Conservation
Halton

January 2, 2017

BY MAIL AND BY EMAIL

Ms. Ida Bedioui
City Clerks Office
City of Hamilton
71 Main Street West, 1st Floor
Hamilton, ON L8P 4Y5

Dear Ms. Bedioui:

Re: **Temporary Use By-Law for Hamilton**
      Zoning By-Law No. 6593, Dundas Zoning By-Law 3581-86 and Hamilton Zoning By-Law 05-200
      City of Hamilton
      Our File: MPR 701

Proposal
Zoning By-Law Amendment
The purpose of the Temporary Uses By-laws are to establish seven pilot project areas and some properties within the rural area to permit entertainment on Outdoor Commercial Patios (in Conjunction with a licensed restaurant) for a maximum period of two years.

Ontario Regulation 162/06
Staff note that the affected areas/properties described in the Notice are dispersed through the City of Hamilton's jurisdiction and only some are within Conservation Halton's watershed. Three of the rural properties; 268, 276 and 281 Carlisle Road, are entirely regulated by Conservation Halton, pursuant to Ontario Regulation 162/06. As such should the Temporary Use By-Law to permit entertainment on outdoor commercial patios require the construction of any outdoor patio area (or any other development), Conservation Halton advises that a Permit pursuant to Ontario Regulation 162/06 is required prior to site alteration.

Recommendation
Based on the above, staff have no objection to the Temporary Use By-laws for the outdoor entertainment patios, for a maximum of two years, however advise that the temporary zoning by-law does not exempt the properties regulated pursuant to Ontario Regulation 162/06 from obtaining approval from Conservation Halton.

We trust the above is of assistance. Should you require further information, please contact the undersigned at Extension 2231.

Yours truly,

Katie Jane Harris
Environmental Planner

Cc: Joanne Hickey, City of Hamilton, Joanne.Hickey-Evans@hamilton.ca   *Member of Conservation Ontario*