

CITY OF HAMILTON

MOTION

Council: October 28, 2020

MOVED BY COUNCILLOR M. PEARSON.....

SECONDED BY COUNCILLOR.....

Amendment to Item 7.6 of Council Minutes 18-018, respecting the Hamilton Municipal Heritage Committee Report 18-009, the Recommendation to Designate the Property Located at 828 Sanatorium Road, Hamilton (Long & Bisby Building) Under Part IV of the Ontario Heritage Act (PED18214) (Ward 8)

WHEREAS, staff have advised that recommendation (b) to item (g)(i) of the Hamilton Municipal Heritage Committee Minutes 18-009, respecting Recommendation to Designate the Property located at Sanatorium Road, Hamilton (Long and Bisby Building) Under Part IV of the Ontario Heritage Act (PED18214) (Ward 8), states that if the Cross of Lorraine is determined to be situated on private property, it should be removed from the Statement of Cultural Heritage Value of Interest, attached as Appendix "C" to Report PED18214 respecting the Recommendation to Designate the Property Located at 828 Sanatorium Road, Hamilton (Long & Bisby Building) Under Part IV of the Ontario Heritage Act;

WHEREAS, upon review of the video of the September 13, 2018, Hamilton Municipal Heritage Committee meeting and follow-up conformation with the Hamilton Municipal Heritage Committee, staff have advised that recommendation (b) to item (g)(i) does not accurately reflect the intentions of the Hamilton Municipal Heritage Committee regarding the inclusion of the Cross of Lorraine in the Statement of Cultural Heritage Value of Interest for 828 Sanatorium Road;

WHEREAS, staff have advised the intent of the Hamilton Municipal Heritage Committee was for the Cross of Lorraine to remain in the Statement of Cultural Heritage Value of Interest for 828 Sanatorium Road if the Cross was found to be located within the boundary of the lands located at 828 Sanatorium Road, privately owned property, and not on escarpment lands, meaning the City owned property located north of the subject property;

THEREFORE BE IT RESOLVED:

- (i) That sub-section (b) to item (g)(i) of the Hamilton Municipal Heritage Committee Minutes 18-009, respecting Report PED18214, Recommendation to Designate the Property located at Sanatorium Road, Hamilton (Long and Bisby Building)

Under Part IV of the Ontario Heritage Act, which was received by Council on September 26, 2018, be **amended** by deleting the words 'private property' and replacing the words with '**lands owned publicly by the City of Hamilton**', as follows:

- (a) That staff be directed to determine if the Cross of Lorraine is situated on private property or escarpment lands, with a report back to the Hamilton Municipal Heritage Committee; and
 - (b) If the Cross of Lorraine is determined to be situated on ~~private property~~ **lands owned publicly by the City of Hamilton**, it should be removed from the Statement of Cultural Heritage Value of Interest, attached as Appendix "C" to Report PED18214 respecting the Recommendation to Designate the Property Located at 828 Sanatorium Road, Hamilton (Long & Bisby Building) Under Part IV of the Ontario Heritage Act.
- (ii) That Item 7.6, 1 (b) of Council Minutes 18-018, respecting the Hamilton Municipal Heritage Committee Report 18-009, the Recommendation to Designate the Property Located at 828 Sanatorium Road, Hamilton (Long & Bisby Building) Under Part IV of the Ontario Heritage Act (PED18214) (Ward 8), be amended to read as follows:

7.6 Hamilton Municipal Heritage Committee Report 18-009 (Referred from Planning Committee September 18, 2018 to Council)

- 1. **Recommendation to Designate the Property Located at 828 Sanatorium Road, Hamilton (Long & Bisby Building) Under Part IV of the Ontario Heritage Act (PED18214) (Ward 8) (Item 7.1)**
 - (a) That Item 7.6, respecting the Hamilton Municipal Heritage Committee Report 18-009, Item 1, be referred to the December 11, 2018 Planning Committee meeting, with the letter from the Developer, to allow staff to prepare an updated Statement of Cultural Heritage Value or Interest;
 - (b) That the Information Section of the Hamilton Municipal Heritage Committee Report 18-009, be received **as amended**; and,
 - (c) That it be recognized that the Developer has withdrawn his demolition permit.