

**Authority:** Item 4(d), Public Works, Infrastructure  
and Environment Committee Report  
04-018 (PW04076(a)/FCS0497(a))  
CM: October 27, 2004

**Bill No. 081**

**CITY OF HAMILTON**

**BY-LAW NO. 05-081**

**TO AMEND BY-LAW NO. 04-226, BEING A BY-LAW  
TO AUTHORIZE THE ENTERING INTO AND EXECUTION OF AGREEMENTS  
WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO, AS  
REPRESENTED BY THE MINISTER OF MUNICIPAL AFFAIRS AND  
HOUSING, FOR ONTARIO'S MILLENNIUM PARTNERSHIPS INITIATIVE**

WHEREAS at its meeting of September 15, 2004, the Council of the City of Hamilton passed and enacted By-law No. 04-226, being a by-law to authorize and direct the Mayor and City Clerk to execute the Ontario Millennium Partnerships Initiative funding agreements and all necessary ancillary documents with Her Majesty the Queen in Right of Ontario, as represented by the Minister of Municipal Affairs and Housing, for each of the projects identified in Schedule " A to that by-law;

AND WHEREAS one of the projects identified in Schedule " A to By-law No. 04-226 was the proposed new Materials Recycling Facility, which project the City of Hamilton has decided to not proceed with at this time;

AND WHEREAS at its meeting of July 14, 2004, the City of Hamilton approved of Item 7 of Committee of the Whole Report No. 04-004 and thereby requested that the Province transfer the proposed funding from the Materials Recycling Facility project to the Centralized Composting Facility project;

AND WHEREAS at its meeting of October 27, 2004, City Council approved of Item 4 of Public Works, Infrastructure and Environment Committee Report 04-018 and thereby authorized the amendment of By-law No. 04-226 to reflect the change in projects from the Materials Recycling Facility to the Centralized Composting Facility if the Province of Ontario agrees to the City's funding transfer request;

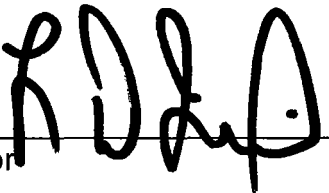
AND WHEREAS by letter dated January 3, 2005 Her Majesty the Queen in Right of Ontario, as represented by the Minister of Municipal Affairs, has agreed that the funding originally agreed to for the Materials Recycling Facility can be applied to the City's Centralized Composting Facility project;

AND WHEREAS it is therefore necessary to amend By-law No. 04-226 to reflect the above so that the City may enter into and execute the applicable Ontario Millenium Partnerships Initiative funding agreement and all necessary ancillary documents;

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

1. That Schedule " A to By-law No. 04-226 is hereby amended by deleting "Materials Recycling Facility" identified in the 5<sup>th</sup> line of said Schedule " A and by substituting therefor "Centralized Composting Facility".
2. That this by-law shall come into force and take effect upon its passing and enactment.
3. In all other respects, the contents of By-law No. 04-226 are hereby confirmed as unchanged.

PASSED AND ENACTED this 13<sup>th</sup> day of April, 2005.

Mayor 

City Clerk 