

Authority: Item ,  
Report (PED19106)  
CM:  
Ward: 10

Bill No.

**CITY OF HAMILTON**

**BY-LAW NO.**

**To Amend Zoning By-law No. 05-200  
Respecting Lands Located at 514 and 516 Barton Street and 293 Dewitt Road,  
Stoney Creek**

**WHEREAS** Council approved Item \_\_\_ of Report \_\_\_\_\_ of the Planning Committee, at the meeting held on June XX, 2019;

**AND WHEREAS** this By-law is in conformity with the Urban Hamilton Official Plan, upon finalization of Official Plan Amendment No. \_\_\_.

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

1. That Map 1199 of Schedule "A" – Zoning Maps to Zoning By-law 05-200 are amended by:
  - (a) Incorporating additional Neighbourhood Institutional (I1, 726) Zone on lands described as Block 1, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and;
  - (b) For a change in zoning from the Neighbourhood Institutional (I1) Zone to Neighbourhood Institutional (I1, 726) Zone, on lands described as Block 2, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".
2. That Schedule "C" – Special Exceptions of Zoning By-law No. 05-200, is hereby amended by passing the following site specific Neighbourhood Institutional (I1, 726) Zone:
  - "726. Within the lands zoned Neighbourhood Institutional (I1, 726) Zone, identified on Map 1199 of Schedule "A" – Zoning Maps and described as 514 and 516 Barton Street and 293 Dewitt Road, the following special provisions shall apply:
    - a) Notwithstanding Subsection 4.5 a) the following special provision shall apply:

- i) Dwellings on a Lot Two single detached dwellings may be permitted on the same lot containing a place of worship.
  
- b) Notwithstanding Sections 8.1.3.1d), 8.1.3.1e), 8.1.3.1g) of this By-law the following special provisions shall apply:
  - i) Minimum Front Yard Setback 4.4 metres
  
  - ii) Minimum Northerly Side Yard Setback 1.1 metres
  
  - iii) Minimum Rear Yard Setback 4.6 metres
  
- c) Notwithstanding Subsection 5.6b)ii) for a place of worship and in addition to Subsection 8.1.3.1 k) of this By-law the following special provision shall apply:
  - Parking 1 parking space for every 12.7 square metres of gross floor area for a place of worship, inclusive of a basement or cellar, to accommodate such use.

- 3. 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*.
  
- 4. That this By-law No. shall come into force and be deemed to have come into force in accordance with Subsection 34(12) of the *Planning Act*., either upon the date of passage of this By-law or as provided by the said Subsection.

**PASSED** this \_\_\_\_\_ , \_\_\_\_\_

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

ZAC-17-079





This is Schedule "A" to By-law No. 19-  
Passed the ..... day of ....., 2019

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Mayor  
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Clerk

**Schedule "A"**  
  
Map Forming Part of  
By-law No. 19-\_\_\_\_\_  
  
to Amend By-law No. 05-200  
Map 1199

**Subject Property**  
514 & 516 Barton Street & 293 Dewitt Road

 **Block 1** - Lands to be rezoned from Single Residential "R2" Zone to Neighbourhood Institutional (I1, 726) Zone

 **Block 2** - Lands to be rezoned from Neighbourhood Institutional (I1) Zone to Neighbourhood Institutional (I1, 726) Zone

Scale:  
N.T.S.  
Date:  
March 12, 2019

File Name/Number:  
ZAC-17-079 & UHOPA-17-36  
Planner/Technician:  
MS/VS



PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT