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Planning and Economic Development Department
Planning Division

FILE: HP2025-002

February 28, 2025

City of Hamilton
c/o Ian Hoaran, Forestry Investigator
71 Main Street West, Hamilton ON, L8P 4Y5

Re: Heritage Permit Application HP2025-002: Removal of a Tree at City Right-of-Way on James Street South, Hamilton (Ward 2) (Durand-Markland HCD, By-law No. 94-184)

Please be advised that pursuant to By-law No. 05-364, as amended by By-law No. 07-322, which delegates the power to consent to alterations to designated property under the *Ontario Heritage Act* to the Director of Planning and Chief Planner, Heritage Permit Application HP2025-002 is approved for the designated right-of-way on James Street South, in accordance with the materials submitted with the application for the following alterations:

- Removal of a Sugar Maple tree in the City right-of-way due to unsafe conditions; and,
- Planting of a replacement Armstrong Maple tree in the same location as the Sugar Maple tree to be removed.

Subject to the following conditions:

- i) That any minor changes to the replanting of the replacement tree following approval shall be submitted, to the satisfaction and approval of the Director of Planning and Chief Planner, prior to the commencement of any alterations.

Please note that this property is designated under Part V of the *Ontario Heritage Act*, and that this permit is only for the above-noted work. Any departure from the approved plans and specifications is prohibited, and could result in penalties, as provided for by the *Ontario Heritage Act*. The terms and conditions of this approval may be appealed to the Ontario Land Tribunal within 30 days of your receipt of this Notice.

The issuance of this permit under the *Ontario Heritage Act* is not a waiver of any of the provisions of any By-law of the City of Hamilton, the requirements of the *Building Code Act*, the *Planning Act*, or any other applicable legislation.

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If you have any further questions, feel free to contact Lisa Christie, Cultural Heritage Planner, at 905-546-2424 ext. 1291 or via email at Lisa.Christie@hamilton.ca.

Yours truly,



Anita Fabac, MCIP RPP
Acting Director of Planning and Chief Planner

cc: Lisa Christie, Cultural Heritage Planner
Chantal Costa, Plan Examination Secretary
Matt Gauthier, Legislative Coordinator
Councillor Kroetsch, Ward 2