

**Pilon, Janet**

---

**Subject:** 1400 Baseline Road - Initiative CI-20-A Zoning Reclassification - Revised Submission

**From:** Tammy Felts

**Sent:** February 4, 2021 10:39 AM

**To:** DL - Council Only <[dlcouncilonly@hamilton.ca](mailto:dlcouncilonly@hamilton.ca)>

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

**Subject:** 1400 Baseline Road - Initiative CI-20-A Zoning Reclassification - Revised Submission

Dear Honourable Mayor and Councillors;

Further to our email and submission of January 28th, 2021, corrected information has come to light which requires a revision to our submission.

This new information has also led to some misunderstandings and requires clarification.

In summary:

1. HCA, as a prescribed body, **was not consulted** on the Official Plan Amendment nor the Zoning By-law Amendment during the circulation period.
2. HCA, as an owner of land within 120 metres of the subject lands, **did receive** a 'courtesy mailer' Notice of Public Meeting - ***On January 12th, 2021. - the same day as the meeting.***
3. If HCA didn't own land within 120 metres, it appears HCA would never have even known about this proposal.

Although our original submission is still factual, in that there was Insufficient Consultation with Boards/Agencies, we wish to amend Page 2 of our submission (see attached) to reflect these new details and to correct the information we previously received that was incorrect.

Respectfully,

Tammy Felts, President WCECC#479

Ross Crompton, Director WCECC#479

Linda MacMillian, Director WCECC#479

**Insufficient Consultation from Boards/Agencies (Prescribed Bodies):**

**(Revised in red due to new information received Feb 3<sup>rd</sup>, 2021)**

The Staff Recommendation is silent on comments from Hamilton Conservation Authority.

The Planning file document, Request for Comments Circulation dated February 12, 2020, did not include outside boards/agencies; such as, but not limited to the Hamilton Conservation Authority.

We have contacted HCA directly and have been advised that HCA did receive a request to comment on the OPA (only) and they had no concerns on the OPA (only) (See update below, this is no longer accurate. HCA never received a Request for Comment circulation)

The Hamilton Conservation Authority has “***no record of a Zoning being circulated***”. (Source: Deputy Chief Administrative Officer/Director, Watershed Planning & Engineering, Hamilton Conservation Authority)

HCA has now advised that due to an oversight, their previous information was incorrect.

HCA never received a prescribed request for comment / circulation as a prescribed body.

HCA did receive a - Notice of the Public Meeting due to conservation lands within 120 ms of the subject land.

As per their database, said Notice of Public Meeting was received by HCA on January 12, 2021 (same date as the Public Meeting/Planning Committee Meeting).

The Planning file (Circulation Comments folder) is still void of comments from HCA.

Regardless of whether HCA has no concerns about the amendments, HCA was not consulted in adherence to the provincial regulations. .

In addition, Environment Hamilton, who receives notifications for all city-wide land use changes, also did not receive a notice of the statutory public meeting that was held on January 12, 2021. (The courtesy mailer)