

ISSUE DATE:  
**December 29,  
2009**

**09-088-OMB-02**



**PL090466**

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

IN THE MATTER OF subsection 34(19) of the *Planning Act*, R.S.O. 1990, c. P.13, as amended

Appellant: Queendale Garden Homes Limited  
Subject: By-law No. 09-088  
Municipality: City of Hamilton  
OMB Case No.: PL090466  
OMB File No.: PL090466

**B E F O R E:**

J.E. SNIEZEK )  
MEMBER ) Tuesday, the 29th day  
) of December, 2009

**THIS MATTER** having come on for public hearing, and the Board in its Decision issued December 18, 2009 ("Decision") having withheld its Order pending the confirmation that Section 4 of the Minutes of Settlement have been satisfied;

**AND THE BOARD** having been advised that section 4 of the Minutes of Settlement have been satisfied;

**THE BOARD ORDERS** that the Appeal is allowed and By-law 09-88 is amended as set out in Attachment "1" to the Decision.

SECRETARY