

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:

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|------|---|------------|
| 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:

- | | |
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| 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. |
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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 26th 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

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

