

Authority:
Ward: 7
Bill No.

CITY OF HAMILTON
BY-LAW NO.

To Amend Zoning By-law No. 6593 (Hamilton) As amended by Zoning By-law No. 89-246 and Further amended by Zoning By-law No. 97-134 Respecting the Lands Located at 30 Rymal Road East, Hamilton

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";

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

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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

WHEREAS the Council of the City of Hamilton, in adopting Item of Report 17- of the Planning Committee at its meeting held on the 20th day of June 2017, recommended that Zoning By-law No. 6593 (Hamilton), as amended by By-law No. 89-246 and By-law No. 97-134, be further amended as hereinafter provided; and

WHEREAS this By-law is in conformity with the Urban Hamilton Official Plan.

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

1. That Section 2 of By-law 89-246, as amended by By-law No. 97-134, is further amended by deleting clause (a) of By-law 89-246 and replacing it with the following:
 - (a) Notwithstanding Section 13D.(1)B.(iv) of Zoning By-law No. 6593, the following commercial use shall be permitted:

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1. Restaurant or refreshment room without dancing or other entertainment except music.
2. No building or structure shall be erected, altered, extended, or enlarged, nor shall any building or structure or park thereof be used, nor shall any land be used, except in accordance with the "G-4" (Designed Neighbourhood Shopping Area) District provisions, subject to the special requirements referred to in By-law 89-246 as amended by By-law No. 97-134 and Section 1 of this By-law.
3. That Zoning By-law No. 6593 is amended by adding this By-law to Section 19B as Schedule S-1123b.
4. That Sheet No. E9e of the District Maps is amended by marking the lands referred to in By-law Nos. 89-246 and 97-134 and further amended by Section 1 of this By-law as Schedule S-1123b.
5. 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 ____ day of ____, 2017.

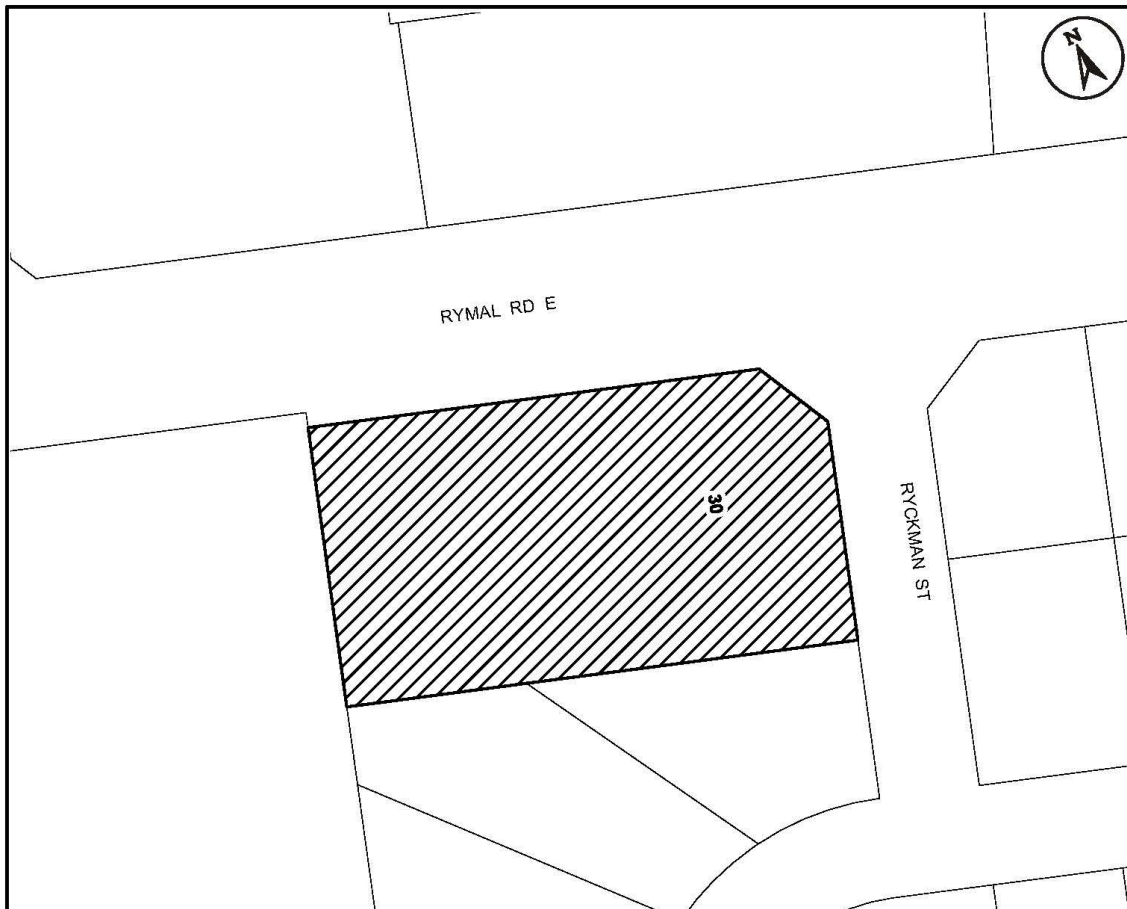
Fred Eisenberger
Mayor

Rose Caterini
City Clerk

ZAR-16-061

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This is Schedule "A" to By-law No. 17- Passed the day of, 2017	----- Mayor ----- Clerk
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<h2 style="margin: 0;">Schedule "A"</h2> <p style="margin: 10px 0 0 0;">Map Forming Part of By-law No. 17-_____</p> <p style="margin: 10px 0 0 0;">to Amend By-law No. 6593</p>	<p>Subject Property 30 Rymal Road East</p> <p> Change in Zoning from "G-4/S-1123" and "G-4/S-1123a" (Designated Neighbourhood Shopping Area) District, Modified to the "G-4/S-1123b" (Designated Neighbourhood Shopping Area) District, Modified.</p>
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Scale: N.T.S.	File Name/Number: ZAR-16-061		Date: May 15, 2017
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT			Planner/Technician: MF/VS

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For Office Use Only, this doesn't appear in the by-law - Clerk's will use this information in the Authority Section of the by-law

Is this by-law derived from the approval of a Committee Report? Yes

Committee: Chair and Members Report No.: PED17098 Date: 06/20/2017

Ward(s) or City Wide: Ward: 7 (MM/DD/YYYY)

Prepared by: Michael Fiorino

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