

**Authority:** Item [REDACTED]  
Planning Committee  
Report: 14-[REDACTED] (PED14153)  
CM: [REDACTED]

**Bill No.** [REDACTED]

**CITY OF HAMILTON**

**BY-LAW NO.** [REDACTED]

**To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended,  
Respecting Lands located at 1370 Brock Road, (Flamborough)**

**WHEREAS** the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C. did incorporate, as of January 1st, 2001, the municipality "City of Hamilton";

**AND WHEREAS** the City of Hamilton is the successor to certain area municipalities, including the former area municipality known as "The Corporation of the Town of Flamborough" and is the successor to the former regional municipality, namely, The Regional Municipality of Hamilton-Wentworth;

**AND WHEREAS** the City of Hamilton Act, 1999 provides that the Zoning By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

**AND WHEREAS** Zoning By-law No. 90-145-Z (Flamborough) was enacted on the 5<sup>th</sup> day of November 1990, and approved by the Ontario Municipal Board on the 21<sup>st</sup> day of December, 1992;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item [REDACTED] of Report 14-[REDACTED] of the Planning Committee, at its meeting held on the [REDACTED] day of [REDACTED], 2014, recommended that Zoning By-law No. 90-145-Z (Flamborough) be amended as hereinafter provided;

**AND WHEREAS** the Rural Hamilton Official Plan was declared in force and effect on March 7, 2012 and is the Official Plan in effect for lands within the rural area of the City of Hamilton;

**AND WHEREAS** this By-law is in conformity with the Rural Hamilton Official Plan;

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

1. Schedule No. A-8, attached to and forming part of Zoning By-Law 90-145-Z (Flamborough), as amended, is hereby amended by changing the zoning from the "A" Agricultural Zone to the "A-92" Agricultural Zone, Modified;

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. That the definition of a Place of Worship, as contained in Section 3 of Zoning By-law No. 90-145-Z, be modified as follows:

***Place of Worship*** shall mean a *lot, building or structure*, or part thereof, used for a church, synagogue, mosque, temple, or other public worship and may include a *cemetery*.

That the "A" Agricultural Zone regulations, as contained in Section 33 of Zoning By-law No. 90-145-Z, be modified to include the following special requirements:

"A-92" (See Schedule A-8) (Block 1)

33.1 Permitted Uses

(h) Place of Worship

33.1.1 Prohibited Uses

Notwithstanding Section 33.1 (f) and (g), a farm help house, single detached dwelling and/or dwelling unit(s), shall not be permitted on those lands zoned "A-92" Agricultural Zone, Modified.

33.2 Zoning Provisions

- |     |                                                     |                                                                                                                |
|-----|-----------------------------------------------------|----------------------------------------------------------------------------------------------------------------|
| (m) | Landscape Open Space (minimum)                      | 10%                                                                                                            |
| (n) | Planting Strip (minimum)                            | 3.0 metre width<br>across all lot lines<br>adjacent to a street<br>except for points of<br>ingress and egress. |
| (o) | Maximum Ground Floor Area for a<br>Place of Worship | 1500m <sup>2</sup>                                                                                             |

All other regulations of the "A" Agricultural Zone shall apply.

3. That no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "A" Agricultural Zone provisions, subject to the special requirements referred to in Section 2.
4. 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 and ENACTED** this [redacted] day of [redacted], 2014.

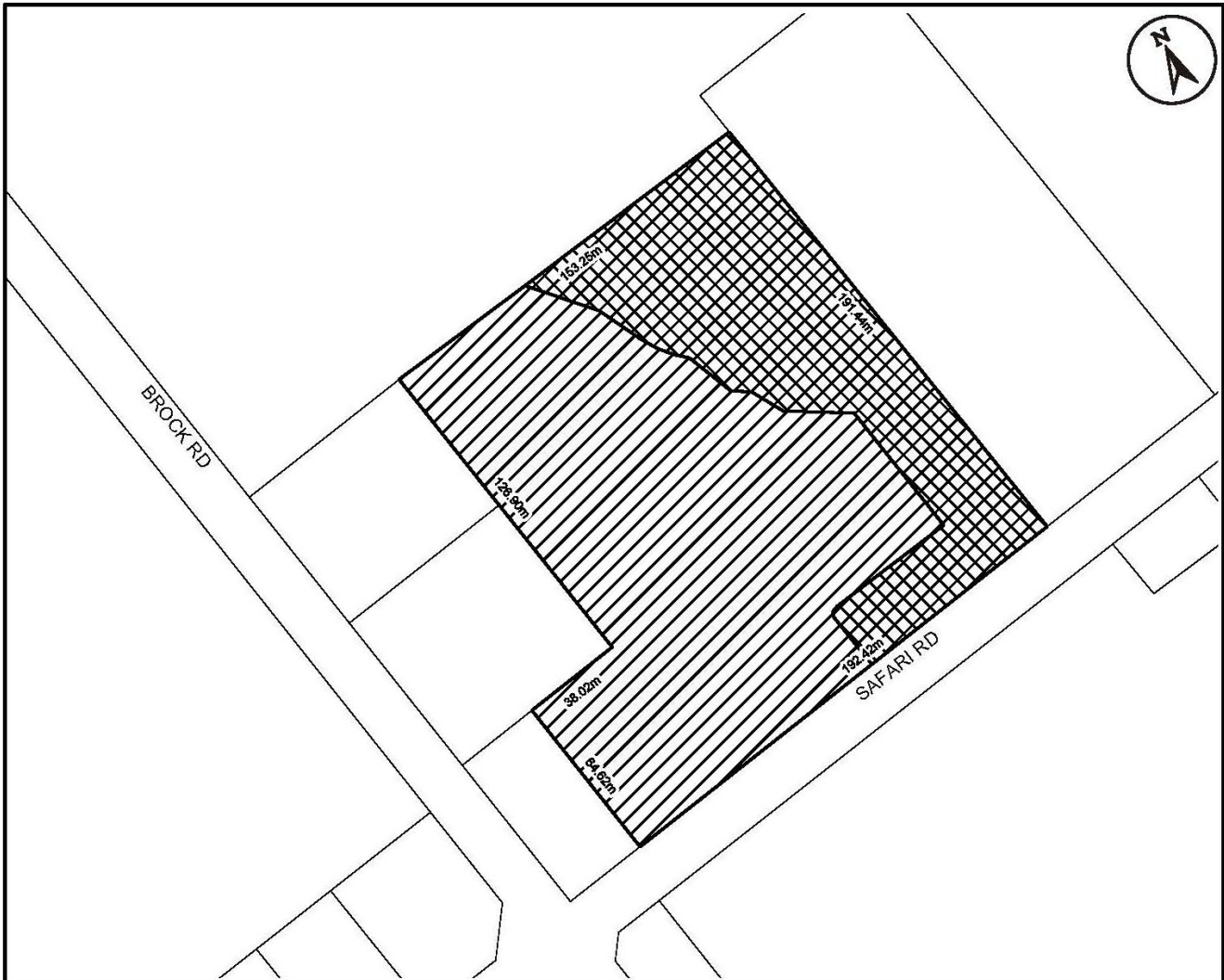
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R. Bratina  
Mayor

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Rose Caterini  
Clerk



ZAR-13-011



This is Schedule "A" to By-law No. 14-  
 Passed the ..... day of ....., 2014

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 Mayor  
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 Clerk

**Schedule "A"**  
 Map Forming Part of  
 By-law No. 14-\_\_\_\_\_  
 to Amend By-law No. 90-145-Z

**Subject Property**  
 **Block 1** - Lands to be rezoned from the "A" Agricultural Zone to the "A-92" Agricultural Zone, Modified  
 **Block 2** - Refer to By-law No. 05-200

|                                              |                                 |
|----------------------------------------------|---------------------------------|
| Scale:<br>N.T.S.                             | File Name/Number:<br>ZAC-13-011 |
| Date:<br>June 6, 2014                        | Planner/Technician:<br>AC/AL    |
| PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT |                                 |

