

**Authority:** Item 4, Planning Committee  
Report 19-009 (PED19106)  
CM: June 12, 2019  
Ward: 10

**Bill No. 153**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-**

#### **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 4 of Report 19-009 of the Planning Committee, at the meeting held on June 12, 2019;

**AND WHEREAS** this By-law is in conformity with the Urban Hamilton Official Plan, upon finalization of Official Plan Amendment No. 123,

**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<br>Yard Setback             | 4.4 metres |
| ii)  | Minimum<br>Northerly Side<br>Yard Setback | 1.1 metres |
| iii) | Minimum Rear<br>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 14 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 26<sup>th</sup> day of June , 2019.

---

F. Eisenberger  
Mayor

---

J. Pilon  
Acting City Clerk

ZAC-17-079



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

-----  
 Mayor  
 -----  
 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

<b>Scale:</b> N.T.S.	<b>File Name/Number:</b> ZAC-17-079 & UHOPA-17-36
<b>Date:</b> March 12, 2019	<b>Planner/Technician:</b> MS/VS
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

