

ISSUE DATE:

April 12, 2011



PL100633

Ontario
Ontario Municipal Board
Commission des affaires municipales de l'Ontario

2243361 Ontario Inc. and Sam's Auto Wrecking Co. Ltd. has appealed to the Ontario Municipal Board under subsection 17(24) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, from a decision of the City of Hamilton (to approve or to refuse approval of) Proposed Amendment No. 223 to the former City of Hamilton Official Plan
Approval Authority File No. CI-09-H
OMB File No. PL100633

Wayne Clayton has appealed to the Ontario Municipal Board under subsection 17(24) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, from a decision of the City of Hamilton to (approve or to refuse approval of) Proposed Amendment No. 158 to the former City of Stoney Creek Official Plan
Approval Authority File No. CI-09-H
OMB File No. PL100633

1201076 Ontario Inc., 2243361 Ontario Inc., 5A Developments Inc. and others have appealed to the Ontario Municipal Board under subsection 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended, against Zoning By-law 10-128 of the City of Hamilton
OMB File No. PL100634

APPEARANCES:

Parties

Counsel*/Agent

City of Hamilton

M. Kovacevic* and M. Minkowski*

1823474 Ontario Inc.

M. Rudolph*

Flamborough Power Centre Inc.

E. Fothergill

Sam's Auto Wrecking Co. Ltd. and
ShawCor Ltd.

N. Smith*

5A Developments Inc.

V. Bacher*

2243361 Ontario Inc.

P. Kuca*

ZBX Hamilton Lands Inc.

J. Hewitt*

TDL Group Corp. Inc.

S. Leisk*

Wayne Clayton

Bunge Canada Holdings IULC

D. Tang*

1201076 Ontario Limited

N. DeFilippis*

AMENDING DECISION DELIVERED BY C. HEFFERON AND ORDER OF THE BOARD

The decision dated March 25, 2011 (“Decision”) is amended to correct the name of TDL Group Corp. Inc. as found on pages 1, 4, and 6.

The third full paragraph on page 4 of the decision is amended to read as follows.

“The Board was told that the site specific appeals of the following appellants are still outstanding, but that most if not all are close to being settled with the City of Hamilton.

- 5A Developments Inc.
- 1823474 Ontario Inc.
- ZBX Hamilton Lands Inc.

The appeal of TDL Group Corp. Inc. against the M3 provisions of the Zoning By-law remains outstanding.”

Paragraph 1 of page 6 of the decision, the Board’s Order is amended to read:

“The Board Orders that under section 34 (31) of the Planning Act, City of Hamilton Zoning By-law 10-128 is approved except as it applies to the lands identified in the appeals of the following:

- 5A Developments Inc
- 1823474 Ontario Inc
- ZBX Hamilton Lands Inc.
- TDL Group Corp. Inc.”

In all other respects, the Board's Decision remains unchanged.

So Orders the Board.

"C. Hefferon"

C. HEFFERON
MEMBER