

**Pilon, Janet**

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**Subject:** Request to speak The repeal and replacement of BY-LAW NO. 09-110

**From:** Kim-Karin Rausch [REDACTED]

**Sent:** Sunday, April 19, 2020 2:00 PM

**To:** [clerk@hamilton.ca](mailto:clerk@hamilton.ca)

**Subject:** Re: Request to speak The repeal and replacement of BY-LAW NO. 09-110

In this past Saturdays Hamilton Spectator (4/8/2020) the City of Hamilton announced it plans to repeal and replace the City of Hamilton, BY-LAW NO. 09-110 this coming Tuesday

Prior to the first reading of this proposed amendment, the city should have issued a notice to the public 14 days prior to its first reading.

Secondly, this is the wrong time to announce amendment and repeals during the COVID 19 because this cannot be debated, protested or properly addressed by your constituents.

I have read the entirety of BY-LAW NO. 09-110 to where it states "WHEREAS sections 8, 9 and 10 of the Municipal Act. 2001, S.D. 2001, Chapter 25 (the "Municipal Act. 2001 ") authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular paragraphs 5, 6 and 8 of subsection 10(2) authorize by-laws respecting the economic social and environmental well-being of the municipality, the health, safety and well-being of persons and the protection of persons and property; AND WHEREAS section 128 of the Municipal Act. 2001 provides that a local municipality may prohibit and regulate with respect to public nuisances, including matters that in the opinion of Council are or could become public nuisances" etc.

I then read the pertaining laws of the Municipal Act. 2001 <https://www.ontario.ca/laws/statute/01m25> which in my opinion do not allow for this type of repeal and replacement of the existing law and oversteps your legislative authority.

I will be forwarding this email to Nrinder Nann (my ward 3 elected council member) as well as submitting to the council committee.

Life is hard enough during this quarantine for your citizens and adding yet another by-law our already over legislated city causing disharmony amongst us is not appropriate ,again ,in my opinion.

Kindest regards,

Kim-Karin Rausch  
Resident and homeowner in the city of Hamilton

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