

Authority: Item 3
Planning Committee
Report 13-014 (PED13140)
CM: September 17, 2013

Bill No. 246

CITY OF HAMILTON

BY-LAW NO. 13-

**To Amend Zoning By-law No. 05-200,
Respecting Lands Located at 392, 488, and 530 Dundas Street East, Concession
3, Part of Lots 2, 3, 4, and 5 (East Flamborough), in the Former Town of
Flamborough, now in the City of Hamilton**

WHEREAS the City of Hamilton has in force several Zoning By-laws which apply to the different areas incorporated into the City by virtue of the City of Hamilton Act, 1999, S.O. 1999, Chap. 14;

AND WHEREAS the City of Hamilton is the lawful successor to the former Municipalities identified in Section 1.7 of By-law 05-200;

AND WHEREAS it is desirable to enact a new Zoning By-law to comprehensively deal with zoning throughout the City;

AND WHEREAS the first stage of the new Zoning By-law, being By-law 05-200, came into force on May 25, 2005;

AND WHEREAS this By-law is in conformity with the Official Plan of the City of Hamilton (the Official Plan of the Former Town of Flamborough, approved by the Minister under the Planning Act on September 27, 1988) in accordance with the provisions of the Planning Act.

NOW THEREFORE the City of Hamilton enacts as follows:

1. That Maps 384, 414, 415, 416, 447, 448, and 483 of Schedule "A" of By-law No. 05-200 are amended by zoning the lands Open Space Zone "P4", the extent and boundaries of which are shown as "Block 1" on a plan hereto annexed as Schedule "A".
2. That Map 415 of Schedule "A" of By-law 05-200 is amended by zoning the lands Open Space Zone "P4-455", the extent and boundaries of which are shown as "Block 2" on a plan hereto annexed as Schedule "A".

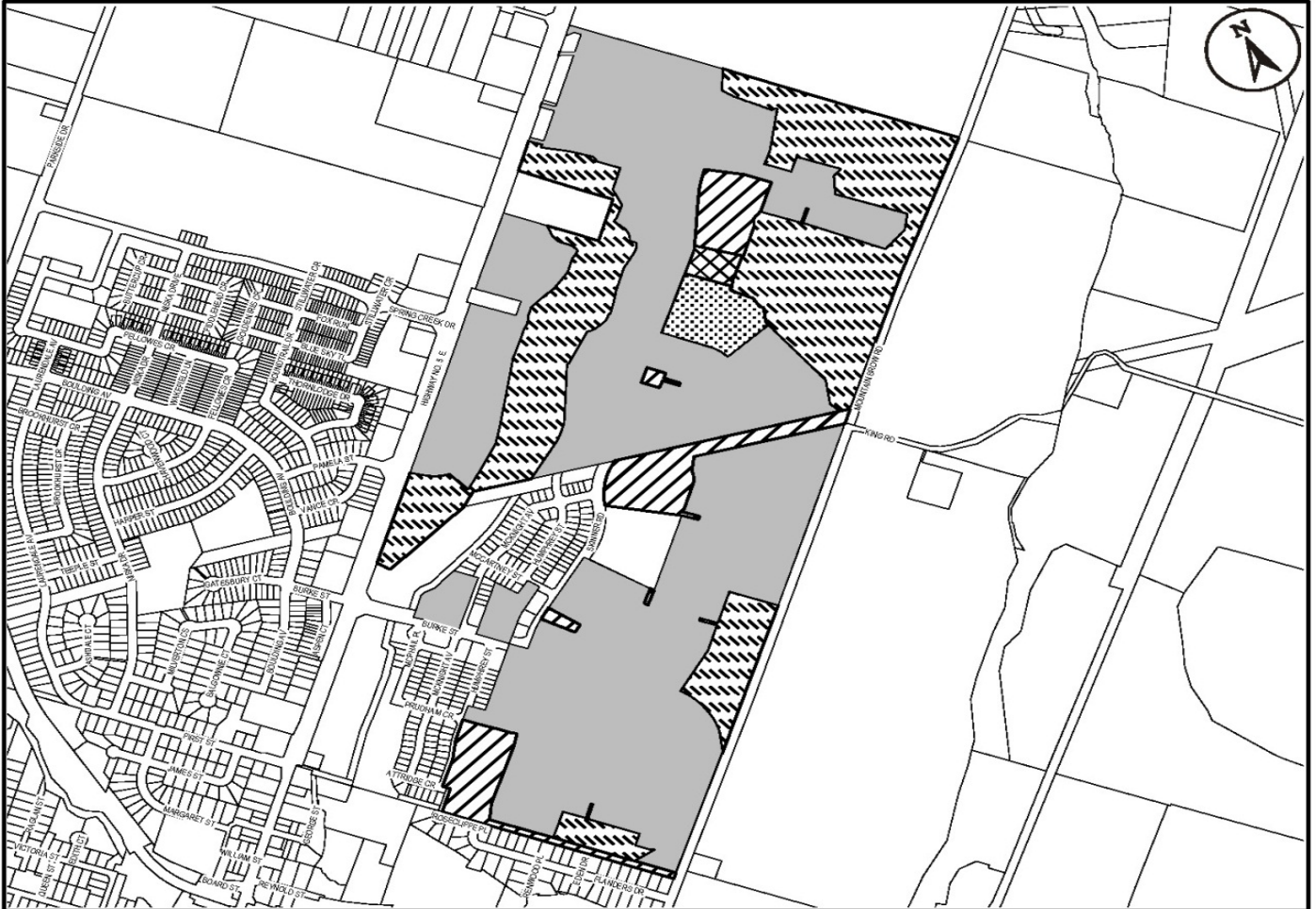
3. That Maps 384, 414, 415, 416, 447, 448, and 483, of Schedule "A" of By-law No. 05-200 are amended by zoning the lands Conservation/Hazard Land Zone "P5", the extent and boundaries of which are shown as "Block 3" on a plan hereto annexed as Schedule "A".
4. That Map 415 of Schedule "A" of By-law No. 05-200 is amended by zoning the lands Neighbourhood Institutional Zone "I1", the extent and boundaries of which are shown as "Block 4" on a plan hereto annexed as Schedule "A".
5. That Schedule "C" of By-law No. 05-200 is amended by adding an additional Special Exception, as follows:

"455. Within the lands zoned Open Space and Parks (P4-455) Zone, identified on Map 415 of Schedule "A", and described as part of 392 Dundas Street East, being Block 2 on Schedule "A" of this By-law, the following special provision shall apply:
 - a) In addition to the uses permitted within Section 4.4 and Section 7.4 of By-law 05-200, the subject property shall also be permitted to be used for a municipal water tower.
6. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law, in accordance with the Planning Act.

PASSED this 9th day of October, 2013.

R. Bratina
Mayor

R. Caterini
Clerk



This is Schedule "A" to By-law No. 13-

Passed the day of, 2013

Mayor

Clerk






Schedule "A"

Map Forming Part of
By-law No. 13-_____

to Amend By-law No. 05-200
Map 384, 414, 415, 416, 447, 448 & 483

Subject Property

Waterdown Bay

-  **Block 1** - Lands to be Zoned Open Space and Park (P4) Zone
-  **Block 2** - Lands to be Zoned Open Space and Park (P4-455) Zone Site Specific
-  **Block 3** - Lands to be Zoned Conservation/Hazard Lands (P5) Zone
-  **Block 4** - Lands to be Zoned Neighbourhood Institutional (I1) Zone
-  **Block 5** - Refer to By-law No. 90-145-Z

Scale:
N.T.S.

File Name/Number:
ZAC-12-013

Date:
August 15, 2013

Planner/Technician:
EJ/DB



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT