

# CITY OF HAMILTON

## NOTICE OF MOTION

Council: September 14, 2022

**MOVED BY COUNCILLOR B. CLARK.....**

**Connection to Municipal Services for 418 Upper Centennial Parkway, Stoney Creek**

WHEREAS, 418 Upper Centennial Parkway is located 20 meters (0.02 kilometers) outside the east urban boundary of the Upper Stoney Creek Settlement Area and therefore does not qualify for municipal sewer and water connection;

WHEREAS, a precedent has been set with other properties located outside the urban boundary that have been permitted to connect to municipal services at their cost; and

WHEREAS: a municipal waterline currently runs near the property;

THEREFORE BE IT RESOLVED:

That the Director, Growth Management with the City’s Planning and Economic Development Department be directed to issue a Water Permit for the connection of 418 Upper Centennial Parkway, Stoney Creek to the City Municipal Water, in a manner acceptable to the City of Hamilton, and subject to the following conditions:

- (i) That the municipal waterline that runs near 418 Upper Centennial Parkway, Stoney Creek, be evaluated to determine whether available water capacity exists for the proposed connection;
- (ii) That the owner of 418 Upper Centennial Parkway, Stoney Creek, applies and receives written permission from the City of Hamilton to enter into a Special Water Service Agreement for the water connection, as required by City’s Waterworks By-law R84-026;
- (iii) That the Special Water Service Agreement, if approved, be executed and registered on title for 418 Upper Centennial Parkway, Stoney Creek;
- (iv) That the owner of 418 Upper Centennial Parkway, Stoney Creek, agrees to pay the proportionate share of any future watermain construction within the Upper Centennial Parkway including abandonment of the proposed service connection.
- (v) That the owner of 418 Upper Centennial Parkway, Stoney Creek pay to the City of Hamilton all fees and charges set forth in the applicable City of Hamilton by-laws;

- (vi) That the water meter for the 418 Upper Centennial Parkway, Stoney Creek, water connection be installed in a sub-surface chamber as close to the existing municipal waterline as practical;
- (vii) That all costs for the permit(s), design and construction of the water connection in accordance with City standards, including any required supporting studies, reviews, or inspections be the responsibility of the owner of 418 Upper Centennial Parkway, Stoney Creek;
- (viii) That the direction provided by this Motion expire on December 31<sup>st</sup>, 2025 if the Water Permit has not been issued.