COMMITTEE OF ADJUSTMENT



City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5 Telephone (905) 546-2424, ext. 4221, 3935 E-mail: <u>cofa@ham</u>ilton.ca

NOTICE OF PUBLIC HEARING Minor Variance

You are receiving this notice because you are either:

- Assessed owner of a property located within 60 metres of the subject property
- Applicant/agent on file, or
- Person likely to be interested in this application

APPLICATION	FL/A-22:234	SUBJECT	843 SAFARI ROAD,
NO.:		PROPERTY:	FLAMBOROUGH
ZONE:	"A1" (Agriculture)	ZONING BY-	Zoning By-law City of Hamilton 05-
		LAW:	200, as Amended

APPLICANTS: Owner – David Wilson & Tanya Pinnegar

The following variances are requested:

- 1. A maximum gross floor area of 297.29 m2 or 12.1% shall be provided instead of the maximum required aggregate Gross Floor Area of all Accessory Buildings which shall not exceed 200 square metres, or 5% lot coverage (122.95 m2), whichever is the lesser.
- 2. A maximum Accessory Building Height of 7.137 m shall be provided instead of the maximum required 6.0 m for all Accessory Buildings

PURPOSE & EFFECT: So as to permit a pole barn within the rear yard of an existing single detached dwelling notwithstanding that:

Notes:

This Notice must be posted by the owner of any land which contains seven or more residential units so that it is visible to all residents.

This application will be heard by the Committee as shown below:

DATE:	Thursday, August 11, 2022
TIME:	3:25 p.m.
PLACE:	Via video link or call in (see attached sheet for details)
	2 nd floor City Hall, room 222 (see attached sheet for
	details), 71 Main St. W., Hamilton
	To be streamed (viewing only) at
	www.hamilton.ca/committeeofadjustment

FL/A-22:234

For more information on this matter, including access to drawings illustrating this request and other information submitted:

- Visit <u>www.hamilton.ca/committeeofadjustment</u>
- Visit Committee of Adjustment staff at 5th floor City Hall, 71 Main St. W., Hamilton
- Call 905-546-CITY (2489) or 905-546-2424 extension 4221, 4130, or 3935

PUBLIC INPUT

Written: If you would like to submit written comments to the Committee of Adjustment you may do so via email or hardcopy. Please see attached page for complete instructions, <u>including deadlines</u> for submitting to be seen by the Committee.

Orally: If you would like to speak to this item at the hearing you may do so via video link, calling in, or attending in person. Please see attached page for complete instructions, including deadlines for registering to participate virtually and instructions for check in to participate in person.



DATED: July 26, 2022

Jamila Sheffield, Secretary-Treasurer Committee of Adjustment Information respecting this application is being collected under the authority of the Planning Act, R.S.O., 1990, c. P. 13. All comments and opinions submitted to the City of Hamilton on this matter, including the name, address, and contact information of persons submitting comments and/or opinions, will become part of the public record and will be made available to the Applicant and the general public, and may include posting electronic versions.

COMMITTEE OF ADJUSTMENT



City Hall, 5th floor, 71 Main Street West, Hamilton, ON L8P 4Y5 Telephone (905) 546-2424, ext. 4221, 3935 E-mail: <u>cofa@hamilton.ca</u>

PARTICIPATION PROCEDURES

Written Submissions

Members of the public who would like to participate in a Committee of Adjustment meeting are able to provide comments in writing or via email in advance of the meeting. Comments can be submitted by emailing cofa@hamilton.ca or by mailing the Committee of Adjustment, City of Hamilton, 71 Main Street West, 5th Floor, Hamilton, Ontario, L8P 4Y5. Comments must be received by noon two days before the Hearing.

Comment packages are available two days prior to the Hearing and are available on our website: www.hamilton.ca/committeeofadjustment

Oral Submissions

Members of the public are also able to provide oral comments regarding Committee of Adjustment Hearing items by participating Virtually through Webex via computer or phone or by attending the Hearing In-person. Participation Virtually requires pre-registration in advance. Please contact staff for instructions if you wish to make a presentation containing visual materials.

1. Virtual Oral Submissions

Interested members of the public, agents, and owners <u>must register by noon the day</u> <u>before the hearing</u> to participate Virtually.

To register to participate Virtually by Webex either via computer or phone, please contact Committee of Adjustment staff by email <u>cofa@hamilton.ca</u>. The following information is required to register: Committee of Adjustment file number, hearing date, name and mailing address of each person wishing to speak, if participation will be by phone or video, and if applicable the phone number they will be using to call in.

A separate registration for each person wishing to speak is required. Upon registering for a meeting, members of the public will be emailed a link for the Webex meeting the Wednesday afternoon before the hearing. The link must not be shared with others as it is unique to the registrant.

2. In person Oral Submissions

Interested members of the public, agents, and owners who wish to participate in person <u>must sign in at City Hall room 222 (2nd floor)</u> no less than 10 minutes before the time of the Public Hearing as noted on the Notice of Public Hearing.

We hope this is of assistance and if you need clarification or have any questions, please email cofa@hamilton.ca or by phone at 905-546-2424 ext. 4221.

Please note: Webex (video) participation requires either a compatible computer or smartphone and an application (app/program) must be downloaded by the interested party in order to participate. It is the interested party's responsibility to ensure that their device is compatible and operating correctly prior to the Hearing.





		•	-	C Thn di pp di th	SENERAL N ese drowings ore no for to commencem for to commencem for to commencem for to commencem for the commencement of the commencement e designer.	IOTES: It to be scoled. All milled by contractor and of any work, Any reported directly to
		Ē.				
	Π					ag 3200 saft
	Ш	<u> </u>				52 5200 sqn
				Lo	ot Coverage	3200 sqft
		•				
				Issu	Je Record	:
				NO.	Description	Date
				1	ISSUED FOR REVIEW	APR. 16. 2020
				2	ISSUED FOR PERMI	APR. 17, 2020
				3		
					A C C C C C C C C C C C C C C C C C C C	TING REAL
				THE RES QUI IN T DOL NA2	UNDERSIGNED HAS REW PONSIBLIT POR THIS DES ALTICATIONS AND MEET OUTANIS BUILDING C OUTANIS BUILDING C OUTANIS BUILDING C OUTANIS CALORING IS MACDONAD REGESTRATION IN REGESTRATION IN REGESTRATION IN REGESTRATION IN	EVED AND TAKE INCA AND KAST NE THE RECURRENANTS SET OUT OGTO DE A DEGRER. NYCOMARDOW ALTER ECH ROKMATICH AGEMENT 31087 SCM
\$.F	arm Bu	ildina				
- W ol	Hwy 403		-			
	Кра	PSF	-		A	- D 1-1
	1.10 0.40	22.97 8.35			IVIa design	
	0.80		-	6333	36 Meirow	Tel: (519) 766-1636 Place, Guelph, Ontario
	0.75	-				
erşi	0,83		1			
	1.00 1.00	20.89		<u> </u>		
	0.57	11.90	ł			
	2.00	E0.000				
	2:40	50.00 50.00				
louded to	<u>u.r</u> 2	G				
	0.49	9:21				
	0.36	7.52				
	0.8					
	2	27.67				
	LJZ	41.01			\A/II C	ON
	-2460				POI F	BARN
	J40U				, 312	
		1500			843 Safa	ari Road
	75 500	1,566 10,443			Millg	rove
				Sco	le:	
BASE		RAWINGS		300	0. N/A	,
ש, WHE RACTO מוייף	HE UIFFEF R MUST NO FARING F				TITI F F	PAGE
FECTE	 D					
			1		Plot Size:	Drawing No:
					18''x24''	A-1
				L		



GENERAL NOTES: These diswings one not to be scaled. All dimensional ut be verified by contractor prior to commencement of the operation of the reported directly to the designer.
AREA CALCULATIONS Main Floor Fin. Area 3200 sqft Lot Coverage 3200 sqft ISSUE Record: No. Description Date 1 ISSUED FOR REVIEW APR. 16, 2020 2 ISSUED FOR REVIEW APR. 17, 2020 3
The Undersched Hud Stretched
HI HIG ONTARIO BULLING COCE TO BE A DESIGNER. DOUG MACRONICAL DON STORMATION NAME SIGNATURE BCIN PECETERATION INFORMATION MACDONAL DESIGN & MANAGEMENT 31087 TRNA NAME BCIN
MacDonald design & management Tel: (5197 766-1636 36 Metrose Place, Guelon, Ontorio
WILSON
POLE BARN 843 Safari Road Miligrove
Scale: AS NOTED FOUNDATION PLAN
Plot Size: Drawing No: 18"x24" A-2



GENERAL NOTES: These drawings are not to be scaled. All					
dimensions must be vented by contractor prior to commencement of any work. Any discrepancies must be reported directly to the designer.					
AREA CALCULATIONS Main Floor Fin. Area 3200 sqft					
Lot Coverage 3200 sqft					
No. Description Date					
1 ISSUED FOR REVIEW APR. 16, 2020					
3 ISSUED FOR PERMIT APR. 17, 2020					
ENGINEERING A					
CE T T INN					
Depter St					
DOUGLAS MACDONALD					
Nº 43768					
THE UNDERSIGNED HAS REVIEWED AND TAKES RESPONSIBILITY FOR THIS DESIGN, AND HAS THE QUALIFICATIONS AND MEETS THE REQUIEMENTS SET OUT IN THE OKAPIC REMOND COOPE TO BE A DESIGNER					
GUALIFICATIONS INFORMATION					
NAME SIGNATURE ECIN					
REUXEUTSARUM IMPLAKMAHUN MACDONALD DESIGN & MANAGEMENT 31087					
FRM NAME 8CIN					
A					
Tel: (519) 766-1636 36 Melrose Place, Guelph, Ontorio					
WILSON POLE BARN					
843 Safari Road Millgrove					
Scale: 3/16" = 1'-0"					
MAIN FLOOR PLAN					
Plot Size: Drawing No: 18"x24" A-3					



GENERAL NOTES: These drawings are not to be scaled. All dimensions must be verified by contractor prior to commencement of any work. Any discrepancies must be reported directly to the designer. AREA CALCULATIONS Main Floor Fin. Area 3200 sqft Lot Coverage 3200 sqft Issue Record: No. Description Date ISSUED FOR REVIEW APR. 16, 2020 2 ISSUED FOR PERMIT APR. 17, 2020 ENGINEERING CE 43768 THE LOADERSIGNED HAS REVIEWED AND TARES REPONSIBILITY FOR THIS DESIGN, AND HAS THE QUALIFICATIONS AND MEETS THE REQUIREMENTS 5 CODE TO BE AD DESIGN. - Alloy SIGNATURI REGESTRATION INFORMATION ACDONALD DESIGN & MANAGEMENT 31087 RRM NAME 8CIN MacDonald design & management Tel: (519) 766-1636 36 Melrose Place, Guelph, Ontorio WILSON POLE BARN 843 Safari Road Millgrove Scale: 3/16" = 1'-0" ROOF PLAN Plot Size: Drawing No: 18"x24" A-4



GENERAL NOTES: These drawings are not to be scaled. All dimensions must be verified by contractor prior to commencement of any work. Any discrepancies must be reported directly to the designer. AREA CALCULATIONS Main Floor Fin. Area 3200 sqft Lot Coverage 3200 sqft Issue Record: No. Description Date APR. 16, 2020 1 ISSUED FOR REVIEW APR. 17, 2020 ISSUED FOR PERMIT NEERIN CE 43768 THE UNDERSIGNED HAS REVIEWED AND TAKES RESPONSIBILITY FOR THS DESIGN, AND HAS THE QUALIFICATIONS AND MEETS THE REQUIREMENTS IN THE ONTARIO BILDING CODE TO BE A DESIG HALF GLONS HEORMATICS SIGNATURE REGESTRATION INFORMATION ACCOUNTED DESIGN & MANAGEMENT 31087 8CIN RM NAME MacDonald design & management Tel: (519) 766-1636 36 Melrose Ploce, Guelph, Ontorio 1 WILSON POLE BARN 843 Safari Road Millgrove Scale: 3/16" = 1'-0" FRONT & REAR ELEVATIONS Plot Size: Drawing No: 18"x24" A-5



GENERAL NOTES: These drawings are not to be socialed. All dimensions must be verified by contractor prior to commencement of any work. Any discrepancies must be reported directly to the designer.			
AREA CALC	CULATIONS		
Main Floor Fin. Are	ea 3200 sqft 3200 sqft		
	Date		
1 ISSUED FOR REVIEY	Y APR. 16, 2020		
2 ISSUED FOR PERMIT	F APR. 17, 2020		
3			
Look Le En	ING ARCHING CONTROL		
THE UNCERSIGNED HAS BEYN REFORMER YN OR BIG DOL GUNLERCANNA MOM MEE IN THE CATARIO BULLING C GUNLERCANNA MOM MEE DOUG MACDONAD BOUG MACDONAD BOOGETRANDN H MACDONALD DESIGN H MAN FBDM NAME	RYED AND TAKES IGN. AND NAS THE THE REQUIREMENTS ST OUT OLET TO BE A DESCRIPT. INFORMATION ARUSE ARUSE BCIN BCIN BCIN		
Ma design 36 Metrose	CDonaid 15 management Tel:(119756-1836 Place, Guejon, Ontorio		
WILSON POLE BARN			
843 Safari Road Millgrove			
Scale: 3/16	i" = 1'-0"		
LEFT & ELEVA	right Tions		
Plot Size:	Drawing No:		
10 A24	A-0		



CENERAL NOTES: These drawings are not to be scaled. All dimensions must be verified by contractor prior to commencement of any work. Any discrepancies must be reported directly to the designer.				
AREA CA	LCULATIONS			
Main Floor Fin. A	rea 3200 sqft			
Lot Coverage	3200 sqft			
No. Description	Date Date			
1 ISSUED FOR REVI	EW APR. 16, 2020			
2 ISSUED FOR PERM	AFR. 17, 2020			
3				
DOUGLAS MACDONALD Nº 43768				
THE UNCERTICATE MAY SHOWED AND FARSE REPORTSETUTION THE RECENT AND HAS THE GRANUPCATIONS AND MEETS THE REQUIREMENTS SET OUT IN THE OFFICIENT SHOWING THE REQUIREMENTS SET OUT IN THE OFFICIENT SHOWING THE RECENT DOLLIG MACDON'T SHOWING THE RECENT HAME SCHALTER BCCH RECENTERTION INFOMMATION MACDONALD DESIGN & MAINAGEMENT STORT FRUM NAME SCN				
MacDonald design & management Te: (319) 745-135 36 Meliose Place, Guelph, Onlario				
WILSON POLE BARN 843 Safari Road Millgrove Scale: 3/16" = 1'-0"				
BUILDING SECTION				
Plot Size: 18''x24''	Drawing No: A-7			







CAST-IN-PLACE CONCRETE NOTES

1.0 GENERAL 1.1 PROVIDE

- PROVIDE ALL LABOUR, MATERIALS, TOOLS AND EQUIPMENT REQUIRED TO CARRY OUT THE WORK.
- 1.2 REFER ALSO TO GENERAL NOTES, NOTES UNDER PLANS AND SCHEDULES, TYPICAL DETAILS AND SPECIFICATION.
- 2.0 PRODUCTS
- 2.1 PORTLAND CEMENT, WATER AND AGGREGATES SHALL CONFORM TO CSA A23 1
- 2.2 PROVIDE AN APPROVED WATER REDUCING ADDITIVE IN ALL CONCRETE, PROVIDE AN APPROVED AIR ENTRAINING. ADDITIVE IN ALL CONCRETE WHICH WILL BE EXPOSED TO A FREEZE/THAW CYCLE AND/OR THE ACTION OF DE-ICING SALT. ADMIXTURES SHALL CONFORM TO CSA A-266 SERIES.
- 2.3 FORMWORK SHALL CONFORM TO CSA A23.1 AND FALSEWORK SHALL CONFORM TO CSA S269.1.
- 2.4 IF SO INSTRUCTED, THE DESIGNS FOR THE FORMWORK SHALL BE SUBMITTED FOR REVIEW BEFORE CONSTRUCTION. FORMWORK DRAWINGS AND DESIGN SHALL BEAR THE STAMP OF A LICENSED. PROFESSIONAL ENGINEER WITH EXPERIENCE IN CONCRETE FORMWORK DESIGN
- 2.5 PROVIDE STANDARD ADJUSTABLE MASONRY ANCHOR SLOTS FOR ALL MASONRY FACING OR ABUTTING CONCRETE FACES.
- 2.6 PROVIDE AND/OR INSTALL STANDARD ADJUSTABLE INSERTS & ALL OTHER CAST-IN INSERTS AS REQUIRED BY THE ARCHITECTURAL, STRUCTURAL, MECHANICAL & ELECTRICAL DRAWINGS & SPECIFICATION.
- 2.7 REINFORCING STEEL UNLESS SPECIFICALLY NOTED, SHALL BE DEFORMED BARS CONFORMING TO CSA G30.18 GRADE 400 (58000 PSI)
- 2.8 WELDED WIRE FABRIC TO CONFORM TO CSA G30.5.
- 2.9 REINFORCING SHALL BE DETAILED, BENT, PLACED AND SUPPORTED TO CONFORM TO ACI STANDARD 318 AND THE MANUAL OF STANDARD PRACTICE PUBLISHED BY THE REINFORCING STEEL INSTITUTE OF ONTARIO.
- 2.10 DRY-PACK GROUT TO BE 1 PART PORTLAND CEMENT TO 1 1/2 PARTS SAND TO 2 PARTS OF 8mm PEA GRAVEL WITH ONLY SUFFICIENT WATER TO DAMPEN MIXTURE. COMPRESSIVE STRENGTH 50 MPa AT 28 DAYS.
- 2.11 NON-SHRINK GROUT TO BE AN APPROVED PRE-MIXED PROPRIETARY PRODUCT.
- 2.12 PROVIDE APPROVED EXTRUDED PVC WATERSTOPS OF SIZE & STYLES INDICATED WITH PRE-WELDED CORNERS & INTERSECTIONS, SEE ALSO TYPICAL DETAILS.
- 2.13 CURING AND SEALING COMPOUNDS WHERE APPROVED FOR USE TO CONFORM TO ASTM STANDARD C309, GENERALLY, ALL CONCRETE SURFACES ARE TO BE SEALED UNLESS NOTED. OTHERWISE. COMPOUNDS ARE TO BE COMPATIBLE WITH APPLIED FINISHES.

- 3.0 EXECUTION
- 3.1 MINIMUM COMPRESSIVE STRENGTH FOR CONCRETE @ 28 DAYS SHALL BE AS NOTED ON THE DRAWINGS (20 MPa MIN
- 3.2 SLUMP AT THE POINT OF DISCHARGE SHALL BE CONSISTENT AT 90mm + 20mm (3 1/2" + 3/4") UNLESS NOTED OTHERWISE. GREATER SLUMPS ARE NOT ACCEPTABLE.
- 3.3 CONCRETE MIXING, TRANSPORTATION, HANDLING AND PLACING SHALL CONFORM TO CSA A23.1.
- 3.4 CONSTRUCTION JOINTS FOR WALLS ARE BASED UPON VERTICAL JOINTS AT A MAXIMUM SPACING OF 10000mm (32'-10").
- 3.5 CONSTRUCTION JOINTS FOR WALLS, SLABS, AND BEAMS NOT SHOWN ON THE DRAWINGS SHALL BE APPROVED BY THE STRUCTURAL CONSULTANT/DESIGNER BEFORE CONSTRUCTION. GENERALLY JOINTS IN SLABS SHALL BE AT RIGHT ANGLES TO THE SPANS, AT MID-SPAN IF POSSIBLE AND BE CLEAR OF SUPPORTS AND POINT LOADS
- 3.6 CONSTRUCTION JOINTS FOR WALLS, SLABS, AND BEAMS NOT SHOWN ON THE DRAWINGS SHALL BE APPROVED BY THE STRUCTURAL CONSULTANT BEFORE CONSTRUCTION. GENERALLY JOINTS IN SLABS SHALL BE AT RIGHT ANGLES TO THE SPANS, AT MID-SPAN IF POSSIBLE AND BE CLEAR OF SUPPORTS AND POINT LOADS
- 3.7 CONSTRUCTION JOINTS FOR WALLS, SLABS, AND BEAMS NOT SHOWN ON THE DRAWINGS SHALL BE APPROVED BY THE STRUCTURAL CONSULTANT BEFORE CONSTRUCTION. GENERALLY JOINTS IN SLABS SHALL BE AT RIGHT ANGLES TO THE SPANS, AT MID-SPAN IF POSSIBLE AND BE CLEAR OF SUPPORTS AND POINT LOADS
- 3.8 OPENINGS AND DRIVEN FASTENERS REQUIRED IN THE CONCRETE AFTER THE CONCRETE IS PLACED SHALL BE APPROVED BY THE STRUCTURAL CONSULTANT BEFORE PROCEEDING
- 3.9 FINISHING, REFER TO ARCHITECTURAL DRAWINGS AND SPECIFICATIONS FOR REQUIRED FINISH TO EXPOSED CONCRETE. ALL HONEYCOMBING SHALL BE CUT OUT AND FILLED. FLOOR FINISHES SHALL BE AS REQUIRED BY THE ARCHITECTURAL DRAWINGS AND SPECIFICATIONS AND SHALL CONFORM TO CSA STANDARD A23.1 (CLASS A FINISH UNLESS NOTED).
- 3.10 TOLERANCES FOR PLACING STRUCTURAL CONCRETE REINFORCING STEEL, CAST-IN HARDWARE AND FOR FLOOR & ROOF FINISHES SHALL BE AS SPECIFIED IN CSA STANDARD
- 3.11 MINIMUM REINFORCING FOR ANY CONCRETE WALL TO BE AS SHOWN ON TYPICAL DETAIL FOR CONCRETE WALLS.
- 3.12 MINIMUM REINFORCING FOR ANY SUSPENDED SLAB SHALL BE TEMPERATURE BARS BOTTOM EACH WAY PLUS 10M @ 600 (24*) DOWELS 600x600 (2-0" x 2'-0") TOP AROUND PERIMETER. REFER TO TYPICAL DETAIL OF ONE WAY SLABS.
- 4.0 QUALITY CONTROL
- 4.1 FOR INSPECTION AND TESTING, SEE GENERAL NOTES.

CONCRETE COVER

EXPOSURE CLASS , F-2, C-XL, C-1, C EXPOSURE CONDITION S-1, S-2 A-1, A-2, A-3
 CAST AGAINST PERMANENTLY EXPOSED EARTH
 75mm
 75mm

 BEAMS, GIRDERS, COLUMNS, and PILES
 30mm
 40mm
 60mm

 SLABS, WALLS, JOISTS, SHELLS, and FOLDED PLATES
 20mm
 40mm
 60mm

 RATIO OF COVER TO NOMINAL BAR DIAMETER
 1.0
 1.5
 2.0

 RATIO OF COVER TO NOMINAL MARXIMUM AGREGATE SIZE
 1.0
 1.5
 2.0

> TABLE 1 (CSA-A23.3-04) DEFINITIONS OF C. F. N. A and S CLASSES OF EXPOSURE

- XL STRUCTURALLY REINFORCED CONCRETE EXPOSED TO CHLORIDES OR OTHER SEVERE ENVIRONMENTS WITH OR WITHOUT FREEZING AND THAWING CONDITIONS, WITH HIGHER DURABILITY PERFORMANCE EXPECTATIONS THAN THE C-1, A-1 OR S-1 CLASSES.
- STRUCTURALLY REINFORCED CONCRETE EXPOSED TO CHLORIDES WITH OR WITHOUT FREEZING AND THAWING CONDITIONS.
- NON-STRUCTURALLY REINFORCED (PLAIN) CONCRETE EXPOSED TO CHLORIDES AND FREEZING AND THAWING, EXAMPLES: GARAGE FLOORS, PORCHES STEPS PAVEMENTS
- C-3 CONTINUOUSLY SUBMERGED CONCRETE EXPOSED TO CHLORIDES BUT NOT TO FREEZING AND THAWING, EXAMPLE: UNDER WATER PORTIONS OF MARINE STRUCTURES.
- NON-STRUCTURALLY REINFORCED CONCRETE EXPOSED TO CHLORIDES BUT NOT TO FREEZING AND THAWING, EXAMPLES: UNDERGROUND PARKING SLABS ON GRADE.
- CONCRETE EXPOSED TO FREEZING & THAWING IN A SATURATED CONDITION BUT NOT TO CHLORIDES. EXAMPLES: POOL DECKS, PATIOS, TENNIS COURTS, FRESHWATER POOLS, FRESH WATER CONTROL STRUCTURES.
- CONCRETE IN AN UNSATURATED CONDITION EXPOSED TO FREEZING AND THAWING BUT NOT TO CHLORIDES. EXAMPLES: EXTERIOR WALLS AND COLUMNS.
- CONCRETE NOT EXPOSED TO CHLORIDES NOR FREEZING AND THAWING. EXAMPLES: FOOTINGS AND INTERIOR SLABS.
- STRUCTURALLY REINFORCED CONCRETE EXPOSED TO SEVERE MANURE AND/OR SILAGE GASES WITH OR WITHOUT FREEZE-THAW EXPOSURE. CONCRETE EXPOSED TO THE VAPOUR ABOVE MUNICIPLE SEWAGE OR INDUSTRIAL EFFLUENT, WHERE HYDROGEN SULPHIDE GAS MAY BE GENERATED. EXAMPLES' REINFORCED BEAMS SLABS AND COLUMNS OVER MANURE PITS AND SILOS, CANALS, AND PIG SLATS; AND ACCESS HOLES, ENCLOSED CHAMBERS, AND PIPES THAT ARE PARTIALLY FILLED WITH EFFLUENTS,
- STRUCTURALLY REINFORCED CONCRETE EXPOSED TO MODERATE TO SEVERE MANURE AND/OR SILAGE GASES AND LIQUIDS, WITH OR WITHOUT FREEZE-THAW EXPOSURE. EXAMPLES: REINFORCED WALLS IN EXTERIOR MANURE TANKS, SILOS, AND FEED NKERS, AND EXTERIOR SLABS
- STRUCTURALLY REINFORCED CONCRETE EXPOSED TO MODERATE TO SEVERE MANURE AND/OR SILAGE GASES AND LIQUIDS, WITH OR WITHOUT ERFEZE-THAW EXPOSURE IN CONTINUOUSLY SUBMERGED CONDITION. CONCRETE CONTINUOUSLY SUBMERGED IN MUNICIPAL OR INDUSTRIAL EFFLUENTS. EXAMPLES: INTERIOR GUTTER WALLS, BEAMS, SLABS, AND COLUMNS; SEWAGE PIPES THAT ARE CONTINUOUSLY FULL E.G. FORCEMAINS; AND SUBMERGED PORTIONS OF SEWAGE TREATMENT STRUCTURES.
- NON-STRUCTURALLY REINFORCED CONCRETE EXPOSED TO MODERATE MANURE AND/OR SILAGE GASES AND LIQUIDS, WITH OR WITHOUT FREEZE-THAW EXPOSURE. EXAMPLES: INTERIOR SLABS ON GRADE.
- CONCRETE SUBJECTED TO VERY SEVERE SULPHATE EXPOSURES.
- 5-2 CONCRETE SUBJECTED TO SEVERE SULPHATE EXPOSRE
- S-3 CONCRETE SUBJECTED TO MODEREATE SULPHATE EXPOSRE

FARM BUILDINGS:

- CONSTRUCTION SHALL CONFORM TO T REQUIREMENTS IN THE NATIONAL FAR OF CANADA 1995
- ARTICLES 1.1.1.2, AND 3.1.8.1, AND SUBSECTIONS 3.1.4, AND 4.1.4. IN THE NATIONAL FARM BUILDING CODE OF CANADA DO NOT APPLY TO FARM BUILDINGS.
- IN THE NATIONAL FARM BUILDING CODE OF CANADA, REFERENCES IN ARTICLES 1.1.1.3, 1.2.1.2, 2.2.2.1, 2.2.2.2, 2.3.1.1, 2.3.2.1, 3.1.1.2, 3.1.2.1, aND 3.1.6.1. TO THE NATIONAL BUILDING CODE OF CANADA ARE DEEMED TO REFER TO THE OBC.
- STRUCTURAL DESIGN CONFORMS TO 9.4 OF THE ONTARIO STRUCTURAL DESIGN CONFORMS TO 9.4 OF THE ONTARIO BUILDING CODE, DESIGNED ACCORDING TO GOOD ENGINEERING PRACTICE SUCH AS PROVIDED IN THE CWC, "ENGINEERING GUIDE FOR WOOD FRAME CONSTRUCTION", OR HAS BEEN DESIGNED ACCORDING TO PART 4 USING THE LADAS AND DEFLECTION AND VIBRATION LIMITS SPECIFIED IN PART 9.
- THE SIZE OF WOOD POSTS SHALL CONFORM TO TABLES IN SB-11 OR AS DESIGNED UNDER SECTION 9.4 OF THE LATEST ONTARIO BUILDING CODE.
- THE SPANS OF WOOD JOISTS, RAFTERS, LINTELS, AND BEAMS, CONFORM TO THE SPANS SHOWN IN 58-11 OR HAVE BEEN DESIGNED UNDER THE PROVISIONS IN SECTION 9.4 AND NOTE #4 ABOVE.
- STUD SIZE AND SPACING SHALL CONFORM TO TABLES 1.3.4.U. TO 1.3.4.W. IN SB-11FOR THE LOADS SHOWN IN THE TABLES UNLESS OTHERWISE SHOWN ON THE PLANS.

ΓН	E LATEST	
М	BUILDING	CODE

GENERAL NOTES: These drawings are not to be scaled. All dimensions multible verified by contractor prior to commencement of any work. Any discregorized smult be reported directly to the designer.		
AREA CALCULATIONS Main Floor Fin. Area 3200 saft Lot Coverage 3200 saft		
Issue Record: No. Description Date 1 ISSUED FOR REVIEW APR. 16, 2020 2 ISSUED FOR PERMIT APR. 17, 2020 3		
DOUGLAS MACDONALD Nº 43768		
HELINCRESCHED HAN BEVENNED AND HAVEL REPORTSETT FOR DIS DESCH, AND HAVEL REPORTSETT FOR DIS DESCH, AND HAVE THE GAUGETCHING NAME METHING HELINGHENER DUC GHARE DULLEN GOLD TO BE A BESCHE. DUC GHAREDONIC HAME BOMILIE BCH ESCETEATION INFORMATION BCH REGETEATION INFORMATION MACEDINAL DISEMPLANAGEMENT 31657 FEM NAME BCN		
MacDonald design & management Tai: [319) 766-1826 36 Metrose Proce, Guegor, Ontorio		
WILSON POLE BARN		
843 Safari Road Millgrove		
Plot Size: Drawing No: 18"X24" A-10		





MDM-20.029 - 843 Safari Road -Millgrove - Wilson Pole Barn -Perimeter Roof Beam - RB-1 .wwb Apr. 14, 2020 13:08

Design Check Calculation Sheet WoodWorks Sizer 9.3.2

Loads:

Load	Type	Distribution	Pat-	Location [ft]	Magnitude	Unit
			tern	Start End	Start End	
Truss1 D	Dead	Point	No	4.23	1236	lbs
Truss1 S	Snow	Point	No	4.23	2153	lbs
Truss2 D	Dead	Point	No	0.23	1236	lbs
Truss2 S	Snow	Point	No	0.23	2153	lbs
Truss3 D	Dead	Point	No	8.23	1236	lbs
Truss3 S	Snow	Point	No	8.23	2153	lbs
Self-weight	Dead	Full UDL	No		6.1	plf

Load magnitude does not include Normal Importance factor from O86 Table 5.2.3.2, which is applied during analysis.

Maximum Reactions (lbs), Bearing Resistances (lbs) and Bearing Lengths (in) :

	+	8'-5.5"	
	0'	3'-11.2"	7'-10.4"
Unfactored: Dead Snow Factored:	1245 2153	1266 2153	1245 2153
Total Pt. load Bearing:	4786 4775	4812 4775	4786 4775
Resistance Beam Support Anal/Des	6747 10311	7207 10311	6747 10311
Beam Support Load comb	0.71^ 0.46 #2	0.66^ 0.47 #2	0.71^ 0.46 #2
Length Min req'd KB	5.50^ 3.89^ 1.00	5.50 [*] 3.52 [*] 1.07	5.50^ 3.89^ 1.00
KB min Kd KB support	1.00 1.00 1.00 783	$ \begin{bmatrix} 1.11 \\ 1.00 \\ 1.00 \\ 792 \end{bmatrix} $	1.00 1.00 1.00
Kzcp sup	1.00	1.00	1.00
^ = O86 6.5.7.3	implemented	for point loads near support governs.	



Canadian Wood Council

Conseil canadien du bois

MDM-20.029 - 843 Safari Road - Millgrove - Wilson Pole Barn - Perimeter Roof Beam - RB-1 .wwb Page 2 Built-up, S-P-F, No.1/No.2, 2x12, 2-ply (3"x11-1/4") Supports: All - Timber Column, S-P-F No.2 Total length: 8'-5.5''; volume = 2.0 cu.ft.; Load sharing: Yes: Force vs. Resistance and Deflection using CSA O86-14: Criterion Analysis Value Design Value Unit Analysis/Design (%) Vf @d = Vr = lbs Shear 11 3144 Vf/Vr = 0.4 Moment(+) Mf =9 Mr = 5803 lbs-ft Mf/Mr = 0.2 Mf =17 5803 Moment(-) Mr =lbs-ft Mf/Mr = 0.3 Additional Data: FACTORS: f/E(psi) KD KH ΚL KТ KN ΚZ KS LC# Fv 218 0.65 1.10 1.000 _ 1.00 1.00 #1 ----1711 0.65 1.10 1.000 Fb+ 1.000 1.00 1.00 #1 Fb-1711 0.65 1.10 1.000 1.000 1.00 1.00 -#1 Fcp 769 ----1.000 1.00 1.00 #-CRITICAL LOAD COMBINATIONS: : LC #1 = 1.4DShear = 1.4DMoment(+) : LC #1 Moment(-) : LC #1 = 1.4D : Support 1 - LC # 2 = 1.25D + (1.0)1.5SBearing Support 2 - LC # 2 = 1.25D + (1.0)1.5SSupport 3 - LC # 2 = 1.25D + (1.0)1.5SLoad Types: D=dead W=wind S=snow H=earth, groundwater E=earthquake L=live(use,occupancy) Ls=live(storage,equipment) f=fire All Load Combinations (LCs) are listed in the Analysis output CALCULATIONS: "Live" deflection = Deflection from all non-dead loads (live, wind, snow ...)

Design Notes:

1. WoodWorks analysis and design are in accordance with the 2010 National Building Code of Canada (NBC Part 4) and the CSA O86-14 Engineering Design in Wood standard (May 2014 edition).

2. Please verify that the default deflection limits are appropriate for your application.

3. O86 6.5.3 requires that beam and stringer grades shall not be designed for continuity in determining requirements for bending resistance, unless regraded along the full length of the member.

4. BEAMS require restraint against lateral displacement and rotation at points of bearing (O86 6.5.4.2.1).

5. This beam requires both top and bottom edges to be held in line (6.5.4.2.1(e)).

6. BUILT-UP BEAMS: it is assumed that each ply is a single continuous member (that is, no butt joints are present) and that each ply is equally top-loaded. Where beams are side-loaded, special fastening details may be required.

7. each ply is equally top-loaded. Where beams are side-loaded, special fastening details may be required.



Committee of Adjustment City Hall, 5th Floor, 71 Main St. W., Hamilton, ON L8P4Y5

Phone: (905) 546-2424 ext. 4221 Email: <u>cofa@hamilton.ca</u>

APPLICATION FOR A MINOR VARIANCE

FOR OFFICE USE ONLY.	
APPLICATION NO.	DATE APPLICATION RECEIVED
PAID	DATE APPLICATION DEEMED COMPLETE
SECRETARY'S SIGNATURE	

The Planning Act

Application for Minor Variance or for Permission

The undersigned hereby applies to the Committee of Adjustment for the City of Hamilton under Section 45 of the *Planning Act*, R.S.O. 1990, Chapter P.13 for relief, as described in this application, from the Zoning By-law.

1, 2	NAME	MAILING ADDRESS		
Registered Owners(s)	David Wilbon Tonya Pinnego	8435aFari Bd F Millgrovc ON L&B 154	Phone: 905 580 9701 905 929-0441 E-mail: thelastlaughisbest	e ychoo c
Applicant(s)*	David Wildon Tanya Pinnego	8435afari Roi Millgrove M L8B 154	Phone: 905-580-9701 905-929-0441 E-mail: the astlaughisbest	eyahao-ca
Agent or Solicitor			Phone: E-mail:	

Note: Unless otherwise requested all communications will be sent to the agent, if any.

3. Names and addresses of any mortgagees, holders of charges or other encumbrances:

First National 16 York St Suite 1900 ito, ON OE(n

of an operational/non-operational landfill or dump?	8.8		
Have the lands or adjacent lands ever been used as a weapon firing range?	7.8		
🗌 nwonynU 🟹 oN 🔲 zeY			
Have the lands or adjacent lands ever been used as an agricultural operation where cyanide products may have been used as pesticides and/or sewage sludge was applied to the lands?	9.8		
Ves 🗌 No 🕅 Unknown 🗌 seY			
Are there or have there ever been underground storage tanks or buried waste on the subject land or adjacent lands?	<u></u> .8		
∑es ☐ No ⊠ No ☐ səX			
Has there been petroleum or other fuel stored on the subject land or adjacent lands?	4.8		
Yes a gas station been located on the subject land or adjacent lands at any time?	£.8		
Yes D No X Unknown Scured?			
Has the grading of the subject land been changed by adding earth or other material, i.e.	S.8		
If Industrial or Commercial, specify use	۶.۱		
Other			
Agricultural 🗌 Vacant 🗌 Agricultural			
Residential 🔀 Industrial 🗌 Commercial			
PREVIOUS USE OF PROPERTY	۲.		
Other legal description and where applicable, street and street number): 2000 5 500001 Rd West Flowborough Con 7 PT LOF 7 RP 63R30374 BAS			
Legal description and Address of subject lands (registered plan number and lot number or	.Ĝ		
Ducto Size of Items being Stored the building currons formus formed is 3512.			
Why it is not possible to comply with the provisions of the By-law?	.č		
Second Dwelling Unit Reconstruction of Existing Dwelling			
Relief From area requirements as well as			
Nature and extent of relief applied for:	t		
ditional sheets can be submitted if there is not sufficient room to answer the following estions. Additional sheets must be clearly labelled			

⊠ oN

No 💢

S9Y

🗌 səY

6.8

Unknown

Unknown

If there are existing or previously existing buildings, are there any building materials remaining on site which are potentially hazardous to public health (eg. asbestos, PCB's)?

- 8.10 Is there any reason to believe the subject land may have been contaminated by former uses on the site or adjacent sites?
 Yes
 No
 W
 Unknown
- 8.11 What information did you use to determine the answers to 8.1 to 8.10 above?

owled 14 10-5 NIDG \cap Sel 闭 16-14 n TION 1 r x5 U Durchabed PI If previous use of property is industrial or commercial or if YES to any of 8.2 to 8.10, a 8.12 previous use inventory showing all former uses of the subject land, or if appropriate, the land adjacent to the subject land, is needed. Is the previous use inventory attached? Yes No ACKNOWLEDGEMENT CLAUSE 9. I acknowledge that the City of Hamilton is not responsible for the identification and remediation of contamination on the property which is the subject of this Application - by reason of its approval to this Application 1 Arde Signature Property 0 wner(s) NaudiVibon Print'Name of Owner 10. Dimensions of lands affected: Frontage Depth r Area -Width of street

11. Particulars of all buildings and structures on or proposed for the subject lands: (Specify ground floor area, gross floor area, number of stories, width, length, height, etc.)

Existing:__

Dwellir See Attached Drawing For Detail Proposed $\mathcal{V}_{\mathcal{T}}$, 50' x 64' 297 gens 22

12. Location of all buildings and structures on or proposed for the subject lands; (Specify distance from side, rear and front lot lines)

gle family Dwelling See Attached Dr)eta:15 Proposed: Kear Sideot Im away Fr tr Im away From 150m Gway Fron Ort 1010

The applicant shall attach to each copy of this application a plan showing the dimensions of the subject lands and of all abutting lands and showing the location, size and type of all buildings and structures on the subject and abutting lands, and where required by the Committee of Adjustment such plan shall be signed by an Ontario Land Surveyor.	24.
(bəbəən ii təərlə separate separate sherate sherate horitemioin lanoitibbA	.23.
the Planning Act?	
Is the subject property the subject of a current application for consent under Section 53 of	52.
21.2 If the answer is no, the decision of Council, or Director of Planning and Chief Planner that the application for Minor Variance is allowed must be included. Failure to do so may result in an application not being "received" for processing.	
oN SəY □	
21.1 If a site-specific zoning by-law amendment has been received for the subject property, has the two-year anniversary of the by-law being passed expired?	
It yes, please provide the file number:	
Has the owner previously applied for relief in respect of the subject property? (Zoning By-	.12
02 - 900	
Present Restricted Area By-law (Zoning By-law) provisions applying to the land:	.02
Agriculture	
Present Official Plan/Secondary Plan provisions applying to the land:	.61
Storm Sewers	
Sanitary Sewer DUP Connected	
	.81
Har diversion of the manual of	Ŭ,
Length of time the existing uses of the subject property have continued:	.71
Existing uses of abutting properties (single family, duplex, retail, factory etc.):	.91
Existing uses of the subject property (single family, duplex, retail, factory etc.): Vinole	.91
Date of construction of all buildings and structures on subject lands: 1691.00-700A	.41
Date of acquisition of subject lands:	.61

7

PART 25 AFFIDAVIT OR SWORN DECLARATION

This declaration to be sworn by a Commissioner of Oaths.

him: Itom in the solemnly declare that: ∩f

All of the above statements are true and I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

Declared before me at the

at the <u>City</u> of <u>Maunilton</u>)
in the <u>frounce</u>)
of Ontario
this \underline{H} day of $\underline{\int \underline{J} \underline{J} \underline{J}}$ A.D. 20
Seconda colorald
A Commissioner, etc.

PART 26 OWNERS AUTHORIZATION

As of the date of this application, I (NAME) <u>Deute Wilson</u> <u>Onyationcov</u> the registered Owner(s) of the lands described in this application, and I have examined the contents of this application and hereby certify that the information submitted with the application is correct insofar as I have knowledge of these facts, and I hereby authorize:

of

SIGNED

to act as my agent in this matter and to provide any of my personal information that will be included in this application or collected during the processing of the application.

DATE <

PART 27 CONSENT OF THE OWNER

Complete the consent of the owner concerning personal information set out below. Consent of Owner to the Disclosure of Application Information and Supporting Documentation

Application information is collected under the authority of the *Planning Act*, R.S.O. 1990, c. P.13. In accordance with that Act, it is the policy of the City of Hamilton to provide public access to all *Planning Act* applications and supporting documentation submitted to the City.

(Print name of Owner(s))

that the information contained in this application and any documentation, including reports, studies and drawings, provided in support of the application, by myself, my agents, consultants and solicitors, constitutes public information and will become part of the public record. As such, and in accordance with the provisions of the *Municipal Freedom of Information and Protection of Privacy Act*, R.S.O. 1990, c. M.56, I hereby consent to the City of Hamilton making this application and its supporting documentation available to the general public, including copying and disclosing the application and its supporting documentation to any third party upon their request.

ignature of Owner(s)

PART 28 PERMISSION TO ENTER

Date: July 2032

Secretary/Treasurer Committee of Adjustment City of Hamilton, City Hall

Dear Secretary/Treasurer; Re: Application to Committee of Adjustment Location of Land: 243 5066 Rol Millonwe OW L&R 164

I hereby authorize the members of the Committee of Adjustment and members of the staff of the City of Hamilton to enter on to the above-noted property for the limited purposes of evaluating the merits of this application.

Lepanthound nodillaural Signature of Owner or Authorized agent

Please print name

Note: The Committee of Adjustment requires that all properties be identified with the municipal address clearly visible from the street. Where there is no municipal address or the property is vacant then the property shall be identified in accordance with the Committee's policy included on the back of the Application Form. Failure to properly identify the subject property may result in the deferral of the application.

PART 29 COLLECTION OF INFORMATION

The personal information contained on this form is collected under the authority of the Planning Act, R.S.O. 1990, c. P.13, and will be used for the purpose of processing the application. This information will become part of the public record and will be made available to the General public. Questions about the collection of this information should be directed to the Coordinator of Business Facilitation, Planning and Economic Development Department, City of Hamilton, of Business Facilitation, Planning and Economic Development Department, City of Hamilton, of Business Facilitation, Planning and Economic Development Department, City of Hamilton, ext.1284.



Phone: (905) 546-2424 ext. 4221 Email: <u>cofa@hamilton.ca</u>

CITY OF HAMILTON COST ACKNOWLEDGEMENT AGREEMENT		
This Agreement made this day of, 20 23.		
BETWEEN: David Wildon Tanya Principan Applicant's name(s) hereinafter referred to as the "Developer"		

-and-

City of Hamilton

hereinafter referred to as the "City"

WHEREAS the Developer represents that he/she is the registered owner of the lands described in Schedule "A" attached hereto, and which lands are hereinafter referred to as the "lands";

AND WHEREAS the Developer has filed for an application for a (circle applicable) consent/rezoning/official plan amendment/subdivision approval/minor variance.

AND WHEREAS it is a policy of the City that any City costs associated with an appeal to the Ontario Land Tribunal, by a party other than the Developer, of an approval of a consent, rezoning, official plan amendment, plan of subdivision, and/or minor variance, such as, but not limited to, legal counsel costs, professional consultant costs and City staff costs, shall be paid by the Developer.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the sum of two dollars (\$2.00) now paid by the City to the Developer, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. In this Agreement:

- (a) "application" means the application(s) for a (circle applicable) consent/rezoning/official plan amendment/subdivision approval or minor variance dated ______with respect to the lands described in Schedule "A" hereto.
- (b) "Expenses" means all expenses incurred by the City if the application is: (a) approved by the City; (b) appealed to the Ontario Land Tribunal by a party other than the developer; and (c) the City appears before the Ontario Land Tribunal or any other tribunal or Court in support of the application, including but not limited to: City staff time, City staff travel expenses and meals, City disbursements, legal counsel fees and disbursements and all consultant fees and disbursements including, without limiting the generality of the foregoing planning, engineering or other professional expenses
- 2. The City agrees to process the application and, where the application is approved by the City but appealed to the Ontario Land Tribunal by a party other than the Developer, the Developer shall file an initial deposit, in the form of certified cheque or cash with the General Manager, Finance & Corporate Services within fifteen days of the date of the appeal of the application by a third party in the amount of 50% of the estimated expenses associated with the appeal as estimated by the City Solicitor in his sole discretion which shall be credited against the Expenses.

- 3. It is hereby acknowledged that if the deposit required pursuant to section 2 of this discretion, of taking no further steps in supporting the Developer's application before the Ontario Land Tribunal.
- 4. It is hereby acknowledged that all expenses shall be paid for by the Developer. The Developer shall reimburse the City for all expenses the City may be put to in respect of the application upon demand.
- 5. It is hereby acknowledged and agreed that all expenses shall be payable by the Developer whether or not the Developer is successful before the Ontario Land Tribunal or any other tribunal or Court in obtaining approval for their application.
- 6. The City shall provide the Developer with copies of all invoices of external legal counsel or consultants included in the expenses claimed by the City.
- 7. The City shall provide the Developer with an accounting of all staff costs and City disbursements included in the expenses claimed by the City.
- The City may, at any time, draw upon the funds deposited in accordance with sections 2 and 9 of this Agreement to satisfy expenses incurred pursuant to the appeal of the application.
- 9 In the event that the amount deposited pursuant to section 2 of this Agreement is reduced to less than 10% of the initial deposit, the City may halt all work in respect of the appeal of the application until the Developer deposits with the City a sum sufficient to increase the deposit to an amount which is equal to 100% of the expenses estimated pursuant to paragraph 2 of this Agreement and still to be incurred by the City.
- 10. Within 60 days of: (a) a decision being rendering in respect of the appeal or any legal proceedings resulting from the decision, whichever is later; or (b) the termination of all legal proceedings in respect of the application, the City shall prepare and submit a final account to the Developer. If there are any deposit funds remaining with the City they shall be applied against the account. Any amount owing in respect of the final account in a count in a final account. If any deposit funds are remaining after the final account has been paid they final account. If any deposit funds are remaining after the final account has been paid they shall be returned to the developer within 30 days of the final account.
- 11. This Agreement shall not be construed as acceptance of the application and nothing herein shall require or be deemed to require the City to approve the application.
- 12. This Agreement shall not stand in lieu of or prejudice the rights of the City may deem further and other agreements in respect of the application that the City may deem necessary.
- 13. Every term, covenant, obligation and condition in this Agreement ensures to the benefit of and is binding upon the parties hereto and their respective heirs, executors, administrators, successors, trustees and assigns.
- ٩4. When the context so requires or permits, the singular number is to be read as if the plural were expressed, and the masculine gender as if the feminine, as the case may be, were expressed; and,
- 15. This Agreement and the schedules hereto constitute the entire agreement between the parties in respect of the subject matter contained herein and is not subject to, or in addition to, any other agreements, warranties or understandings, whether written, oral or implied. This Agreement may not be modified or amended except by instrument in writing signed by the Developer and the City, and,
- 16. The waiver or acquiescence by the City of any default by the Developer under any obligation to comply with this Agreement shall not be deemed to be a waiver of that obligation or any subsequent or other default under this Agreement.

17. The Developer covenants and agrees to be bound by the terms and conditions of this Agreement and not to seek a release from the provisions thereof until such time as the Developer's obligations hereunder have been assumed by its successor, assignee or transferee by way of written agreement in the form set out in Schedule "B" to this Agreement.

IN WITNESS WHEREOF the parties hereto have set their corporate seals under the hands of their duly authorized officers.

DATED at <u>letmilton</u> this	day of July, 2020 August 2020 Per: I have authority to bind the corporation.
WITNESS DATED at Hamilton, Ontario thisd	Per: I have authority to bind the corporation ay of, 20
City	of Hamilton
Per:	Mayor
Per:	Clerk

Schedule "A" Description of Lands

SCHEDULE "B" FORM OF ASSUMPTION AGREEMENT

THIS AGREEMENT dated the	day of	20
BETWEEN	(hereinafter called the "Owner)	>
		OF THE FIRST PART

-and-

(hereinafter called the "Assignee")

-and-

OF THE SECOND PART

CITY OF HAMILTON (hereinafter called the "Municipality")

OF THE THIRD PART

WHEREAS the owner and the Municipality entered into and executed a Cost Acknowledgement Agreement dated <u>HJUIY</u>

AND WHEREAS Assignee has indicated that it will assume all of the Owner's duties, liabilities and responsibilities as set out in the Cost Acknowledgement Agreement.

AND WHEREAS Council for the Municipality has consented to releasing the Owner from its duties, liabilities and responsibilities under said Cost Acknowledgement Agreement subject to the Assignee accepting and assuming the Owner's duties, liabilities and responsibilities and subject to the Assignee the Owner and the Municipality entering into and executing an Assumption Agreement.

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT in consideration of the mutual covenants hereinafter expressed and other good and valuable consideration, the parties hereto agree as follows.

- 1. The Assignee covenants and agrees to accept, assume and to carry out the Owner's duties, liabilities and responsibilities under the Cost Acknowledgement Agreement and in all respects to be bound under said Cost Acknowledgement Agreement as if the Assignee had been the original party to the agreement in place of the Owner.
- 2. The Municipality hereby releases the Owner from all claims and demands of any nature whatsoever against the Owner in respect of the Cost Acknowledgement Agreement. The Municipality hereby accepts the Assignee as a party to the Cost Acknowledge Agreement in substitution of the Owner, and agrees with the Assignee that the Assignee will be bound by all the terms and conditions of the Cost Acknowledgement Agreement as if the Assignee had been the original executing party in place of the Owner.
- 3. All of the terms, covenants, provisos and stipulations in the said Cost Acknowledgement Agreement are hereby confirmed in full force save and except for such modifications as are necessary to make said clauses applicable to the Assignee.

IN WITNESS WHEREOF the Parties have hereunto affixed their corporate seals duly attested to by their proper signing officers in that behalf.

SIGNED, SEALED AND DELIVERED

S/C I have authority to bind the corporation :∋ltiT :JənwÖ S/C 2

Assignee: Title: Asve authority to bind the corporation

CITY OF HAMILTON

Mayor

Clerk