



| Appendix “G-4” – Modifications and Updates Summary to Section 10.4: Mixed Use High Density (C4) Zone                                  |                                                                                                                                                                   |                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
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| Section                                                                                                                               | Proposed Change                                                                                                                                                   | Proposed Revised Zone Regulation                                                                                            | Rationale                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <p><del>Grey highlighted strikethrough text</del> = text to be deleted                      <b>bolded text</b> = text to be added</p> |                                                                                                                                                                   |                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 10.4.3 h) i)                                                                                                                          | <p>An area of 4.0 square metres for each dwelling unit less than <del>or equal to</del> <b>equal to</b> 50 square metres <del>of gross floor area</del>; and,</p> | <p>An area of 4.0 square metres for each dwelling unit less than or equal to 50 square metres of gross floor area; and,</p> | <p>The current regulation was not clear on what regulation to apply when the dwelling unit is exactly 50 square metres of Gross Floor Area. An amendment to the regulation to add the word “equal to” provide greater clarity on what regulation to apply when a dwelling unit is exactly 50 square metres.</p> <p>Further, “gross floor area” provides clarity on what is included in the 50 square metres, as per the definitions of Gross Floor Area in Section 3 of the Hamilton Zoning By-law. No. 05-200.</p> |
| 10.4.3 h) ii)                                                                                                                         | <p>An area of 6.0 square metres for each dwelling unit <del>more than</del> <b>greater than</b> 50 square metres <del>of gross floor area</del>.</p>              | <p>An area of 6.0 square metres for each dwelling unit greater than 50 square metres of gross floor area.</p>               | <p>An amendment to the regulation includes adding the words “gross floor area” provides clarity on what is included in the 50 square metres, as per the definitions of Gross Floor Area in Section 3 of the Hamilton Zoning By-law. No. 05-200.</p> <p>In addition, the amendment also includes a word change replace “more than” with “greater than”.</p>                                                                                                                                                          |

| <b>Appendix “G-4” – Modifications and Updates Summary to Section 10.4: Mixed Use High Density (C4) Zone</b>           |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                               |
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| <b>Section</b>                                                                                                        | <b>Proposed Change</b>                                                                                                                                                                                                                                         | <b>Proposed Revised Zone Regulation</b>                                                                                                                                                                         | <b>Rationale</b>                                                                                                                                                                                                                                                                                                              |
| <p><del>Grey highlighted strikethrough text</del> = text to be deleted      <b>bolded text</b> = text to be added</p> |                                                                                                                                                                                                                                                                |                                                                                                                                                                                                                 |                                                                                                                                                                                                                                                                                                                               |
| 10.4.3j)                                                                                                              | A visual barrier shall be required along any lot line abutting a Residential Zone, Institutional Zone, or Downtown (D5) Zone <del>or Downtown (D6) Zone property line</del> in accordance with the requirements of Section 4.19 of this By-law.                | A visual barrier shall be required along any lot line abutting a Residential Zone, Institutional Zone or Downtown (D5) Zone in accordance with the requirements of Section 4.19 of this By-law.                 | An amendment to the regulation to delete reference to Downtown (D6) Zone. Recent amendments to the Downtown Secondary Plan and implementing Downtown Zones in Hamilton Zoning By-law No. 05-200 resulted in the deletion of the zone.<br><br>In addition, removed the word “line” to have consistent wording with other zones |
| 10.4.3 k) ii)                                                                                                         | Notwithstanding Section 10.4.3k) i), the display of goods or materials for retail purposes accessory to a Retail use shall only be permitted in a front or flankage yard.                                                                                      | Notwithstanding Section 10.4.3k) i), the display of goods or materials for retail purposes accessory to a Retail use shall only be permitted in a front or flankage yard.                                       | An amendment to the regulation to correct the reference of a subsection by adding the letter “k”.. This does not change the intent of the regulations.                                                                                                                                                                        |
| 10.4.5a)                                                                                                              | <b>Notwithstanding Section 10.4.3a) i), a Minimum of 4.5 metres.</b>                                                                                                                                                                                           | Notwithstanding Section 10.4.3a) i), a Minimum of 4.5 metres.                                                                                                                                                   | An amendment to added a “notwithstanding” clause to provide clarity on when to apply the setback regulations. The amendment also includes adding the words “a Minimum of” to provide further clarity in the regulation.                                                                                                       |
| 10.4.5c)                                                                                                              | <b>Notwithstanding Section 10.4.3i), a minimum 3.0 metres planting strip</b> <del>in width</del> shall be required abutting any street line, or Residential Zone or Institutional Zone <del>property lot</del> line, except for points for ingress and egress. | Notwithstanding Section 10.4.3i), a minimum 3.0 metres planting strip shall be required abutting any street line, or Residential Zone or Institutional Zone lot line, except for points for ingress and egress. | An amendment to the regulation adding a “Notwithstanding” clause and reference to another subsection for further clarity. Also add the word “planting strip” to provide clarity to the regulation.<br><br>The amendments do not change the intent of the regulation.                                                          |
| 10.4.8                                                                                                                | In addition to Section 4.26 of this By-law, an Urban Farm shall only be permitted in the rear yard or on the roof-top of the <b>principal</b> <del>principle</del> building.                                                                                   | In addition to Section 4.26 of this By-law, an Urban Farm shall only be permitted in the rear yard or on the roof-top of the principal building.                                                                | Revision of the words from “principle” to “principal”.                                                                                                                                                                                                                                                                        |

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| Section                                                                                              | Proposed Change                                                                                                                                                                   | Proposed Revised Zone Regulation                                                                                                                      | Rationale                                              |
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| 10.4.9                                                                                               | In addition to Section 4.27 of this By-law, a Community Garden shall only be permitted in the rear yard or on the roof-top of the <del>principle</del> <b>principal</b> building. | In addition to Section 4.27 of this By-law, a Community Garden shall only be permitted in the rear yard or on the roof-top of the principal building. | Revision of the words from “principle” to “principal”. |