CITY OF HAMILTON

Municipal Law Enforcement Section, Planning and Economic Development Department 330 Wentworth St. N, Hamilton, ON L8L 5W3

ORDER

Pursuant to Subsection 15.2(2) of the <u>Ontario Building Code Act, 1992</u>
Property Standards Order No. 21-117943 00 MLE

Order issued to:
DZINTARS CERS
368 MAGNOLIA DRIVE
HAMILTON, ONTARIO
L9C 6N7

Municipal Address to which Order applies: 368 MAGNOLIA DRIVE HAMILTON, ONTARIO

Property Identification Number 16955-0090 (LT)

Order issued to:
JAMES FRANCIS DEANE
MARY EMILY DEANE
364 MAGNOLIA DRIVE
HAMILTON, ONTARIO
L9C 6N7

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Municipal Address to which Order applies: 364 MAGNOLIA DRIVE HAMILTON, ONTARIO

Dennado Chandarda Ordar No. 24 117042 DO MI C

Property Identification Number 16955-0089 (LT)

An inspection on or about MARCH 16, 2022 of your property, 368 MAGNOLIA DRIVE, HAMILTON, ONTARIO found that the property does not comply with the standards prescribed by the City of Hamilton's Property Standards By-law #10-221, specifically:

ITEM#	STANDARD (Property Standards By-law Provision)	REQUIRED WORK
1	31(5) or the purposes of an inspection under subsection 31(3), an officer may,	of the City of Hamilton by a
	(a) require the production for inspection of documents or things, including drawings or	under the Surveyors act.
	specifications, that may be relevant to the property or any part thereof;	The survey must be inclusive of buildings, showing the location of
	(b) inspect and remove documents or things relevant to the property or part thereof for the purpose of	the retaining the wall in relation to
	making copies or extracts; (c) require information from any person concerning a	Magnolia Dr.)

Received Jon 27/23

ORDER

368 MAGNOLIA DRIVE, HAMILTON, ONTARIO

ITEM#

STANDARD

(Property Standards By-law Provision)

REQUIRED WORK

matter related to a property or part thereof
(f) order the owner of the property to take and supply
at the owner's expense such tests and samples as
are specified in the order

describing and detailing elements on the survey; the location of the retaining wall and the location of the wall as to where it currently resides on each individual property.

You are ordered, no later than FEBRUARY 24, 2023:

The owner of any property which does not conform to the standards in this By-law shall repair and maintain the property to conform to the standards or shall clear the property of all buildings, structures or debris and shall leave the property in a graded and levelled condition. However no building or structure on a Part IV or Part V heritage property shall be altered or cleared, including but not limited to removed, demolished or relocated, except in accordance with the Ontario Heritage Act.

The City of Hamilton may carry out the work or clear the property at your expense if you do not comply with this Order.

You may appeal this Order within 14 days of service of this order by delivering a Notice of Appeal together with the appeal fee (\$152.21 plus HST of \$19.79 for a total fee of \$172.00 via cheque payable to the City of Hamilton) by registered mail of personally to the Secretary of the Property Standards Committee, City Hall, 71 Main St. W., 1st Floor, Hamilton, ON L8P 4Y5. The Notice of Appeal form can be found at http://www.hamilton.ca/propertystandards or picked up from the Secretary of the Property Standards Committee.

Notes:

- 1. A Building Permit is required before any material alteration or repair to a building or system or before any demolition.
- 1. If the building is used as rental residential property, you must comply with any applicable requirements under the Residential Tenancies Act, 2006.
- 2. Failure to comply with this Order is an offence pursuant to paragraph 36(1)(b) of the <u>Building Code Act</u>, 1992 which could result in a fine of up to \$50,000 for a first offence and \$100,000 for a subsequent offence for an individual and \$500,000 for a first offence and \$1,500,000 for a subsequent offence for a corporation.
- 3. If such repairs are not completed within the time specified herein, the City of Hamilton may register this order on title with the Land Registry Office. Upon discharge of the order, the property owner shall be responsible to pay the fee for discharge of an order as set out in the City's User Fees and Charges by-law. Failure to obtain payment will result in the fee being added to municipal property taxes.

ORDER

368 MAGNOLIA DRIVE, HAMILTON, ONTARIO

Issued on: January 25, 2023	Received
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Signature:	
Ola and a Association of the Control	2013
Sharla Armstrong	
Municipal Law Enforcement Officer	4
905-546-2424 Ext. 5414	The state of the s

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