

Authority: Item 4, Emergency & Community
Services Report: 07-013 (ECS07071)
CM: May 30, 2007

Bill No. 315

CITY OF HAMILTON

By-law No. 07-315

**To Authorize a Site Specific Municipal Capital Facility
for Affordable Housing with the Bank of Nova Scotia**

WHEREAS subsection 110(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that the council of a municipality may enter into agreements for the provision of municipal capital facilities by any person;

AND WHEREAS subsection 2(18) of Ontario Regulation 603/06, as amended, prescribes municipal housing project facilities as eligible municipal capital facilities;

AND WHEREAS Section 2 of City of Hamilton By-law 03-148, as amended by City of Hamilton By-law 06-142, authorizes the City of Hamilton to enter into municipal housing project facilities agreements with housing providers;

AND WHEREAS municipal housing project facilities may include ownership housing units;

AND WHEREAS at its meeting of May 24, 2006, the Council of the City of Hamilton declared by resolution that it endorsed the Hamilton HomeStart Program, and authorized the City of Hamilton entering into an agreement for the provision of a municipal housing project facility with The Bank of Nova Scotia, operating as Scotiabank as the housing provider.

AND WHEREAS the City of Hamilton and Scotiabank are desirous of entering into an agreement for the provision of these municipal housing project facilities by Scotiabank;

NOW THEREFORE the Council of the City of Hamilton ENACTS as follows:

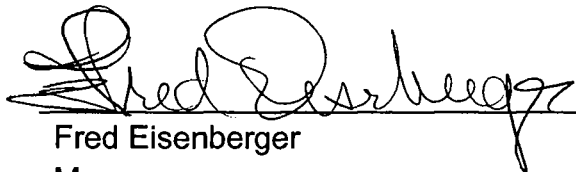
1. The City of Hamilton is authorized to enter into an agreement under section 110(1) of the Municipal Act, 2001 with Scotiabank for the provision of a municipal capital facility, namely an affordable municipal housing project facility consisting of at least 55 ownership housing units.

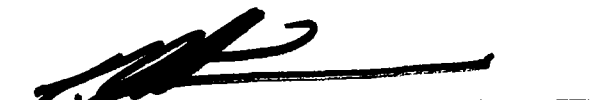
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2. The Mayor and City Clerk, are authorized to execute the said agreement and the General Manager of Community Services or his/her delegate are authorized to execute any other documentation required, in the opinion of the City Solicitor, to implement the agreement and to give effect to Section 1 hereof.

3. This By-law shall come into effect on the date of its enactment.

PASSED AND ENACTED this 14th day of November, 2007


Fred Eisenberger
Mayor


Kevin C. Christenson
City Clerk