighbourhood about traffic levels. Our quiet neighbourhood has quite a few young families and safety is becoming a worry. I believe we are getting speed bumps but that won't help with additional congestion. Traffic will just move slower.

### Infrastructure

We are regularly hearing about Hamilton's aging infrastructure. Can this area's infrastructure support an additional 77 homes? How will service to existing homes be affected?

### Our History

I was at a neighbourhood event last week and it was obvious how proud everyone is of their home, the history of our neighbourhood and our city. While we all support rejuvenation in our neighbourhood, it would be a shame to put a modern high rise amid Victorian homes built in the mid-to-late 1800's. And what about Custom House? How will this new building affect "one of Hamilton's foremost architectural landmarks"?

Mr. Tchisler since the city has not yet provided the proposed architectural plan for this new building it is difficult to speak specifically to it. Worst case scenario (for me personally) is that, in addition to the above concerns, I will lose my gorgeous view of blue skies, mature trees and the harbour (albeit a tiny sliver of it). Instead I will be living in the dark shadow of an 11-storey building and my view will be of junk stored on balconies.

I look forward to receiving notification of the public meeting and both the decision on the proposed Official Plan Amendment and the decision on the proposed Zoning By-law Amendment. As I do not have email coordinates for the Coordinator of the Planning Committee may I ask that you pass this request on to him/her on my behalf? Thank you.

 As well make note that I do not want my personal information made available to the applicant or the general public. Please take the appropriate action to keep my contact details confidential. Thanks.

Respectfully submitted,



March 6, 2017

Response to File: OPA-17-08 Planning and Economic Development by neighbours of 50 Murray Street West

Kimberley Harrison-McMillian

Senior Project Manager

Development Planning, Heritage and Design – Urban Team

City of Hamilton, ON

Dear Ms. Harrison-McMillian,

Amendment for lands located at 41 Stuart Street, Hamilton (File No. OPA-17-08), we the neighborhood citizens listed below, have the following In response to the Note of Complete Application by King Stuart Development Inc., for an Official Plan Amendment and Zoning By-law comments/concerns:

 The proposal to permit an 11 storey building with 77 dwelling units does not align with the current architectural design and surpasses current building height of our neighbourhood Many of us who moved to this area based their decision on the recommendations put forth in the Setting Sail Secondary Plan for West Harbour, which favors a maximum height of 4-6 storey development in this neighbourhood

The presentence that will be set for future development of medium to large building heights if this amendment is passed

The proposed building with 77 units and only 43 parking spaces would compound current demands on limited street parking spots available in our neighborhood

Consent to publish comments on City's website (Y/N)	200	× 7.05	Xes.	
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Name	Steven Thomas	Evan Proug	Simon Baruk	
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Response to File: OPA-17-08 Planning and Economic Development by neighbours of 50 Murray Street West

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Response to File: OPA-17-08 Planning and Economic Development by neighbours of 50 Murray Street West

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Additional Comments		Same as above			4							
Contact Information	3.54-185-52	b.battew@primus.ca										
Address	402-50 Money 8: 4.	201-50 Hunay St b. battow@primus.ca										
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OFFICE OF THE CITY CLERK		
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REFD TO S (WBICHAUT) REFD TO TOA-GED IOU REFD TO	ROMANIAN ORTHODOX PARISH OF THE HOLY RESURRECTION Rev. Fr. Lucian Puscariu - Parish Priest 278 MacNab Street North Hamilton ON, L8L 1K4 Telephone (905)529-1663; Mobile (289)237-3940 www.biserica.ca	
ACTION		October 10, 2017
The second secon		0000001 10, 2017
Re: 41 Stu	art Street, Hamilton	

Official Plan Amendment - File No: OPA-17-08

Zoning By-Law Amendment -File No: ZAC-17-019

Dear Sir/Madam,

The Romanian Orthodox Church of the Holy Resurrection in Hamilton is a center point for the spiritual and social life of the Romanian community in Hamilton, Stoney Creek, Dundas, Burlington, and Oakville of about 8,000 people. In addition to our Sunday services, which gather the congregation to fulfill their religious duties, our Church often organizes social get-togethers, and dinners since 1946.

We are home of the Romanian Heritage School as part of Hamilton-Wentworth District School Board, which uses free of charge the Church's property to teach children the Romanian language and culture. Recently, we reactivated an old folk dance group, who is rehearsing weekly on the Church premises. These are all steps to maintain a respectful community in the area.

The Romanian Canadian population in Hamilton area grew exponentially after 1990, and it is imperative to maintain the good standing of our 100 years old Church.

As any Charity, the members of our Council voluntarily contribute their time, knowledge, and passion to build a stronger community. Unfortunately, the recent development proposal in the immediate neighborhood of our property not only put in danger the structure of our Church, but also negatively impacts our activities. Reducing the number of on-street parking spaces in the area will prevent our community members to attend religious services, to take part of cultural activities, to enroll in the Romanian language school program. That translates into a reduced quality of life for our elderly, and affects the best interest of our children.

The above mentioned plan fails to accommodate the legal number of parking spaces appropriate for the number of residential and commercial units proposed and imposes the risk of structural damage to our property. Granting permit to such development plan will restrict our community rights to enjoy the property.

We respectfully ask you to exercise discretion and reject the development plan File No: OPA-17-08 and File No: ZAC-17-019 taking into account the best interest of our community. In support for our request please see attached petition.

 $c_{HURCh}$ 

Sincerely

Rev. Fr. Lucian Puscariu - Parish Priest

# PETITION

Re: Application for Official Plan Amendment and Zoning By-Law Amendment for Lands Located at 41 Stuart Street, Hamilton (Ward 2)

**To:** George T. Zajac, CPT, MCIP, RPP Senior Planner-Suburban, Development Planning, Heritage & Design Section Planning Division, Planning & Economic Development Department City of Hamilton, 71 Main St, West, 5<sup>th</sup> Floor, L8P 4Y5

#### From:

The Romanian Orthodox Church of the Holy Resurrection 278 Mac Nab Street North, Hamilton, On, L8L 1K4

### The issue:

An application has been made by King Stuart Developments Inc to the City of Hamilton for an Official Plan Amendment (File No. OPA-17-08) and a Zoning By-Law Amendment (File No. ZAC -17 -019) for Lands located at 41 Stuart Street, Hamilton in order to permit an 11 storey, mixed use building with 77 dwelling units, one at-grade commercial unit and 43 parking spaces located in two underground parking levels.

#### The concerns:

The congregation of The Romanian Orthodox Church of the Holy Resurrection has the following concerns:

- The proposed development fails to provide the appropriate number of parking facilities in accordance with the current zoning By-Law. This will negatively impact our congregation by reducing the number of available on-street parking spaces in the area and prevent our members to attend religious services and events (i.e. baptism, weddings or funeral ceremonies) as our existing parking lot is very small (only 8 parking spaces) and there are no other off-street parking facilities available nearby.
- The proposed construction is adjacent to our Church and there is a high probability that our building will sustain structural damages caused by vibration during the excavations for the underground parking levels.
- The height of the proposed building (11 storey) is out of keeping with that of the adjacent buildings.

We, the congregation of The Romanian Orthodox Church of The Holy Resurrection, petition the City of Hamilton to deny the request for Official Plan Amendment (File No. OPA -17-08) and Zoning By-Law Amendment (File No. ZAC -17-019) as the proposed development will negatively impact us.

Respectfully submitted on November 22, 2017

Rev. Lucian Puscariu, Parish Priest

Traian Pirvu, Secretary

1920/ay 1371VII

Maria Nikolica, Councilor

Angela Tanacs, Councilor

Mariana Popa, Councilor

Mitch Holbura, Councilor

Dan Branescu, Councilor

Florin Patrau, Councilor

Nick Bunu, President of Parish Council

Coring Gherghel, Councilor

Traian Nikelica, Councilor

Alexandra Predescu, Councilor

Afredetu

Aurel Cotiga, Councilor

George Flutur, Councilor

Cathy luga, Councilor

c.c:

Councilor Jason Farr, Ward 2

S. Robichaud, Director of Planning and Chief Planner, Planning Division
A. Fabac, Manager, Development Planning, Heritage and Design
Kimberly Harrison-McMillan, Senior Project Manager, Development Planning, Heritage and Design

We, the congregation of The Romanian Orthodox Church of the Holy Resurrection, petition the City of Hamilton to deny the request for Official Plan Amendment (File No. OPA -17-08) and Zoning By-Law Amendment (File No. ZAC -17-019) as the proposed development will negatively impact us.

#	Name	Signature	#	Name	Signature
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2	AGREL ROICH	1	41		100/4
3	NEGUTH BOICEN	Boo on Dr	42	Rilvia Resugiu	hilay
4	DANSKIA FASTE	Diesto	43	BEATRICE MASALA	Cu
5	CURKEUR HAMPE	P coessel.	44	BOGDAN. MASAY	
6	AURICA PILIPOVI	7. 9LP.	45	OLIFAN 17.	001
7	AU RICH POSTELNIE		46	11 (SAA BUILD)	
8	1LEANA CUCOS	Taicas	47	DORICA SIVAN	- 4
9	BIANGA BUIND	Biania	48	Didica Daliel	a S D
10	ANDRE' BUNU	f notal	49	Viorica Teicu	1 000
11	MON/A-CISA BING	Byloro	50	VIDREL PERCY	9.
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25	SANDA IANCU	(N)	64	POPA MARIANA	July .
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30	ALEX BRANESCU	How	69	HONEL VICOLITA	200
31	PAUL BRANESCU	Hom	70	Persa Viconias	13100 606
32	MARG HUTCHING	MH	71	SOMIA PELOTU	300
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We, the congregation of Holy Resurrection Romanian Orthodox Church, petition the City of Hamilton to deny the request for Official Plan Amendment (File No. OPA -17-08) and Zoning By-Law Amendment (File No. ZAC -17-019) as the proposed development will negatively impact us.

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83	NICOLAE JIPA	W Co	121	CRITI MAGICA	di
84	Monique Popazu	MR	122	PRIJER PAULCE	Con .
85	Cornelia Popeter	7	123	LIGIA GUMA.	- Juni
86	SHARANDA JIPA	200	124	CORMECIAMINO	
87	Andre Papazu	AP /	125	COSTEC MIPO	
88	Greta Ladarun	grada (7)	126	Ana Agache	A A
89	CALLA BALESTIC	CESCEN_	127	AndreiAgache	A.A
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94	DRAGOS DEMIR	Acur,	132	Clara Buica	Sim
95	BAM, CENTER	Jarya	133	Adrian Rujea	2013947
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109	Tudonta Patraseu	Tholyer	147	Mihaela Nicolae	1 mine
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We, the congregation of Holy Resurrection Romanian Orthodox Church, petition the City of Hamilton to deny the request for Official Plan Amendment (File No. OPA -17-08) and Zoning By-Law Amendment (File No. ZAC -17-019) as the proposed development will negatively impact us.

#	Name	Signature	#	Name	Signature
155	MARLENE FILIMON	Mes	193	Matei Builea	Marelin
156	NATALIA GEPHEN	With	194	Magda Bentia	Mentia.
157	CABIRIA BOGSAN	390.	195	AIREL PERIGA	Chris
	CATALIN BOGDAN	mu	196	Monuel Papar	(2000)
	GKACE CEREST	"A3.	197	ADI AGACHE	A Thus
160	Albert Flutur	A Eld	198	CCATERINA MUNTEANO	E news
161	Mirila Flitter	WHIT	199	Decience Comac	AL 1
162	Anca Fater	Path	200	OCTAVIAN ONCE	about
163	Palovan Bulan	Didei	201	arete IRENE	Octor
164	Anca Rula	police	202	Dute Olga	Olgan Oucte
165	Hard, Aragomir	Thy	203	Herentina Gosan	1211
166	(2000 plc, Nomen	brey	204	Cotiga tido	1947El
167	Latran Durkeren	Jen	205	Marie Prign	Marice Teige
168	LANH BRATU	Juny mill	206	STELIAN CONGA	- le-
169	CHIDZONI) GOORETSTY	863	207	GEORGE CORBEANN	Cov
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174	Alex Holbura	Ruspin	212	ADRIAN BETTU	1 Page
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179	Michelle STOW	Villa -	217	MELA GURLUI	Cice
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192	MOROSAN C-TINA	Velap	230	Carmen tator	CV
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We, the congregation of The Romanian Orthodox Church of the Holy Resurrection, petition the City of Hamilton to deny the request for Official Plan Amendment (File No. OPA -17-08) and Zoning By-Law Amendment (File No. ZAC -17-019) as the proposed development will negatively impact us.

#	Name	Signature	#	Name	Signature
/ 1	Actions Hiesen	Hyu	40	Dorin GINSCA	Many 2
52	Ovidin Triescu	Oin	4	GASENDL TANTAPU	G#17- 2:
53	Torut Balasau	BLS	4	LOCIA RIRBY	dictor 27
34	Lunihile Balasa	800	48	RAMONA LACATUS	27
35 5	Mysiaus Criston	r Our	44	Eleva Lacortes	27
36 6	Cheorale Criston	In Com	5	Jonel Lanotus	27
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39	Acting Lotor	Vs	48	USU CAPATINA	0 27
40 0	Videto Stresol	Vary	49	MARIA CIONTEA	22
4/ 11	Elisabeto Ciobam	750	0	PETRE CIONIEA	167
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43 13	Elepio Turnioc	Elurning	2	CLAUDIA SAS	@ BO 28
44 1	Alecu Ciosaru	ACIPHAN	3	VERONICA MUREJAN	Hureson 28
45 15	Elena Siobalu	to Cjohou.	54	MHCH GOOGCER	Coffee co 28
46 16	Taula Audrei	JA.	55	MI HAELA VARON	10/10
471	Stelica Audrei	Shucin	56	Michila	The same
48 18	Petro Iluto-	W/2	7	ALEXANDRU COCCEDIU	CA CONTRACTOR
49 19	Jone Iluto.	Illula	8	Dumitra Rockit	28
50 20	TONESCU VELOANA	Mun	9	LIVIU BRAGUS	Situry 28
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57 2	MI HAGEA LITTER ISTER		<b>6</b> 2	VALERIU CERCEL	Val Cent 29
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54 24 55 25	Tagna Ponosay	SAZILI		Cally Taraby	- 2ª
56 26	DANA POSSY	The state of the s	4 65	Dayse Muse	20
57 27	Cornelia, Popoviciu	( Lane	6	JANA JANAIN	11/1/1/29
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65 35	Corner suran	55-1	74		
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3	NIKOLINA HEDELJAN	OKOKOTAL	76	660	292
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9 39	Saniela Pordae	Lus 3	78		
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