






## COMMUNICATION UPDATE

<b>TO:</b>	Mayor and Members City Council
<b>COMMITTEE DATE:</b>	November 29, 2024
<b>SUBJECT:</b>	Update on Order to Comply 333175CVGXKMB – Temporary Outdoor Shelter at Barton/Tiffany Lands (259 Caroline Street)
<b>WARD(S) AFFECTED:</b>	Ward 2
<b>SUBMITTED BY:</b>	Carlyle Khan General Manager Public Works Department
<b>SIGNATURE:</b>	
<b>SUBMITTED BY:</b>	Grace Mater General Manager Healthy & Safe Communities Department
<b>SIGNATURE:</b>	
<b>SUBMITTED BY:</b>	Anita Fabac Acting General Manager Planning & Economic Development Department
<b>SIGNATURE:</b>	

### Background:

Report HSC24027(b)/FCS24028/PED24162 directed staff to implement a temporary outdoor shelter facility at 259 Caroline Street, locally known as part of the Barton/Tiffany lands.

On November 22, 2024, a Council Communication Update provided information regarding an Order to Comply from the Ministry of Labour, including details about a

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received stop work order and other directions related to the site work for the temporary outdoor shelter at 259 Caroline Street.

This update outlines the actions taken, the status of Order 333175CVGXKMB, and the next steps for work on the site.

The City has hired Rankin Construction Inc. (Rankin) to lead the site works to prepare 259 Caroline Street for the outdoor shelter. Rankin will act as the “Constructor,” the person responsible for the health and safety on a construction project, per the *Occupational Health and Safety Act* (OHSA). Rankin has filed the required Notice of Project with the Ministry of Labour and is preparing to mobilize work on site on Monday, December 2, 2024, with all safety measures in place.

The Ministry of Labour’s order also required the City to ensure that all contractors on site were provided with a list of designated substances, as prescribed under OHSA Section 11, in order to protect worker safety. This document has been prepared and submitted to the contractor and consultants for their use in their worker safety plans.

With these actions, the requirements outlined in Ministry of Labour Order 3175CVGXKMB have been successfully met, and staff have signed back the order as completed, for Ministry review.

In addition to the temporary outdoor shelter project located at 259 Caroline Street, two other unrelated projects are taking place in the vicinity:

- Signal and pedestrian upgrades at the following intersections:
  - Barton and Tiffany Streets
  - Barton and Caroline Streets
  - Caroline and Stuart Streets
- Resurfacing of Caroline Street

An additional complaint was received by the Ministry of Labour concerning signal improvement work at the corner of Caroline Street and Barton Street. On November 26, 2024, a Ministry of Labour inspector attended the site of the signal improvement work to review the work and ensure compliance. A follow-up meeting with the Ministry Inspector and staff was held on November 27, 2024, to clarify the matter and receive additional instructions, if any. It was determined that the signal work was a separate project from the outdoor shelter work, and no further actions or orders will be issued to the City.

Construction related to the Barton-Tiffany temporary outdoor shelter is anticipated to start on Monday December 2.

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Ongoing updates will be provided on the City's website to keep the public informed.

For more information, please contact Carlyle Khan, General Manager, Public Works at [Carlyle.khan@hamilton.ca](mailto:Carlyle.khan@hamilton.ca)

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