REQUEST TO SPEAK TO CITY COUNCIL

Attention: Chair and Members

c/o City Clerk, Hamilton City Hall
71 Main Street West
Hamilton, ON L8P 4Y5

Date of Request: __________

By email: clerk@hamilton.ca

(Kindly indicate which Standing Committee)

Board of Health [ ] Planning & Economic Development [ ]
Committee of the Whole [ ] Social Services [ ]
Community Services [ ] Public Works, Infrastructure & Environment [X]
Corporate Administration [ ] Strategic Planning and Budgets [ ]

Name of Individual: Paul Watkins

Name of Organization: ________________________________

Lobbyist Registry (voluntary): Do you or your organization represent a lobbyist?
Yes [ ] No [X]

Contact Number: 905 528-2302

Reason(s) for delegation request:
Soil Testing on Ally-way north of 1560 Main West Corridor on dumpster
removal motion

Yes, I am submitting a formal presentation with my request

Note: 25 copies required of all presentation materials

No, I will not be submitting a formal presentation with my request

*Yes, if my request for delegation status is approved, I will be requiring the following Audio-visual equipment for my presentation:

(please indicate)
Overhead Projector [X] Power Point [ ]

Requests to speak to Council are forwarded to the Standing Committee for consideration. Once considered by Committee, and approved, you will be notified of the date for your presentation.

"Personal information collected on this form is authorized under Section 5.10(2) of the City's Procedural By-law No. 03-301 for the purpose of contacting individuals and/or organizations requesting an opportunity to appear as a delegation before a Standing Committee and will be published with the Committee Agenda. The Procedural By-law is a requirement of Section 238(2) of the Municipal Act. Questions about its collection can be directed to the Manager of

2006
Motion Being Sought To Have Storage Permit Revoked For Dumpsters and to have them Removed From The Assumed Public Alley-Way Located North Of 1560 Main St. West, Hamilton, The Removal Of The Unauthorized Gate Posted In Alley-Way.

That the following dumpsters belong to the restaurant located @ the above mentioned address.
That the gate in the Alley-way is also located by the dumpsters and was installed by the restaurant.
That I own the following property @ 11 Hollywood St. North, Hamilton
That the following dumpsters are located 20 feet south of my bedroom window.
That the loud noises from the dumpsters being slammed constantly until the late hours of the evening are interfering with my right to enjoyment.
That my safety is now compromised as I'm forced to sleep with ear plugs and in the event there was a fire or an intruder in my home I would be venerable!
That I drive a 5 ton truck as my occupation and the lack of sleep is also a threat to my safety and the safety of those around me!
That I attended a meeting @ Alderman Mac Hattie's office in Dec. of 2004 to discuss this matter and other issues and that the alderman assured me that this matter would also be dealt with!
That the following dumpster also attracts rodents and that complaints have been made to the City of Hamilton Health Board.
That it appears that recommendations by the Health Board were also made to have the dumpster covered by a tarp but after several weeks the tarp vanished.
That I have made attempts to numerous City of Hamilton Departments to have this and other issues resolved but have been unsuccessful.

That I'm also requesting a copy of the above mentioned Permit.

The following Motion will be relied on by a City of Hamilton Property Zoning Chart that was made available to me by the Property Standards Branch in Nov. 2004;
Please Find Attached!
To be Heard by City Health Board Committee @ 9:30 AM, May 29th, 2006:

Grounds Also Include:

That the owner of the restaurant @ 1560 Main West (ie. Michael Verri) for years made false claims that he owned the Public Assumed City Ally-way.

In Oct. of 2004 it was confirmed by the City of Hamilton; Property Standards Supervisor Judy Downey that the ally-way itself was owned by the City of Hamilton.

That until January of 2002 the restaurant's dumpsters were located on the south west side of the restaurant south of the restaurant's west-side door and that it wasn't until January 2002 that the restaurant dumpsters were relocated into the city owned ally-way!

That I have lived in my home @ 11 Hollywood N. since the date I took possession May 15th, 1996!

That I firmly believe that these dumpsters stored in the well shaded area of the city ally-way with the amounts of standing water these containers usually hold, present a tremendous rise to public safety in the area by compromising the City of Hamilton's West-Nile Policy!

That I have recently received confirmation from the City of Hamilton's Director of Building and Licensing Tom Redmond that claims the City does not issue such a storage permit!

That as Michael Verri leases the secondary double lane drive-way for customer parking, located north of the city ally-way @ 1560 Main St. W. and the property is listed as 16 Kingsmount St. N. and is owned by Mrs. Betty Robertson; perhaps a solution can be found if Mr. Verri stores the dumpsters @ this location as they would be directly in the sun avoiding significant opportunities for west-nile to breed and thus the dumpsters would be stored over 50 feet from my house allowing me an opportunity to return back to the reasonable enjoyment I'm intitle too!

That the following dumpster's locations serves as a Fire Department violation!

This Motion Will Be Relied On By Further Evidence: E-mail from Tom Redmond; Dated

Additional Motion Being Sought: To Have The City of Hamilton; Health Board Request The Ontario Ministry Of Environment Provide Soil Testing On Suspected Contaminated Material that Was Used as Fill and to Alter The Grade Of The City Ally-way @ 1560 Main West; Under the Ontario Ministry of Environmental SPILL ACT!

Grounds Are As Follows:

That I believe rubble (ie. fire brick, mortar, slag, mill scale and asbestos!) from the Steel Company's Furnace (ie. Stelco or Dafasco) was used to alter the grade of the ally-way.

That concerns on the following were brought to the attention of Alderman Brian Mac Hattie during a meeting between Aldermen Mac Hattie and a City of Hamilton Property Standards officer in early December of 2004.

That immediately after mentioning my concerns on the matter directly to Alderman Mac Hattie the conversation was interrupted by the Property Standards officer who then claimed the owner of the restaurant had agreed to remove the fill from the ally-way, my fence and to restore the grade on the ally-way, but that he was requesting time to take care of this matter due to the winter season.

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That I agreed to grant the owner of the restaurant (i.e. Michael Verri) the necessary time he had requested and that Aldermen Mac Hattie had set the bar by insisting the work be done by the due due date of April 15th, 2005. Alderman Mac Hattie then went on about the consequences for the restaurant owner if the work was not done, in what appeared to be a fiscusious manner. Subsequently 4 months later very little was done to correct the concerns and the damage and that when I attempted to contact Aldermen Mac Hattie for an appointment the Aldermen became uncooperative and reneged on his promises and had his secretary convey that should retain counsel.

That under the Ontario Ministry of Environment's (SPILL ACT) the following practice to store such material requires that the material itself be stored solely by itself on a concrete slab in an area zoned as an industrial area and that the current area where the alley-way is located is zoned for residential and some commercial only! The irony of the whole matter is that for less than $300.00 the owner of the restaurant could have had 18 yards of stone delivered instead of the frivolous uncertain path Mr. Verri chose to take!
Mr. Watkins,

This Division does not issue permits for garbage dumpsters nor am I aware of such permits being issued by any Department in the City.

Tom Redmond, P. Eng.
Director of Building and Licensing
Planning and Economic Development Department
Phone: 905 546-2424 ext 4652
e-mail: tredmond@hamilton.ca

-----Original Message-----
From: Paul Watkins [mailto:paul_watkins2@hotmail.com]
Sent: Saturday, April 29, 2006 10:46 AM
To: Redmond, Tom
Cc: paul_watkins2@hotmail.com
Subject:

Good Morning Tom

Some months back I was advised by a City of Hamilton official that a full-time permit had been issued by your department to store garbage dumpsters in the assumed public City Alley-way located @ 1560 MainSt. W. and that this was the reason why the owner of the restaurant was granted such a permit for years. The grounds for the permit appear to be that the owner has a shortage of parking. Can you please provide me with a copy of the above mentioned permit?

Many Thanks Tom : Paul Watkins