

**Authority** Item [REDACTED]  
Planning Committee  
Report: 17-[REDACTED] (PED16155a)  
CM: [REDACTED]

**Bill No.** [REDACTED]

**CITY OF HAMILTON**

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

**To Amend Zoning By-law No. 3581-86**

**Respecting Pilot Project for Entertainment on Outdoor Commercial Patios  
generally located in Downtown Dundas**

**WHEREAS** the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap. 14, Sch. C. did incorporate, as of January 1, 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 "The Corporation of the Town of Dundas" 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 and Official Plans of the former area municipalities and the Official Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 3581-86 (Dundas) was enacted on the 22<sup>nd</sup> day of May 1986, and approved by the Ontario Municipal Board on the 10<sup>th</sup> day of May, 1988;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item [REDACTED] of Report 17-[REDACTED] of the Planning Committee, at its meeting held on the [REDACTED] day of [REDACTED], 2017, recommended that Zoning By-law No. 3581-86, be amended as hereinafter provided;

**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 Dundas) in accordance with the provisions of the *Planning Act*.

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

1. That Schedule "A" appended to and forming part of By-law No. 3581-86 (Dundas), as amended, is hereby further amended by adding S-130, on the

lands the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this By-law.

2. That Section 32 - "EXCEPTIONS" of Zoning By-law No. 3581-86 (Dundas), as amended, is hereby further amended by adding the following Sub-section:

CAC/S-130

R4/S-130 Section 6.26 d), shall not apply for a maximum period of two years from the date of passing of the Zoning By-law Amendment, being DATE under Section 39 of the *Planning Act* relating to temporary use provisions.

3. That By-law No. 3581-86 (Dundas) is amended by adding the By-law to Section 32 as Schedule S-130.
4. That Schedule "A" of the Zoning Schedule Key Map is amended by adding the site specific S-130 to the lands referred to in Section 1 of this By-law.
5. 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 and ENACTED** this [ ] day of [ ], 2017,

---

F. Eisenberger  
Mayor

---

Rose Caterini  
Clerk



This is Schedule "A" to By-law No. 17-  Passed the ..... day of ....., 2017	----- Mayor  ----- Clerk
---	--------------------------------------

<h2 style="margin: 0;">Schedule "A"</h2>  <h3 style="margin: 0;">Map Forming Part of By-law No. 17-_____</h3>  <h3 style="margin: 0;">to Amend By-law No. 3581-86</h3>	<p><b>Subject Property</b> Dundas Pilot Area</p> <p> To add Site Specific S-130 to lands zoned: Central Area Commercial "CAC/S-91", "CAC/S-126", "CAC/S-27", and "CAC-S/50a" Districts; and Low Density Residential "R4/S-91" District.</p>
--	---

<b>Scale:</b> N.T.S.	<b>File Name/Number:</b> OCP - Pilot Project (Dundas)	
<b>Date:</b> October 19, 2016	<b>Planner/Technician:</b> SM/VVS	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		