

Schedule A

IN THE MATTER OF THE *COMMUNITY CHARTER* S.B.C. 2003, c. 26

AND

THE PROPERTY LOCATED AT
1176 YATES STREET, VICTORIA BC

TO: Mr. Robin Kimpton
1121 Empress Ave.
Victoria, BC
V8T 1P3

NOTICE OF REMEDIAL ACTION REQUIREMENT

WHEREAS the Council of the City of Victoria (the "Council") has determined and declared that the building (the "Building") located at 1176 Yates Street, legally described as **Lot 1 Plan 740 Section SR Victoria** (the "Lands"), is a nuisance, hazard and creates an unsafe condition pursuant to Section 74 of the *Community Charter*.

THEREFORE under statutory power, including Sections 16, 17, 64, 72 to 74, 79 and 154 to 156 of the *Community Charter*, the Council orders as follows:

1. Within sixty (60) days of February 14, 2019, the registered owner of the lands (the "Owner"), at the Owner's expense, must obtain a building permit, and adhere to the conditions of the building permit, to remediate the unsafe conditions by removing and/or demolishing the Building and removing from the Lands any and all debris or accumulated materials.
2. If the Owner does not take the action required under Section 1 of this Notice, the Council, or any persons authorized by the Council (including private contractors) are authorized to enter upon the Lands pursuant to Section 16 and 17 of the *Community Charter* for the purpose of carrying out the required work.
3. Any action taken by the Council or other authorized person with respect to Section 2 of this Notice will be undertaken at the expense of the Owner, and the City of Victoria may recover the costs incurred in doing so as a debt from the Owner in accordance with Section 17 of the *Community Charter*.
4. If the City takes action and the costs of the action are unpaid on December 31 of the year in which the costs were incurred, the amount owing will be added to the property taxes and deemed as taxes in arrears in accordance with Section 258(1)(c) of the *Community Charter*.
5. Within fourteen (14) days of February 14, 2019, the Owner may request, in accordance with Section 78 of the *Community Charter* that the Council reconsider the remedial action requirement imposed under Section 1. A request that the Council reconsider the remedial action requirement must be given in writing within the time stated to:

City Clerk
City of Victoria
#1 Centennial Square
Victoria, BC
V8W 1P6

Dated at the City of Victoria, this 14th day of February 2019.

Mayor

City Clerk