

# CITY OF HAMILTON: EMPLOYMENT LAND REVIEW

AUGUST 2021



## CITY OF HAMILTON

# EMPLOYMENT LAND CONVERSION ANALYSIS

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## 1. INTRODUCTION

### 1.1 PURPOSE OF REPORT AND BACKGROUND INFORMATION

The purpose of this analysis is to review lands designated “Employment Area” within the Urban Hamilton Official Plan (UHOP) and identify any lands that may warrant conversion to non-employment uses. This review addresses lands along the margins of existing Employment Areas within the City of Hamilton where land uses may have morphed over time and the existing Employment Area designation may no longer be appropriate. A rigorous application of established conversion criteria serves as a guide in determining which lands are most appropriate for conversion. The output of this analysis is a list of recommended conversion sites for Council consideration.

#### **Provincial Policy Framework, Requirements, and Municipal Comprehensive Review**

##### **Provincial Policy Statement, 2020**

The Provincial Policy Statement (PPS) provides land use planning direction related to employment areas. The PPS requires planning authorities to plan for, protect and preserve employment areas for current and future uses. Further, policy 1.3.2.4 addresses conversion of employment lands:

“Planning authorities may permit conversion of lands within employment areas to non-employment uses through a comprehensive review, only where it has been demonstrated that the land is not required for employment purposes over the long term and that there is a need for the conversion.”

A comprehensive review as defined by the PPS is an official plan review initiated by a municipality based on a review of population and employment projections, which considers alternative directions for growth and development, and how best to accommodate development while protecting the provincial interest. As noted in policy 1.3.2.2, conversion of employment lands may be permitted through this municipally initiated process.

The PPS provides additional direction regarding the potential for employment land conversions prior to the next comprehensive review through Policy 1.3.2.5:

“Notwithstanding policy 1.3.2.4, and until the official plan review or update in policy 1.3.2.4 is undertaken and completed, lands within existing employment areas may be converted to a designation that permits non-employment uses provided the area has not been identified as provincially significant through a provincial plan exercise or as regionally significant by a regional economic development



corporation working together with affected upper and single-tier municipalities and subject to the following:

- a) there is an identified need for the conversion and the land is not required for employment purposes over the long term;
- b) the proposed uses would not adversely affect the overall viability of the employment area; and
- c) existing or planned infrastructure and public service facilities are available to accommodate the proposed uses.”

The Growth Plan, 2019, as amended, provides further direction regarding employment land conversions.

### *Growth Plan 2019, as amended*

The *Growth Plan for the Greater Golden Horseshoe (2019), as amended* identifies the role that Hamilton will serve in accommodating employment in the Greater Golden Horseshoe region. The *Growth Plan* sets out population and employment forecasts for Hamilton to the year 2051. In order to meet these forecasts, the City of Hamilton needs to identify and designate an adequate supply of employment land suitable for a variety of employment uses that can accommodate employment growth to the year 2051.

The *Growth Plan* also provides the planning framework for protection of the long term supply of employment land. Policy 2.2.5.9 of the *Growth Plan* requires that employment land conversions to non-employment uses may only be permitted through a municipal comprehensive review (MCR). The MCR is the process undertaken by a municipality to update the municipal Official Plan to conform to the policies of the Growth Plan and other provincial plans. The MCR will result in a municipally-initiated Official Plan Amendment which comprehensively applies the policies of the Growth Plan.

Conversion criteria are set out in Growth Plan Policy 2.2.5.9, as follows:

“The conversion of lands within employment areas to non-employment uses may be permitted only through a municipal comprehensive review where it is demonstrated that:

- a) there is a need for the conversion;
- b) the lands are not required over the horizon of this Plan for the employment purposes for which they are designated;
- c) the municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of this Plan;

- d) the proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan; and
- e) there are existing or planned infrastructure and public service facilities to accommodate the proposed uses.”

The 2019 Growth Plan introduced the concept of Provincially Significant Employment Zones (PSEZs). PSEZs are employment areas identified by the Province for the purpose of long term employment planning and economic development. In Hamilton, three of the City’s employment areas have been identified as PSEZs:

- Bayfront Industrial Area, East Hamilton Industrial Area and Stoney Creek Business Park;
- Red Hill North and South Business Parks; and,
- Airport Employment Growth District.

Additional PSEZs may be identified by the Province in the future.

The Growth Plan, 2019, as amended provides additional direction regarding Employment Land conversion for lands outside of PSEZs prior to the next MCR in Policy 2.2.5.10:

“Notwithstanding policy 2.2.5.9, until the next municipal comprehensive review, lands within existing employment areas may be converted to a designation that permits non-employment uses provided the conversion would:

- a) Satisfy the requirements of policy 2.2.5.9 a), d) and e);
- b) Maintain a significant number of jobs on those lands through the establishment of development criteria; and
- c) Not include any part of an employment area identified as a provincially significant employment zone unless part of the employment area is located within a major transit station area as delineated in accordance with the policies in subsection 2.2.4.”

While it is acknowledged that policy 2.2.5.10 permits employment land conversions outside of PSEZs (unless the PSEZ is within a major transit station area), to be considered in advance of the completion of the MCR, it is the City’s intention to consider employment land conversion comprehensively as part of the MCR. This report will consider all of the City’s employment areas, including those that are and are not identified as PSEZs, and will make recommendations to be implemented as part of the MCR.

## Land Needs Assessment

This conversion analysis serves as one component of the MCR. The results of this analysis have been considered as part of the employment land supply information for the City's Land Needs Assessment (LNA) exercise. The LNA is a supply and demand analysis which identifies how much of the City's forecasted population and employment growth to the year 2051 can be accommodated in the City's existing land supply. Based on Provincial growth projections, Hamilton's employment areas are forecasted to accommodate approximately 112,090 jobs by the year 2051. The calculated supply capacity of the employment areas across the City is approximately 114,420 jobs, which equates to roughly a 60 hectare surplus of employment land. The proposed employment land conversions reviewed through this report account for approximately 44 ha of land to be redesignated for non-employment uses. Based on the City's LNA findings, the supply of employment lands after the recommended conversions, is sufficient to accommodate the anticipated job growth to the year 2051. There remain 4 conversion requests that are deferred at this time (plus one additional request to be deferred at the direction of Council at the August 2021 GIC meeting), which will be addressed at a later stage in the MCR. Should the outstanding deferral requests be approved, there is potential that the City will enter into a deficit of Employment Area designated lands during the planning horizon to 2051, but it is anticipated the deficit would be within the margin or error for the analysis of determining Employment Land Need as part of the LNA. A full review of the employment land needs analysis as part of the LNA is provided in Report PED17010(i).

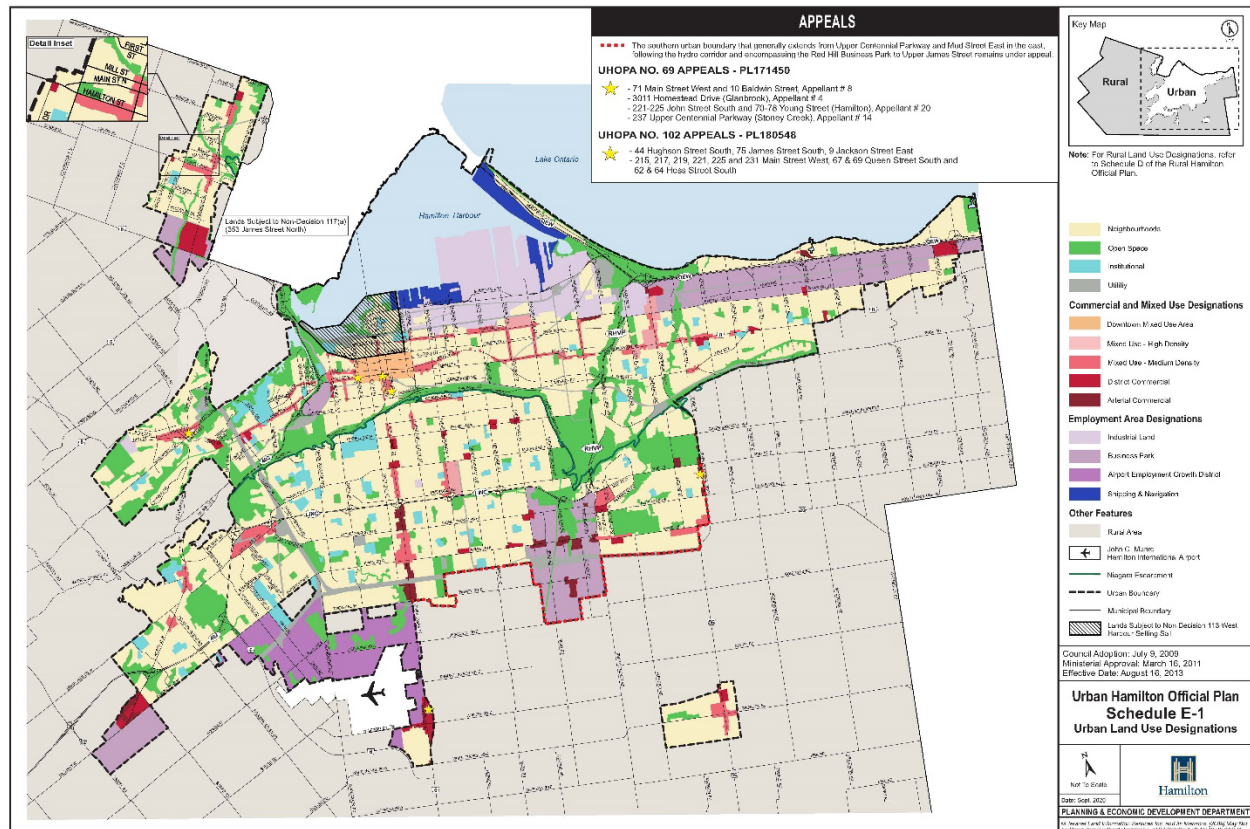
## Municipal Planning Framework

### Urban Hamilton Official Plan (UHOP)

In addition to providing policy direction pertaining to the protection and enhancement of Employment Areas in the City, the UHOP also identifies Employment Area designations, permitted uses, and other provisions such as scale and design. The Employment Area Designation contains four land use designations that capture the range of employment lands in the city, which includes historical heavy industrial uses, port lands, and planned business parks. The Employment Area designations are Industrial Land, Business Park, Airport Employment Growth District, and Shipping and Navigation (see Figure 1).

The policies of the UHOP recognize and permit a broad range of uses within the Employment Area designations, including traditional manufacturing uses, research and development uses, warehousing, and logistics. Office uses are permitted, though limited in size and function in keeping with the intent of the Plan to encourage larger scale office uses to locate in the Downtown Urban Growth Centre. Ancillary uses which primarily support businesses and employees within the Employment Area (eg. restaurants, hotels,

banks, personal services) may also be permitted, subject to certain restrictions. Ancillary uses are to be located along the periphery of the Employment Area so as not to encourage the intrusion of non-employment uses into the employment lands. Further, the policies require that the types of permitted ancillary uses will be determined by the Zoning By-law. The intent of the restrictions is to ensure that such ancillary uses remain small scale and true to the primary function of supporting the businesses and employees.



**Figure 1 – Urban Hamilton Official Plan Schedule E-1**

In this conversion analysis, the primary focus of the review is lands designated either Industrial Land or Business Park. Lands that fall within these designations are evaluated against the permitted use policies of the UHOP. Policies E.5.2.4, E.5.2.5, E.5.3.2, and E.5.4.3 of Volume 1 of the UHOP identify permitted uses in the Industrial Land and Business Park designations. Policy E.5.2.6 of the UHOP prohibits *major retail* uses, residential uses, and other sensitive uses within lands designated Employment Area on Schedule E-1 of Volume 1 of the UHOP. The permitted uses in these designations are identified in Table 1.

**Table 1 – Permitted Uses in Industrial Land and Business Park Designations**

<b>Use</b>	<b>Industrial Land Designation</b>	<b>Business Park Designation</b>
Manufacturing	✓	✓
Warehousing	✓	✓
Repair service	✓	✓
Building or contracting supply establishments	✓	✓
Building and lumber supply establishments	✓	✓
Transport terminals	✓	
Transportation terminals		✓
Research and development	✓	✓
Communication establishment	✓	✓
Private power generation	✓	✓
Dry cleaning plants	✓	-
Salvage/storage yards	✓	Prohibited
Motor vehicle repair and wrecking	✓	-
Waste processing facilities and waste transfer facilities	✓	✓
Office	Yes with limitations	Yes with limitations
Retail	Limited to 500 square meters of gross floor area for any individual business	Limited to 500 square meters of gross floor area for any individual business
Ancillary uses (hotels, fitness centers, financial establishments, restaurants, personal services, motor vehicle service stations, retail establishments, labour association halls, conference and convention centres, trade schools, commercial parking facilities, commercial motor vehicle and equipment	If uses primarily support industry, businesses, and employees within Employment Area	If use primarily supports industry. If uses primarily support business and employees within business parks; must front arterial roads or collector roads

Use	Industrial Land Designation	Business Park Designation
sales, and commercial rental establishments		
Accessory uses	Limited retail and office	Limited retail and office
Agriculture	Limited (only a cannabis growing and harvesting facility, a greenhouse, and an aquaponics facility)	Limited (only a cannabis growing and harvesting facility, a greenhouse, and an aquaponics facility)

Chapter F of the UHOP provides additional direction on the protection of employment areas, and in particular, policy F.1.1.11 indicates that the City may prepare additional criteria (beyond that of the Growth Plan) to evaluate potential employment conversion sites. This criteria is discussed in section 1.2 below.

### Zoning By-law 05-200

Zoning By-law 05-200 is the Zoning By-law for the City of Hamilton. The Industrial Zones were approved and added to the By-law in 2011. While the UHOP provides high level policy direction regarding the different types of Employment Areas in the City (eg. Industrial Land, Business Park), the Zoning By-law implements this direction with permitted uses and regulations specific to each Zone. The Zones are structured to apply to specific geographic areas or to address specific functions. For example, there are different zones applied at the interior of an industrial area or business park as opposed to the exterior of these areas. The zones to be applied at the exterior permit different uses to ensure compatibility with adjacent lands and contain more stringent design criteria. There is also a zone which is applied in areas where ancillary uses are to be permitted. There are six primary industrial zones that are relevant to the discussions of this report, summarized below. In addition to the zones noted below, there are special zones that are applicable to certain geographic areas (i.e. airport related zones and shipping and navigation (port) zones) or specific activities (extractive industrial zone). There are no recommended conversion sites within lands applicable to the other industrial zones. The zones applicable to the conversion analysis are the following:

#### Business Park Zones:

Research and Development (M1) Zone – applied to the West Hamilton Innovation District, and permits a range of research and development related uses.

General Business Park (M2) Zone – applied to the interior of Business Parks, and permits a wide range of manufacturing and employment uses with minimal urban design requirements.

Prestige Business Park (M3) Zone – applied to the exterior of Business Parks and the entirety of the Red Hill North and South Parks. Permits a range of light industrial, office, and research and development uses, with enhanced urban design and setbacks to sensitive land uses.

Business Park Support (M4) Zone – designed to support employees and businesses within the Park, and generally applied at the exterior of the Park. Permits the same range of uses as the M3 Zone, but also limited commercial support uses.

#### Industrial Area Zones:

General Industrial (M5) Zone – applied in the interior of the Bayfront Industrial Area and the East Hamilton Industrial Area. This zone is the most permissive industrial zone and permits the widest range of manufacturing and employment related uses, as well as some uses which may take advantage of existing buildings or locate on existing smaller lots.

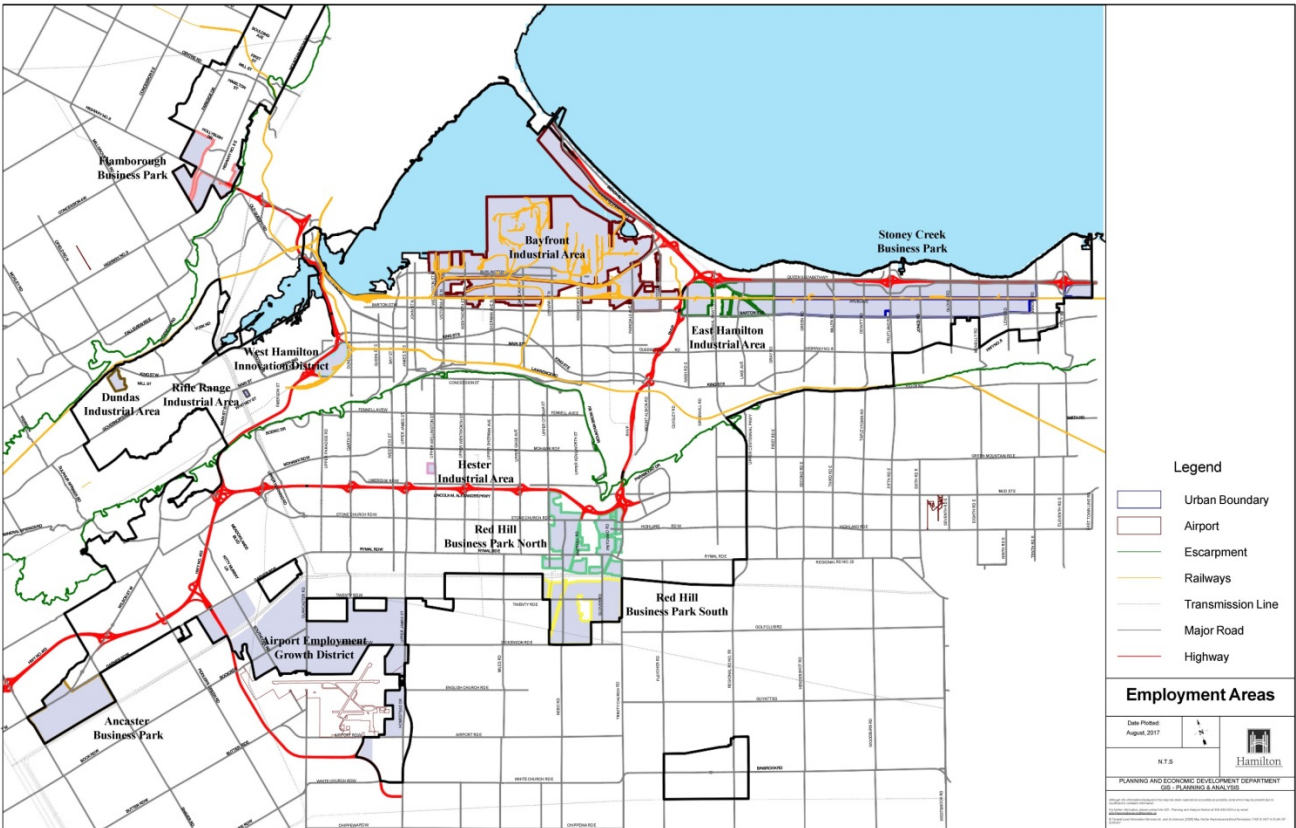
Light Industrial (M6) Zone – applied in the exterior of the Bayfront and all other industrial areas. Permits range of light industrial and ancillary uses.

## **1.2 METHODOLOGY AND CONVERSION CRITERIA**

This conversion analysis builds on the previous conversion analysis, which was completed by the City of Hamilton in 2008. The methodology of this study utilizes a similar approach to the 2008 analysis, and incorporates information from the previous conversion analysis, while also assessing the current-day context of employment land in the City. This review addresses lands along the margins of existing Employment Areas within the City of Hamilton where land uses may have morphed over time and the existing Employment Area designation may no longer be appropriate. Areas that have experienced change since the completion of the previous study, in the form of new development, vacant lands or planning applications, will be reviewed through this analysis, as well as areas where staff have identified a need for potential boundary refinement due to existing uses.

The primary focus of this report is the Bayfront Industrial Area due to its longer history, complexity of existing land uses, and therefore greater need for potential boundary refinement, particularly along the edges of the area. Consideration is also given to potential conversion sites in the East Hamilton Industrial Area, Red Hill North Business Park, and the Flamborough Business Park due to existing uses or the need for boundary refinement. For the remaining employment areas in the City, no potential conversion sites were identified, and these areas are therefore not addressed in this Report.





**Figure 2 – City of Hamilton Employment Areas**

## Conversion Criteria

Sites were evaluated against the criteria for conversion of the Growth Plan Policy 2.2.5.9:

“The conversion of lands within *employment areas* to non-employment uses may be permitted only through a *municipal comprehensive review* where it is demonstrated that:

- there is a need for the conversion;
- the lands are not required over the horizon of this Plan for the employment purposes for which they are designated;
- the municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of this Plan;
- the proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan; and



- e) there are existing or planned *infrastructure* and *public service facilities* to accommodate the proposed uses."

Criteria (a) of Policy 2.2.5.9 addresses the question of 'need' for the conversion. The question of 'need' could be considered in different ways. For the purposes of this review, staff consider the test of need as being whether or not there are compelling, site / area specific reasons to convert the lands to a non-employment designation. This could include considerations of existing and surrounding land uses, suitability (size, location) of a property to accommodate employment uses, or potential benefit arising from a proposed non-employment use. The question of 'need' is not directly related to the City's overall employment land supply, rather it is a local, site specific consideration of each conversion candidate.

Criteria (b) and (c) of Policy 2.2.5.9 relate to the City's overall employment land need and that the conversion lands are not required for employment purposes to the planning horizon, and that the City will maintain sufficient employment lands. When considering the City's overall employment land needs, it must be remembered that determining employment land need must take into account the adequacy of land supply to accommodate projected growth. It is not only about the amount of land available (supply), but also about the location, size, and readiness for development of the available lands. For this analysis, the sites and areas under consideration are generally small in size, in a location containing an existing mix of non-employment land uses, and the majority are already developed with other uses. Based on the results of the City's LNA, the conversion of such lands will not have a significant impact on the City's overall employment land need. Undeveloped lots of vacant, greenfield employment lands were not considered for conversion as they did not meet the conversion criteria. Based on the parcel sizes, none of the sites under consideration would offend criteria (b) and (c) of Policy 2.2.5.9.

Building on the Criteria for Evaluation identified by Policy 2.2.5.9 of the *Growth Plan*, this analysis uses an additional set of criteria to guide identification of potential conversion candidates. The additional criteria are similar to the criteria used in the conversion analysis completed in 2008. The additional City criteria are as follows:

#### Part A

1. Site(s) are mixed use blocks and located along the edges of industrial areas;

#### Part B (only applied to sites / areas that meet Criteria 1)

2. Conversion of the site(s) will not adversely affect the long-term viability and function of the employment areas;

3. Conversion of the site(s) will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities;
4. Conversion of the site(s) will not compromise any other planning policy objectives of the City, including planned commercial functions;
5. Conversion of the site(s) will not create incompatible land uses, including a consideration of the Ministry of Environment, Conservation and Parks Land Use Compatibility (D-series) guidelines;
6. Conversion of the site(s) will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure;
7. Conversion of the site(s) will result in a more logical land use boundary.

This criteria was modified from the criteria utilized in the City's 2008 Employment Land Conversion Analysis. The previous analysis included additional criteria to address smaller industrial area (less than 10ha) and scattered industrial sites. There has been no change to these smaller areas since 2008, and therefore these areas are not being reviewed further in this analysis, and the additional criteria was removed. The remainder of the criteria from 2008 remains valid and applicable to the review of employment lands and has been utilized for this analysis.

Any sites / areas that meet criteria 1 pass the initial screening. The remainder of the criteria are applied to the site / area to determine if the conversion is appropriate. If a site / area does not pass criteria 1, it is not evaluated any further.

Each site / area is reviewed under both the Growth Plan Policy 2.2.5.9 criteria and the City's criteria noted above.

GIS land use information and aerial photos were used to identify conversion candidates. Site visits were made to all sites that passed criteria 1 or where in-person analysis was required. Information from the 2008 conversion analysis was also taken into consideration in this analysis.

### **1.3 REPORT ORGANIZATION**

The report is organized by Employment Area. A general description of each Employment Area is provided, followed by a planning analysis which identifies any sites under consideration for conversion and how these sites performed against the criteria. Recommendations for either no change in designation or conversion to another designation are provided.

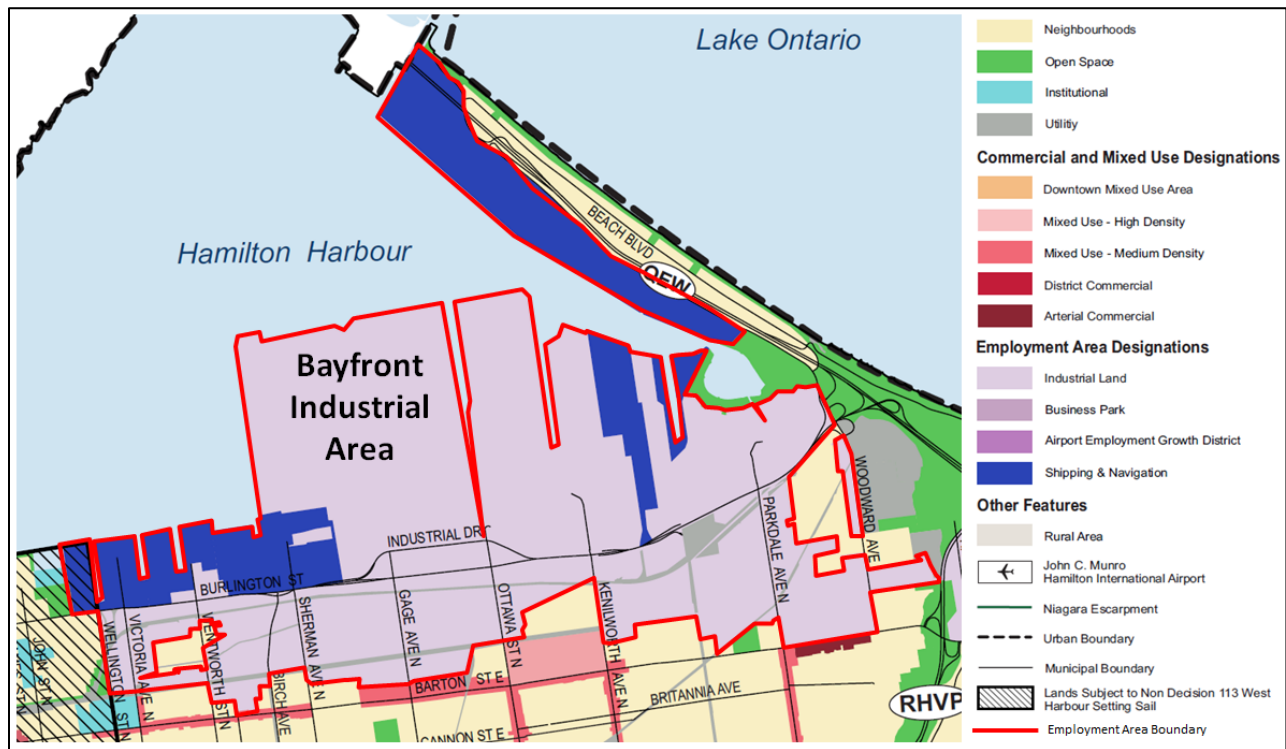
Appendix A to this Report presents a separate review of the several residential enclaves which are scattered throughout the Bayfront and Stoney Creek Business Park. Recommendations regarding the future land use considerations of each enclave will be made in the appendix.

Appendix B provides a summary of the requests for employment land conversion which were received in response to the public call for conversion requests initiated in 2017. In total, 22 conversion requests were received through the public process. The staff analysis and response to each request is included in Appendix B.

Finally, Staff have been directed, through motion at the November 19, 2019 General Issues Committee, to review the potential conversion of the Confederation GO Station lands (395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Drive). Analysis of conversion for this transit station property is provided separately as Appendix "D" to Report PED17010(k).

## 2. BAYFRONT INDUSTRIAL AREA

The Bayfront Industrial Area (the Bayfront) is located at the north end of the lower city and is roughly bounded by Wellington Street North, Barton Street East, Woodward Avenue, and Hamilton Harbour to the north. It is the largest Employment Area in Hamilton, at over 1,512 hectares (ha). The Bayfront Industrial Area has been identified by the Province as a Provincially Significant Employment Zone.



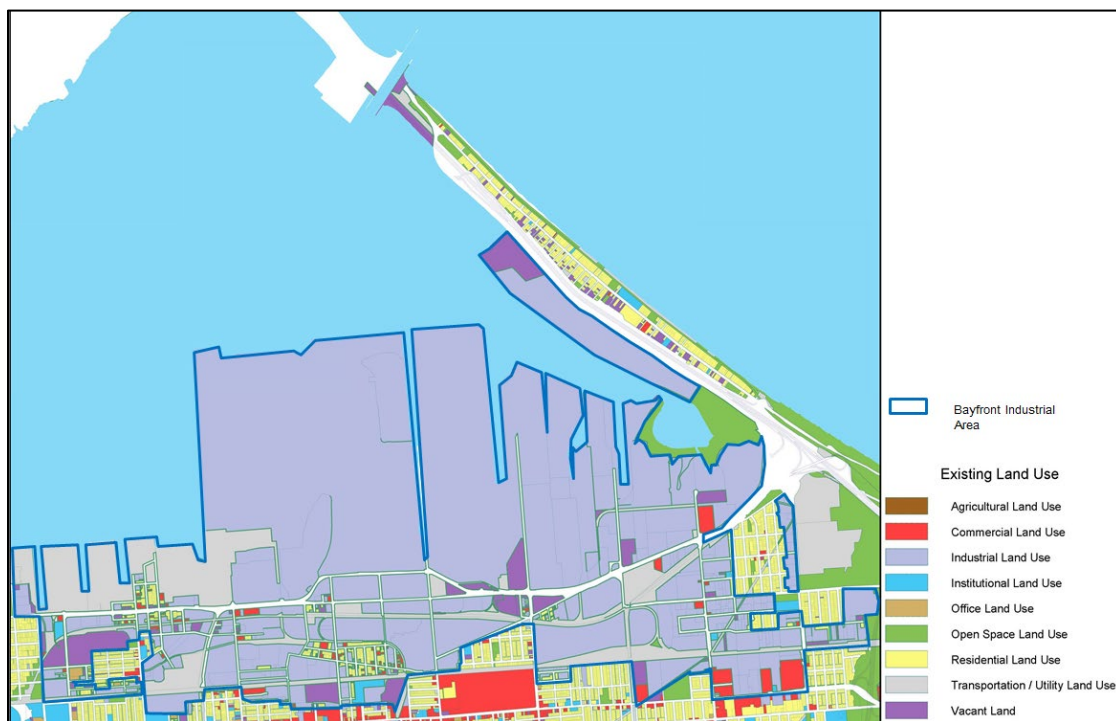
**Figure 3 – Land Use Designations in Bayfront Industrial Area**

The predominant land use in the Bayfront is industrial, which accounts for 77 per cent of the land in the area (1159 ha). Approximately 11 per cent (163 ha) of land in the area is attributed to transportation (includes port uses) and utilities. Vacant land accounts for 9 per cent of the area (137 ha). Remnant residential enclaves and residential parcels scattered throughout the area make up a small amount (1 percent) of the total area in the Bayfront. Residential enclaves include Alpha East, Beatty, Biggar, Land, Leeds, Rowanwood, and Stapleton. Previous planning analyses conducted throughout the 1970's, 1980's, and 1990's identified that the long term intent for these residential enclaves was to retain the industrial land use designation and on the premise that they would evolve over time into industrial land uses. A separate consideration of these enclaves is addressed in Appendix A.

There is one Urban Hamilton Official Plan, Volume 3, area specific policy in this area. UH-1 applies to lands in the Bayfront Industrial Area that were identified for conversion through the previous analysis. The area specific policy directs that the zoning of the parcels should allow for the existing industrial or commercial use to continue. At such time as the industrial uses cease, and a new use is proposed, a number of criteria must be met including a restriction on major retail uses, demonstration that no negative impact on surrounding properties will be created, submission and approval of a Record of Site Condition, and compliance with provincial D-Series Guidelines.

**Table 2 - Land Uses in Bayfront Industrial Area**

Land Use	Total Hectares (ha)	Percentage of Total Area (%)
Commercial	22.66	1.50
Industrial	1159.19	76.67
Institutional	4.55	0.30
Office	1.89	0.13
Open Space	4.78	0.32
Residential	19	1.23
Transportation/Utility	162.74	10.76
Vacant Land	137.19	9.07
<b>Total</b>	<b>1512</b>	<b>100</b>

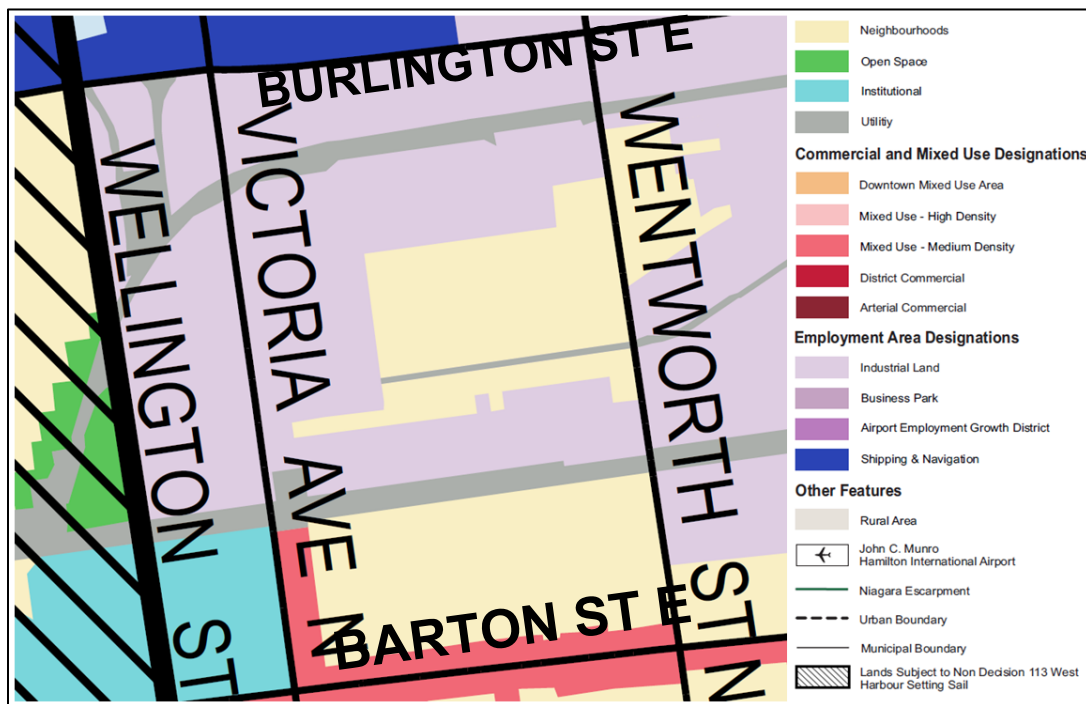


**Figure 4 – Land Uses in Bayfront Industrial Area**

The review of the Bayfront Industrial Area is broken down by sub-area in the analysis that follows.

## 2.1 AREA BOUNDED BY WELLINGTON STREET NORTH, WENTWORTH STREET NORTH, BURLINGTON STREET EAST AND RAIL LINE TO SOUTH

The Keith and Monroe residential neighbourhoods are located in the core of this area. The majority of the residential dwellings are designated Neighbourhoods and zoned Residential, although a small number of dwellings to the south of the area remain Industrial Land. A portion of the Land Residential Enclave is located in this area (southwest corner of Burlington and Wentworth) and is reviewed in Appendix "A" (Residential Enclaves Review).



**Figure 5 - Land Use Designations in area bounded By Wellington Street North, Wentworth Street North, Burlington Street East, and the utility/rail line to the south**

Land uses in this area include industrial, office, transportation (rail lines), small blocks of residential parcels, and scattered commercial, residential, and open space uses. There are two large vacant sites and several smaller vacant sites.

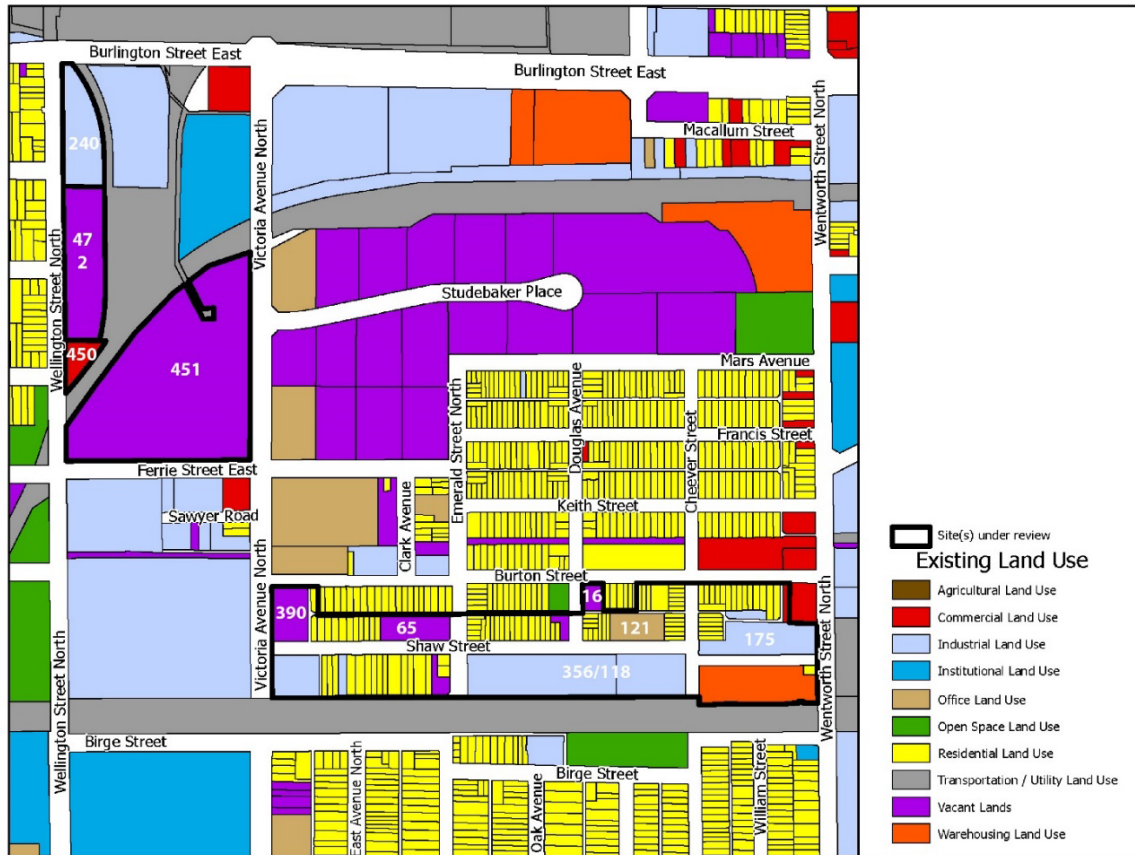
Sites under review for potential conversion are identified in the table below and on the map. These sites were identified based on their location and existing land use.

**Table 3 – Potential Conversion Sites in area bounded by Wellington St N,  
Wentworth St N,  
Burlington St E and utility/rail line**

<b>Address</b>	<b>Land Use</b>	<b>Zoning</b>	<b>Area (Ha)</b>
<b>240 Burlington St E</b>	Industrial/community centre/community garden	M6 – Light Industrial	0.5
<b>472 Wellington St N</b>	Vacant	M6 – Light Industrial	0.8
<b>450 Wellington St N</b>	Mixed use – Ubrew, residential	M6 – Light Industrial	0.1
<b>451 Victoria Ave N</b>	Vacant	M6 – Light Industrial	3.2
<b>390 Victoria Ave N</b>	Vacant/parking	M6 – Light Industrial - SE/375	0.2
<b>366 Victoria Ave N</b>	Industrial	M6 – Light Industrial - SE/375	0.25
<b>15 – 35 Shaw St</b>	Single (7) and semi-detached (2) dwellings	M6 – Light Industrial - SE/375	0.2
<b>20 – 24 Shaw St</b>	Single (3) dwellings	M6 – Light Industrial - SE/375	0.09
<b>26 Shaw St</b>	Industrial	M6 – Light Industrial - SE/375	0.04
<b>30 – 58 Shaw St</b>	Single (11) dwellings	M6 – Light Industrial - SE/375	0.4
<b>60 Shaw St</b>	Vacant	M6 – Light Industrial - SE/375	0.06
<b>64 Shaw St</b>	Single (1) dwelling	M6 – Light Industrial - SE/375	0.02
<b>65 Shaw St</b>	Vacant/parking	M6 – Light Industrial - SE/375	0.2
<b>353 Emerald St N</b>	Single (1) dwelling	M6 – Light Industrial - SE/375	0.02
<b>356 Emerald St N</b>	Industrial	M6 – Light Industrial - SE/375	0.8

<b>Address</b>	<b>Land Use</b>	<b>Zoning</b>	<b>Area (Ha)</b>
<b>118 Shaw St</b>	Industrial	M6 – Light Industrial - SE/375	0.4
<b>360 – 368 Emerald St N</b>	Single (1) and semi-detached (2) dwellings	M6 – Light Industrial - SE/375	0.05
<b>71 – 99 Shaw St</b>	Single (6), semi-detached (3) and triplex (1) dwelling	M6 – Light Industrial - SE/375	0.25
<b>103 Shaw St</b>	Vacant	M6 – Light Industrial - SE/375	0.04
<b>6 – 10 Douglas Ave</b>	Triplex (1) dwelling	M6 – Light Industrial - SE/375	0.03
<b>16 Douglas Ave</b>	Park/community garden	M6 – Light Industrial - SE/375	0.07
<b>107 – 117 Shaw St</b>	Triplex (2) dwellings	M6 – Light Industrial - SE/375	0.07
<b>121 Shaw St</b>	Office	M6 – Light Industrial - SE/375	0.2
<b>83 – 105 Cheever St</b>	Single (1), triplex (2), townhouse (1) dwellings	M6 – Light Industrial - SE/375	0.1
<b>92 – 104 Cheever St</b>	Single (1) and triplex (2) dwellings	M6 – Light Industrial - SE/375	0.1
<b>110 – 166 Burton St</b>	Single (14) and semi- detached (5) dwellings	M6 – Light Industrial - SE/375	0.4
<b>175 Wentworth Ave N</b>	Industrial	M6 – Light Industrial - SE/375	0.4
<b>331 Wentworth Ave N / 170 Shaw St</b>	Industrial / Warehousing / Office	M6 – Light Industrial - SE/375	0.55
<b>335 Wentworth Ave N</b>	Single (1) dwelling	M6 – Light Industrial - SE/375	0.02





**Figure 6 - Land Use in area bounded By Wellington St N, Wentworth St N, Burlington St and rail line**

**240 Burlington St E, 472 Wellington St N, and 450 Wellington St N**

*Do these parcels meet Criteria 1:* Yes. 240 Burlington St E, 472 Wellington St N, and 450 Wellington St N are mixed use and vacant sites along the margin of the Bayfront, and are adjacent to residential uses.

*Evaluation:* These sites would not be a sizable loss to the industrial area should they be converted to non-employment uses since their collective area is 1.4 ha. The rear of these parcels abuts a railway junction. Conversion to a sensitive land use may create land use compatibility issues due to the adjacent railroad, which would not meet Criteria 5. At present, the boundary of the Bayfront Industrial Area logically follows Wellington St N, and therefore conversion of these sites would not meet Criteria 7.

*Recommendation:* Retain Employment Area designation. No conversions are recommended.

### **451 Victoria Ave N**

*Does this parcel meet Criteria 1:* No. 451 Victoria Ave N is a vacant 3.2 ha parcel located internal to the industrial area, south of the rail line.

*Recommendation:* Retain Employment Area designation. No conversion recommended.

### **Lands south of Burton Street and north of rail line (366 and 390 Victoria Ave N, 15 – 175 Shaw St, 20 Shaw St – 64 Shaw St, 351 – 356 Emerald St, 118 - 170 Shaw St, 360 – 368 Emerald St, 6 – 16 Douglas Ave, 83 – 105 Cheever St, and 110 – 166 Burton St, 335 Wentworth St N)**

*Do these parcels meet Criteria 1:* Yes. These parcels directly abut the lands designated Neighbourhoods to the north. The area is mixed use with a range of residential, commercial and industrial uses.

*Evaluation:* The existing boundary of this area is irregular, particularly along the south side of Burton St which abuts the Keith neighbourhood. There are two small parkettes at the intersection of Burton and Douglas. The park at 90 Burton St is designated Neighbourhoods while the open space at 16 Douglas Ave (which contains a community garden) is in the employment area. A newer townhouse development at 104 – 108 Burton St has been designated Neighbourhoods, while the remainder of the homes on the same block are designated Industrial. It is recommended that the parcels on the south side of Burton St which are currently designated Industrial Land (110 – 166 Burton St and 16 Douglas Ave) be converted to the Neighbourhoods designation to clean up this boundary and recognize the existing uses in the area, which are primarily residential.

For the remainder of the parcels in this area, Shaw St becomes a natural boundary, with the parcels to the north of Shaw St being recommended for conversion. The exception would be one property (175 Shaw St) to the north of Shaw St, at Wentworth St N, which contains an active industrial use and should remain in the employment designation. Included amongst the parcels being recommended for conversion are three vacant lots which are currently being utilized for parking. Two of these lots were included in a public request for conversion which is discussed in more detail in Appendix B. There is also one office building located at 121 Shaw St which is currently occupied by an engineering firm. The remainder of the lots being recommended for conversion contain residential uses.

There is a need for the conversion of the subject parcels to recognize the long-standing non-employment uses in the area which have not changed over time and are not transitioning to employment uses. There is also a demonstrated need to address the existing illogical boundary between the Neighbourhoods and the Employment Area designations in this area. The conversion of the parcels in this area would not adversely affect the existing employment area or existing uses or create incompatibilities as the

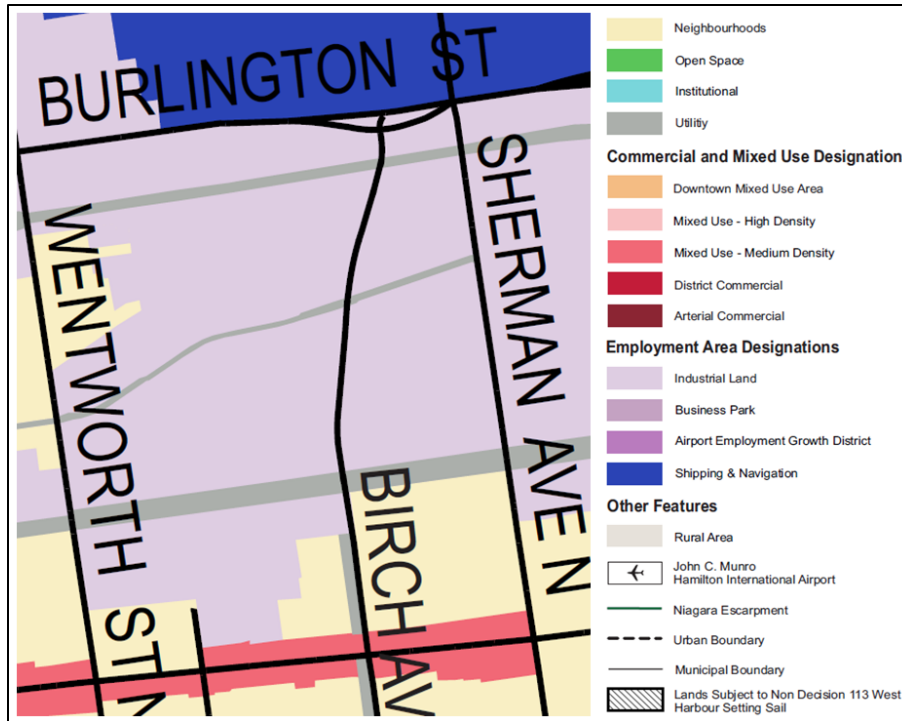
conversion is recognizing existing uses, and therefore satisfies City criteria 2, 3, 4 and 5 and Growth Plan criteria (d) and (e). Conversion could result in an overall community benefit by facilitating redevelopment of the vacant parcels for a wider range of uses, satisfying criteria 6. Criteria 7 is satisfied through the clean-up of the boundary between designations.

It is recommended that lands to the south of Shaw Street should remain industrial, as this area incorporates large active industrial operations abutting the rail line (Karma Candy at 356 Emerald St N / 118 Shaw St and 170 Shaw St). The Karma Candy lands, as well as an additional parcel south of Shaw St (60 Shaw St), were included in a public request for conversion which is analysed in more detail in Appendix B.

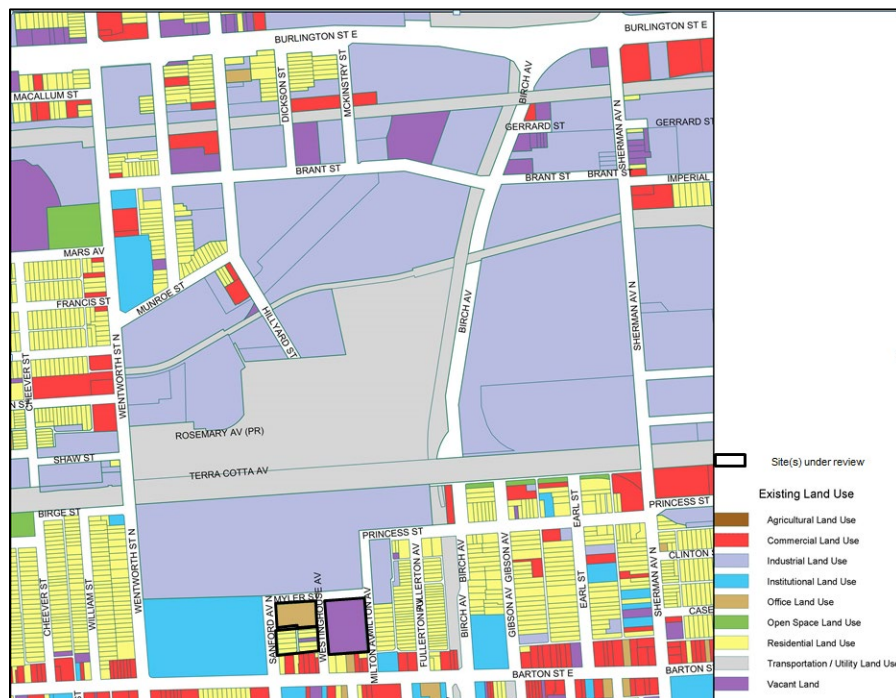
*Recommendation:* Within this area, lands to the north of Shaw St (with the exception of 175 Shaw St) are recommended for conversion. The identified lands should be redesignated to the Neighbourhoods designation, with a site specific policy to recognize the existing office building at 121 Shaw St (which exceeds the square footage permitted in the parent designation). An additional site specific policy area is recommended for the vacant parcel at 390 Victoria Ave N, which is adjacent to active industrial uses, to prohibit the use of these lands for sensitive uses. A local commercial or community use would be appropriate on these lands. An area specific policy will be applied to the remaining conversion parcels which will require that, at the development stage, any future redevelopment of the parcels be required to demonstrate compatibility with adjacent uses, including but not limited to the completion of a noise study, record of site condition (if required) and compliance with the Ministry of Environment, Conservation & Parks D-Series Guidelines.

## **2.2 AREA BOUNDED BY WENTWORTH ST N, BURLINGTON ST, SHERMAN AVE N, AND BARTON ST**

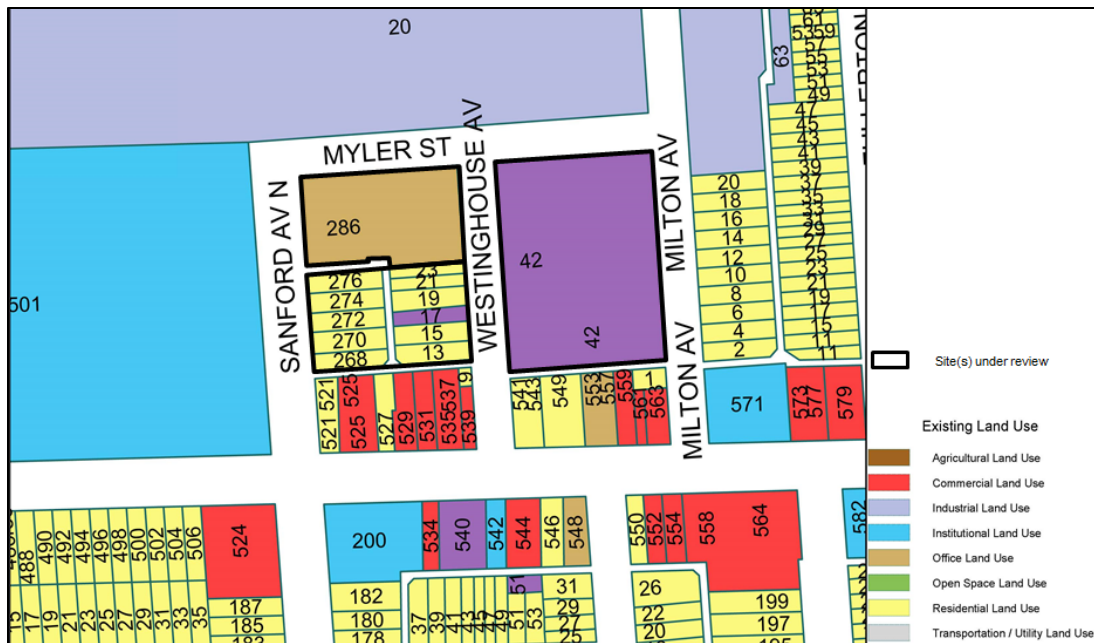
This area is largely designated Industrial Land, with the Neighbourhoods designation on the southern margin of the Industrial Area and the Mixed Use – Medium Density designation along Barton St E. The land uses within the Industrial Area designation are largely industrial and utility land uses and as such, the designation is appropriate. While there are pockets of residential and vacant lands to the north, these lands are internal to the park and therefore do not warrant further review (the Land residential enclave at the northern edge of this area will be considered in Appendix A). However, one mixed use block on the periphery of the Industrial Area warrants further review.



**Figure7 - Land Use Designations in area bounded by Wentworth Street North, Burlington Street East, Sherman Avenue North, and Barton Street East**



**Figure 8 - Land uses in Area bounded by Wentworth St N, Burlington St, Sherman Ave N, and Barton St E**



**Figure 9 – Conversion Candidates at Former Westinghouse lands**

The sites for possible conversion include:

**Table 4 – Conversion Candidates in Area bounded by Wentworth Street North, Burlington Street East, Sherman Avenue North, and Barton Street East**

Address	Land Use	Zoning	Area (Ha)
<b>286 Sanford Ave N</b>	Vacant office building (former Westinghouse)	M6 – Light Industrial	0.2 Ha
<b>42 Westinghouse Ave</b>	Vacant/parking (former Westinghouse)	M6 – Light Industrial	0.5 Ha
<b>268, 270, 272, 274, 276 Sanford Ave N and 13, 15, 17, 19, 21, 23 Westinghouse Ave</b>	Residential, vacant	M6 – Light Industrial	0.3 Ha

*Do these parcels meet Criteria 1:* Yes. These parcels are at the periphery of the industrial area and the block is mixed-use.

*Evaluation:* 286 Sanford Ave N is the site of the former Siemens Westinghouse operation office building, which has now been partially renovated for office use. 42 Westinghouse Avenue is a parking lot that appears to be underutilized based on site visits. The remainder of the parcels in this area (268 – 276 Sanford Avenue North and 13 -23 Westinghouse Avenue) are residential, except for one vacant parcel. The previous conversion analysis determined that conversion of these sites for residential purposes was not appropriate. This decision was in part based on an Ontario Municipal Board

(OMB) decision in the 1990's that denied a request to convert the site with the former office building (286 Sanford Ave N) to residential. The OMB decision identified noise from adjacent industry at 20 Myler Street that precluded the opportunity for redevelopment of 286 Sanford Avenue as a sensitive land use.

Since the last conversion analysis was completed, a new use of 286 Sanford Ave N has been realized. The building has been partially renovated for use as an office building, which is permitted under the current zoning because of the legal non-conforming status from the former use of the building as the Westinghouse head office. A need for the conversion of the lands at 286 Sanford to the Neighbourhoods designation has been demonstrated to recognize the office use. Conversion of the lands at 268 – 276 Sanford Ave N and 13 – 23 Westinghouse Ave to Neighbourhoods would recognize the existing residential uses. Inclusion of the vacant parcel at 42 Westinghouse in the conversion to Neighbourhoods would result in a more logical boundary, satisfying City criteria 7. It is suggested that the lands at 286 Sanford and 42 Westinghouse be placed in site specific policy area which would prohibit the development of residential or other sensitive land uses until such time as a Noise Impact Study is submitted and approved. The Noise Impact Study must demonstrate no negative impact on the existing adjacent industrial use from the introduction of a sensitive land use, which may result in the need to design any future sensitive uses to shield sensitive living areas from exposure to the industry to the north. The site specific policy would also permit the entirety of the existing building at 286 Sanford to be utilized for office purposes (in excess of the parent permissions of the Neighbourhoods designation for local commercial uses), satisfying City criteria 2, 3 and 5 and Growth Plan criteria (d). Conversion of the sites would satisfy City criteria 6 by recognizing the adaptive reuse of the heritage building at 286 Sanford, and allowing for an array of uses permitted under the Neighbourhoods designation, including local commercial uses, which can provide benefit to the local community. Finally, due to the small size of the converted parcels, conversion would not compromise other planning objectives, including planned commercial functions, as per City criteria 4. As is noted above, the use of the property at 286 Sanford for commercial office purposes is already a permitted use. Conversion will recognize existing permissions. It is not anticipated that the conversion would place undue demands on infrastructure or public service facilities, satisfying Growth Plan criteria (e).

*Recommendation:* The following conversions are recommended:

- 286 Sanford Ave and 42 Westinghouse to Neighbourhoods, with site specific policy area prohibiting residential or other sensitive uses until a Noise Impact Study and any other required studies are approved, and to permit an increased floor area for office uses.



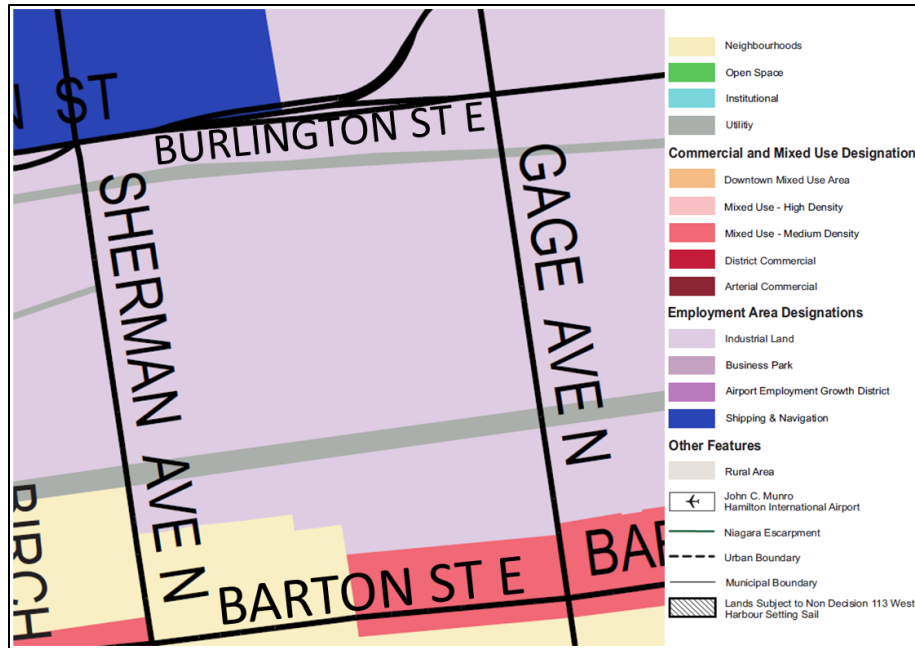
- 268 – 276 Sanford Ave N and 13 – 23 Westinghouse Ave to Neighbourhoods, with an area specific policy which will require that, at the development stage, any future redevelopment of the parcels be required to demonstrate compatibility with adjacent uses, including but not limited to the completion of a noise study, record of site condition (if required) and compliance with the Ministry of Environment, Conservation & Parks D-Series Guidelines.

Note:

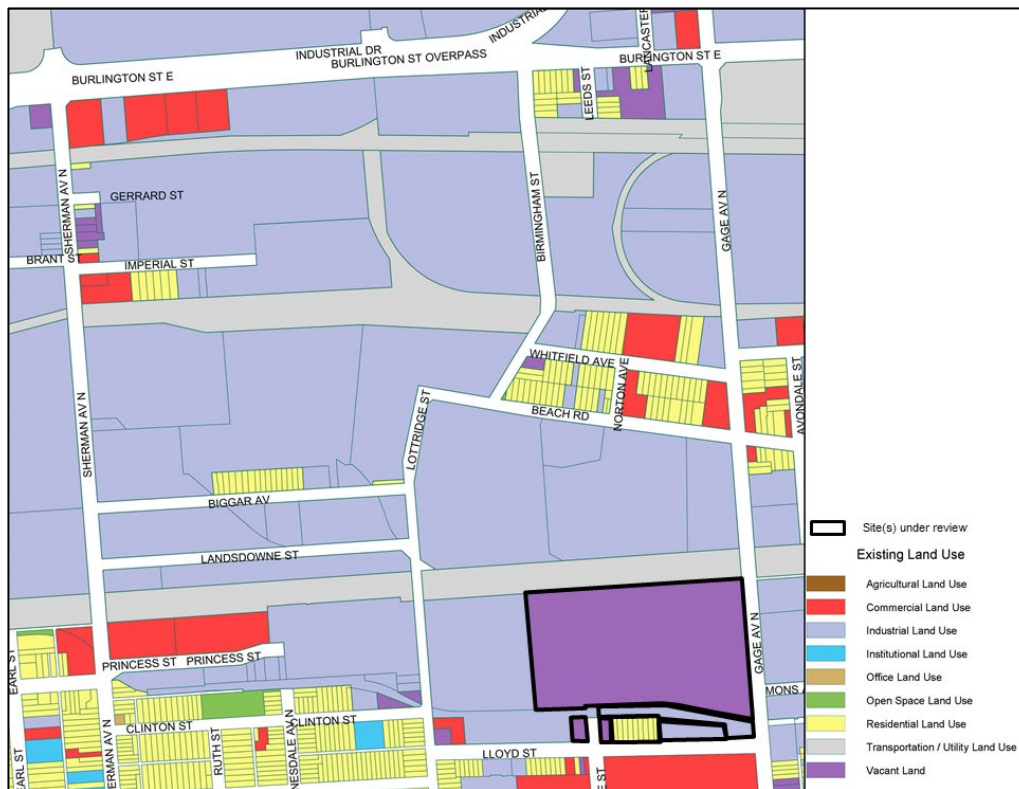
Through the public call for conversion requests, two requests for this area were received. These requests included the above noted lands, as well as an additional site at 30 Milton Ave. The applicants proposed a mix of uses for the area, including residential uses. As discussed in Appendix B, the applicants were asked for additional studies to justify the request for mixed uses on the site, including residential. The applicants did not provide the requested studies to justify any additional sensitive uses in this area.

### **2.3 AREA BOUNDED BY SHERMAN AVENUE NORTH, BURLINGTON STREET EAST, GAGE AVENUE NORTH, AND BARTON STREET EAST**

The southern margin of the industrial area in this block abuts Neighbourhoods and Mixed Use – Medium Density designations. The majority of this area contains industrial land uses. Parcels along Barton Street East that fell within the industrial area were previously converted to Mixed Use – Medium Density. The previous conversion analysis also considered conversion of a small residential area in the Stipley Neighbourhood. These lands were not converted due to their adjacency to functioning industrial land uses. A number of residential enclaves exist in this area (Rowanwood, Alpha East, Biggar and Leeds), which are discussed in Appendix A. Since the previous conversion analysis, a large industrial site has become vacant, changing the context of the area and warranting a new analysis.

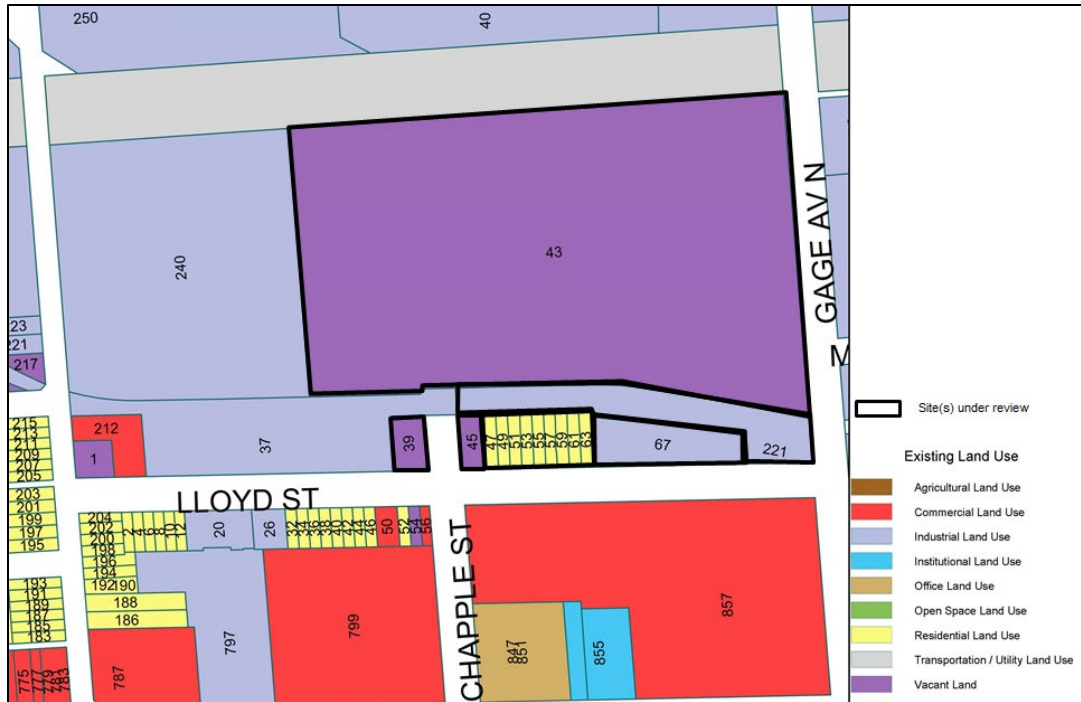


**Figure 10 - Land use designations in area bounded by Sherman Avenue North, Burlington Street East, Gage Avenue North, & Barton Street East**



**Figure 11 - Land uses in area bounded by Sherman Avenue North, Burlington Street East, Gage Avenue North, & Barton Street East**





**Figure 12 – Land uses in Lloyd Street Area and conversion candidate sites**

The following sites are conversion candidates for further consideration:

**Table 5 – Conversion Candidates for area bounded by Sherman Avenue North, Burlington Street East, Gage Avenue North, & Barton Street East**

Address	Land Use	Zoning	Area (Ha)
<b>39 Lloyd Street</b>	Vacant	M6 – Light Industrial - SE/438	0.06 Ha
<b>43 Lloyd Street</b>	Vacant Industrial	M6 – Light Industrial - SE/438	4.6 Ha
<b>221 Gage Ave N</b>	Medium Industrial – automotive repair	M6 – Light Industrial	0.4 Ha
<b>67 Lloyd St</b>	Medium Industrial – appears vacant	M6 – Light Industrial - SE/438	0.2 Ha
<b>45, 47, 49, 51, 53, 55, 57, 59, 61, and 63 Lloyd St</b>	Residential and one vacant	M6 – Light Industrial	0.2 Ha

*Do these parcels meet Criteria 1:* Yes, these parcels are located along the edge of the industrial area.

*Evaluation:* Since the last conversion analysis, a need for the conversion of these parcels has been demonstrated. The properties at 39 Lloyd Street, and 43 Lloyd Street (former

Hamilton Builder's Supply) and certain adjacent residential parcels have been purchased by the City of Hamilton for use as a future outdoor recreational space, including soccer and baseball fields and a soccer practice facility. The use is permitted as-of-right under the public use provisions of the Zoning By-law. The use is proposed to compensate for a lack of sports fields / training facilities in the vicinity resulting in part from the redevelopment of Tim Horton's Field (which resulted in the loss of soccer and baseball fields from the site). Therefore, conversion of the site satisfies criteria 6 by providing an overall community benefit. The conversion does not offend criteria 7 as the site is located on an arterial road and is an extension of the Mixed Use Medium Density designation to the south. It is not anticipated that conversion of the site would negatively impact the overall viability of the employment area, as the recreational use is replacing a previous quasi industrial / commercial use which in itself was not contributing significantly to the overall viability of the area (satisfies criteria 2). Similarly, as the proposed use is recreational, conversion will not jeopardize other policy objectives, including planned commercial, thereby satisfying criteria 4.

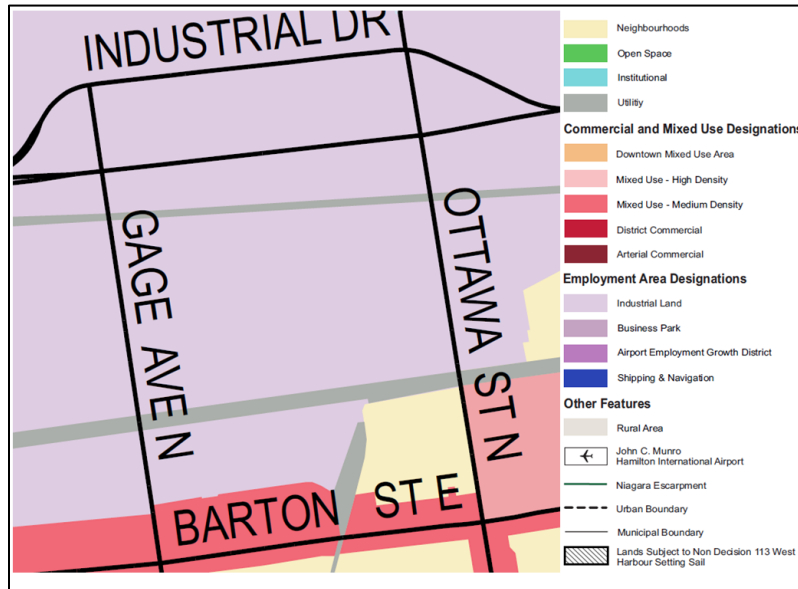
The remaining two criteria address compatibility issues and impact on existing industry. There are existing industrial facilities directly to the west and north of the site. The proposed recreational use is considered a sensitive land use under the Ministry of Environment, Conservation and Parks (MOECP) D-6 Guideline if the municipality deems it to be sensitive. However, the MOECP Environmental Noise Guideline (NPC-300) does not consider a park to be a noise sensitive land use. Rather, only residential dwellings, or noise sensitive commercial or institutional buildings meet this definition. Therefore, the establishment of the park in the vicinity of the existing industrial operations will not create additional compatibility issues for the businesses, satisfying criteria 3 and 5. Staff note that there are already existing residential (sensitive) uses within the area and within the vicinity of these active industrial operations.

*Recommendation:* Conversion to Neighbourhoods is recommended. An area specific policy will be applied to the parcels. It is noted the intention is for these lands to develop into a park, but studies should be required prior to the redevelopment occurring, including the submission of a record of site condition. The area specific policy will require that any future redevelopment of the parcels be required to demonstrate compatibility with adjacent uses, including submission of any required studies.

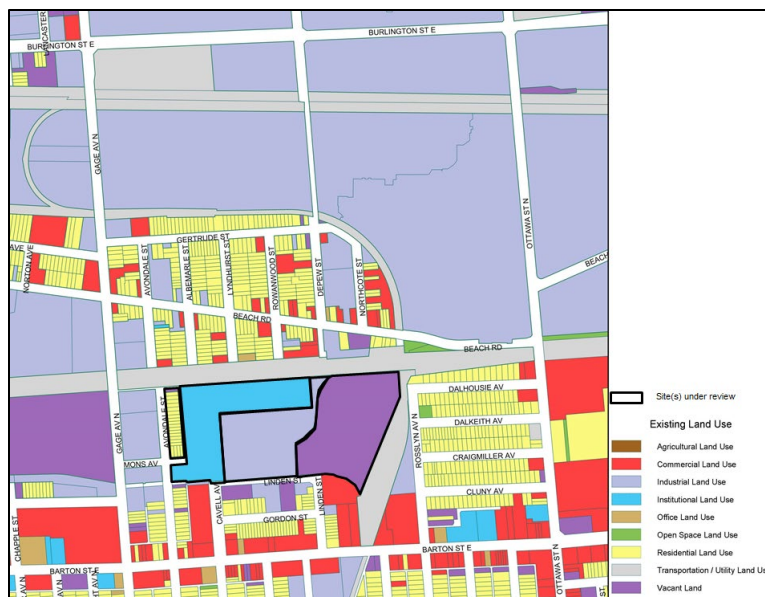
## **2.4 AREA BOUNDED BY GAGE AVENUE NORTH, BURLINGTON STREET EAST, OTTAWA STREET NORTH, & BARTON STREET EAST**

The southern portion of the industrial area in this block abuts Mixed Use - Medium Density, Neighbourhoods, and Utility designations. In terms of land use, the area is mixed use with large industrial parcels in the northern portion, a residential enclave (Rowanwood) adjacent to the northern side of the rail line, and industrial, institutional,

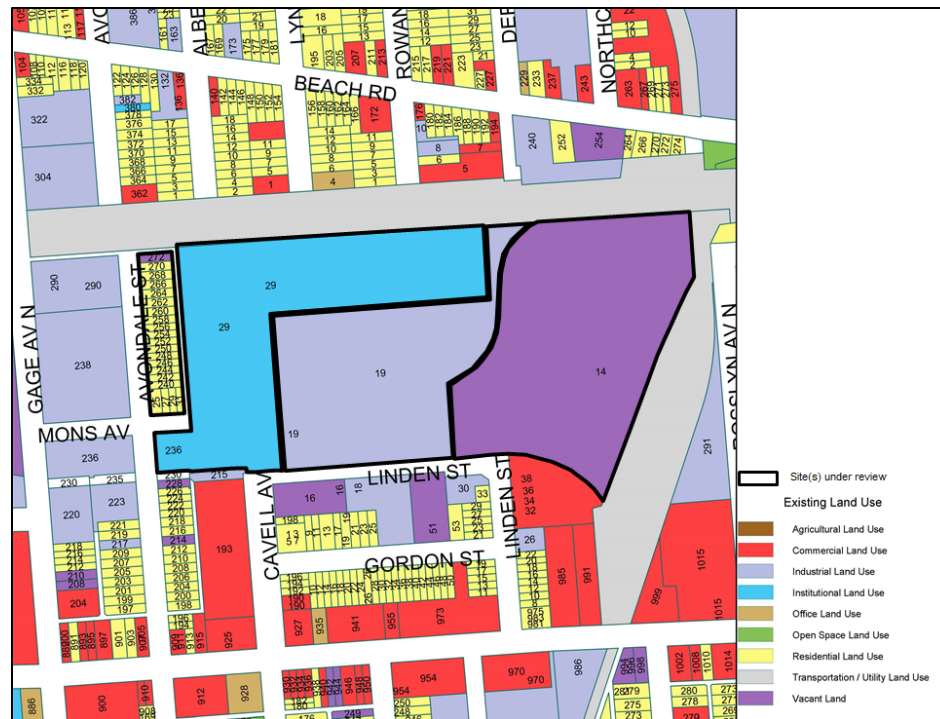
residential, and commercial land uses as well as vacant lands south of the rail line. Parcels located along Barton Street East and along the southern side of Linden Street were considered for conversion in the previous conversion analysis (Crown Point West 1 and 2) and were subsequently converted to Mixed Use – Medium Density. Several parcels along Linden Street warrant consideration for conversion due to the existence of a place of worship, residential properties, and a vacant parcel.



**Figure 13 - Land use designations in area bounded by Gage Avenue North, Burlington Street East, Ottawa Street North, and Barton Street East**



**Figure 14 - Land uses in area bounded by Gage Avenue North, Burlington Street East, Ottawa Street North, and Barton Street East**



**Figure 15 – Conversion Candidates in Linden Street Area**

The following parcels are considered for conversion:

**Table 6 – Conversion Candidates in area bounded by Gage Avenue North, Burlington Street East, Ottawa Street North, and Barton Street East**

Address	Land Use	Zoning	Area (Ha)
<b>14 Linden Street</b>	Vacant/parking	M6 – Light Industrial	3.2 Ha
<b>19 Linden Street</b>	Medium industrial – Auto wreckers	M6 – Light Industrial	2.3 Ha
<b>29 Linden St and 236 Avondale Ave</b>	Institutional – Place of Worship	M6 – Light Industrial - SE/366	2.7 Ha
<b>25-31 Mons Avenue and 240-272 Avondale Street</b>	Residential, one vacant	M6 – Light Industrial	0.4 Ha

*Do these parcels meet Criteria 1:* Yes, these parcels are located on the southern edge of the industrial area and the block has a mix of uses.

*Evaluation:* While there a mix of uses within this area, there are also active industrial lands. An auto wreckers yard is located in the middle of these parcels (19 Linden Street). There are also warehousing/distribution and other industrial uses immediately east and west of the parcels under consideration. Residential uses exist on the east side of Avondale Street and a large place of worship occupied 2.7 ha of land (the place of worship

was established under the former City of Hamilton Zoning By-law 6593 which permitted places of worship as-of-right throughout the City). If only the residential parcels and the place of worship are converted, land use compatibility issues could arise between existing industrial uses as well as the rail line (does not meet Criteria 2 and 5). The vacant site at 14 Linden St is sizable (3.2 ha) and located adjacent to rail. Conversion of this site may preclude new industry from developing on this site (conflicts with Criteria 3). If these sites were converted to commercial designation, new commercial uses could potentially compete with and jeopardize existing commercial sites along Barton St E (conflicts with Criteria 4).

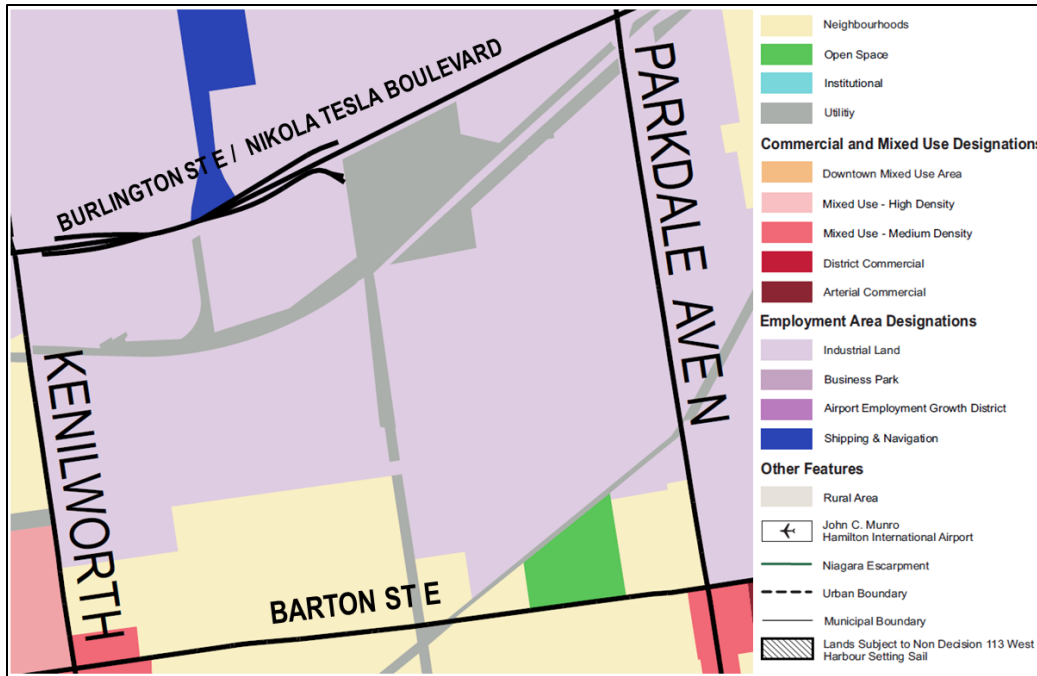
*Recommendation:* Retain Employment Area designation. Conversion is not recommended.

## **2.5 AREA BOUNDED BY KENILWORTH AVENUE NORTH, NIKOLA TESLA BOULEVARD, PARKDALE AVENUE NORTH, AND BARTON STREET EAST**

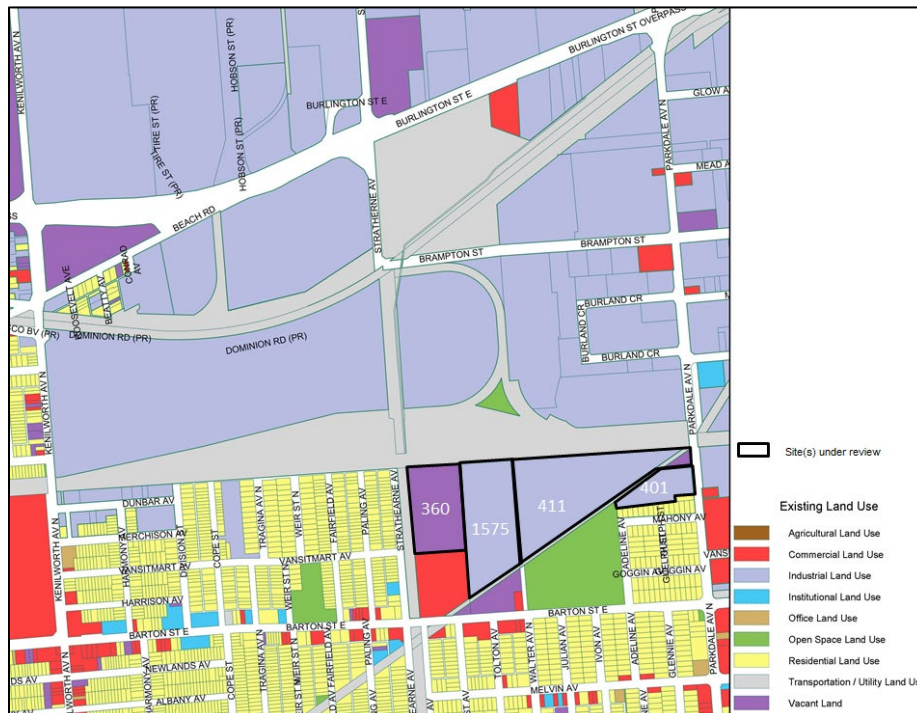
A residential area designated Neighbourhoods borders the Industrial Area to the southwest. Mahoney Park also borders the Industrial Area. In terms of land use, the majority of the area is industrial. A small area at the intersection of Dunbar Ave and Kenilworth Ave N (Homeside) was considered for conversion in the last Conversion Analysis, however, this area was retained as Industrial Lands due to the predominant industrial land use in the area. A request for conversion has been received for this area, which is discussed in Appendix B.

The area bounded by Strathearne Ave, Barton St E, Parkdale Ave N, and the rail line was also previously considered for conversion in the last Conversion Analysis but was not converted due to compatibility issues with the rail line as well as the predominance of industrial land uses in the area. Since then, a site has become vacant (360 Strathearne Ave). The rail line that passes diagonally through the area has been closed and is proposed as a recreational trail in the Hamilton Recreation Trails Master Plan (proposed "pipeline trail"). The northeast corner of Barton St E and Strathearne Ave is designated Neighbourhoods and the existing use is commercial. The Coca Cola and Orlick industrial uses in this block are still in operation.





**Figure 16 – Land use designations for Area bounded by Kenilworth Ave N, Nikola Tesla Blvd, Parkdale Ave N, and Barton St E**



**Figure 17 – Land uses for Area bounded by Kenilworth Ave N, Burlington St E/Nikola Tesla Blvd, Parkdale Ave N, and Barton St E**

The following parcels are considered for conversion:

**Table 7 – Conversion Opportunity Sites in area bounded by Kenilworth Ave N, Burlington St E/Nikola Tesla Blvd, Parkdale Ave N, and Barton St E**

Address	Land Use	Zoning	Area (Ha)
<b>360 Strathearne Ave</b>	Vacant	M6 – Light Industrial	2.5 Ha
<b>1575 Barton St E</b>	Medium Industrial – Coca Cola	M6 – Light Industrial	3.5 Ha
<b>411 Parkdale Ave N</b>	Medium Industrial – Orlick Industries (aluminum die-casting)	M6 – Light Industrial	4.6 Ha
<b>401 Parkdale Ave N</b>	Carquest Auto Parts (retail)/ Auto paint shop, Thrifty Car Rental	M6 – Light Industrial	1.1 Ha

*Do these parcels meet Criteria 1:* Yes, this area contains a mix of uses and is situated along the margin of the Bayfront. The context of the area has also changed since the last Conversion Analysis due to the ceasing of pipeline operations and new vacant lands at 360 Strathearne Ave, warranting a new review.

*Evaluation:* While the block is mixed use, Coca Cola and Orlick Industries are still functioning industrial uses that make up a large portion of the area block. 360 Strathearne is not recommended for conversion to non-employment designations because it is adjacent to existing industrial uses, and non-industrial uses may be incompatible and effect viability of existing employment uses (does not meet Criteria 5 and 6).

401 Parkdale Ave N is a potential conversion candidate. Conversion of the site would address a need to recognize the existing uses which are primarily retail. The small size of the site will not adversely impact the employment area or other city planning objectives (City criteria 2 and 4 and Growth Plan criteria (d)). The site is already functioning as a primarily retail use, therefore there is no concern for conflict with adjacent industries, satisfying City criteria 2 and 5. Mahoney Park and the former pipeline (planned recreational trail) provide a buffer between the industrial uses and the residential parcels (City criteria 7). The parcels across from 401 Parkdale Ave N on the east side of Parkdale Ave N are also being recommended for conversion because the uses are commercial / retail. The small size of the parcel does not create any infrastructure concerns should it be redeveloped (Growth Plan criteria (e)).

*Recommendation:* Conversion of 401 Parkdale Ave N to Arterial Commercial is recommended.

## 2.6 AREA BOUNDED BY PARKDALE AVENUE NORTH, NIKOLA TESLA BOULEVARD, RED HILL VALLEY PARKWAY, & BARTON STREET EAST

This area contains a significant amount of residential lands that are recognized and designated Neighbourhoods in the UHOP, a sizeable site designated Utilities (Hamilton Water), Open Space abutting the Red Hill Valley Parkway. The boundary line of the Bayfront in this area is not straight and rather unclear. Conversion opportunities in the previous Conversion Analysis were Parkview West and Parkview East areas, but these areas were not recommended to the shortlist for conversion due to the predominance of industrial land uses in the area. As the existing context has not changed significantly from the previous analysis, Parkview East and Parkview West will not be reviewed again in this analysis.

McQuesten West (lands on the south side of Barton St E) was reviewed in the last Conversion Analysis and converted to the Arterial Commercial designation. There are several commercial uses on the north side of Barton St E that warrant conversion consideration. These sites were not considered in the previous conversion analysis.

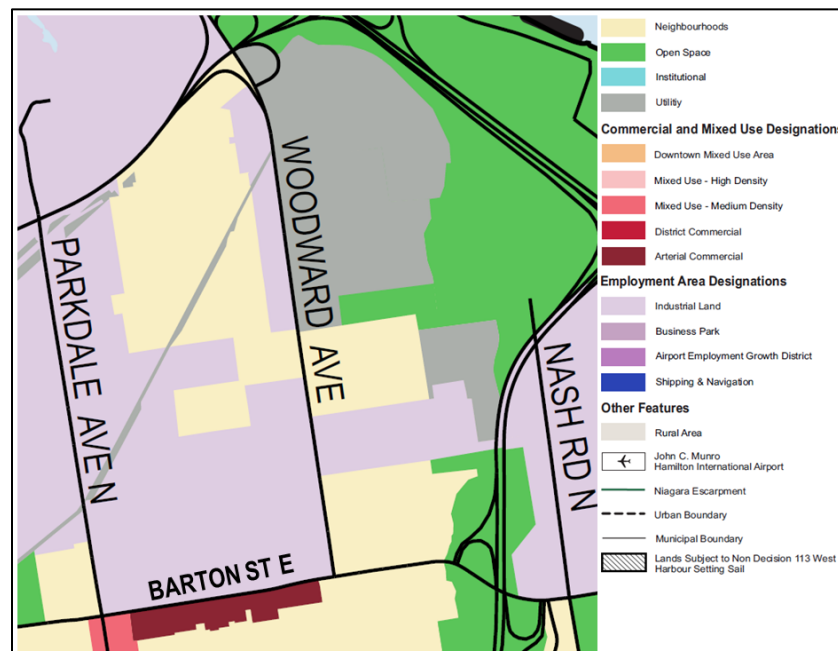
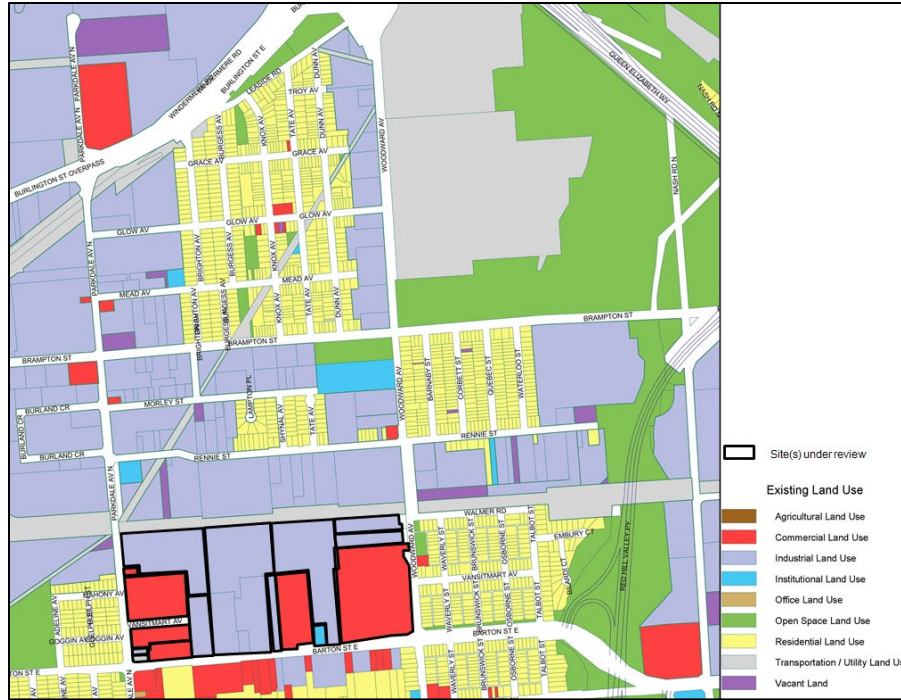
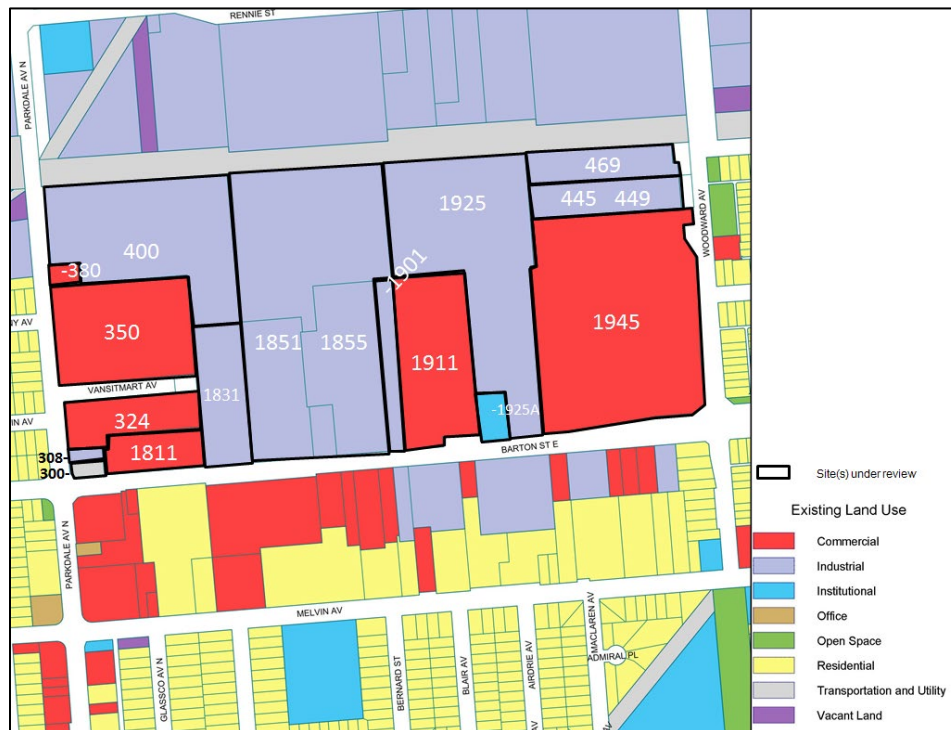


Figure 18 – Land use designations in area bounded by Parkdale Ave N, Nikola Tesla Blvd, Red Hill Valley Pkwy, & Barton St E





**Figure 19 - Land Uses in area bounded by Parkdale Ave N, Nikola Tesla Blvd, Red Hill Valley Pkwy, & Barton St E**



**Figure 20 - Conversion Candidates in Parkdale Avenue N - Woodward Avenue Area**

Parcels under consideration for conversion to non-employment uses include:

**Table 8- Area bounded by Parkdale Ave N, Nikola Tesla Blvd, The Red Hill Valley Parkway, & Barton St E**

<b>Address</b>	<b>Land Use</b>	<b>Zoning</b>	<b>Area (Ha)</b>
<b>400 Parkdale Ave N</b>	Parkdale Industrial Mall - Carrier Distribution, Gerrie Electric Wholesale, The Equipment Specialist, Hercules, Spectrum Patient Services (patient transfer), WWG HVAC and Refrigeration Wholesaler	M6 – Light Industrial	2.9
<b>380 Parkdale Ave N</b>	Commercial – Service/Auto Repair (Eastgate Collision)	M6 – Light Industrial	0.1
<b>350 Parkdale Ave N</b>	Commercial – Auto sales and rentals (Ford)	M6 – Light Industrial	2.0
<b>324 Parkdale Ave N</b>	Commercial – Auto sales and rentals (Hyundai)	M6 – Light Industrial	0.8
<b>308 Parkdale Ave N</b>	Industrial – Warehousing	M6 – Light Industrial	0.1
<b>300 Parkdale Ave N</b>	Utilities – Hydro One	M6 – Light Industrial	0.1
<b>1811 Barton St E</b>	Commercial – Sales (Spar-Marathon Roofing)	M6 – Light Industrial	0.6
<b>1831 Barton St E</b>	Commercial – Truck dealer (Eastgate Truck Centre)	M6 – Light Industrial	1.0
<b>1851 and 1855 Barton St E</b>	Industrial – McNally, Inter County Concrete Products	M6 – Light Industrial	6.2
<b>1901 Barton St E</b>	Industrial – Trombetta Construction Materials	M6 – Light Industrial	0.4
<b>1911 Barton St E</b>	Commercial – Recreation/Sports Club (Doublerink Arena)	M6 – Light Industrial	1.9
<b>1925-A Barton St E</b>	Institutional – Community Centre / Hall (Croatian National home office)	M6 – Light Industrial	0.2
<b>1925 Barton St E</b>	Industrial	M6 – Light Industrial	3.9
<b>1945 Barton St E</b>	Commercial – Building and contracting supply establishment (Lowe's)	M6 – Light Industrial	4.0
<b>445-449 Woodward Ave</b>	Industrial	M6 – Light Industrial	0.8
<b>469 Woodward Ave</b>	Industrial – Plastics Plus custom moulding, Broche	M6 – Light Industrial	0.7

*Do these parcels meet Criteria 1:* Yes, there are several auto-oriented commercial uses on the east side of Parkdale Ave N and north side of Barton St E. The block is mixed use and located along the edge of the industrial area boundary.

*Evaluation:* There is a predominance of auto-oriented commercial uses at the intersection of Barton St E and Parkdale Ave N. The parcels along the north side of Barton St E between Parkdale Ave N and Woodward Ave are industrial; however a recreational arena as well as a community hall are also fronting Barton St E in this section. The Lowe's at the northwest corner of Barton St E and Woodward Ave is a permitted use in the industrial area. A conversion of some of the sites to the Arterial Commercial designation will complement the existing commercial designations on the south side of Barton St E between Parkdale Ave N and Woodward Ave. However, conversion of all of the sites in this block would amount to a loss in Employment Land of 29.9 Ha, and there are functioning industrial sites in this area.

The parcels recommended for conversion are 300, 308, 324, 350, and 380 Parkdale Ave N, and 1811 and 1831 Barton St E. These parcels are suitable candidates for conversion, because they contain existing land uses that serve a commercial function. There is a need for the conversion to recognize the existing uses. Motor Vehicle Dealerships are not permitted in any of the industrial or business park designations. These uses are more appropriately suited to the Arterial Commercial designation, which is intended to specialize in commercial uses that require large sites for parking / storage. Because the parcels are already functioning as commercial uses, City criteria 2 and 4 are not offended. As no sensitive uses are permitted in the Arterial Commercial designation, City criteria 3 and 5 and Growth Plan criteria (d) are satisfied. In terms of creating more logical boundaries, this recommendation would not offend this criterion, as the parcels proposed for redesignation are to the immediate east of a residential area that is already disrupting the employment area boundary along Barton Street East. Regarding City criteria 6 and Growth Plan criteria (e), the uses are existing and therefore there is no anticipated negative impact on the local community, servicing or infrastructure.

*Recommendation:* The parcels recommended for conversion are 300, 308, 324, 350, and 380 Parkdale Ave N, and 1811 and 1831 Barton St E.

### 3. EAST HAMILTON INDUSTRIAL AREA

The East Hamilton Industrial Area is located south of the Queen Elizabeth Way and north of Barton Street East between the Red Hill Valley Parkway and Grays Road. The western portion of the industrial area (west of Centennial Parkway North) falls within the Centennial Neighbourhoods Secondary Plan study area and is adjacent to the Bayfront Industrial Area. This portion is designated Industrial Land. The eastern portion of the Industrial Area (east of Centennial Parkway North) is contiguous with the Stoney Creek Business Park, and is designated Business Park. A small portion of this area along Barton St E falls within the Centennial Neighbourhoods Secondary Plan study area. The East Hamilton Industrial Area has been identified by the Province as a Provincially Significant Employment Zone.

Industrial uses account for 71 percent of the area in East Hamilton Industrial Area. Other uses include commercial (9 percent of area), transportation/utility (7 percent), and open space (7 percent). Just over 4 percent of the land in the area is vacant.

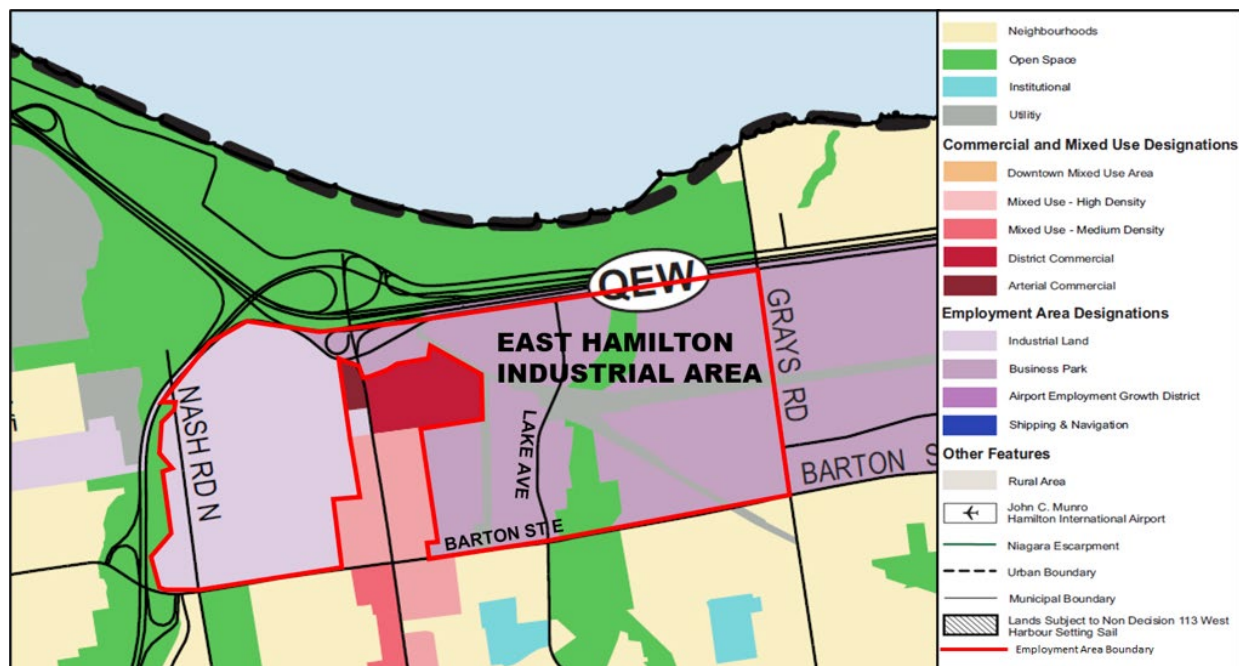


Figure 21 - Land use designations in East Hamilton Industrial Area

**Table 9 - Land use Breakdown for lands within East Hamilton Industrial Area**

<b>Land Use</b>	<b>Total Hectares (ha)</b>	<b>Percentage of Total Area (%)</b>
Commercial	16.91	9.25
Industrial	131.45	71.9
Institutional	1.46	0.80
Office	0.08	0
Open Space	11.95	6.54
Residential	0.17	0
Transportation/Utility	12.95	7.10
Vacant Land	7.76	4.25
<b>Total</b>	<b>182.73</b>	<b>100</b>

### **3.1 AREA BOUNDED BY RED HILL VALLEY PARKWAY, QEW INTERCHANGE, CENTENNIAL PARKWAY NORTH, AND BARTON STREET EAST**

The lands designated Industrial in this area abut the Arterial Commercial designation to the east approaching Centennial Parkway N, and Neighbourhoods and Open Space designations to the south along Barton St E. This portion of the East Hamilton Industrial Area is also adjacent to the Bayfront Industrial Area to the west, and falls within the Centennial Neighbourhoods Secondary Plan area. The land uses in the area are predominantly industrial. However, there are several auto-oriented commercial uses along the north side Barton St E between the Red Hill Valley Pkwy and the lands designated Mixed Use – High Density approaching Centennial Pkwy N. These parcels will be considered for conversion.

This area falls within the approved Centennial Neighbourhoods Secondary Plan area. The Secondary Plan identifies several Site Specific Policy Areas within this area. Lands along the north side of Barton Street East are identified as Area Specific Policy – Area H, which directs that these lands be considered for conversion through the municipal comprehensive review.



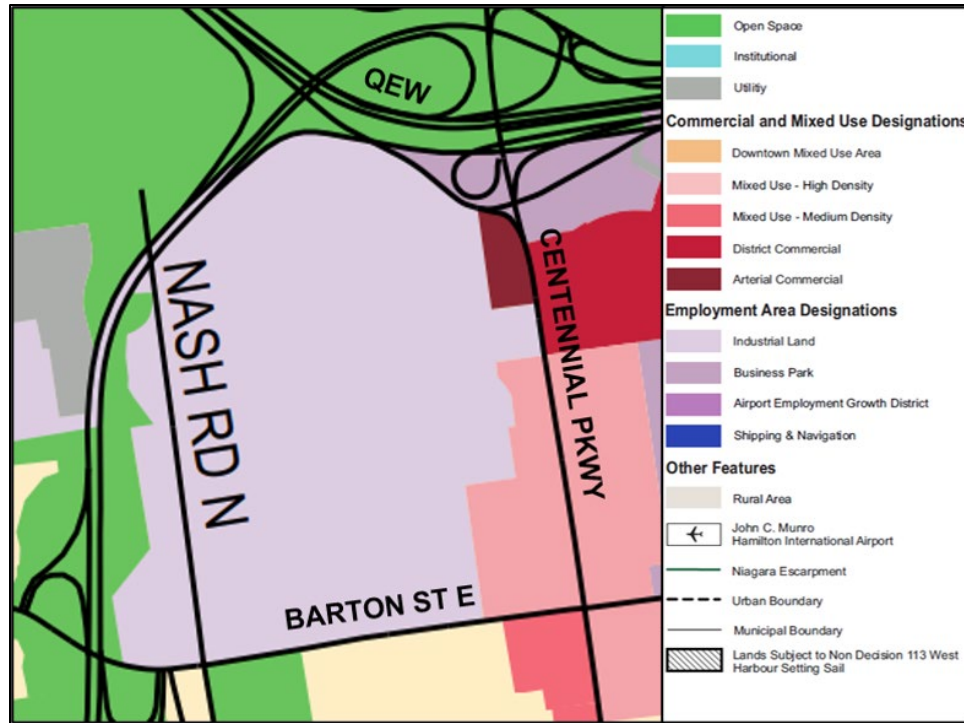


Figure 22 - Land use designations in area bounded by Red Hill Valley Pkwy, QEW, Centennial Pkwy N, and Barton St E

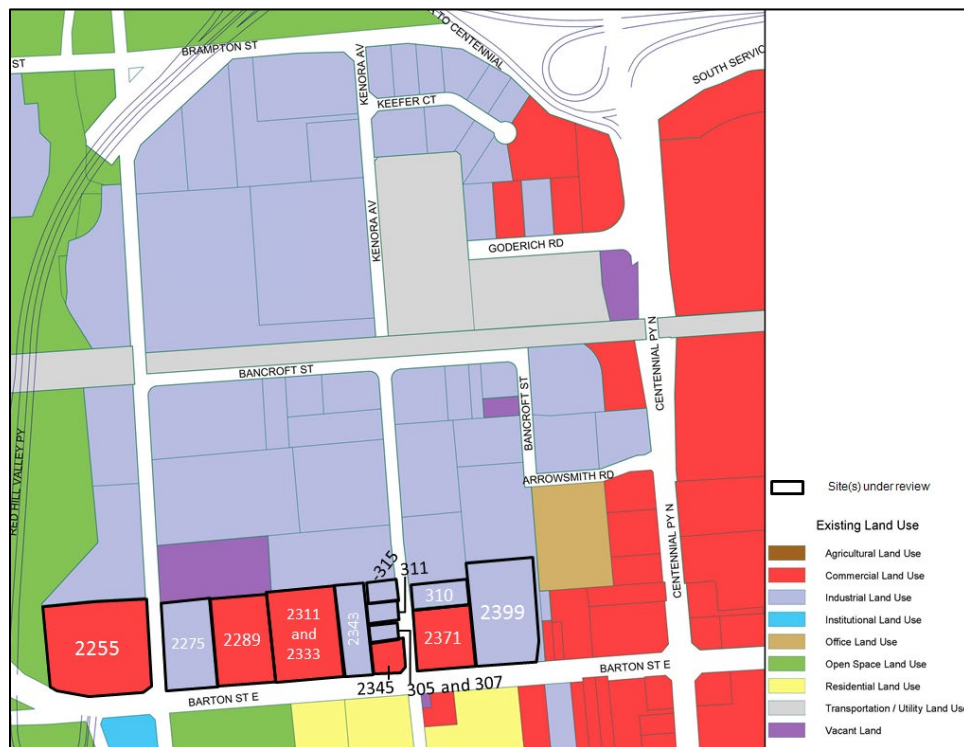


Figure 23 - Land uses in area bounded by Red Hill Valley Pkwy, QEW, Centennial Pkwy N, & Barton St E

Parcels for conversion consideration include:

**Table 10 – Conversion Candidates along Barton St E between Red Hill Valley Pkwy and Centennial Pkwy N**

Address	Land Use	Zoning	Area (Ha)
<b>2255 Barton St E</b>	Commercial – Plaza with restaurant, grocery	M6 – Light Industrial - SE/417	2.4
<b>2275 Barton St E</b>	Industrial - Uhaul self-storage	M6 – Light Industrial	1.1
<b>2289 Barton St E</b>	Commercial – Hall/Sports Club – Ultimate Cycle	M6 – Light Industrial - SE/640	1.3
<b>2311 &amp; 2333 Barton St E</b>	Commercial – Toyota Car Dealership	M6 – Light Industrial - SE/640	1.6
<b>2243 Barton St E</b>	Medium Industrial - (Fellfab)	M6 – Light Industrial	0.7
<b>2345 Barton St E</b>	Commercial – M & R Automotive, Tint Boyz	M6 – Light Industrial	0.3
<b>305 &amp; 307 Kenora Ave</b>	Commercial – Billy Buff Auto Spa	M6 – Light Industrial	0.1
<b>311 Kenora Ave</b>	Hess Millwork	M6 – Light Industrial	0.2
<b>315 Kenora Ave</b>	Industrial – Truck Drivers of Canada	M6 – Light Industrial	0.2
<b>310 Kenora Ave</b>	Industry - Modern Training Ontario (Truck/Forklift), ColTek (Electronics repair), Advantage Machining	M6 – Light Industrial	0.3
<b>2371 Barton St E</b>	Commercial (Grocery – Lococo's)	M6 – Light Industrial - SE/640	0.9
<b>2399 Barton St E</b>	Medium Industrial (Appears Vacant)	M6 – Light Industrial	1.8

*Do these parcels meet Criteria 1:* Yes, these parcels are located along the edge of the industrial area and the majority of uses are commercial.

*Evaluation:* As previously mentioned, Area Specific Policy – Area H is applicable to the lands on the north side of Barton St E. The policy directs these lands to be considered for conversion, as follows:

“6.7.18.8 Area Specific Policy – Area H (north side of Barton Street) For the lands located on the north side of Barton Street East, designated Light Industrial and



Business Park, shown as Area H on Map B.6.7-4 – Centennial Neighbourhoods Secondary Plan – Site Specific Policy Areas, the City shall assess of the appropriateness of these lands as employment lands during the next municipal comprehensive review, and may consider a conversion to other uses. The assessment shall consider, but is not limited to the following factors:

- a) the existing function of the lands;
- b) the proximity of the lands to major transportation routes;
- c) opportunities to introduce transitional land uses along the edge of the industrial area; and,
- d) consideration of the potential need for arterial commercial lands City-wide.”

Barton St E in this area has evolved from industrial uses to auto-oriented commercial uses. The Industrial land use designation is no longer appropriate. Converting these sites to commercial use would create a buffer between the sensitive land uses on the south side of Barton St E and the industrial uses north of Barton St in this area, thereby recognizing the transitional role that these lands play between residential and industrial land uses in the area. City criteria 2, 3 and 5 and Growth Plan criteria (d) are satisfied as there is no introduction of sensitive uses, which are not permitted in the Arterial Commercial designation.

Arterial Commercial parcels along Centennial Parkway have been redesignated to Mixed Use – Medium Density through the secondary plan process. A conversion of parcels along Barton St E to the Arterial Commercial designation will complement the planned land use designations of the parcels along Centennial Parkway North by allowing for different types of commercial uses, and compensate for the loss of Arterial Commercial lands in the area, satisfying criteria 4 and 6. Criteria 7 is not offended as the conversion will result in a logical boundary of the Arterial Commercial designation on the north side of Barton St. It is not anticipated that the conversion would result in a negative impact on infrastructure or public service facilities, satisfying Growth Plan criteria (e).

*Recommendation:* Convert all identified parcels to Arterial Commercial designation.

Note: At the November 19, 2019 General Issues Committee, staff were directed by motion to review the potential conversion of the Confederation GO Station lands (395 Centennial Parkway North, 185 Bancroft Street and 25 Arrowsmith Drive). Analysis of conversion for this transit station property is provided separately as Appendix “D” to Report PED17010(k).

### 3.2 AREA BOUNDED BY CENTENNIAL PARKWAY, QEW, GRAYS ROAD, AND BARTON STREET EAST

The land use designation in this portion of the industrial area is Business Park. To the west, the business park abuts District Commercial and Arterial Commercial designations. Open Space and Utility designations are also located throughout the area.

There is one Urban Hamilton Official Plan site specific policy in this area. UHE-6 applies to lands located at 50 Covington Street, and permits a motor vehicle repair garage in addition to the permitted uses in the Employment Area – Business Park designation.

The majority of parcels in the area are industrial in use. Through the Council adopted Centennial Neighbourhoods Secondary Plan, one site has been identified as a potential conversion candidate and will be reviewed here (area specific policy – Area H).

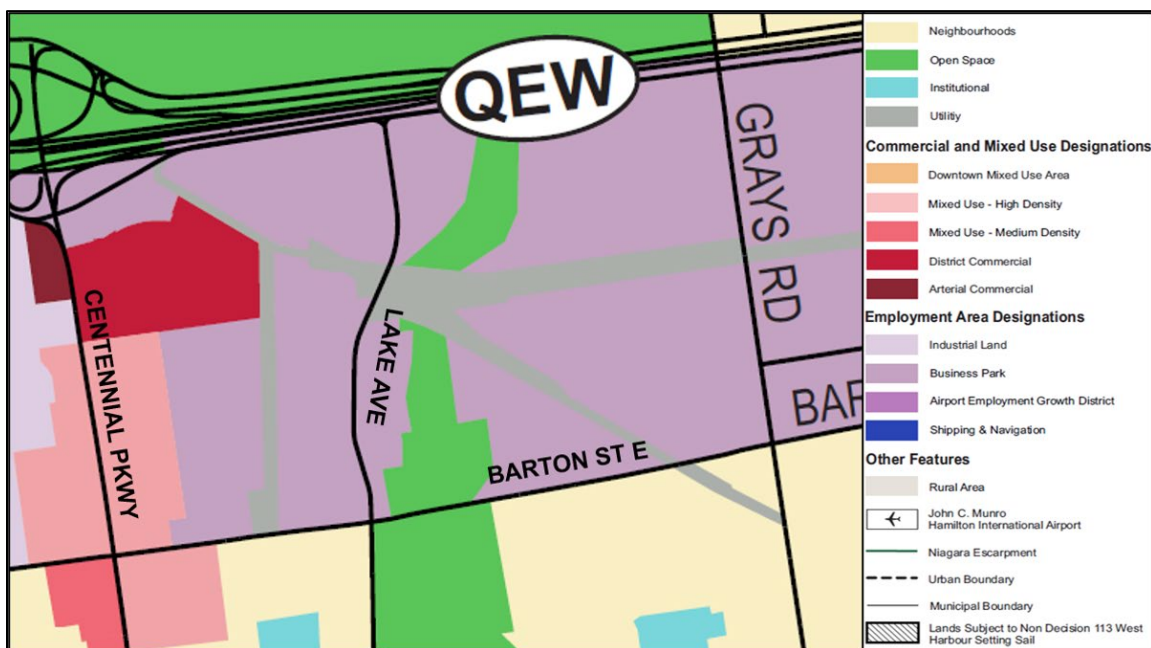
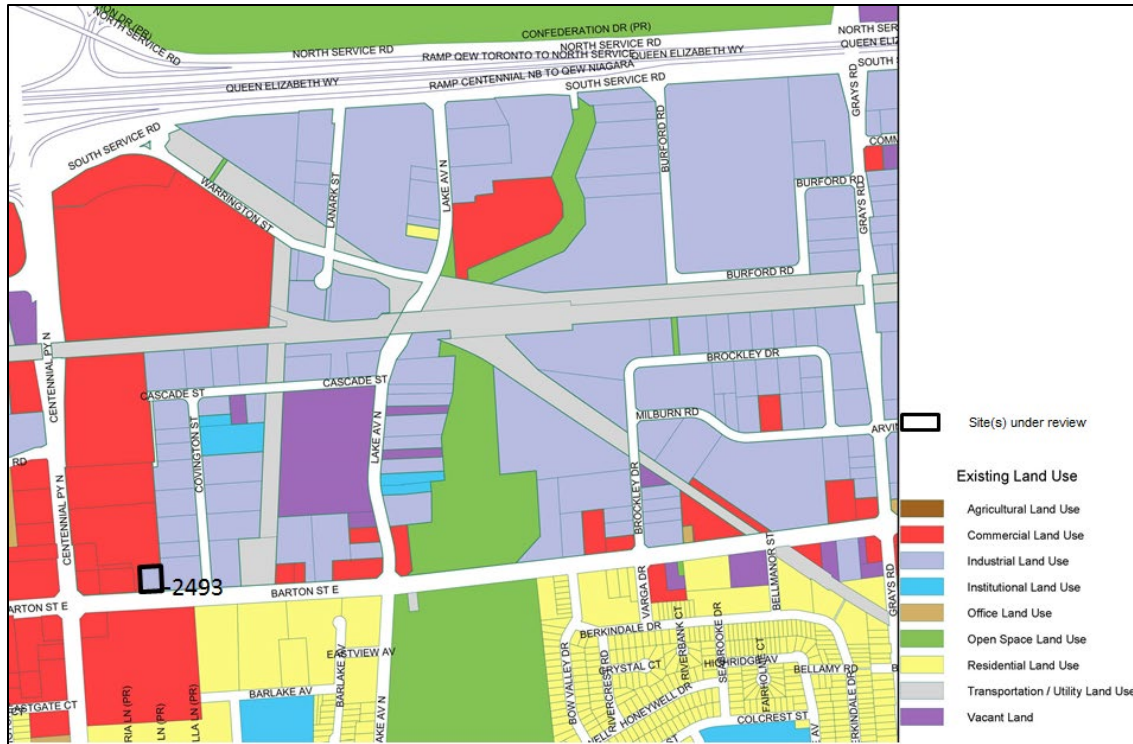


Figure 24 - Land Use Designations in Area bounded by Centennial Pkwy, QEW, Grays Rd, and Barton St E



**Figure 25 - Land Uses and sites for conversion consideration in area bounded by Centennial Pkwy, QEW, Grays Rd, and Barton St E**

Site under consideration for conversion:

**Table 11 - Site under conversion consideration along Barton St E between Red Hill Valley Pkwy and Centennial Pkwy N**

Address	Land Use	Zoning	Area (Ha)
<b>2493 Barton St E</b>	Commercial – Speedy Glass, Mian Grocer, Young Kings Detailer, Krishna Sweets, Greco's Auto Repair	M3 – Prestige Business Park	0.24

*Does this site meet Criteria 1:* Yes, this site is in a mixed use area along the southern edge of the industrial area.

*Evaluation:* This site has been identified through the Centennial Neighbourhoods Secondary Plan as Area Specific Policy – Area H, which is to be considered for potential conversion through the MCR process. Area Specific Policy – Area H is as follows:

“6.7.18.8 Area Specific Policy – Area H (north side of Barton Street) For the lands located on the north side of Barton Street East, designated Light Industrial and Business Park, shown as Area H on Map B.6.7-4 – Centennial Neighbourhoods Secondary Plan – Site Specific Policy Areas, the City shall assess of the

appropriateness of these lands as employment lands during the next municipal comprehensive review, and may consider a conversion to other uses. The assessment shall consider, but is not limited to the following factors:

- a) the existing function of the lands;
- b) the proximity of the lands to major transportation routes;
- c) opportunities to introduce transitional land uses along the edge of the industrial area; and,
- d) consideration of the potential need for arterial commercial lands City-wide."

Conversion of this site would result in a more logical land use boundary for both the Mixed Use – High Density designation and the Sub-Regional Service Node boundary. Conversion of the site will not violate any of the conversion criteria and will not offend the considerations identified in Area Specific Policy – Area H due to its small size and location at the periphery of the Business Park designation.

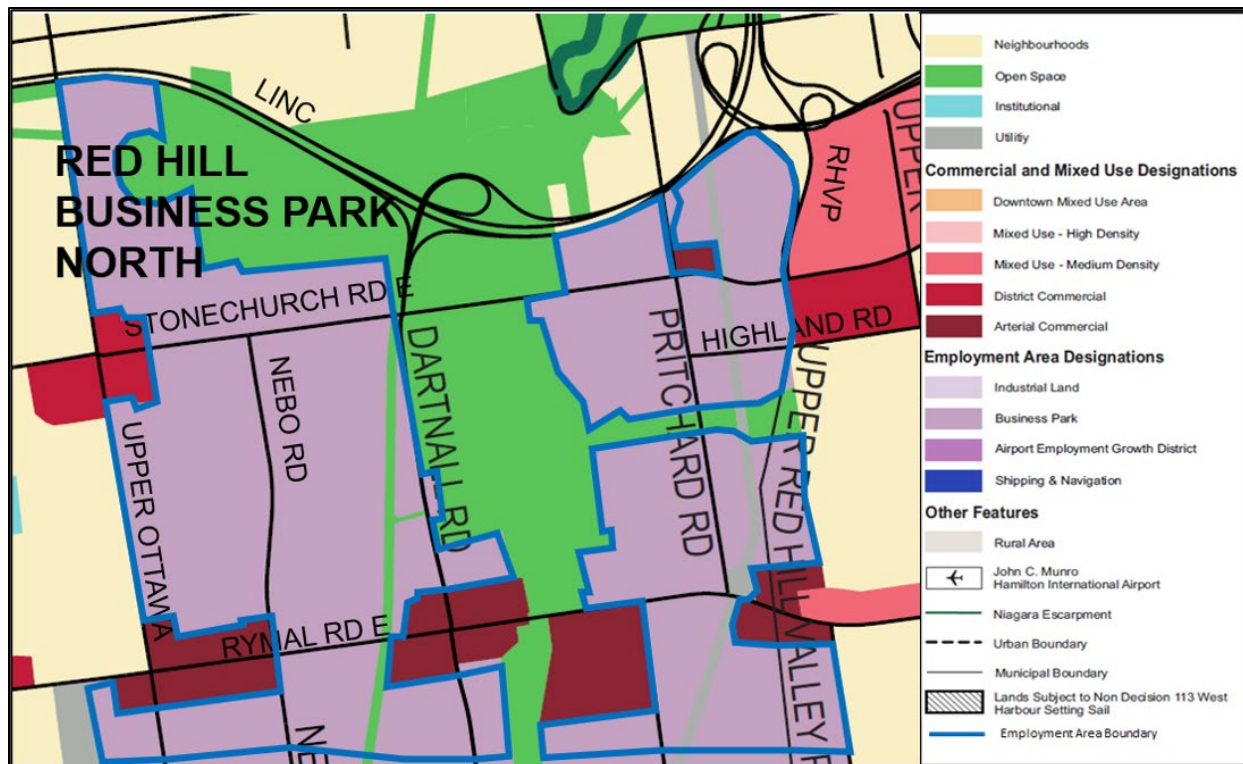
*Recommendation:* Conversion of 2493 Barton St E is recommended.

#### 4. RED HILL BUSINESS PARK NORTH

Red Hill Business Park North is 257 ha that is bounded by the Lincoln Alexander Parkway, Upper Ottawa Street, the utility corridor south of Rymal Road East, and roughly follows the Upper Red Hill Valley Parkway. The Red Hill North Business Park has been identified by the Province as a Provincially Significant Employment Zone. The land use designation in the area is Business Park, however there is a large portion of the area designated Open Space through the middle of the business park, as well as several intersection areas where lands are designated Arterial Commercial or District Commercial.

There are five Urban Hamilton Official Plan, Volume 3 site specific policies that apply to lands in this area, as follows:

- UHE-1 applies to lands located at 320 Anchor Road, Hamilton, and permits an observation and detention home, in addition to uses permitted in the Employment Areas – Business Park designation;
- UHE-2 applies to lands located at 230 Anchor Road, Hamilton, and permits limited commercial uses associated with a wedding centre to be permitted in the Employment Areas – Business Park designation;
- UHE-3 applies to lands located at 10 Dartnall Road, Hamilton and permits a garden centre and related uses in the Employment Area – Business Park designation;
- UHE-4 applies to lands located at 211 Pritchard Road, Hamilton, and provides a series of policies to provide a framework for how the site should be developed, including permitted uses, prohibited uses, criteria for offices, and urban design; and,
- UHE-5 applies to lands located at 406 Pritchard Road, Hamilton, and permits a private community centre, including a place of worship, in addition to uses permitted in the Employment Area – Business Park designation.
- UHE-9 applies to lands located at 1375 Stone Church Road East and 60 Arbour Road, Hamilton, and in addition to the permitted uses of the Employment Area – Business Park designation, permits a wedding chapel with a maximum gross floor area of 300 square metres.



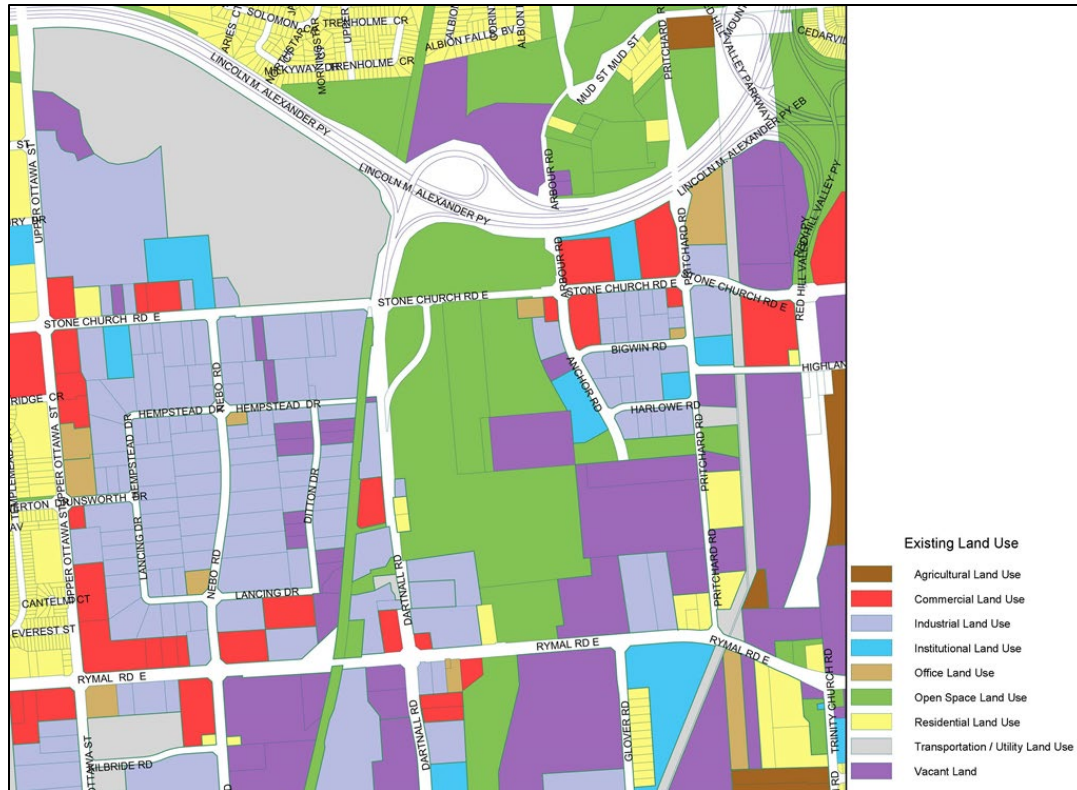
**Figure 26 – Land use designations in Red Hill North Business Park**

The predominant land use in the area is industrial (42 percent of area). Vacant land accounts for 24 percent of the total area.

**Table 12 - Land use breakdown in Red Hill North Business Park**

Land Use	Total Hectares (ha)	Percentage of Total Area (%)
Agricultural	6.06	2.36
Commercial	17.26	6.71
Industrial	108.57	42.2
Institutional	16.38	6.37
Office	6.19	2.41
Open Space	6.11	2.37
Residential	8.58	3.33
Transportation/Utility	25.33	9.85
Vacant Land	62.77	24.40
<b>Total</b>	<b>257.25</b>	<b>100</b>





**Figure 27 – Land Uses in Red Hill Business Park North**

Lands considered for conversion in Red Hill Business Park North are identified in Table 13, as well as in Figures 28, 29 and 30 below.

Note: Conversion request has been received for lands located in the northeastern corner of the business park (1725 Stone Church Road East) and lands along Rymal Road East (1280 Rymal Road East and 385 Nebo Road). These requests will be considered as part of Appendix B.

**Table 13 - Opportunity Sites for Conversion in Hamilton Mountain (Red Hill) Business Park**

Address	Land Use	Zoning	Area (Ha)
<b>1150 Stone Church Road East</b>	Institutional – Place of Worship	M3 – Prestige Business Park - SE/369	1.1
<b>1151 Stone Church Road East</b>	Industrial / Commercial - Super Sausage	M3 – Prestige Business Park	0.3
<b>1157 Stone Church Road East</b>	Vacant	M3 – Prestige Business Park	0.3
<b>1175 Stone Church Road East</b>	Commercial Plaza (Signarama, East	M3 – Prestige Business Park	0.3



<b>Address</b>	<b>Land Use</b>	<b>Zoning</b>	<b>Area (Ha)</b>
	Mountain Animal Hospital, Nail Salon)		
<b>1185 Stone Church Road East</b>	Commercial Recreation (Mountain Sports Complex)	M3 – Prestige Business Park	0.3
<b>1215 Stone Church Road East</b>	Commercial (Recreation and Sports Club – 5-star Fitness)	M3 – Prestige Business Park	0.8
<b>1221 Stone Church Road East</b>	Industrial – Ontario Stone Design/The Butler's Kitchen	M3 – Prestige Business Park	0.3
<b>1227 Stone Church Road East</b>	Institutional – Emergency and Medical Services Training Centre	M3 – Prestige Business Park	2.8
<b>1249 Stone Church Road East</b>	Commercial – Carquest Auto Parks, Donut Diner	M3 – Prestige Business Park	0.5
<b>1423 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.6
<b>1439 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support - SE/369	0.7
<b>1447 and 1453 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.8
<b>1475 Upper Ottawa St</b>	Institutional/Commercial – Plaza Mall, Stone Church Family Health Centre	M4 – Business Park Support	0.9
<b>1515 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.3
<b>1521-1527 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.9
<b>1555 Upper Ottawa St</b>	Banquet Hall (Michelangelo's)	M4 – Business Park Support	1.4
<b>10 Trinity Church Road</b>	Institutional – Place of Worship	AA - Agriculture	.03
<b>12 Trinity Church Road</b>	Cemetery	P4 – Open Space	0.78

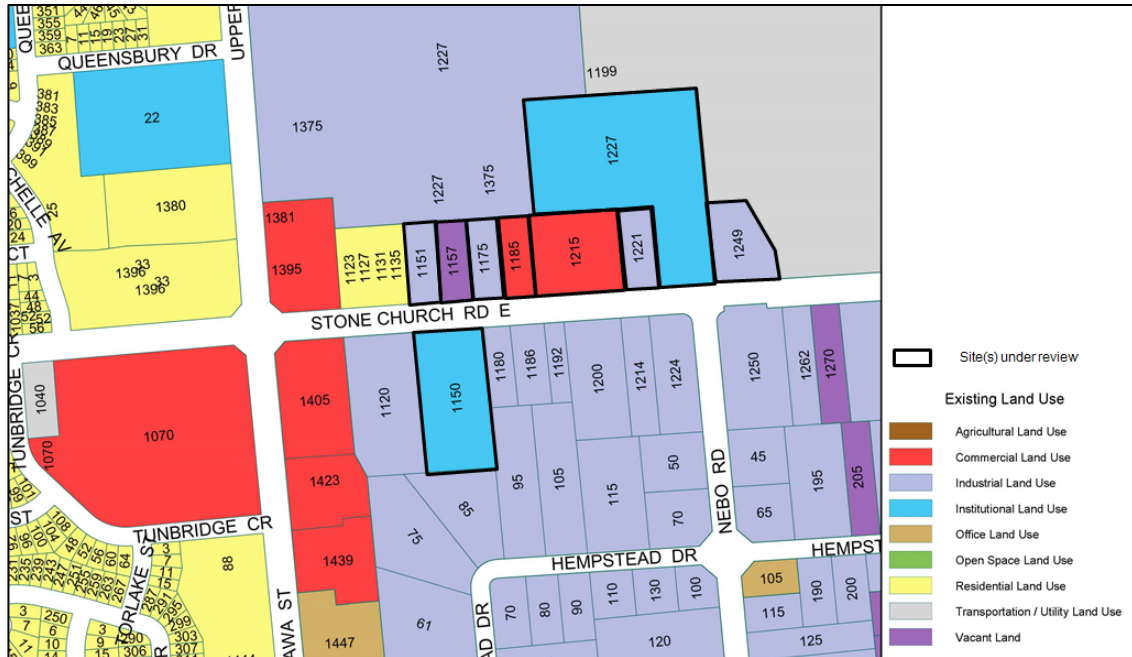


Figure 28- Land uses and sites under review in Red Hill Business Park North along Stone Church Road East

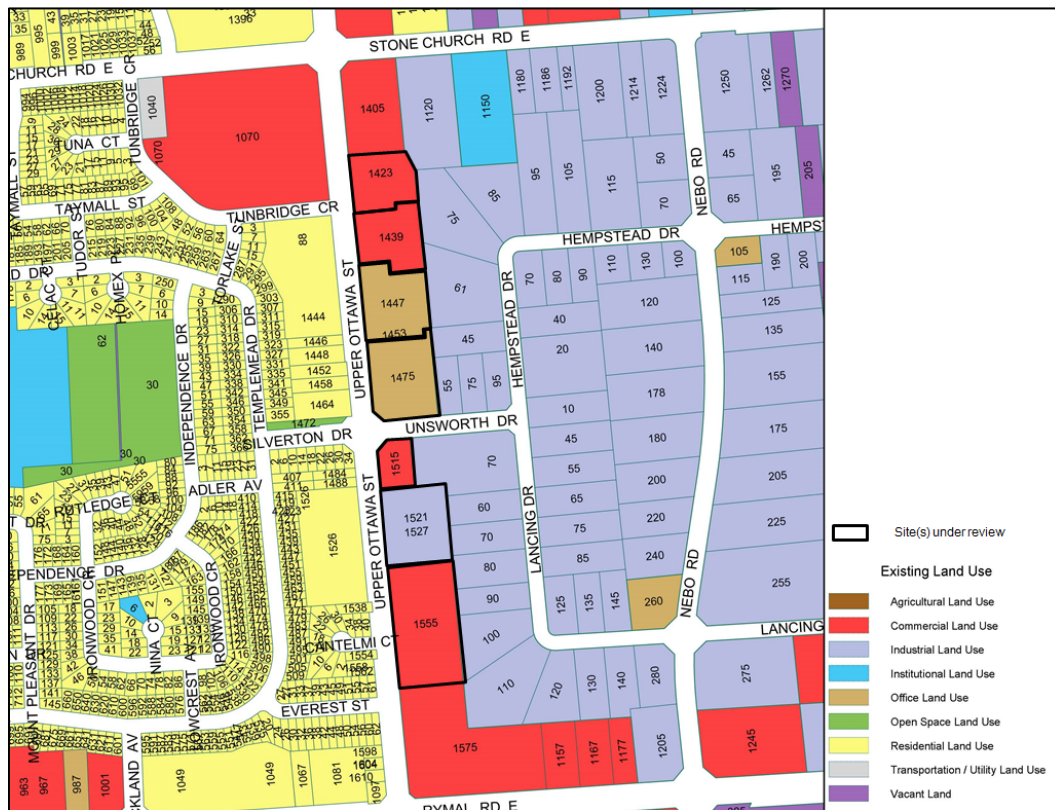
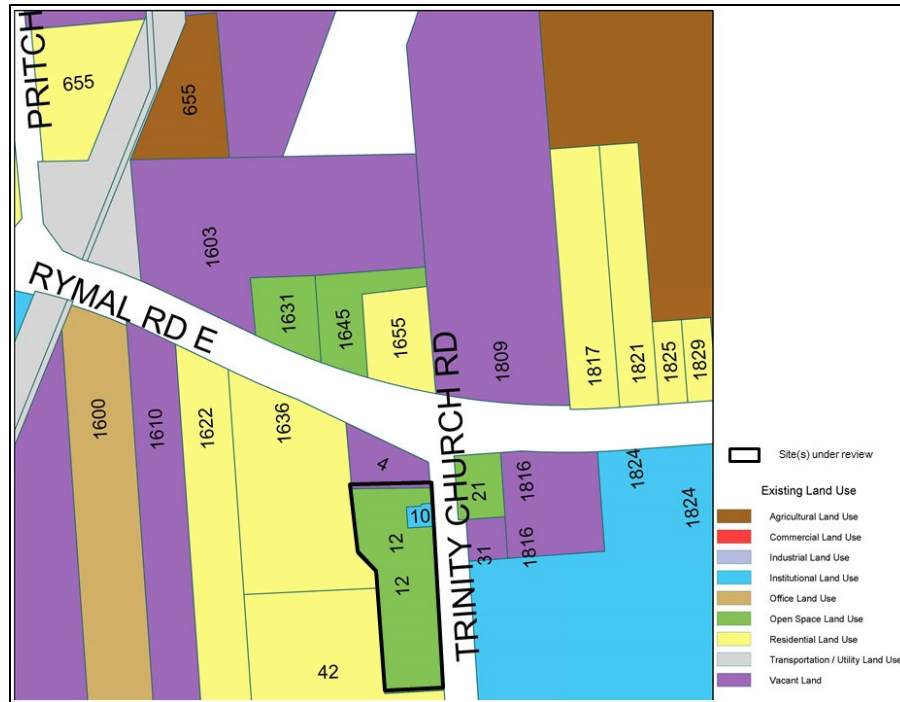


Figure 29 - Land uses and sites under review in Red Hill Business Park North along Upper Ottawa Street



**Figure 30 – Land uses and sites under review in Red Hill Business Park North along Trinity Church Road**

### **1150 – 1249 Stone Church Road East**

*Do these parcels meet Criteria 1:* No, these parcels are not along the margin of the Business Park.

*Evaluation:* The institutional use at 1150 Stone Church Road E is permitted by the current zoning and is too small to recognize as an Institutional designation based on UHOP requirements. The emergency services training facility at 1227 Stone Church is a public use permitted by the zoning by-law. This parcel is large and should retain the employment designation in the event that the current use ceases, then it may be redeveloped for employment uses. The other existing uses are quasi commercial/industrial sites. Redesignation would extend the commercial designation further into the Business Park which is not preferred.

*Recommendation:* Retain Employment Area designation. No conversions recommended.

### **1423 – 1555 Upper Ottawa Street**

*Do these parcels meet Criteria 1:* Yes, these parcels are along the margin of the Business Park and contain a mix of uses, predominantly commercial.

*Evaluation:* The uses on these sites are predominantly commercial in nature, with large commercial plazas containing quick serve food, financial establishments, offices, as well

as a stand-alone medical clinic and a stand-alone banquet hall. Directly south of the banquet hall at the northeast corner of Rymal Road E and Upper Ottawa Street are lands designated Arterial Commercial. The District Commercial designation and appropriate District Commercial (C6) zoning permit commercial uses in larger commercial plazas and as stand-alone commercial buildings located on major roads. In addition, the District Commercial (C6) zone permits medical clinics, whereas the Arterial Commercial (C7) zone does not. The intent of the designation and zone is to serve the daily and weekly needs of the residents in the immediate neighbourhood. As such, the existing uses would be appropriately redesignated and rezoned to District Commercial. However, the District Commercial designation does permit some residential uses above the first storey, as well as live-work units. Due to the proximity of these lands to the adjacent business park, residential and other sensitive land uses would not be appropriate. An area specific policy and corresponding zoning should be applied to these lands to prohibit residential and other sensitive land uses. Provided an Area Specific Policy is applied to these lands to prohibit the development of sensitive land uses, this conversion would not offend any of the conversion criteria as it represents a recognition of the uses already present on the lands. The extent of the plaza-form commercial uses along this portion of Upper Ottawa make it unlikely that the lands would ever revert to industrial uses in the future and therefore there is a need for conversion to recognize the existing uses. Further, the extension of the commercial designation represents a logical extension of commercial designations along the length of Upper Ottawa Street.

*Recommendation:* Convert 1423, 1439, 1447, 1453, 1475, 1515, 1521, 1527, and 1555 Upper Ottawa Street to District Commercial with an area specific policy to prohibit the development of residential and other sensitive land uses.

### **10-12 Trinity Church Road**

*Does this parcel meet Criteria 1:* Yes, this parcel is located on the edge of the employment area, and is located in a mixed-use area.

*Evaluation:* These parcels are used for non-employment uses (church and cemetery), and are located on a corner where there are a variety of non-employment uses. These lands are located on the eastern boundary of the employment area. Directly to the north (4 Trinity Church Road), the lands are designated Arterial Commercial and are currently used for parking associated with the church. The Central Park residential Plan of Subdivision is planned and being developed to the north on the north side of Rymal Road East. The lands directly to the east are designated Neighbourhoods, and are currently vacant. Other adjacent land uses also include residential and commercial (to the west and south).

While the employment designation is not an accurate reflection of the existing land use, staff are concerned about conversion of this site leading to pressure to convert additional sites in this area of Rymal and Trinity Church Roads. This would not satisfy criteria 2 in terms of impacting the long term viability of the employment area.

*Recommendation:* For the site at 10-12 Trinity Church Road, no conversion is recommended, but the zoning on the parcel at 10 Trinity Church Road (place of worship) should be updated through a future housekeeping amendment to reflect the existing use with a site specific zone.

## 5. FLAMBOROUGH BUSINESS PARK

Flamborough Business Park is a 153 ha business park located in Waterdown. It is bounded by the urban boundary to the west, south, and east. The major intersection of Clappison's Corners (Hwy 6 and Dundas St) is located at the core of Business Park. Abutting urban land use designations include Neighbourhoods to the northeast, District Commercial to the northeast, and Open Space through the middle of the business park.

There are two Urban Hamilton Official Plan, Volume 3, site specific policies that apply to lands located in the Flamborough Business Park. UFE-1 applies to the North Wentworth Community Centre and Harry Howell Arena, located at 27 Hwy 5. This site specific policy permits a community centre, arena, and community park, in addition to the uses already permitted by the Employment Area – Business Park designation.

UFE-2 applies to a portion of the lands located at 56 Parkside Drive, 90 and 96 Parkside Drive and 546 Highway No. 6, Flamborough (see Figure below), and restricts the uses on these portions of the land to Natural Open Space.

The predominant land use in the Flamborough Business Park is industrial, with over 45 ha or 31 percent of the total area. Vacant land and agriculture account for 25 percent and 23 percent of the total area, respectively. There is a large institutional use (North Wentworth Community Centre and Harry Howell Arena) located at the intersection of Highway 6 and Highway 5 W, Flamborough.

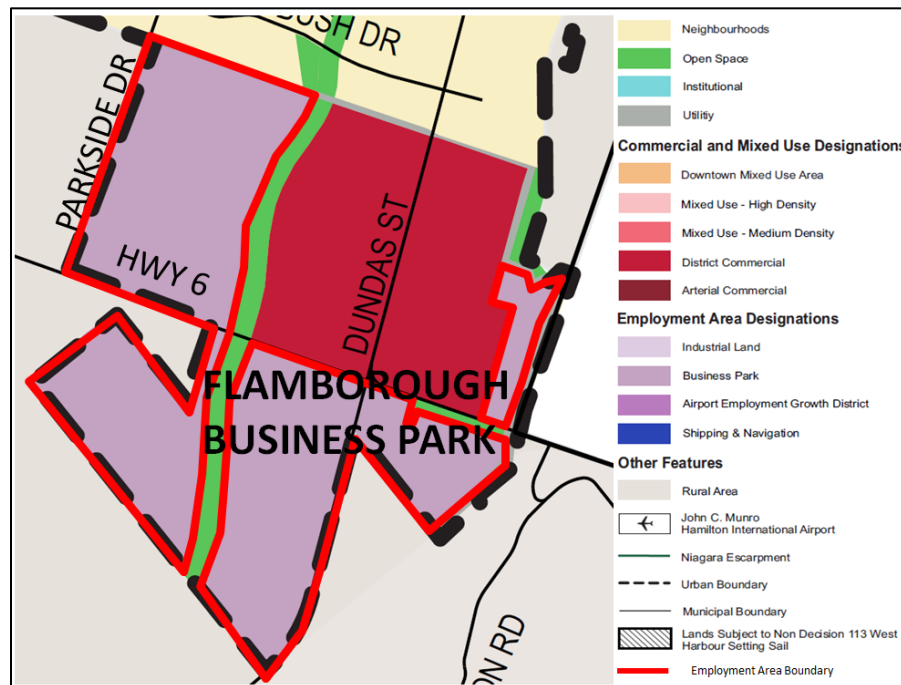
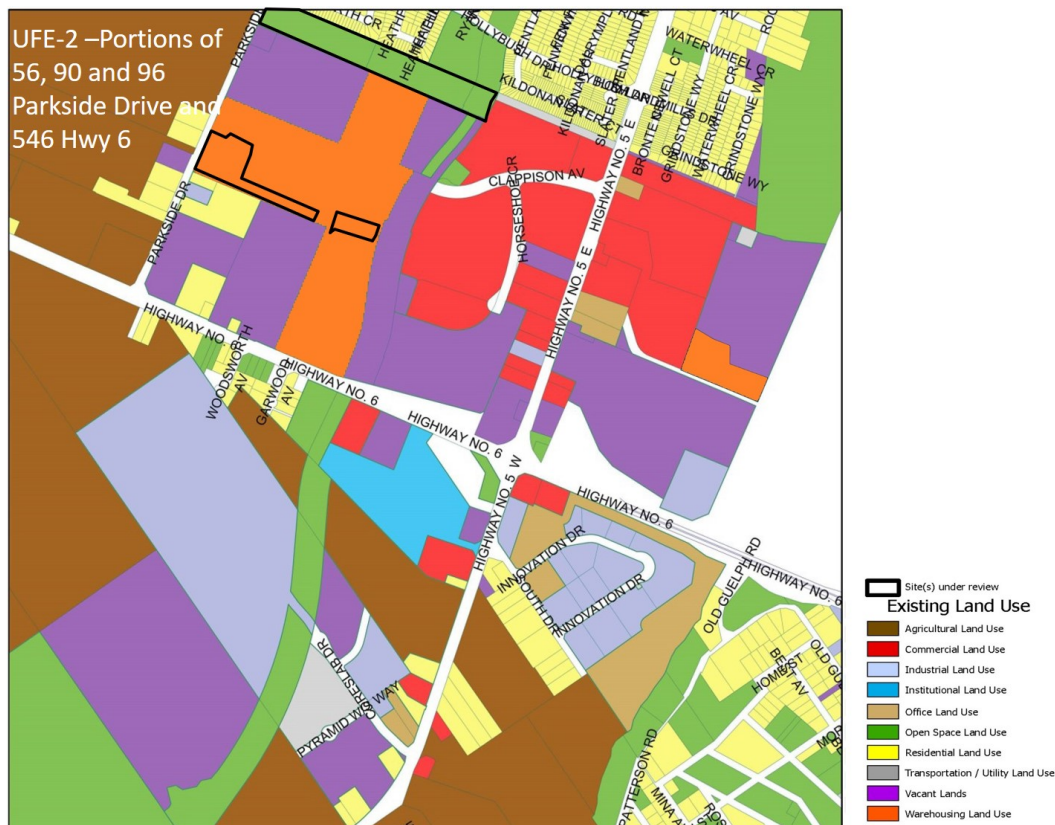


Figure 31 - Land designations in Flamborough Business Park



**Table 14 - Land Use in Flamborough Business Park**

Land Use	Area (Ha)	Percentage of Total Area (%)
Agriculture	10.7	6.2
Commercial	4.98	2.9
Industrial	46.28	26.8
Institutional	8.56	5.0
Office	6.18	3.6
Open Space	13.69	7.9
Residential	5.13	3.0
Transportation/ Utility	3.7	2.1
Warehousing	28.42	16.5
Vacant Lands	43.21	25.0
<b>Total</b>	<b>172.72</b>	<b>100</b>



**Figure 32 - Land uses in Flamborough Business Park**



Site under consideration:

**Table 15 – Site under consideration for conversion in Flamborough Business Park**

Address	Land Use	Zoning	Area (Ha)
<b>Portions of lands located at 56 Parkside Drive, 90 and 96 Parkside Drive and 546 Hwy 6</b>	Natural open space	P5 – Conservation / Hazard Lands	4.06 +1.96 = 6.02

*Does these sites meet Criteria 1:* Portions of 56 Parkside Drive, 90 & 96 Parkside Drive, and 546 Hwy 6 are not located at the periphery of the Business Park, however, the protection of these lands through conversion to an Open Space designation is important.

*Evaluation:*

These lands are critical Linkages, as identified in the Urban Hamilton Official Plan Natural Heritage System on Schedule B. As mentioned previously, Site Specific Policy UFE-2 restricts the uses on these lands to Natural Open Space only. Thus, the policy framework supports the direction to protect these lands through the conversion to Open Space, and supports the need for conversion.

*Recommendation:* Conversion to the Open Space designation is recommended for portions of 56 Parkside Drive, 90 & 96 Parkside Drive, and 546 Hwy 6.

## 6. CONCLUSIONS AND RECOMMENDATIONS

### 6.1 SUMMARY OF RECOMMENDED CONVERSIONS FROM EMPLOYMENT LAND CONVERSION ANALYSIS

Based on the above analysis, the following areas have been identified for conversion to a non-employment use:

Address	Existing Land Use	Zoning	Area (ha)	Recommendation
<b>Bayfront Industrial Area</b>				
<b>390 Victoria Ave</b>	Vacant, parking	M6 - Light Industrial – SE/375	0.2	Neighbourhoods, (site specific policy)
<b>15 – 35 Shaw St</b>	Residential	M6 - Light Industrial – SE/375	0.2	Neighbourhoods (area specific policy)
<b>65 Shaw St</b>	Vacant, parking	M6 - Light Industrial – SE/375	0.2	Neighbourhoods (area specific policy)
<b>360 – 368 Emerald St</b>	Residential	M6 - Light Industrial – SE/375	0.05	Neighbourhoods (area specific policy)
<b>71 – 99 Shaw St</b>	Residential	M6 - Light Industrial – SE/375	0.25	Neighbourhoods (area specific policy)
<b>103 Shaw St</b>	Vacant	M6 - Light Industrial – SE/375	0.04	Neighbourhoods (area specific policy)
<b>6 – 10 Douglas Ave</b>	Residential	M6 - Light Industrial – SE/375	0.03	Neighbourhoods (area specific policy)
<b>16 Douglas Ave</b>	Community Garden	M6 - Light Industrial – SE/375	0.07	Neighbourhoods (area specific policy)
<b>107 – 117 Shaw St</b>	Residential	M6 - Light Industrial – SE/375	0.07	Neighbourhoods (area specific policy)
<b>121 Shaw St</b>	Commercial - office	M6 - Light Industrial – SE/375	0.2	Neighbourhoods (site specific policy)
<b>83 – 105 Cheever St</b>	Residential	M6 - Light Industrial – SE/375	0.2	Neighbourhoods (area specific policy)

<b>110- 166 Burton St</b>	Residential	M6 - Light Industrial – SE/375	0.4	Neighbourhoods (area specific policy)
<b>286 Sanford Ave</b>	Commercial – office, vacant	M6 – Light Industrial	0.2	Neighbourhoods (site specific policy)
<b>42 Westinghouse Ave</b>	Vacant, parking	M6 – Light Industrial	0.5	Neighbourhoods (site specific policy)
<b>268 – 276 Sanford Ave N &amp; 13 – 23 Westinghouse Ave</b>	Residential, vacant	M6 – Light Industrial	0.3	Neighbourhoods (area specific policy)
<b>39 Lloyd Street</b>	Vacant	M6 – Light Industrial - SE/438	0.06	Neighbourhoods (area specific policy)
<b>43 Lloyd Street</b>	Vacant, industrial (automotive repair), residential	M6 – Light Industrial - SE/438	4.6	Neighbourhoods (area specific policy)
<b>221 Gage Ave N</b>	Retail	M6 – Light Industrial	0.4	Neighbourhoods (area specific policy)
<b>67 Lloyd St</b>	Vacant	M6 – Light Industrial - SE/438	0.2	Neighbourhoods (area specific policy)
<b>39 – 63 Lloyd St</b>	Residential	M6 – Light Industrial	0.45	Neighbourhoods (area specific policy)
<b>401 Parkdale Ave N</b>	Commercial - industrial	M6 – Light Industrial	1.1	Arterial Commercial
<b>300 Parkdale Ave N</b>	Utilities – Hydro One	M6 – Light Industrial	0.1	Arterial Commercial
<b>308 Parkdale Ave N</b>	Warehousing	M6 – Light Industrial	0.1	Arterial Commercial
<b>324 Parkdale Ave N</b>	Commercial – Auto sales and rentals (Hyundai)	M6 – Light Industrial	0.8	Arterial Commercial
<b>350 Parkdale Ave N</b>	Commercial – Auto sales and rentals (Ford)	M6 – Light Industrial	2.0	Arterial Commercial
<b>380 Parkdale Ave N</b>	Commercial – Service/Auto Repair (Eastgate Collision)	M6 – Light Industrial	0.1	Arterial Commercial
<b>1811 Barton St E</b>	Commercial – Sales (Spar-Marathon Roofing)	M6 – Light Industrial	0.6	Arterial Commercial

<b>1831 Barton St E</b>	Commercial – Truck dealer	M6 – Light Industrial	1.0	Arterial Commercial
<b>East Hamilton Industrial Area</b>				
<b>2255 Barton St E</b>	Commercial – Plaza with restaurant, grocery	M6 – Light Industrial - SE/417	2.4	Arterial Commercial
<b>2275 Barton St E</b>	Industrial - U-Haul self-storage	M6 – Light Industrial	1.1	Arterial Commercial
<b>2289 Barton St E</b>	Commercial – Hall/ Sports Club, Ultimate Cycle	M6 – Light Industrial - SE/640	1.3	Arterial Commercial
<b>2311 and 2333 Barton St E</b>	Commercial – Car dealership (Toyota)	M6 – Light Industrial - SE/640	1.6	Arterial Commercial
<b>2243 Barton St E</b>	Industrial – (Fellfab)	M6 – Light Industrial	0.7	Arterial Commercial
<b>2345 Barton St E</b>	Commercial - Tint Boyz, M&R Automotive	M6 – Light Industrial	0.3	Arterial Commercial
<b>305 &amp; 307 Kenora Ave</b>	Commercial – Billy Buff Auto Spa	M6 – Light Industrial	0.1	Arterial Commercial
<b>311 Kenora Ave</b>	Industrial - Hess Millwork	M6 – Light Industrial	0.2	Arterial Commercial
<b>315 Kenora Ave</b>	Industrial - Warehousing	M6 – Light Industrial	0.2	Arterial Commercial
<b>310 Kenora Ave</b>	Industry – Modern Training Ontario – Truck/Forklift	M6 – Light Industrial	0.3	Arterial Commercial
<b>2371 Barton St E</b>	Commercial (Food store – Lococo's)	M6 – Light Industrial - SE/640	0.9	Arterial Commercial
<b>2399 Barton St E</b>	Industrial (Appears Vacant)	M6 – Light Industrial	1.8	Arterial Commercial
<b>2493 Barton St E</b>	Industrial – Speedy Glass, Mian Grocer, Young Kings Detailer, Krishna Sweets, Greco's Auto Repair	M3 –Prestige Business Park	0.2	Mixed Use – High Density
<b>Red Hill Business Park (North)</b>				
<b>1423 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.6	District Commercial (area specific policy)
<b>1439 Upper Ottawa St</b>	Commercial Plaza	M4 – Business	0.7	District Commercial

<b>1447 and 1453 Upper Ottawa St</b>	Commercial Plaza	Park Support - SE/369 M4 – Business Park Support	0.8	(area specific policy) District Commercial (area specific policy)
<b>1475 Upper Ottawa St</b>	Institutional/Commercial – Plaza Mall, McMaster Family Health Centre	M4 – Business Park Support	0.9	District Commercial (area specific policy)
<b>1515 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.3	District Commercial (area specific policy)
<b>1521-1527 Upper Ottawa St</b>	Commercial Plaza	M4 – Business Park Support	0.9	District Commercial (area specific policy)
<b>1555 Upper Ottawa St</b>	Commercial Plaza (Banquet Hall)	M4 – Business Park Support	1.4	District Commercial (area specific policy)

#### Flamborough Business Park

<b>Portions 56 Parkside Drive, 90 and 96 Parkside Drive and 546 Hwy 6</b>	Natural open space	P5 – Conservation / Hazard Lands	6.0	Open Space
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**Total Area Recommended for Conversion: 37.12 ha**

## 6.2 SUMMARY OF RECOMMENDED CONVERSIONS FROM RESIDENTIAL ENCLAVES REVIEW (APPENDIX A)

In addition to the above, the following areas are recommended for conversion based on the analysis in Appendix A (Residential Enclaves Review):

Address	Existing Land Use	Zoning	Area (ha)	Recommendation
<b>Margaret Enclave (320 – 352 Millen Rd, 318 – 352 Margaret</b>	Residential	R1 – Single Residential, ND – Neighbourhood Development,	5.0	Neighbourhoods

Ave, 413 – 431 Barton St)	GC – General Commercial
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**Total Area Recommended for Conversion: 5.0 ha**

### 6.3 SUMMARY OF RECOMMENDED CONVERSIONS FROM REQUEST FOR CONVERSIONS ANALYSIS (APPENDIX B)

In addition to the above, the following areas are recommended for conversion based on the analysis in Appendix B (Requests for Conversion):

Address	Existing Land Use	Zoning	Area (ha)	Recommendation
85 Division St & 77 – 79 Merchison Ave	Vacant	M6 – Light Industrial	0.5	Neighbourhoods (site specific policy)
166 – 180 Harmony Ave	Residential	M6 – Light Industrial	0.15	Neighbourhoods
645-655 Barton Street East	Vacant / Industrial	M3 – Prestige Business Park M4 – Business Park Support	1.43	District Commercial (site specific policy)
1280 Rymal Road E & 385 Nebo Road	Vacant (Commercial Plaza in construction)	M3 – Prestige Business Park M4 – Business Park Support	5.3	Arterial Commercial (site specific policy)
(As per Council direction)				

**Total Area Recommended for Conversion: 7.38 ha**

### 6.4 TOTAL LAND AREA RECOMMENDED FOR CONVERSION

The total land area recommended for conversion through the Employment Land Review (including the Residential Enclaves Review and the Requests for Conversion) is **49.5 ha**. An additional **4.0** hectares of employment land is recommended for conversion based on the review of the Confederation GO station lands (see Appendix "D" to Report PED17010(k)). The recommended conversions recognize existing non-employment uses on the subject lands, or the redesignation of under-utilized parcels within the City's older industrial areas. The redesignation of these lands will be implemented through a future Official Plan Amendment passed under Section 26 of the *Planning Act* as part of the Municipal Comprehensive Review.

# RESIDENTIAL ENCLAVES REVIEW

**City of Hamilton  
AUGUST 2021**





## RESIDENTIAL ENCLAVES REVIEW

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## 1.0 INTRODUCTION

Residential enclaves are distinct clusters of approximately ten or more residential dwellings located within Employment Areas in the City of Hamilton. Residential enclaves are designated "Employment Area" (Industrial Land or Business Park) on Schedule E-1 – Urban land Use Designations of Volume 1 of the Urban Hamilton Official Plan (UHOP). The enclaves are not consistently zoned, both across and within Employment Areas in the City. In some circumstances, zoning is not consistent among parcels within an enclave. The majority of residential enclaves in Hamilton are located in the Bayfront Industrial Area and the Stoney Creek Business Park.

The proximity of residential enclaves to active industrial land uses has historically caused incompatibility issues. Various studies throughout the 1970s to the 1990s were completed to address the environmental and social challenges experienced by residents living in residential enclaves. The studies identified residents' interest in remaining in the enclave and determining the most appropriate ultimate land use. Many of the recommendations that emerged from these studies have been implemented; however, there are several residential enclaves that require additional attention to understand the existing context and to comprehensively assess the zoning framework. The purpose of this report is to:

- outline the history of residential enclaves in the City of Hamilton;
- identify the current status of residential enclaves and their evolution over time in terms of the policy framework, regulatory/zoning framework, and actual land use; and,
- identify any policy or zoning changes that are required to create a consistent approach to planning for residential enclaves located in different Employment Areas in the City.

Residential enclaves that are still in existence (i.e. designated Employment Area on Schedule E-1) and will be reviewed through this analysis are identified in Table 1.

**Table 1 – Residential Enclaves under review in this Analysis**

Employment Area	Residential Enclave	Area of Enclave (Ha)
<b>Bayfront Industrial Area</b>	Land	9.25
	Leeds	0.9
	Alpha East	1.09
	Biggar	0.42
	Rowanwood	13.84

	Stapleton	1.07
	Beatty	0.93
<b>Stoney Creek Business Park</b>	Margaret	5.01
	Barton	2.97
	Cornell	2.10
	McNeilly	2.60
	Winona	5.39

This review is being conducted as part of the City's Municipal Comprehensive Review (MCR) Employment Land Review. It is appropriate to review the enclaves at this time because any conversions of designated employment land to a non-employment designation can only occur through the MCR. Therefore, should any recommendations for re-designation arise from this review, the implementation would need to occur through the MCR.

This review is focussed on the residential enclaves in the former City of Hamilton (Bayfront Industrial Area) and City of Stoney Creek (Stoney Creek Business Park) which have been identified and previously reviewed under studies by the former municipalities. The review will consider updates to the existing planning permission for those lands. This review is not considering existing legal non-conforming single detached dwellings located in the City's other Business Parks, which either do not meet the definition of an enclave (10 or more contiguous dwellings) or are located in undeveloped areas of the Business Park which are anticipated to develop with employment uses in the future. Those dwellings will retain their legal-non conforming status for as long at the use continues.

## 1.1 BACKGROUND ON RESIDENTIAL ENCLAVES IN FORMER CITY OF HAMILTON

Residential enclaves in the City of Hamilton are located in the Bayfront Industrial Area (Bayfront). The following reports were produced in the 1970s and 1990s to address issues with residential enclaves:

### *Review of the Residential Enclaves, 1977*

This report addressed residential enclaves in the Bayfront. Ten distinct residential enclaves were studied. Residents in these enclaves experienced disturbance from adjacent industry as well as uncertainty about future land use.

- All enclaves except McAnulty were designated Industrial in the Official Plan in 1951 and zoned for heavy industry since 1950. McAnulty was originally designated Residential with Commercial on the perimeter, but was later redesignated to Industrial in the 1969 Official Plan. The zoning for McAnulty at the time of this report in 1977 was Residential, reflecting the designation prior to the 1969 Official Plan.
- The report surveyed residents in the enclaves and evaluated two alternatives – to clear housing in the area, or to retain and improve housing.
- Enclaves were independently evaluated on the basis of public attitude (desire to remain in area), standard of environment, standard of housing, availability of services, and size of area.
- Recommendations from the 1977 study were as follows:
  - Biggar, Stapleton, Leeds, Alpha, and Keith Pockets (2) should be cleared for industry;
  - Keith and Monroe should undergo a Neighbourhood Plan process to plan for a mix of industrial and residential uses (note: Neighbourhood Plan was completed and area designated Residential in City's 1982 Official Plan. Zoning had been changed to residential in 1979);
  - McAnulty should be redesignated to Residential, with consideration for buffering from industrial uses by including commercial and open space uses (note: area was redesignated to Residential in 1978); and,
  - Rowanwood, Land, and Beatty should be re-evaluated in two years' time.

### *Residential Enclaves Study, 1992*

The Regional Municipality of Hamilton-Wentworth brought forward a discussion paper in 1992 that re-evaluated future land use in residential enclaves and re-assessed the merits of the City's program of purchasing residential lands and selling them for industry. This study evaluated Alpha East, Beatty, Biggar, Land, Leeds, Rowanwood, and Stapleton enclaves. The highlights of the study are as follows:

- Residential development was gradually being eroded by industrial and commercial uses in the enclaves;
- The revenue realized from the sale of lands for industrial purposes was poor relative to the cost to purchase the residential land;
- Most residents within the smaller enclaves, with the exception of Leeds and Biggar, wished to leave the area.

The 1992 report identified a number of options for consideration, ranging from no change, to a recognition of all enclaves as Residential. There were no policy or zoning changes taken as a result of this report.

## 1.2 BACKGROUND ON RESIDENTIAL ENCLAVES IN FORMER CITY OF STONEY CREEK

There are five residential enclaves in the Stoney Creek Industrial Business Park, which were reviewed through the following report in 1990:

### *Residential Enclaves, 1990*

The purpose of this study was to identify the ultimate land use of existing residential uses within the Stoney Creek Industrial Business Park. Most residents felt that there were issues with excessive noise, traffic, smoke, and dust. The recommendations from the study were as follows:

- Margaret Enclave and a portion of the McNeilly Enclave south of the Arvin Avenue extension and east of McNeilly Road should be recognized as residential areas; and,
- Cornell, Barton, and Winona enclaves should maintain their designation as Industrial Business Park.

In November 1992 (further amended in 1993), the City of Stoney Creek passed Official Plan Amendment No. 45 to the City of Stoney Creek Official Plan (OP) which recognized the existing residential enclaves at Margaret Avenue and the east side of McNeilly Road, but maintained the Industrial - Business Park designation on the lands. The accompanying staff report noted that the proposed Stoney Creek Comprehensive Zoning By-law was placing a residential zone on these enclaves to implement the recommendations of the 1990 study. The Report further stated that an amendment to the OP was necessary to ensure the Zoning By-law conformed, but that staff were not recommending a redesignation of the enclaves to Residential in the OP. Instead, the Report noted that it was more appropriate to describe the location of the enclaves generally within the Business Park designation, and when an Industrial Area Secondary Plan and Neighbourhood Plan was prepared in the future, the enclaves would be clearly identified and appropriate policies developed. No such Secondary Plan was ever developed for these lands.

The Urban Hamilton Official Plan (UHOP) came into force and effect in August, 2013. The UHOP carried forward land use designations from the former City of Hamilton Official Plan and City of Stoney Creek Official Plan. The majority of the lands within the residential enclaves were re-zoned to an industrial zone (some with a special exception as described below) in the City of Hamilton Zoning By-law 05-200 in 2010 with the introduction of the new industrial zones. However, lands within the Margaret enclave and a portion of the McNeilly enclave maintain the residential and commercial zoning of the former City of Stoney Creek Zoning By-law.



### 1.3 EXISTING CONTEXT OF RESIDENTIAL ENCLAVES

At present, there are still land use incompatibility issues between residential enclaves and adjacent industrial uses. In addition, some enclaves have been recognized in the Zoning By-law with a Special Exception (SE), while some others have not. SE 375 in Zoning By-law 05-200 identifies an existing dwelling and expansion to the existing dwelling as permitted, subject to additional regulations. SE 727 of Zoning By-law 6593 was the precursor to SE 375, and contained the same permissions and regulations as SE 375. Table 2 identifies existing land uses and zoning for all residential enclaves in the Bayfront Industrial Area and Stoney Creek Industrial Business Park.

Table 2 – Zoning and Land Uses by Percent Total Area for Existing Residential Enclaves in the Bayfront Industrial Area and Stoney Creek Industrial Business Park

Enclave	Total Area (Ha)	Percent of Area Residential Land Use (%)	Percent of Area Industrial Land Use (%)	UHOPI Designation	Zoning
<b>Bayfront Industrial Area</b>					
<b>Land</b>	9.25	51	26	Industrial Land	M5 – General Industrial M5 – General Industrial – Special Exception 375 M6 – Light Industrial – Special Exception 375
<b>Leeds</b>	0.9	46	33	Industrial Land	M5 – General Industrial
<b>Alpha East</b>	1.09	28	31	Industrial Land	M5 – General Industrial
<b>Biggar</b>	0.42	83	17	Industrial Land	M5 – General Industrial
<b>Rowanwood</b>	13.84	57	23	Industrial Land	M5 – General Industrial M5 – General Industrial – Special Exception 375 M6 – Light Industrial – Special Exception 375
<b>Stapleton</b>	1.07	17	49	Industrial Land	M6 – Light Industrial
<b>Beatty</b>	0.93	76	9	Industrial Land	M6 – Light Industrial – Special Exception 375
<b>Stoney Creek Business Park</b>					
<b>Margaret</b>	5.01	94	0	Business Park	R1 – Single Residential - One ND – Neighbourhood Development GC – General Commercial – Special Exception 28
<b>Barton</b>	2.96	70	7	Business Park	M3 – Prestige Business Park

					M3 – Prestige Business Park – Special Exception 423
<b>Cornell</b>	2.11	77	10	Business Park	M3 – Prestige Business Park
<b>McNeilly</b>	2.61	93	0	Business Park	R1 – Residential M3 – Prestige Business Park
<b>Winona</b>	5.4	51	10	Business Park	M3 – Prestige Business Park

Special Exception (SE) 375 is applied to residential uses in the Land, Rowanwood and Beatty enclaves. The purpose of the SE is to permit the legally existing residential uses on the subject lands, and to establish specific regulations (setbacks etc.) which would apply to any future additions or modifications. The text of the SE is as follows:

*“375. Within the lands zoned General Industrial (M5) Zone and Light Industrial (M6) Zone, identified on Maps 829, 870, 871, 912, 913, 914, 915, 956, 957, 958, 959, 1147, 1198, 1199 of Schedule “A” – Zoning Maps and described as:*

*(many addresses listed)*

*The following special provisions shall apply:*

*a) In addition to Subsections 9.5.1 and 9.6.1, and notwithstanding Subsections 9.5.2 and 9.6.2 ii), the legally established residential uses existing on the date of passing of this By-law (May 26, 2010) shall also be permitted.*

*b) Notwithstanding Subsections 9.5.3 and 9.6.3, the following regulations shall apply to the use permitted in Clause a):*

- |             |  |                    |
|-------------|--|--------------------|
| <i>i)</i>   | <i>Minimum Front Yard</i>  | <i>6.0 metres</i>  |
| <i>ii)</i>  | <i>Maximum Building Height</i>                                   | <i>14.0 metres</i> |
| <i>iii)</i> | <i>Minimum Side Yard</i>   | <i>0.6 metres</i>  |
| <i>iv)</i>  | <i>Minimum Rear Yard</i>   | <i>7.5 metres</i>  |
| <i>v)</i>   | <i>Accessory buildings shall be subject to Subsection 4.8.1”</i> |                    |

The Vacuum Clause (4.12(c)) of the General Provisions of Zoning By-law 05-200 applies to the lands within the Industrial zones and provides that any lot and building existing on the effective date of the Zoning By-law would be deemed to comply with the regulations of the By-law respecting setbacks, height and lot area and width.

In addition, Section 1.11 of Zoning By-law 05-200 addresses Legal Non-Conforming Uses. Section 1.11(d) permits swimming pools, hot tubs and accessory buildings, and section 1.11(e) permits the addition of a porch, deck, balcony, fire escape or open stairs, on a lot containing an existing legal non-conforming single detached or duplex dwelling, all without the requirement to amend the Zoning By-law.

A detailed review of each residential enclave, including land use breakdown, change in land use since the completion of the 1990 and 1992 studies, and existing zoning, will follow.

## 2.0 RESIDENTIAL ENCLAVES IN HAMILTON BAYFRONT INDUSTRIAL AREA

### 2.1 LAND

The Land residential enclave is one of the larger enclaves in the Bayfront, and is located in the general area of Burlington Street East and Wentworth Street North. The predominant land use in the area is still residential, with 50 percent of the area having a residential land use.

Table 3 - Land Use Breakdown in Land Residential Enclave

	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	15	1.13	12%	11.4%
Industrial	21	2.4	26%	22.5%
Office	2	0.12	1%	
Residential	178	4.69	51%	58.7%
Vacant Land	19	0.91	10%	7.4%
Grand Total	235	9.25	100%	100%

Since 1992, the percentage of residential land area has decreased, while the percentage of industrial and vacant land area have both increased marginally.

Figure 1 - Land Use in Land Residential Enclave



The existing zoning within the Land residential enclave is M5 (General Industrial), M5 (General Industrial) – Special Exception (SE) 375, and M6 (Light Industrial) – SE 375. Previous to the adoption of Zoning By-law 05-200, the zoning in this residential enclave was K (Heavy Industrial) – SE 727. SE 375 recognizes the existing dwellings and allows for some expansion. The zoning from the previous zoning by-law has been brought forward in the new zoning by-law, with the exception of the area bounded by Burlington Street East, Wentworth Street North, Oliver Street, and Wilfred Street. This area of the enclave was not zoned with SE 375.

Figure 2 - Zoning in Land Residential Enclave

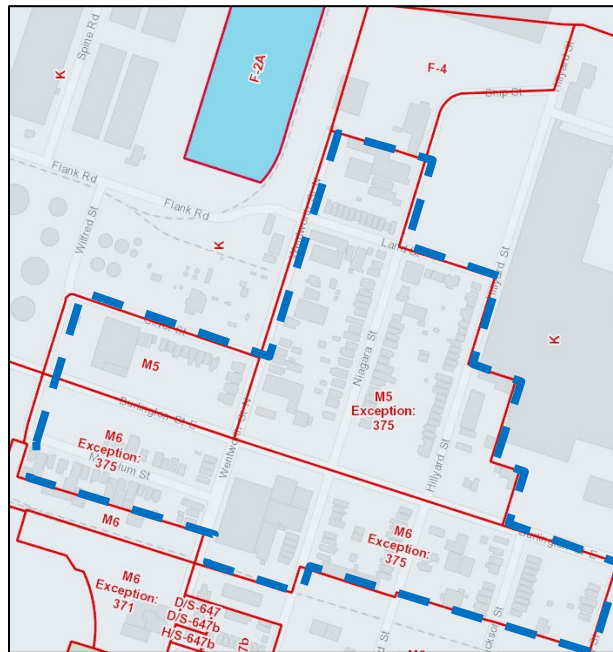


Figure 3 - Lands without Special Exception in Land Residential Enclave



## 2.2 LEEDS

The Leeds residential enclave is located in the general area of Burlington Street East and Gage Avenue North. The predominant land use in the area is still residential, with 46 percent of the area having residential land uses. More than 20 percent of the land area is vacant.

Table 4 – Existing Land Use Breakdown in Leeds Residential Enclave

	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
<b>Commercial</b>	1	0	0%	1.6%
<b>Industrial</b>	5	0.3	33%	35.8%
<b>Residential</b>	20	0.41	46%	43.1%
<b>Vacant Land</b>	3	0.19	21%	19.5%
<b>Total</b>	29	0.9	100%	100%

Since 1992, the amount of lands in residential use has marginally increased, while the industrial land has seen a slight decline in area.

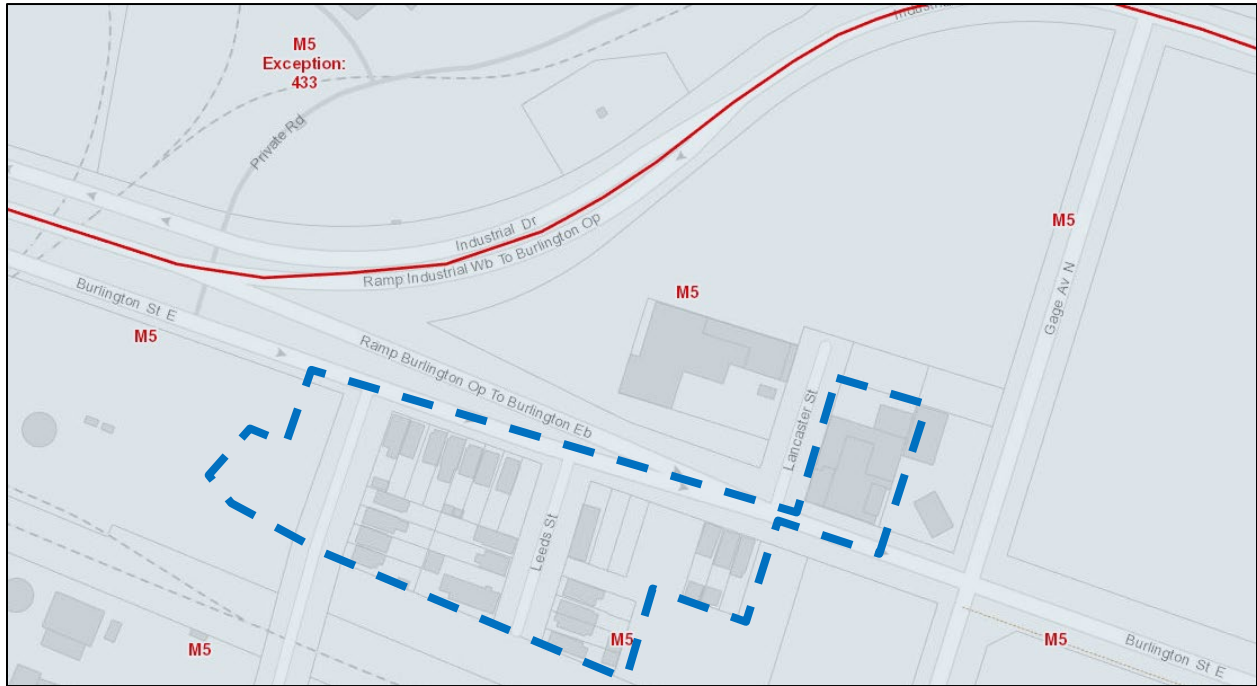
Figure 4 – Land Use in Leeds Residential Enclave





The zoning applicable to the lands in Leeds is the M5 – General Industrial zone. Previous zoning under Zoning By-law 6593 was K (Heavy Industrial). There is no special exception applied in this area to recognize the existing dwellings.

Figure 5 - Zoning in Leeds Residential Enclave



## 2.3 ALPHA EAST

Alpha East is generally located in the area of Burlington Street East and Sherman Avenue North. The predominant land use in the area is industrial. Residential land uses have declined over time, and at present there are only 9 residential parcels in total, and only 5 of those are located adjacent to each other. The existing land use for the area is as follows:

Table 5 – Land Use Breakdown in Alpha East Residential Enclave

	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area(%)
<b>Commercial</b>	3	0.29	27%	35.7%
<b>Industrial</b>	6	0.34	31%	31.0%
<b>Residential</b>	9	0.3	28%	33.3%
<b>Vacant Land</b>	5	0.16	15%	0
<b>Grand Total</b>	23	1.09	100%	100%

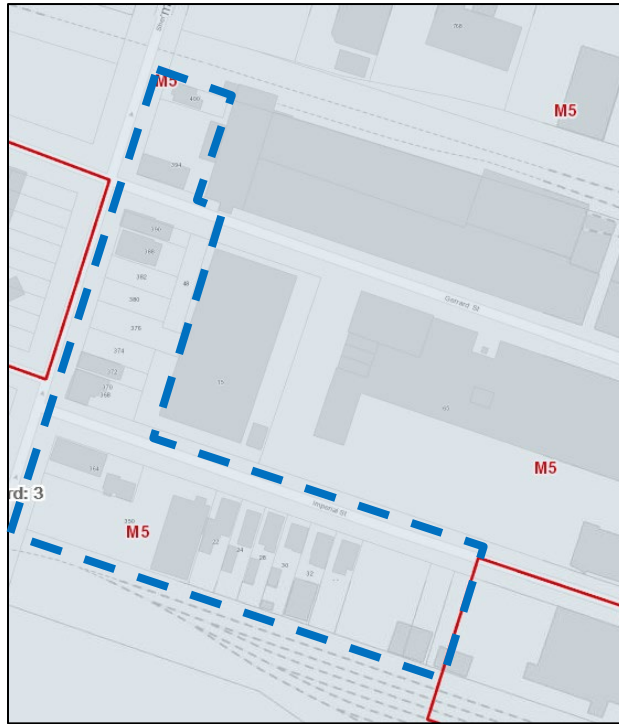
The industrial usage of land in Alpha East has remained stable over the time period. Residential usage has declined slightly. The greatest change is an increase in vacant lands.

Figure 6 – Land Use in Alpha East Residential Enclave



This area is zoned M5 – General Industrial. Previous zoning under Zoning By-law 6593 was K (Heavy Industrial). There is no special exception applied in this area to recognize the existing dwellings.

Figure 7 – Zoning in Alpha East Residential Enclave



## 2.4 BIGGAR

Biggar residential enclave is located in the general area of Sherman Avenue North and Biggar Avenue. The predominant land use in the area is residential, with 83% of the area having residential land uses, though there has been an introduction of industrial land uses, as noted below. The enclave is surrounded by large industrial parcels and is isolated within the core of the industrial area.

Table 6 – Land Use Breakdown in Biggar Residential Enclave

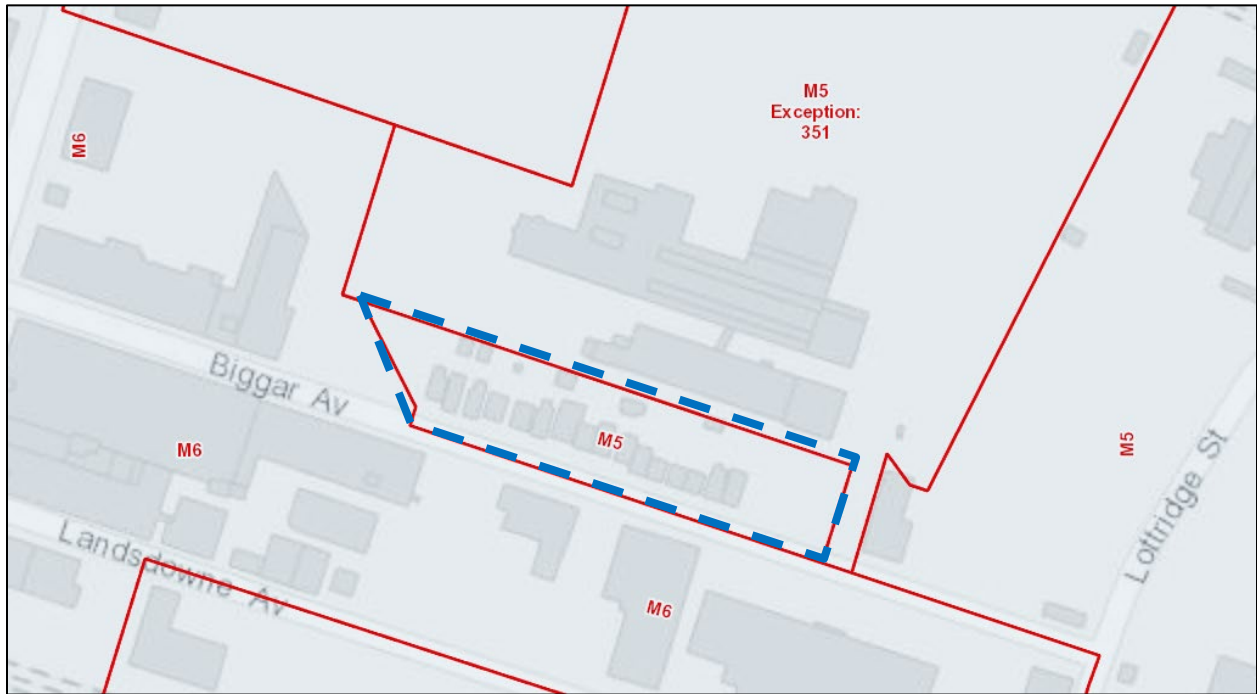
	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Industrial	3	0.07	17%	0%
Residential	16	0.35	83%	100%
Total	19	0.42	100%	100%

Figure 8 – Land Use in Biggar Residential Enclave



This area is zoned M5 – General Industrial. Previous zoning under Zoning By-law 6593 was K (Heavy Industrial). There is no special exception applied in this area to recognize the existing dwellings.

Figure 9 – Zoning in Biggar Residential Enclave



## 2.5 ROWANWOOD

The Rowanwood enclave is located in the general area of Gage Avenue North and Beach Road and is the largest enclave in the Bayfront. The predominant land use in this enclave is residential, with 57 percent of the area having residential land uses.

Table 7 – Land Use Breakdown in Rowanwood Residential Enclave

	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	30	2.52	18%	5.9%
Industrial	22	3.17	23%	30.7%
Institutional	1	0.02	0%	1.4%
Office	2	0.07	1%	0%
Residential	314	7.84	57%	58.0%
Transportation and Utility	3	0	0%	0%
Vacant Land	5	0.22	2%	4.0%
<b>Total</b>	<b>378</b>	<b>13.84</b>	<b>100%</b>	

While the residential land area in Rowanwood has stayed consistent since 1992, there has been a decrease in the industrial land area, and an increase in commercial lands.

Figure 10 – Land Use in Rowanwood Residential Enclave





Parcels in this area have zoning that includes M5 (General Industrial), M5 (General Industrial) – Special Exception (SE) 375, and M6 (Light Industrial) – SE 375. SE 375 recognizes the existing dwellings and allows for some expansion. The previous zoning for this area under Zoning By-law 6593 was K (Heavy Industrial) – SE 727.

Figure 11 – Zoning in Rowanwood Residential Enclave



## 2.6 STAPLETON

Stapleton is located in the general area of Burlington Street East and Stapleton Avenue. The predominant land use in the area is industrial, which accounts for 49 percent of the total area. The existing land use is as follows:

Table 8 – Land Use Breakdown in Stapleton Residential Enclave

	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	1	0.14	13%	0
Industrial	9	0.52	49%	28.4%
Residential	5	0.18	17%	34.3%
Vacant Land	4	0.23	21%	22.6%
Institutional Land	0	0	0	14.7%
Grand Total	19	1.07	100%	

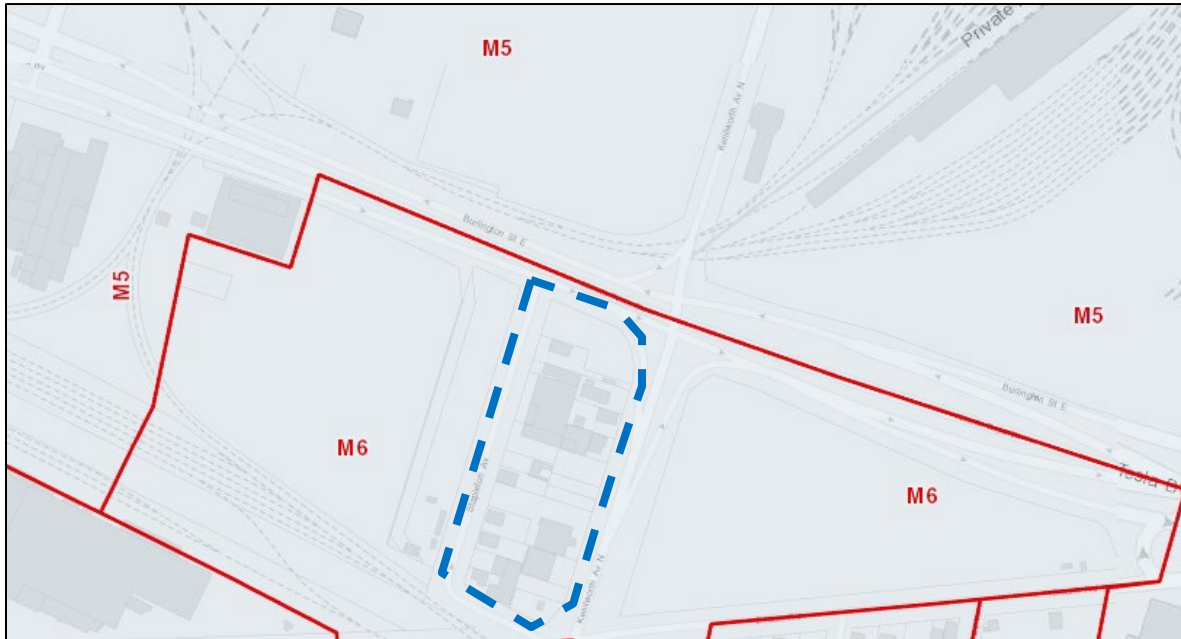
There has been a significant shift in land use in Stapleton since 1992. Industrial land use has increased from 28% to 49%, while residential land area has seen a decline from 34% to 17%. An institutional use has ceased and a commercial use has been added.

Figure 12 – Land use in Stapleton Residential Enclave



The zoning in this enclave is M6 (Light Industrial). The previous zoning under Zoning By-law 6593 was K – Heavy Industrial. There is no special exception applied in this area to recognize the existing dwellings.

Figure 13 – Zoning in Stapleton Residential Enclave



## 2.7 BEATTY

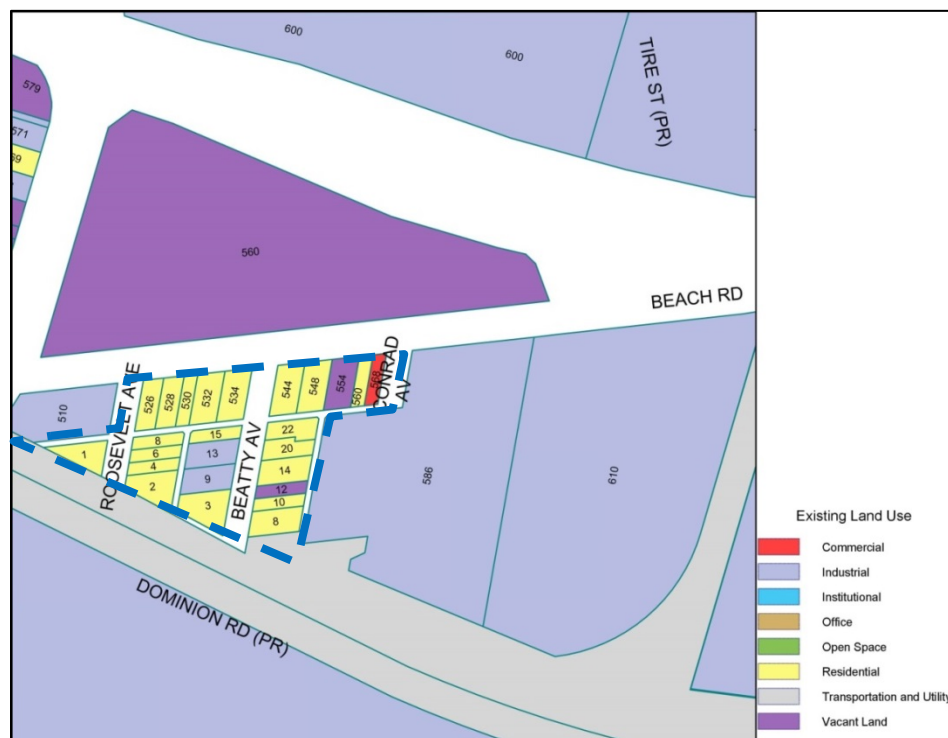
The Beatty residential enclave is located in the general area of Burlington Street East and Beach Road. The predominant land use in this area is residential, with 76 percent of the total area having residential land uses. The existing land uses are as follows:

Table 9 – Land Use Breakdown in Beatty Residential Enclave

	Existing			1992
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	1	0.02	2%	0
Industrial	2	0.08	9%	4.4%
Residential	20	0.71	76%	93.4%
Transportation and Utility	1	0.05	5%	0
Vacant Land	2	0.07	8%	2.2%
<b>Grand Total</b>	<b>26</b>	<b>0.93</b>	<b>100%</b>	<b>100%</b>

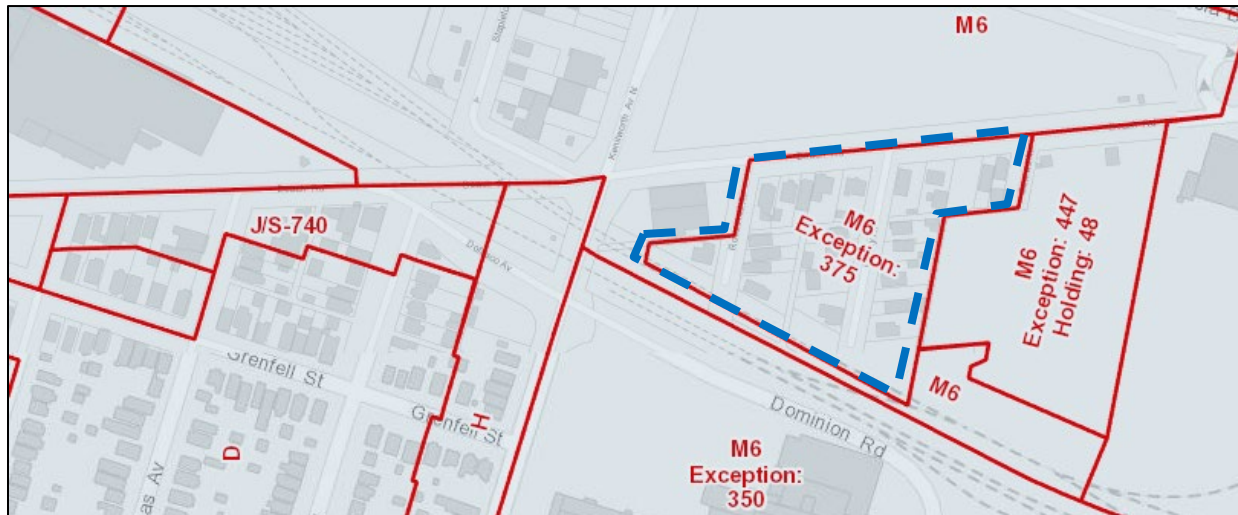
There has been some decrease in residential land area since 1992, and a small increase in industrial land area, but change has been relatively minor.

Figure 14 – Land Use in Beatty Residential Enclave



The zoning for parcels in this area is M6 (Light Industrial) – Special Exception (SE) 375. The previous zoning in this enclave was K (Heavy Industrial) – SE 727. The SE recognizes the residential dwellings and allows for some expansion.

Figure 15 – Zoning in Beatty Residential Enclave



### 3.0 RESIDENTIAL ENCLAVES IN STONEY CREEK BUSINESS PARK

#### 3.1 MARGARET ENCLAVE

Margaret enclave is located at the northeast corner of Millen Road and Barton Street. The predominant land use in this enclave is residential. Land use in this enclave has been consistent over time. The 1990 study identified that the housing stock in this enclave were in good form and dwellings face each other along a local road, creating a sense of residential environment. The recommendation in 1990 was to recognize and include provisions to protect this residential area in the Secondary Plan for the Industrial Business Park and in the implementing Zoning By-law.

Table 10 – Land Use Breakdown in Margaret Residential Enclave

	Existing			1990
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	2	0.29	6%	6%
Industrial	0	0	0	0%
Residential	43	0.71	94%	94%
Transportation and Utility	0	4.72	0	0
Vacant Land	0	0	0	0%
<b>Grand Total</b>	<b>45</b>	<b>5.01</b>	<b>100%</b>	<b>100%</b>

Figure 16 – Land Use in Margaret Residential Enclave

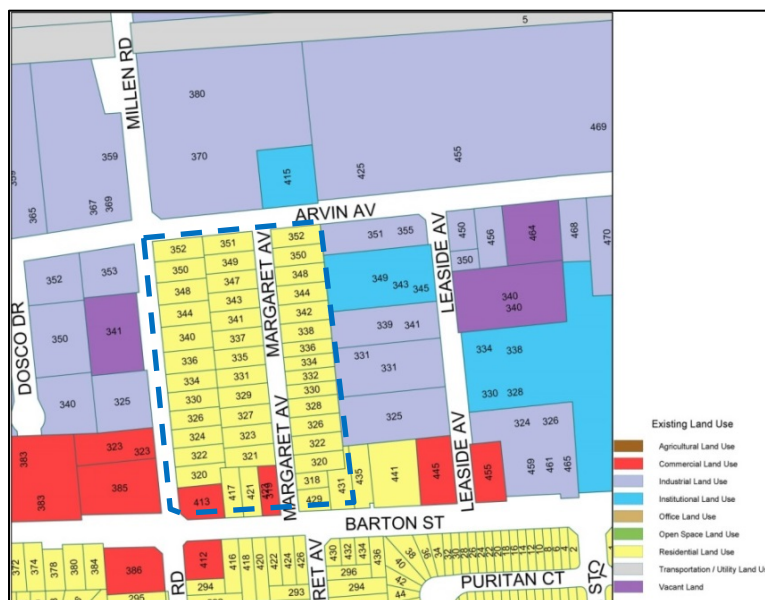




Figure 17 – Zoning in Margaret Residential Enclave



The zoning applicable to lands in the Margaret enclave include the R1 (Single Residential-One) Zone, the ND (Neighbourhood Development) Zone and the GC-28 (General Commercial) Zone in the City of Stoney Creek Zoning By-law.

### 3.2 BARTON ENCLAVE

The Barton enclave is located on the north side of Barton Street between Fruitland Road and Kenmore Avenue. The previous 1990 Residential Enclave study identified that there were 18 dwellings within the enclave, but several other dwellings in the area that were not considered as part of the enclave because they were not zoned residential and there was significant industry surrounding them. The study also identified recent redevelopment of a site in the enclave to commercial/industrial that divided the enclave into two, which could influence redevelopment of other parcels. The proximity to the Fruitland Road highway interchange and the location on an arterial road could also provide incentive for industrial redevelopment. The recommendation of the 1990 study was to leave these parcels as non-conforming uses in the Stoney Creek Official Plan.

Table 11 – Land Use Breakdown in Barton Residential Enclave

	Existing			1990
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Office	1	0.2	7%	7%
Residential	16	2.07	70%	93%
Vacant Land	3	0.69	23%	0
Grand Total	20	2.96	100%	100%

Of the residential parcels that were included in the enclave study area, three are now vacant (673, 695, 701 Barton St). The use of the remainder of the parcels has not changed.

Figure 18 – Land Uses in Barton Residential Enclave



Figure 19 – Zoning in Barton Residential Enclave



The residential parcels in this area are zoned M3 (Prestige Business Park) Zone. There is no site specific zoning to recognize the residential uses.

### 3.3 CORNELL ENCLAVE

The Cornell enclave is located at the northeast corner of Barton Street and Jones Road around Cornell Avenue. The existing land use is similar to the land use at the time of the previous 1990 Residential Enclave study. The previous study identified land use conflicts with existing industrial/commercial uses within and surrounding the enclave area. Some of the parcels have lots with frontages on Barton Street rather than Cornell Avenue, which detracts from the sense of neighbourhood in the enclave. The recommendation from the previous study was to leave these parcels as non-conforming uses in the Stoney Creek Official Plan.

Table 10 – Land Use Breakdown in Cornell Residential Enclave

	Existing			1990
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	1	0.17	8%	0
Industrial	2	0.22	10%	13%
Residential	12	1.62	77%	82%
Vacant Land	1	0.1	5%	5%
Grand Total	16	2.11	100%	100%

Figure 20 – Land Uses in Cornell Residential Enclave

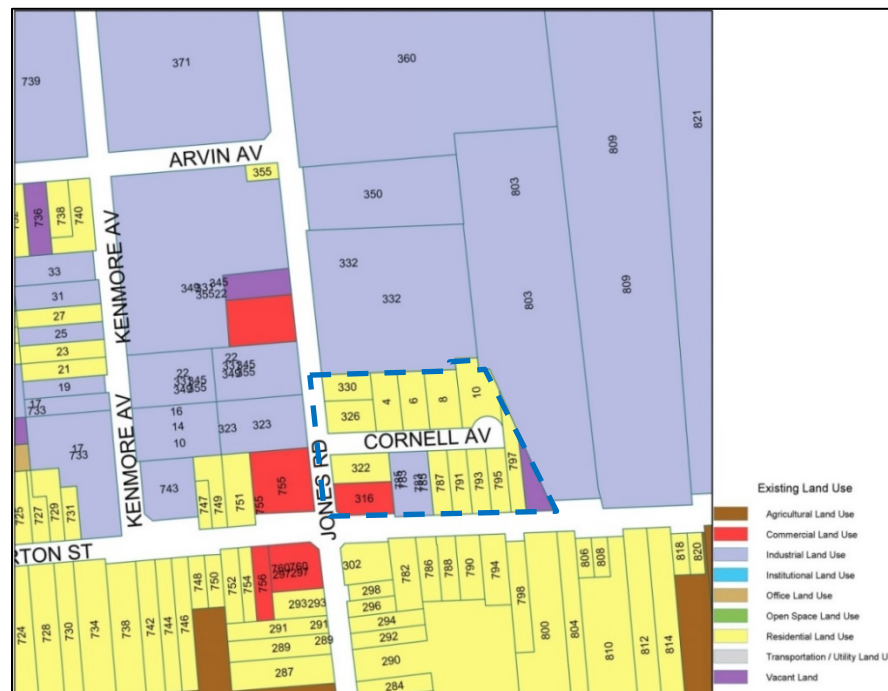
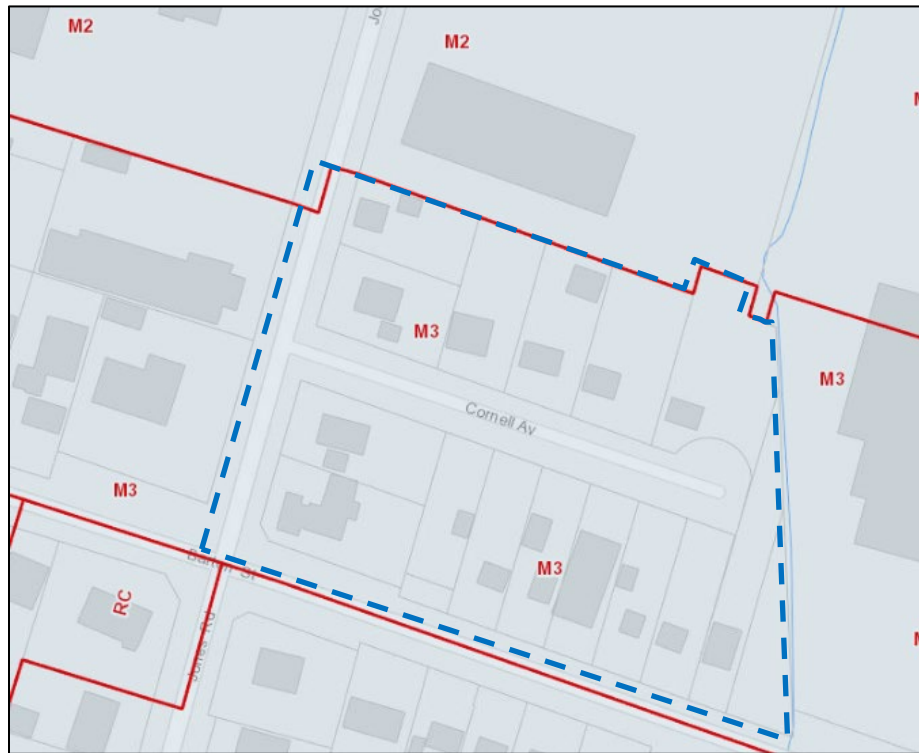


Figure 21 – Zoning in Cornell Residential Enclave



The residential parcels in this enclave are zoned M3 (Prestige Business Park) Zone. There is no site specific zone to recognize the existing dwellings.

### 3.4 MCNEILLY ENCLAVE

The McNeilly Enclave is located along McNeilly Road between Barton Street and the C.N.R. mainline. The existing land use appears to be similar to the land use that existing at the time of the Residential Enclave study. The previous study identified that there was a potential road extension of Arvin Road that would bisect the enclave on the eastern side. Since the homes to the south of the road extension and east of McNeilly Road were in good condition and relatively undisturbed by industry, in 1990 it was recommended that those parcels remain residential.

Table 11 – Land Use Breakdown in McNeilly Residential Enclave

	Existing			1990
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Industrial	0	0	0	7%
Residential	16	2.43	93%	90%
Vacant Land	2	0.17	7%	3%
Grand Total	18	2.6	100%	100%

Since 1990, land use by area in the McNeilly enclave has been fairly stable. One property that was industrial has been converted to residential, and one previously residential property is now vacant.

Figure 22 – Land Uses in McNeilly Residential Enclave



Figure 23 – Zoning in McNeilly Residential Enclave



The zoning for the parcels on the east side of McNeilly Road, south of the Arvin Avenue extension, is R1 (Residential) Zone, while the remainder of the parcels are zoned M3 (Prestige Business Park) Zone. This is consistent with the recommendations of the 1990 Study.



### 3.5 WINONA ENCLAVE

The Winona Enclave is located at the eastern boundary of the Business Park, south of the South Service Road, and is bounded by Winona Road, Victoria Avenue, and Oriole Road. At the time of the previous study, the majority of the parcels were zoned residential. Due to the location, lack of facilities, varied state of housing, and mix of uses in the area, the previous study recommended that the parcels stay as non-conforming uses in the Stoney Creek Official Plan, while also creating policy and zoning provisions that promote land assembly and industrial redevelopment for the parcels.

Table 12 – Land Use Breakdown in Winona Residential Enclave

	Existing			1990
	Number of Parcels	Total Area (Ha)	Percentage of Area (%)	Percentage of Area (%)
Commercial	1	0.17	3%	0
Industrial	1	0.56	10%	18%
Residential	14	2.75	51%	64%
Transportation and Utility	1	0.4	7%	0
Vacant Land	4	1.52	28%	18%
<b>Grand Total</b>		<b>5.4</b>	<b>100%</b>	<b>100%</b>

Since the completion of the 1990 Study, the land area in residential and industrial use has decreased, and more land is now either vacant or used for utility purposes.

Figure 23 – Land Uses in Winona Residential Enclave

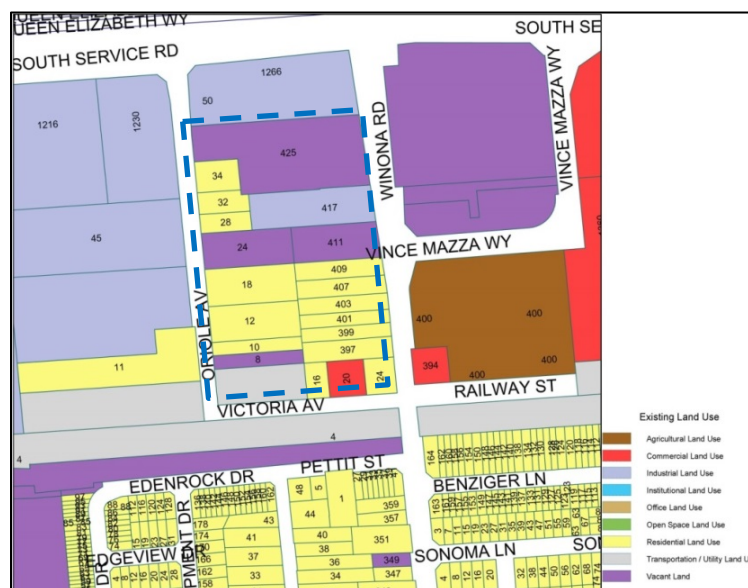


Figure 24 – Zoning in Winona Residential Enclave



All parcels in this enclave are zoned M3 (Prestige Business Park) Zone, with no site specific to recognize the existing residential uses.

## 4.0 ANALYSIS AND RECOMMENDATIONS

This review of the residential enclaves in Hamilton and Stoney Creek has identified some change in the composition of the enclaves over the past 25 to 30 years, but the residential uses within the enclaves nonetheless remain, and the enclaves have not disappeared or converted entirely to industrial uses. Some enclaves have experienced more change than others. Further, different planning permissions currently apply to different enclaves (eg. three enclaves contain site specific industrial zoning while the majority do not; two enclaves are zoned residential).

### 4.1 DEFINITION OF AN ENCLAVE

In considering the appropriate land use designation and zoning for the enclaves going forward, the first question staff considered was “is the area still meeting the definition of a residential enclave”? Three criteria were evaluated to determine if the enclave was still in existence:

- Do residential uses continue to form the majority land use in the enclave?
- Has the percentage of residential land uses in the enclave remained fairly stable over time?
- Does the enclave contain a grouping of at least 10 or more contiguous residential parcels (consistent with previous criteria utilized in 1990 Stoney Creek study)?

If one of the above three criteria were not satisfied, the area was deemed to no longer meet the definition of an enclave. Table 13 below summarizes the performance of each enclave against the criteria.

Table 13 – Comparison of enclaves to criteria

Enclave	Zoning	Is residential the majority land use?	Have residential uses remained stable over time?	10 + contiguous residential parcels?
Land	M5 & M6, SE 375	✓	✓	✓
Leeds	M5	✓	✓	✓
Alpha East	M5	X	✓	X
Biggar	M5	✓	✓	✓
Rowanwood	M5 & M6, SE 375	✓	✓	✓

Stapleton	M6	X	X	X
Beatty	M6, SE 375	✓	✓	✓
Margaret	R1, ND	✓	✓	✓
Barton	M3	✓	X	✓
Cornell	M3	✓	✓	✓
McNeilly	R1, M3	✓	✓	✓
Winona	M3	✓	✓	✓

Based on the above, Alpha East, Stapleton and Barton enclaves are no longer meeting the definition of a residential enclave due to change in land use composition over time. The residential uses still existing in these enclaves are currently zoned industrial (M3, M5 or M6) and are considered legal non-conforming provided they were legally established under previous zoning.

***Recommendation: no change to planning permissions is required for Alpha East, Stapleton, and Barton enclaves. These areas are no longer meeting the definition of a residential enclave. Existing uses will maintain legal non-conforming status.***

## 4.2 OFFICIAL PLAN AND ZONING CONSIDERATIONS

For the remaining areas which are still meeting the definition of a residential enclave, staff reviewed the existing planning permissions for each area, and whether or not any changes are required. Two primary factors were considered:

- In recognition of the longevity of the residential uses in these enclaves and stability over time, how can planning permissions be enhanced to provide flexibility and opportunity for property owners, while still maintaining conformity with provincial and local planning policy direction to preserve and protect employment lands?
- How can consistency in designation and zoning amongst the enclaves be improved?

The following discussion summarizes the recommendations for the enclaves, grouped together by current status of planning permissions:

---

#### 4.2.1 LAND, ROWANWOOD AND BEATTY

These three enclaves in Hamilton are designated Industrial Land and zoned M5 or M6 with Special Exception (SE) 375. SE 375 recognizes the existing residential use on the property and identifies special setbacks which would apply to additions or alterations to the existing residential use.

Within these enclaves, the composition of land uses has been fairly stable, and residential uses remain the majority land use. The percentage of residential land area has decreased minimally in Beatty and Land, with a corresponding small increase in industrial area. Residential land area has remained consistent in Rowanwood, with a slight drop in overall industrial land area, and an increase in commercial uses.

The existing SE 375 provides recognition of the existing residential uses in these enclaves and allows for additions or alterations to the existing dwellings. Therefore, there are no recommended changes to the planning permissions for these enclaves, with the exception of extending the SE 375 zoning to include a small group of homes fronting on Oliver and Wentworth Streets in the Land enclave.

***Recommendation: extend SE 375 to include homes at Oliver and Wentworth Streets in the Land enclave; no changes required for Beatty and Rowanwood.***

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#### 4.2.2 LEEDS, BIGGAR, CORNELL, AND WINONA

These enclaves in Hamilton and Stoney Creek are currently designated Industrial Land and zoned M5 (Leeds, Biggar) or designated Business Park and zoned M3 (Cornell, Winona). There are no special exceptions within these enclaves to recognize the existing residential uses. The dwellings in these enclaves are considered legal non-conforming (provided they were legally established under the previous zoning). As a legal non-conforming use, section 1.11 of Zoning By-law 05-200 permits the addition of a porch, deck, balcony etc, or an accessory building, swimming pool or hot tub. However, additions or extensions to the dwelling beyond those identified in section 1.11 would require an application under the *Planning Act* to the Committee of Adjustment for the extension or enlargement of a legal non-conforming use.

Within these enclaves, residential remains the predominant land use in terms of land area and number of properties, though for most of these areas there has been a small decline in the amount of residential land area over time. Industrial uses have remained stable or seen a small decline over time. As the residential uses in these enclaves have generally remained stable over time, it is recommended that the special exception SE 375 be applied to the zoning in these enclaves. Applying this exception would provide added property rights to the landowners in these enclaves and allow freedom to expand or

renovate the existing dwellings without the need to apply for additional planning approvals (provided zoning by-law provisions are met). Applying the zoning exception on these lands is not considered an employment land conversion, and therefore could be completed in advance of the completion of the MCR. It is anticipated that the special exception could be applied to these properties as part of the next Zoning By-law 05-200 Housekeeping Update following Council approval of the Residential Enclaves Review .

The special exception should be applied as follows:

- Leeds: apply SE 375 to 910 – 922 Burlington St E, 116 – 122 Birmingham St, 7 – 9 Leeds St, 2 – 10 Leeds St. The properties at 940 – 944 Burlington St E are isolated from the other parcels and should remain legal non-conforming. (Figure 25)



Figure 25

- Biggar: apply SE 375 to the residential dwellings at 23 to 57 Biggar Avenue. (Figure 26)

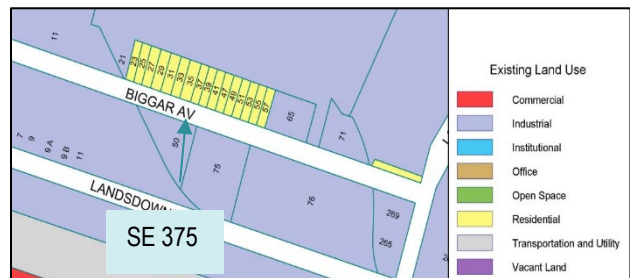


Figure 26

- Cornell: apply SE 375 to 4 – 10 Cornell Ave, 787 – 797 Barton St, 316 – 330 Jones Rd. (Figure 27)

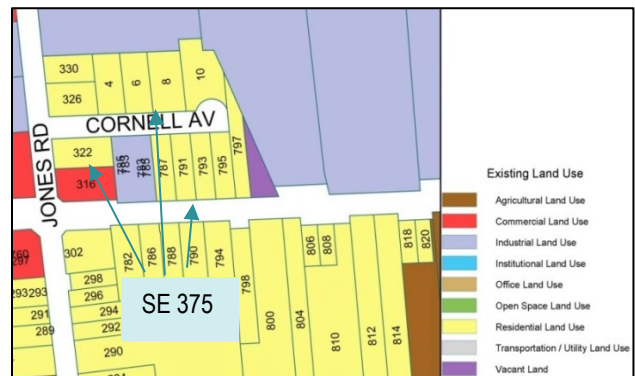
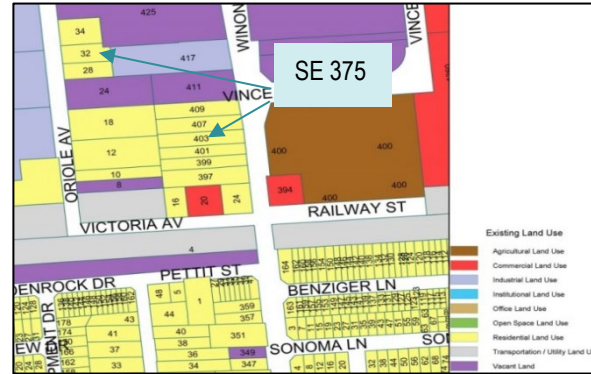


Figure 27

- Winona: apply SE 375 to 397 – 409 Winona Rd, 10 – 18 Oriole Ave, **28 – 34 Oriole Ave, and 16 and 24 Victoria Ave.** (Figure 28)



**Recommendation:** apply **Special Exception SE 375 to the residential properties in Leeds, Biggar, Cornell, and Winona, as shown in Figures 25 - 28 above.**

#### 4.2.3 MARGARET AND MCNEILLY

Margaret and McNeilly are enclaves in the Stoney Creek Business Park which are both designated Business Park in the UHOP, but which contain residential zoning (Margaret is zoned R1 and ND, McNeilly is a mix of R1 and M3). There is currently a mis-alignment in these enclaves between the Official Plan designation and the Zoning By-law, which needs to be addressed.

Both of these enclaves are predominantly residential (94% and 93% respectively), and contain no industrial land uses. Both have been stable over time. However, beyond those similarities, there is also a considerable difference in the size and layout of these two enclaves. Margaret (5 ha, 43 residential dwellings) is considerably larger than McNeilly (2.6 ha, 16 residential dwellings). The Margaret enclave forms a continuous residential block along the entirety of both sides of Margaret Avenue between Barton Street and Arvin Avenue, in addition to the dwellings fronting onto the east side of Millen Road. The McNeilly enclave, in contrast, is a dis-continuous row of dwellings on the east side of McNeilly Road, in addition to four dwellings on the west side of McNeilly, with industrial uses to both sides. Only the first 8 dwellings on the east side of McNeilly Road north of Barton contain residential zoning.

In recognition of the above, to correct the current discrepancy between the land use designation and the zoning of these enclaves, staff recommend the following:

- Margaret – this enclave should be removed from the Business Park designation and re-designated to Neighbourhoods as part of the MCR Employment Land Review. This conversion of these lands recognizes the long-standing residential uses on the lands, which have experienced no intrusion of industrial uses over time. The conversion would not create a boundary issue as the entirety of the block between Barton and Arvin can be redesignated on both sides of Margaret and the east side of Millen.



Conversion is not anticipated to create incompatible land uses as the existing situation has existed for many years with little change or conflict. This change would correct the existing non-conformity between the UHOP and the Zoning By-law, and would allow the landowners to maintain their existing property rights established through the zoning. (Figure 29)



Figure 29 – Margaret enclave: lands to be redesignated to Neighbourhoods

- McNeilly – staff are not recommending a re-designation of this enclave, which would result in an illogical boundary between the Neighbourhoods and Business Park designations, particularly on the west side of McNeilly. The size and smaller number of dwellings in this area do not warrant redesignation. Further, entrenching the residential lands uses further through Official Plan designation could impact the viability of adjacent industrial parcels in the future by precluding future redevelopment for employment uses on some of the surrounding vacant or underutilized parcels. Currently, only eight dwellings on the east side of McNeilly Rd are zoned residential. Staff recommend rezoning the subject lands from the Single Residential (R1) Zone and the Prestige Business Park (M3) Zone to the Prestige Business Park (M3) Zone with Special Exception 375. Applying this exception would allow freedom to expand or renovate the existing dwellings without the need to apply for additional planning approvals (provided zoning by-law provisions are met). (Figure 30)

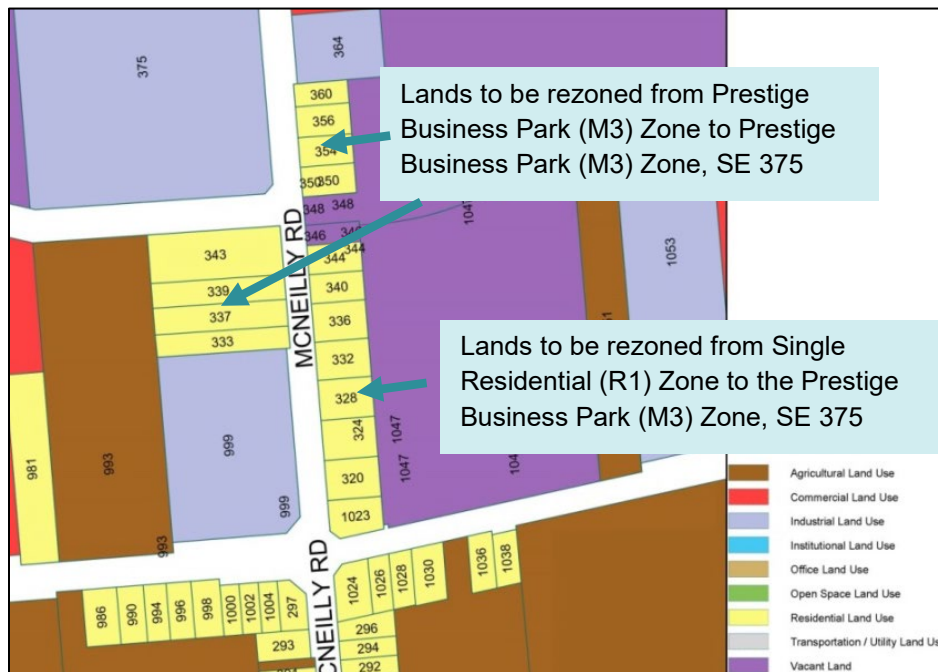


Figure 30 – McNeilly enclave: lands to be rezoned

***Recommendation: Redesignate the Margaret enclave from Business Park to Neighbourhoods in the UHOP. Change the zoning of the McNeilly enclave from the Single Residential (R1) Zone and the Prestige Business Park (M3) Zone to the Prestige Business Park (M3) Zone with Special Exception 375.***

## 5.0 CONCLUSIONS

Considerable study of the residential enclaves in the Bayfront Industrial Area and the Stoney Creek Business Park has occurred over the years. This review has examined the existing land uses in each of the enclaves as well as the change in composition of the lands uses over time. In general, with the exception of three enclaves, land use change in the enclaves has been fairly minor, and the enclaves maintain their primarily residential composition.

In light of this conclusion, the policy and zoning changes recommended in this report will improve consistency in planning permissions among the enclaves, provide increased property rights for land owners, and correct an existing discrepancy between the Official Plan and Zoning By-law for two enclaves in Stoney Creek.

# EMPLOYMENT LAND REVIEW: *REQUESTS FOR CONVERSION*

CITY OF HAMILTON

AUGUST 2021



## REQUESTS FOR CONVERSION – EMPLOYMENT LAND REVIEW

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## 1.0 INTRODUCTION

The purpose of the Employment Land Conversion Analysis ("conversion analysis") is to identify if any lands currently designated "Employment Area" in the Urban Hamilton Official Plan warrant conversion to a non-employment land use. The conversion analysis involved the identification of lands located along the edge of Employment Areas that were also located within a mixed use area, where land uses have morphed over time and a site / area may be more suitable for a non-employment land use designation.

In addition to City staff's review of Employment Area boundaries for potential conversion sites/areas, staff invited public requests for conversions. Staff presented at the Open for Business Subcommittee on May 25, 2017 to share project information and advise Councillors, members of the public, and the business community of the opportunity for members of the public to submit conversion requests. Notices were also placed in the Hamilton Spectator (June 2<sup>nd</sup>, 2017) and the Realtors Association of Hamilton and Burlington (Issue 5 – June 2017). Project and public request information was available on the City's website.

In November 2019, staff presented the draft findings of Employment Area Conversion Analysis (Report PD17010(f)) including the Residential Enclaves Review and Requests for Employment Conversion. The draft results of the Employment Land Review were presented for public review through a series of Open Houses in November and December 2019 for the GRIDS2 – MCR project. Following the release of the draft Employment Land Review and public open houses, staff received additional information from applicants to support their conversion requests. Furthermore, the completion of the Land Needs Assessment has determined that the supply and demand for future Employment Area lands is relatively balanced to the year 2051. A small surplus of land may be available to support a limited number of conversion requests at this time through the MCR. The updated analysis of the requests for conversion are provided in the following sections of this report.

### **Land Needs Assessment**

The City undertook a Land Needs Assessment (LNA) in order to determine if additional Employment Area land is required to accommodate future job growth to the year 2051. Employment forecasts are provided in Schedule 3 of The Growth Plan for the Greater Golden Horseshoe ("Growth Plan"), and Hamilton is forecasted to grow by 122,090 jobs by the year 2051. The LNA, completed for the City by Lorus and Associates, indicates that of the forecasted job growth, roughly 112,000 of these jobs are anticipated to be located in Hamilton's Employment Areas. The existing Employment Areas in the City have been determined, through the LNA, to be able to accommodate approximately

114,000 jobs until the year 2051. Therefore, the supply and demand of employment land to anticipated job growth are roughly in balance, and there is no need for additional Employment Area land to the year 2051. The small difference in the anticipated supply and demand over the 30-year planning horizon equates to a small surplus of Employment Lands, representing approximately 60 hectares. While this surplus is within the margin of error for the LNA for Employment Land supply analysis, it does provide limited opportunity for some Employment Area conversions to be considered through the Municipal Comprehensive Review.

## 1.1 CRITERIA FOR CONVERSION ANALYSIS

### Growth Plan criteria:

A new Growth Plan for the Greater Golden Horseshoe was released in May, 2019 and amended in August 2020. Policy 2.2.5.9 of the Growth Plan identifies criteria that must be met prior to the conversion of lands to non-employment uses. The Provincial conversion criteria, as outlined in the Growth Plan, are as follows:

- “2.2.5.9 The conversion of lands within employment areas to non-employment uses may be permitted only through a municipal comprehensive review where it is demonstrated that:
- a) there is a need for the conversion;
  - b) the lands are not required over the horizon of this Plan for the employment purposes for which they are designated;
  - c) the municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of this Plan;
  - d) the proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan; and
  - e) there are existing or planned infrastructure and public service facilities to accommodate the proposed uses.”

The 2019 Growth Plan update introduced the concept of Provincially Significant Employment Zones (PSEZs). PSEZs are employment areas identified by the Province for the purpose of long term employment planning and economic development. In Hamilton, three of the City’s employment areas have been identified as PSEZs:

- Bayfront Industrial Area, East Hamilton Industrial Area and Stoney Creek Business Park;

- Red Hill North and South Business Parks; and,
- Airport Employment Growth District.

Policy 2.2.5.12 of the Growth Plan 2019, as amended, indicates that additional PSEZs may be identified by the Minister in the future, and that specific direction for planning in those areas will be provided. To date, no further policy direction regarding PSEZs has been provided by the Province.

The Growth Plan 2019, as amended, provides additional direction regarding Employment Land conversion for lands outside of the PSEZs in Policy 2.2.5.10:

“Notwithstanding policy 2.2.5.9, until the next municipal comprehensive review, lands within existing employment areas may be converted to a designation that permits non-employment uses provided the conversion would:

- a) Satisfy the requirements of policy 2.2.5.9 a), d) and e);
- b) Maintain a significant number of jobs on those lands through the establishment of development criteria; and
- c) Not include any part of an employment area identified as a provincially significant employment zone unless part of the employment area is located within a major transit station area as delineated in accordance with the policies in subsection 2.2.4.”

While it is acknowledged that policy 2.2.5.10 permits employment land conversions outside of PSEZs to be considered in advance of the completion of the MCR, it is the City’s intention to consider employment land conversion comprehensively as part of the MCR. This report is being prepared as part of the City’s MCR, and any recommended conversion sites will be implemented as part of the final MCR submitted to the province for approval.

Criteria (a) of Policy 2.2.5.9 addresses the question of ‘need’ for the conversion. For the purposes of this review, staff consider the test of need as being whether or not there are compelling, site / area specific requirements to convert the lands to a non-employment designation. This could include considerations of existing and surrounding land uses, suitability (size, location) of a property to accommodate employment uses, or potential benefit arising from a proposed non-employment use. The question of ‘need’ is not directly related to the City’s overall employment land supply, rather it is a local, site specific consideration of each conversion candidate.

Criteria (b) and (c) of Policy 2.2.5.9 relate to the City’s overall employment land need and determination that the conversion lands are not required for employment purposes to the planning horizon, and that the City will maintain sufficient employment lands. When considering the City’s overall employment land needs, it must be remembered



that determining employment land need must take into account the adequacy of land supply to accommodate projected growth. It is not only about the amount of land available (supply), but also about the location, size, and readiness for development of the available lands. For this analysis, the sites and areas under consideration are small in size, in some cases are already developed with other uses, and / or are located in an area with a mix of existing uses. As noted in the previous section, the results of the City's Land Needs Assessment indicate that the City has an adequate supply of employment designated lands to meet the forecasted job to 2051. Based on the parcel size of the requested conversions, none of the sites under consideration would offend criteria (b) and (c) of Policy 2.2.5.9.

### City of Hamilton criteria:

In accordance with Policy F.1.1.11 of the Urban Hamilton Official Plan, the City of Hamilton has established additional criteria to guide the conversion analysis. Both Provincial and municipal evaluation criteria were used to evaluate potential conversion of sites in Employment Areas.

Additional criteria established by the City of Hamilton are:

1. Site(s) are mixed use blocks and located along the edges of employment areas;
2. Conversion of the site(s) will not adversely affect the long-term viability and function of the employment areas;
3. Conversion of the site(s) will not compromise any other planning policy objectives of the City, including planned commercial functions;
4. Conversion of the site(s) will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure;
5. Conversion of the site(s) will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities;
6. Conversion of the site(s) will not create incompatible land uses, including a consideration of the Ministry of Environment, Conservation and Parks Land Use Planning guidelines (D-series guidelines); and,
7. Conversion of the site(s) will result in a more logical land use boundary for an employment area.

This criteria was modified from the criteria utilized in the City's 2008 Employment Land Conversion Analysis. The previous analysis included additional criteria to address smaller industrial area (less than 10ha) and scattered industrial sites. There has been

no change to these smaller areas since 2008, and therefore these areas are not being reviewed further in this analysis, and the additional criteria was removed. The remainder of the criteria from 2008 remains valid and applicable to the review of employment lands and has been utilized for this analysis.

City of Hamilton criteria 1 was used as an initial screening of conversion requests to determine whether a site / area may warrant additional information / studies, such as a Planning Justification Report, Noise Impact Study, or other supporting studies. All of the above criteria, including Provincial criteria in the Growth Plan, must be met prior to staff recommending conversion of a site.

## 1.2 CONVERSION REQUESTS

In total, 22 requests were submitted for conversion consideration. Two submissions from separate applicants were received for properties in the same vicinity (former Westinghouse site), and therefore these submissions are reviewed together in this report. One submission (for the property at 2255 Barton Street East, Stoney Creek) is located in an area that has already been identified by the City as an area of recommended conversion (see Volume 1 of this report), so it is not considered further in this review. Finally, one submitter withdrew their request during the review period. Therefore, a total of 19 sites / areas are reviewed in this report.

Submitters were asked to outline the site, current uses, the proposed use / conversion, and justification for how the site /area would meet both the Provincial and municipal conversion criteria. Staff identified six sites / areas as meeting criteria 1 and warranting further analysis. Additional studies were requested for these sites / areas. Additional studies were submitted to the City's Planning Division for four of these sites / areas.

This report provides a planning analysis of the sites / areas where conversion was requested. The report first identifies the sites which did not pass criteria 1. For the majority of those sites, no further analysis was conducted. However, in cases where additional information was provided by the submitter after criteria 1 was determined not to be met, Staff have provided a brief analysis. None of the sites which did not pass Criteria 1 are being recommended for conversion, **with the exception of the site at 1280 Rymal Road East and 385 Nebo Road which was directed for conversion by Council motion**. In addition, four sites are being deferred from consideration at this time. One deferral is to allow additional time for the applicant to submit detailed information about the conversion for Staff review and consideration. Another deferral is to allow for Staff to have more time to review the proposed conversion in the context of the development of the existing business park. For two of the sites, the deferral is due to their location adjacent to rural lands that may be considered as part of the evaluation process for urban boundary expansion as part of the Municipal Comprehensive Review (pending

the results of the land needs assessment). The report then provides an in-depth analysis for each of the remaining sites that did pass criteria 1, and Staff recommendations are identified for each of these sites.

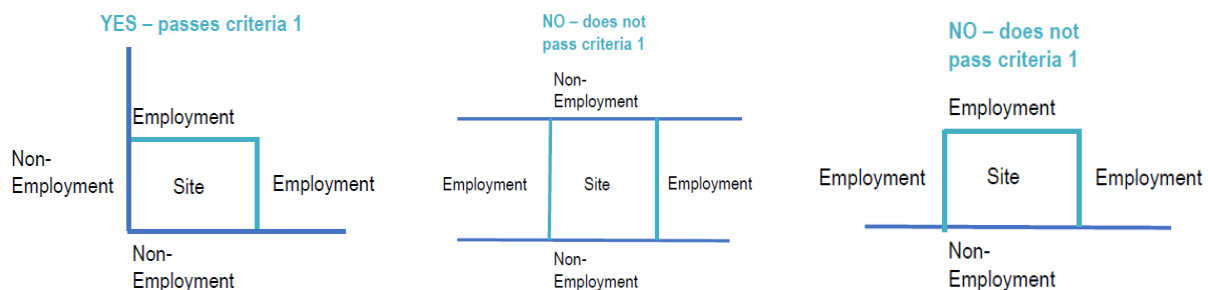
## 2.0 INITIAL SCREENING

### 2.1 – CRITERIA NUMBER ONE NOT PASSED

City of Hamilton Criteria 1 stipulates that a site / area must be in a mixed use block and located along the edge of the employment area.

#### Edge Criteria

The intent of this component of the criteria is to ensure that in converting a site, Employment Areas are not compromised by truncating other existing employment uses from the remainder of the Employment Area. Thus, only edge properties are considered for conversion. Individual sites that only had one edge located along the boundary of an employment area were not considered as edge properties. Generally, sites with 2 or more edges located along the boundaries of an employment area were typically considered as edge properties, though each site was reviewed in context (for example, the property at 1400 South Service Rd, Stoney Creek has two edges which abut non-employment designated lands, but the site is in the middle of a large area of vacant employment lands, with employment designated lands to the east and west, and therefore is not considered a true edge parcel). This determination is summarized in the diagrams below:



#### Mixed-use Block Criteria

Sites / areas were only considered for conversion if the abutting/adjacent land uses were mixed use. This component of the criteria ensures that a site is converted only if the existing context has significantly morphed over time, and conversion to another use would be appropriate given the mixed use nature of the area. It is important to clarify that sites which are currently vacant or occupied by existing residential or agricultural uses, and are likewise surrounded by lands not yet developed for employment

purposes, are not considered to meet the criteria of a mixed use area. These sites are currently underdeveloped but expected to evolve over time into the designated employment use. The 'mixed use' criteria is meant to capture sites that are within developed areas that have changed over time from a typical employment area into a mixed use or commercial nature.

Both aspects of criteria 1 must be met for a site / area to pass the initial screening. Any submission that did not meet criteria 1 was not further considered for potential conversion. Therefore, no additional studies were requested. Of the nineteen (19) sites/areas submitted for conversion, ten (10) sites did not pass criteria 1 (see Table 1):

**Table 1 – Conversion Requests – Did Not Pass Initial Screening**

<b>Site Address</b>	<b>Existing Use / Context</b>	<b>Employment Area (Designation) / Zoning</b>	<b>Suggested / Requested Redesignation</b>	<b>Why Request Did Not Meet Criteria 1</b>
Concession 4, Lots 13, 14, 15, and 36, Ancaster (25.14 Ha total)	Vacant	Ancaster ("Business Park") M2, P5	Residential	This site is not located along the edge of the Employment Area and is not in a mixed use area.
330 Nash Road, Stoney Creek (1.62 Ha)	Vacant	Stoney Creek ("Business Park") M6 – 414	Commercial/ retail or high density residential	This site is not located along the edge of the Employment Area.
21 and 20 Brockley Drive, Stoney Creek (1.32 Ha)	Vacant building	Stoney Creek ("Business Park") M2 – 414	Mixed Use (retention of existing uses plus commercial and office uses)	These sites are not located along the edge of the Employment Area.
212 Glover Road, Glanbrook (26.60 Ha)	Vacant	Red Hill South ("Business Park") M3	Mixed use (ground floor commercial with residential)	This site is not located along the edge of the Employment Area and is not in a mixed use area.
Portion of 140 Garner Road East, Ancaster (approx. 33 Ha)	Agriculture	AEGD ("Airport Prestige Business" with Site Specific Policy – Area	Requesting expansion of the employment supportive uses and potential for	This site is not in a mixed use area.  Note: Addition of non-employment use

<b>Site Address</b>	<b>Existing Use / Context</b>	<b>Employment Area (Designation) / Zoning</b>	<b>Suggested / Requested Redesignation</b>	<b>Why Request Did Not Meet Criteria 1</b>
		"H")  M11 – 26 and H57	mixed use inclusive of residential to support gateway	permissions to lands designated Employment is considered to be a conversion.
404 Fruitland Road, Stoney Creek (5.28 Ha)	Motor Vehicle Wreckers Yard	Stoney Creek ("Business Park")  M3 – 401 with H-25	Commercial (retail commercial complex including several freestanding restaurant pads, retail stores, and anchor grocery store; hotel, community centre, movie theatre)	This site is not along the edge of the Employment Area (only one edge abuts non-employment designation).
1400 South Service Road, Stoney Creek (7.28 Ha)	Currently vacant, formerly dwellings	Stoney Creek ("Business Park")  M3 – 404	Mixed use with residential, commercial and office uses	<p>This site is not along the edge of the Employment Area. It is in the middle of a large block designated Employment and therefore conversion would result in the creation of 'orphan' employment parcels.</p> <p>Although Criteria 1 was not passed, the applicant submitted additional material for staff review to demonstrate the need for conversion.</p> <p>The additional material did not demonstrate a need for conversion.</p>
105 Beach Road, Hamilton (0.15 Ha)	Vacant building (formerly	Bayfront ("Industrial	Renovation of existing building to contain two	The site is not along the edge of the Employment Area.

Site Address	Existing Use / Context	Employment Area (Designation) / Zoning	Suggested / Requested Redesignation	Why Request Did Not Meet Criteria 1
	contained restaurant and 2 dwelling units), parking area	Land")  M6 – 375	restaurants and 10 dwelling units; construction of additional building with 4 dwelling units.	
1280 Rymal Road East and 385 Nebo Road, Hamilton (5.3 ha)	Vacant, site approved for commercial development	Red Hill North ("Business Park")  M3 and M4	Inclusion of specialty food store in commercial development of site.	<p>The site is not located at the edge of the Employment Area.</p> <p>Although Criteria 1 was not passed, the applicant submitted additional material for staff review to demonstrate the need for conversion.</p> <p>The additional material did not demonstrate a need for conversion.</p> <p>(note: site recommended for conversion by Council)</p>

## ADDITIONAL ANALYSIS

The following subsections of the report provide a summary of the additional analysis undertaken by Planning Staff in circumstances where the submitter had provided further information for consideration, but where Planning Staff have determined the property did not pass City Criteria 1 - Site(s) are within an area that contains a mix of uses and located along the edges of employment areas. Three sites have been given further analysis in this section, however none are recommended for conversion to non-employment uses.

### 2.1.1 – 1400 SOUTH SERVICE ROAD, STONEY CREEK

#### Overview and Existing Context

The lands at 1400 South Service Road are approximately 7.3 hectares in size and currently designated as "Business Park" on Schedule E-1 of the Urban Hamilton Official Plan. The lands are located within the Fruitland-Winona Secondary Plan area. The surrounding parcels to the east and west are designated for employment uses, and the employment uses extend beyond the City boundary into the Town of Grimsby (Region of Niagara). The QEW Niagara corridor is located to the north, and a rail corridor is located immediately to the south. A linear watercourse is located on the east side of the subject lands and is designated as part of the City's Natural Heritage System. The subject lands are currently undeveloped.



Figure 1 – Land Use designations for 1400 South Service Road and surrounding lands



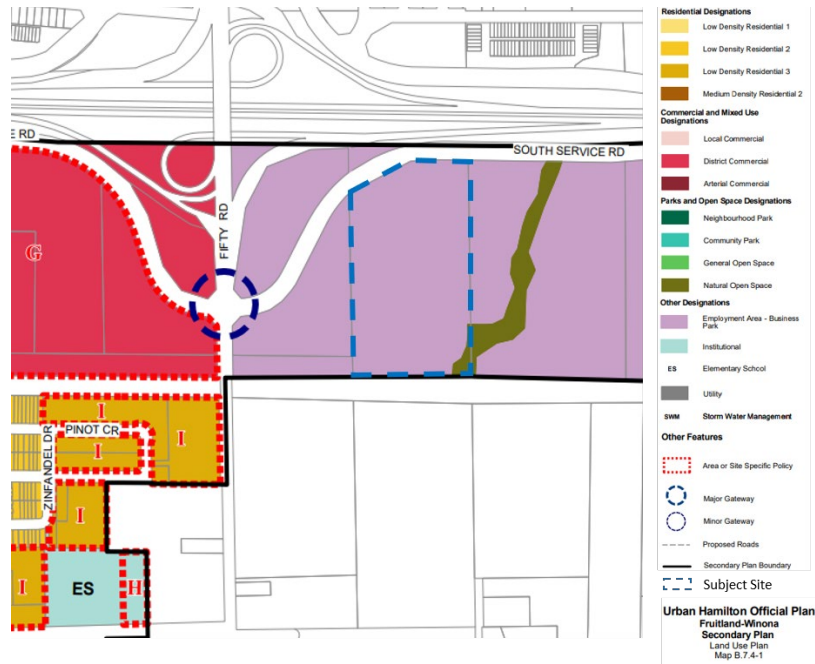


Figure 2 – Fruitland-Winona Secondary Plan area with 1400 South Service Road within Plan area

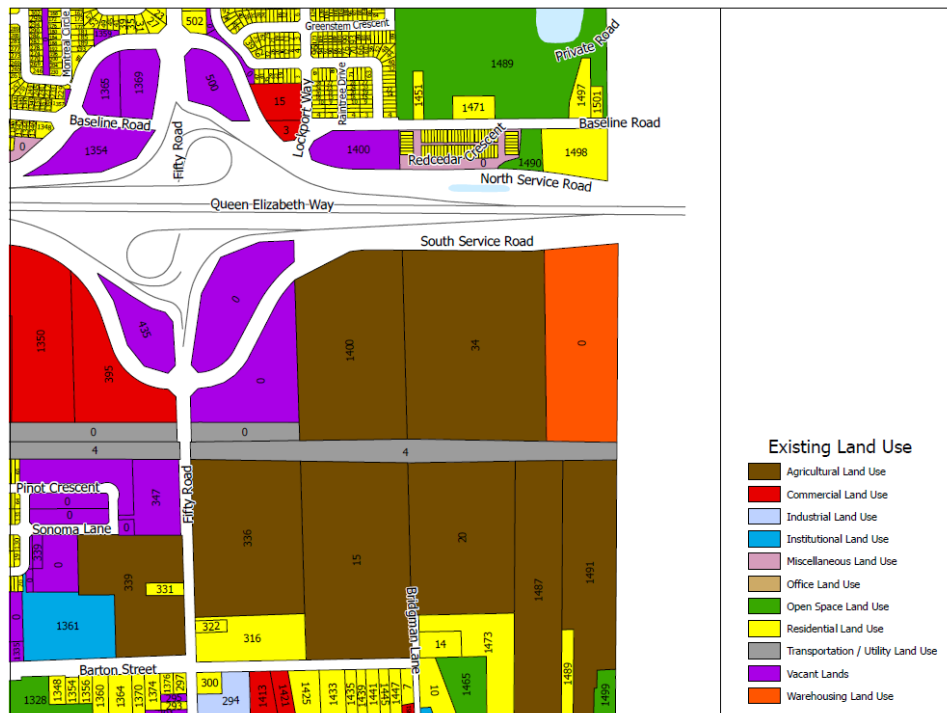
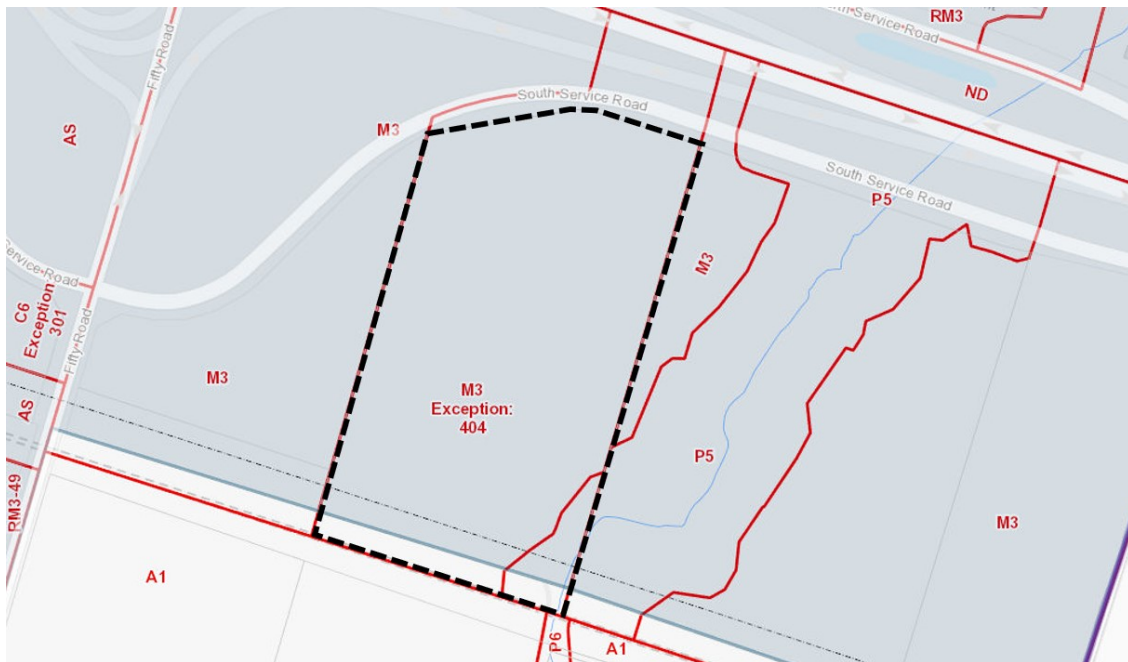


Figure 2 – Land Uses for 1400 South Service Road and surrounding lands



**Figure 3 - Zoning for 1400 South Service Road**

Applicant's Proposed Conversion, Proposed Land Use, and Rationale

Following the presentation of the Draft Employment Land Review and Request for Conversion analysis, the agent for the property owner of 1400 South Service Road provided Staff with a supplementary letter indicating how they feel the proposal meets the provincial and City evaluation criteria. The applicant indicates that the proposed conversion to allow a high-density, mixed-use development on this parcel would support future transit facilities along the GTA-Niagara rail corridor, as well as local transit expansion. The applicant has provided the opinion that the watercourse east of the parcel bisects the employment area and creates an edge condition.

Staff have investigated future plans for transit station facilities in the area of the subject lands by consulting Metrolinx documentation as well as City Transportation staff. While the site is located along the Go Transit Niagara Rail Line, the 2018 Metrolinx Regional Transportation Plan does not indicate a future regional transit station at the intersection of the QEW and Fifty Road. The nearest identified rail station locations for this route are the Confederation GO station (10km west) and a Grimsby station at Casablanca Boulevard (2.4km east). Based on this information, there does not appear to be a plan for a regional higher order transit to service the immediate area of Fifty Road and the QEW.

Staff recognize that on Appendix B – Major Transportation Facilities and Routes of the Urban Hamilton Official Plan and Map B.7.4-3 – Transportation Classification Plan of the Fruitland-Winona Secondary Plan there is a 'future multi-modal transportation hub'

identified at the Winona Crossing site on the west side of Fifty Road. Should this transit hub be developed by the City in the future, it would be serviced by local transit routes, not a 'potential rapid transit line' as indicated on UHOP Volume 1, Appendix B – Major Transportation Facilities and Routes and Map B.7.4-3 – Transportation Classification Plan of the Fruitland-Winona Secondary Plan. Planned rapid transit along the B-Line is identified to Eastgate Square (Centennial Parkway). Through future updates to the UHOP, identification of a 'potential rapid transit line' extending eastward from Eastgate Square to Fifty Road is planned to be removed from the appropriate mapping schedules and appendices to recognize the current plans for local transit service.

**Table 2 – Analysis of 1400 South Service Road, Stoney Creek Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	The need for conversion has not been established. There are no higher order transit facilities planned at the intersection of Fifty Road and the QEW that would necessitate the development of this parcel to support ridership. A future local transit hub in the Fifty Road and QEW area may be developed in the future, however the timing of providing transit services to this area is not definitive. The immediate area is well served with residential designated land in the Fruitland-Winona Secondary Plan and the nearby Urban Lakeshore Area Secondary Plan.	No
The lands are not required over the horizon of this Plan for the employment purposes for which they are designated	The lands are designated as "Business Park" in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 which has demonstrated that the City has sufficient employment land supply for the planning horizon. The removal of the lands for employment purposes would not significantly impact the overall land supply for the uses for which it was designated.	Yes

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
<p>The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan</p>	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051, with a small surplus of approximately 60 hectares.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	<p>Neutral</p>
<p>The proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan</p>	<p>The lands are not located on the periphery of an industrial area. Development of sensitive land uses on this property may compromise the development of future employment uses on adjacent parcels. The Fruitland-Winona Secondary Plan adequately accommodates residential development densities in the established residential designations. Additional residential designated land is not needed in the Secondary Plan area. Development of this parcel with high-density mixed-uses may compromise the ability of priority intensification areas of the City (Downtown Urban Growth Centre, Nodes and Corridors) to achieve their intensification goals set out in the UHOP.</p>	<p>No</p>
<p>There are existing or planned infrastructure and public service facilities to accommodate the proposed uses</p>	<p>The site is located in the urban area of the City of Hamilton, and infrastructure and facilities may be available to support the proposed use, but this has not been confirmed.</p>	<p>Neutral</p>

**Table 3 – Analysis of 1400 South Service Road using City Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	<p>The site is not located on a block that contains a mix of uses. The parcel is constrained by a rail corridor and Urban Boundary to the south, and the QEW to the north. Designations on either side of these corridors do not inform a mixed use condition due to a lack of connectivity to the parcel. Lands to the west and east of the parcel are designated employment lands. The employment area continues to the east into the Town of Grimsby. While a commercial hub is located on the west side of Fifty Road, this site is not contiguous to the subject lands.</p> <p>While this block is bisected by a small area identified as a Core Natural Heritage Area on Schedule B of Vol. 1 of the UHOP, the employment area continues to the east of these lands and is continuous with employment designated lands in the Town of Grimsby. The presence of the linear natural heritage feature does not create an edge condition as the employment area continues on lands surrounding the site.</p>	No
Conversion will not adversely affect the long-term viability and function of the employment areas.	The lands are located interior to an employment area. The introduction of sensitive land uses on the subject lands will adversely affect the long-term viability of this area of employment lands.	No

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.	There are no large, stand alone employment facilities located in the area of the subject lands. The introduction of sensitive uses on the property may preclude the development of adjacent lands for the employment purposes for which they were intended.	Neutral
Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.	The conversion proposes mixed-uses for the property including high-density housing. While this would not represent a substantial addition of commercial uses to the area, and it is not anticipated to have an impact on planned commercial functions elsewhere, the introduction of high density housing in this location may compromise UHOP intensification objectives in the priority intensification areas in the City (Downtown Urban Growth Centre, Nodes and Corridors).	No
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	The introduction of sensitive land uses on this property pose compatibility concerns due to the proximity of a major highway (QEW) and rail corridor (CN Rail) routes, as well as any future employment uses on adjacent parcels.	No

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	Residential development in the form of complete communities is clearly stated as a desirable planning outcome in the UHOP. Complete communities have a high level of physical connectivity to other communities and public facilities. The development of an isolated parcel of land within an employment area would not assist in the achievement of complete communities.	No
Conversion will result in a more logical land use boundary.	The proposed redesignation would result in an isolated parcel of mixed use development within a block of land designated for employment uses. This would not create a more logical land use boundary for the employment area.	No

### Conclusion

Planning Staff have considered the supplementary information submitted by the applicant and maintain that while the property fronts onto the South Service Road, the property is not located on the edge of the employment area and is not in an area that has transitioned to mixed uses. The linear natural heritage feature adjacent to the parcel does not create an edge condition as the employment area continues to the east. The property is located interior to a block of employment lands designated for employment, including employment lands within the Town of Grimsby. The potential conversion of these lands would result in the fragmentation of the employment area and the establishment of an isolated residential mixed-use parcel. The need for conversion has also not been adequately established. A higher order transit station is not planned in the immediate area, and the area is well established with housing and mixed uses in the Fruitland-Winona Secondary Plan area and to the north in the Urban Lakeshore Secondary Plan area.



## 2.1.2 – 1280 RYMAL ROAD EAST AND 385 NEBO ROAD

### Overview and Existing Context

The subject lands have an approximate area of 5.3 ha (13.1 ac) and are located at the southeast corner of Rymal Road East and Nebo Road. The subject lands are designated “Business Park” on Schedule E-1 – Urban Land Use Designations of the Urban Hamilton Official Plan (UHOP). The northern area of the site is zoned Business Park Support (M4) and the southern area of the site is zoned Prestige Business Park (M3) according to the City of Hamilton’s Zoning By-law 05-200. The site is currently vacant.

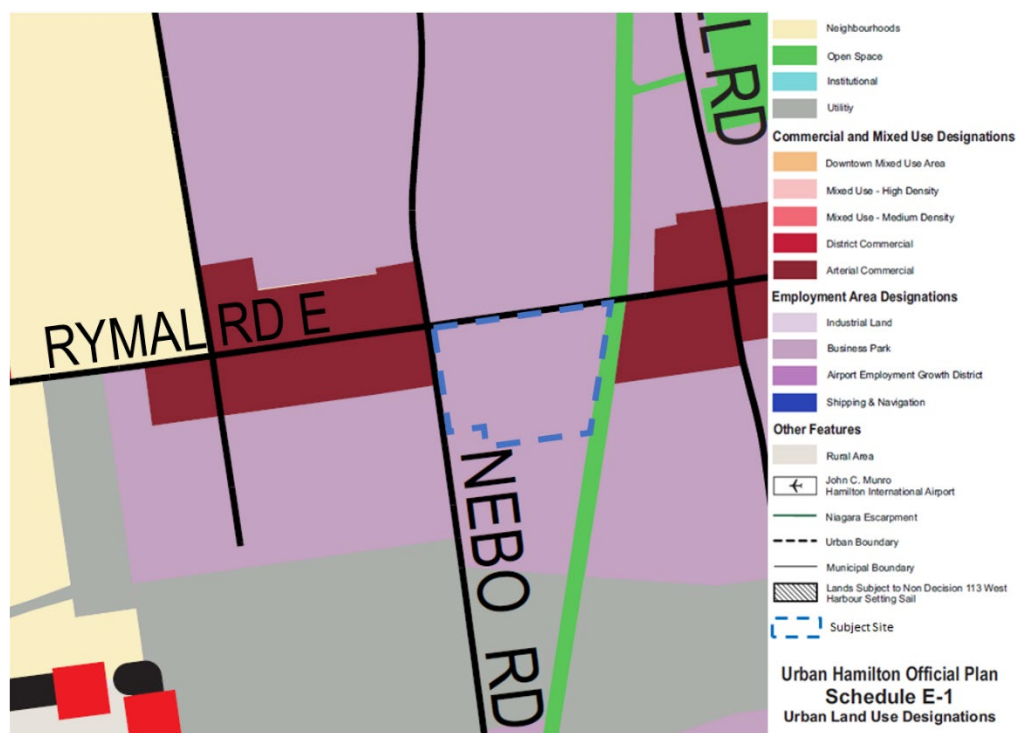


Figure 5 – Land Use designations for 1280 Rymal Road East & 385 Nebo Road and surrounding lands



Figure 6 – Land Uses for 1280 Rymal Road East & 385 Nebo Road and surrounding lands

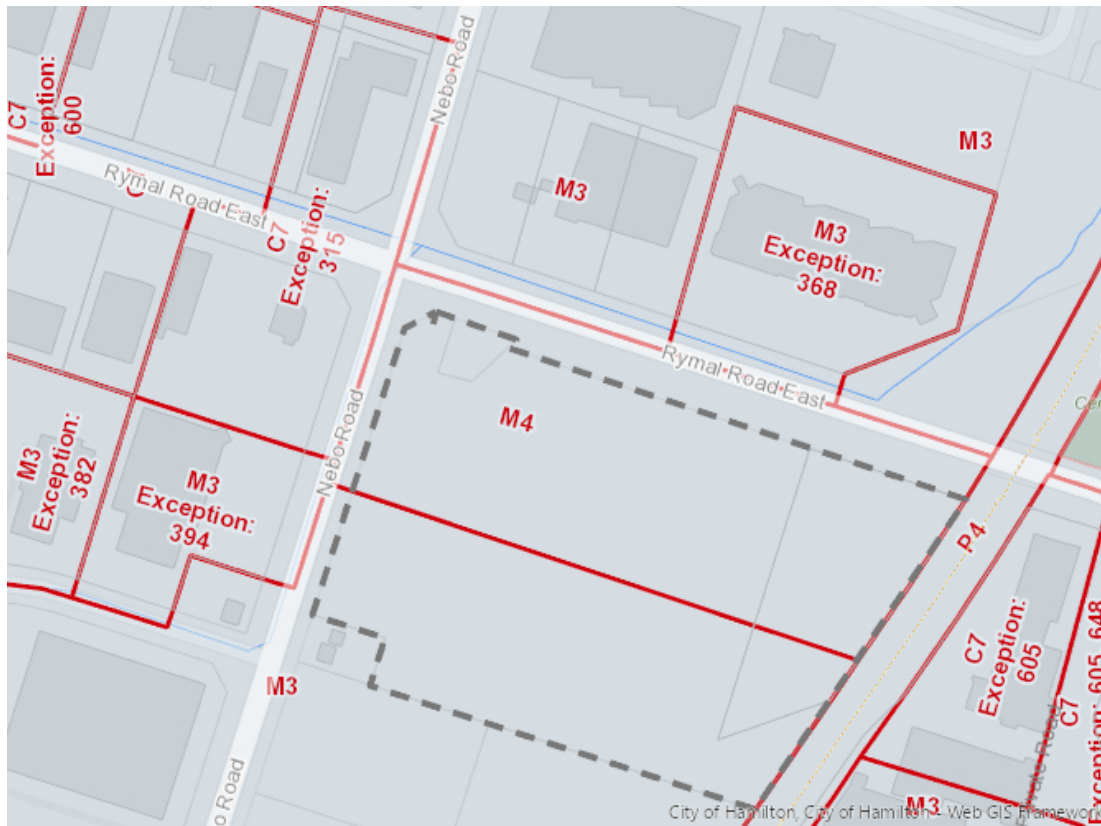


Figure 7 - Zoning for 1280 Rymal Road East & 385 Nebo Road and surrounding lands

Applicant's Proposed Conversion, Proposed Land Use, and Rationale

The subject lands have recently received Site Plan Approval for the development of a gas bar, car wash, small-scale retail uses, medical clinic, restaurants, and a building and lumber supply establishment (all permitted uses under the current M3 / M4 zoning), totalling a floor area of approximately 18,000 square metres. The applicant has expressed an interest in establishing a specialty retail food and grocery business as part of the future site development. The conversion request proposes that the site be redesignated to allow a full range of commercial uses and that the floor area restriction of 500 square metres for retail establishments be removed.

A Planning Justification Report and supplementary demographic information was submitted in support of the conversion request. The applicant has identified that the proposed specialty grocery store would serve a broader regional population as well as the employees of the Red Hill North Employment Area.

The proposed development would require the conversion of the subject lands from the Employment Area – Business Park designation to a site specific Arterial Commercial designation to permit a food store, which is normally a prohibited use. Arterial Commercial sites are intended to be locations for larger, land-intensive commercial uses including automotive sales and service and building supply or landscaping establishments. Similarly, the proposal would require a site specific Arterial Commercial (C7) zone to permit a grocery store use on the site since they are not a permitted use as-of-right.

Table 4 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 5 identifies how the proposed conversion performs against City's conversion criteria.

**Table 4 – Analysis of 1280 Rymal Road East & 385 Nebo Road Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	The Business Park Support (M4) zone that applies to northern portion of the subject lands and is immediately adjacent to Rymal Road East permits a range of commercial uses to serve the needs of the business park. A large grocery store exists on the west side of Nebo Road, across the street from the subject lands,	No

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	<p>and this existing use serves residents of the area as well as employees from nearby businesses in the employment area.</p> <p>The market review of the proposed use did not evaluate other potential locations in the area with appropriate land use permissions, and therefore did not adequately justify the need for the proposed conversion. The need for additional commercial space in the form of a specialty grocery store use has not been sufficiently demonstrated by the landowner to support the conversion request.</p>	
<p>The lands are not required over the horizon of this Plan for the employment purposes for which they are designated</p>	<p>The lands are designated as “Business Park” in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 and conversion of the subject lands will not have a significant effect on overall land need for the “Business Park” designation due to the small parcel size.</p>	<p align="center">Yes</p>
<p>The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan</p>	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	<p align="center">Neutral</p>
<p>The proposed uses would not adversely affect the overall viability of the employment area or the</p>	<p>The site is relatively small (approx. 5.3 ha) and located within the Red Hill North Business Park. The corridor of Rymal Road East in this area is predominantly</p>	<p align="center">Yes</p>

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan	commercial.  The property has received Site Plan Approval for the development of a commercial plaza with uses permitted in the current "Business Park" designation. The development of additional retail/commercial uses on this site would not adversely affect the overall viability of the Red Hill North employment area.	
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	There are no anticipated issues with infrastructure or public service facilities in the area to accommodate the proposed commercial development.	Yes

**Table 5 – Analysis of 1280 Rymal Road East & 385 Nebo Road using City Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	Land uses in the area of the subject lands include commercial, limited stand-alone residential, as well as industrial and vacant lands. Lands outside of the Red Hill North Business Park along Rymal Road are designated as Arterial Commercial in this area.  The Red Hill North Business Park continues north of the subject lands on the opposite side of Rymal Road. The Red Hill North business park also extends south of the subject lands to the hydro-electric corridor. Following the hydro-electric corridor, is the Red Hill South Business Park. East of the subject lands is an area of land for Arterial Commercial purposes along Rymal Road, and lands designated as Business Park. Lands at	No

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	<p>the southwest and northwest corners of Rymal Road East and Nebo Road are not located in the employment area</p> <p>Due to the central location of the lands in the business park, the lands are not considered to be on the edge of the Employment Area.</p>	
<p>Conversion will not adversely affect the long-term viability and function of the employment areas.</p>	<p>The site is relatively small (approx. 5.3ha) and located along a major arterial corridor (Rymal Road). The subject lands are approved for the development of an 18,000 square metre commercial development comprised of uses permitted through the M3 (Prestige Business Park) and M4 (Business Park Support) zones. These uses appropriately serve the business park function.</p> <p>The conversion request does not introduce new sensitive land uses which could negatively impact the viability of the employment area, therefore this criteria is not offended by the proposal.</p>	<p align="center">Yes</p>
<p>Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.</p>	<p>There are no existing employment uses on the site, however there are existing employment uses to the east and south of the subject lands. No sensitive land uses are proposed through the conversion request.</p>	<p align="center">Yes</p>
<p>Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.</p>	<p>With the exception the subject lands, the immediate area along the south side of Rymal Road East is designated for Arterial Commercial uses. The approved site plan application for the subject lands demonstrates that the site can fully develop with commercial uses that compliment the adjacent Arterial Commercial uses and nearby employment uses without the need for conversion to a non-employment designation.</p>	<p align="center">No</p>

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	<p>The proposed conversion to allow a grocery store would require a redesignation to a site-specific Arterial Commercial designation. The planned function of the Arterial Commercial designation is to provide a corridor of land reserved for large, land intensive commercial uses that may need space for outdoor storage or large areas for outdoor sales.</p> <p>Food stores are prohibited in the Arterial Commercial designation, and a redesignation to permit this use would not fit with the intent of the UHOP for this lands use designation.</p>	
<p>Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.</p>	<p>The development that has been approved for the site through Site Plan Application does not create incompatible land uses. The use proposed through the conversion request does not introduce sensitive land uses. Compatibility in line with provincial guidelines can be maintained, therefore this criteria has been met.</p>	<p align="center">Yes</p>
<p>Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.</p>	<p>Potential conversion of the site to accommodate the proposed use will likely not result in additional demands for servicing or infrastructure. However, development of the site with uses permitted by the existing designation and zoning will also not result in increased demands for these services. The net benefit of the proposal to the community with regard to efficient uses of servicing and infrastructure is neutral.</p>	<p align="center">Neutral</p>
<p>Conversion will result in a more logical land use boundary.</p>	<p>While the conversion of these parcels would potentially result in a more logical extension of the commercial uses along Rymal Road East, the north-south connection of the Red Hill North Business</p>	<p align="center">Neutral</p>



Conversion Criteria	Analysis	Conversion Criteria Met?
	<p>Park would be removed, resulting in the fragmentation of the employment area.</p> <p>The impact on the Employment Area will be neutral as the site can already accommodate a range of commercial uses.</p>	

### Staff Recommendation

Staff do not recommend conversion of the subject lands from the current Business Park designation to a site specific Arterial Commercial designation. The Arterial Commercial designation expressly prohibits grocery stores as a use, and to redesignate to permit the use would not meet the intent of the UHOP policies. The location of the subject lands within the Red Hill North Business Park does not place the site at the edge of an employment area. The need for conversion to support the proposed use of the site for a retail grocery store has not been adequately demonstrated through the applicant's request. The site is capable of fully developing with a range of commercial uses that are permitted as-of-right through the existing Business Park designation and the implementing M3 and M4 zoning. This has been demonstrated through the approved application for Site Plan Control.

**Note: The site at 1280 Rymal Road East and 385 Nebo Road was recommended for conversion by way of a Council motion when the Employment Land Review was presented at the General Issues Committee in August 2021.**

## 2.2 DEFERRED DECISIONS

Four conversion requests are being deferred at this time and are listed in Table 8 below, **in addition to one additional request recommended for deferral by Council at the General Issues Committee in August 2021.**

The McMaster Innovation Park conversion request is deferred to allow additional time for the applicant to provide additional planning information to staff about the proposal.

The Frid Street deferral is to allow Staff more time to review and research the proposed conversion, including a submitted Planning Justification Report, in the context of the east section of the West Hamilton Innovation District Secondary Plan.

For the remaining two deferral areas (Twenty Road West and 700 Garner Road E), the conversion requests are being deferred to allow for review of the requests in

coordination with the evaluation of growth options as part of the next phase of GRIDS 2 / MCR. The deferral of these conversion requests should not be construed as support for the proposed conversions, and the future recommendation on these requests could be for no change to the current Employment Area designation, enhanced permissions for certain parcels, or for conversion to an alternative designation. As such, the following requests will be considered comprehensively in the future as part of the MCR, and no further review will be undertaken as part of this report.

**Table 8 – Conversion Requests – Deferred Decisions**

<b>Site Address</b>	<b>Existing Use / Context</b>	<b>Employment Area (Designation) / Zoning</b>	<b>Suggested / Requested Redesignation</b>	<b>Reason for Evaluation Deferral</b>
WHID - McMaster Innovation Park (3.1 ha)	Institutional, Research and Development	West Hamilton Innovation District ("Employment Area – Research District")  M1 - 7	Redesignation of certain areas for high-density residential multiple dwellings	Additional time is needed to integrate all required planning studies to justify the conversion request for McMaster Innovation Park.
70 – 100 Frid Street (2.24 ha)	Warehouse, Office, Industrial	West Hamilton Innovation District  ("Employment Area – Research District")  M1	Redesignation to allow introduction of residential uses above ground floor in mixed use, multiple dwellings	Staff require additional time to review and research the conversion request and any implications for future uses in the east section of the WHID Secondary Plan area.
700 Garner Road East, Ancaster (26.63 ha)	Vacant	AEGD ("Institutional" with Site Specific Policy – Area "D")  I3 - 27 (Holding 37)	Requesting a designation that permits a variety of institutional uses, as well as commercial and residential uses	This site is currently designated Institutional, with a site specific policy which indicates that the lands shall be developed for employment uses should the planned institutional use (Redeemer College) not develop.

Site Address	Existing Use / Context	Employment Area (Designation) / Zoning	Suggested / Requested Redesignation	Reason for Evaluation Deferral
				<p>Since the request for conversion was submitted for these lands, a subdivision application was initiated in early 2021 in accordance with the existing Institutional designation on the lands, which proposes three large blocks for future development, once uses are determined.</p> <p>The lands are located adjacent to lands which are currently designated Rural. The conversion requests should be considered in coordination with the review of growth options in the next phase of GRIDS 2 / MCR. The deferral of the employment land conversion request is being recommended to allow for the area to be evaluated comprehensively, and should not be construed as support for either the conversion request or for the redesignation of the adjacent rural lands.</p>
Twenty Road West area (44.2 ha) & part	Vacant, agricultural	Twenty Rd. West - AEGD ("Airport Prestige	Proposed mixed use and compact residential	The lands are located in proximity to lands which are currently designated Rural. The conversion

Site Address	Existing Use / Context	Employment Area (Designation) / Zoning	Suggested / Requested Redesignation	Reason for Evaluation Deferral
of former Glancaster Golf and Country Club (11 ha)  (Approx. 55.2 ha)		Business" with Site Specific Policy Area "I" and "Airport Light Industrial")  Glancaster Golf and Country Club  ("Airport Light Industrial")	development.	requests should be considered in coordination with the review of growth options in the next phase of GRIDS 2 / MCR. The deferral of the employment land conversion request is being recommended to allow for the area to be evaluated comprehensively, and should not be construed as support for either the conversion request or for the redesignation of the adjacent rural lands.
1725 Stone Church Road East (8.97 ha)	Vacant	Red Hill North Business Park  "M3"	Mixed use with residential.	Council direction at August 2021 General Issues Committee.

### 3.0 CONVERSION REQUESTS – INITIAL SCREENING PASSED

The following section summarizes the staff response to the sites that passed criteria 1 and underwent further analysis.

#### 3.1 645 AND 655 BARTON STREET, STONEY CREEK

##### Overview and Existing Context

The subject lands have an approximate area of 1.43 ha (3.53 ac) and are located at the northeast corner of Barton Street and Fruitland Road. The subject lands are designated “Business Park” on Volume 1, Schedule E-1 – Urban Land Use Designations of the Urban Hamilton Official Plan (UHOP).

The Fruitland Winona Secondary Plan area abuts the subject lands to the south. The southwest corner of the Fruitland Road and Barton Street intersection is designated “Arterial Commercial” on Volume 2, Map B.7.4-1 – Fruitland Winona Secondary Plan – Land Use Plan. Sites at the northwest and southwest corner of the intersection are designated “District Commercial” on Volume 1, Schedule E-1 – Urban Land Use Designations.

The site is currently vacant. The eastern portion of site previously served as outdoor storage and trailer parking, while the southwestern portion of the site is undeveloped. Parcels in the immediate area are mixed-use, including industrial uses to the north (tire depot), residential uses to the east, industrial uses to the southeast, commercial uses to the south (banquet hall), and commercial uses to the southwest and west (retail / services commercial plazas).

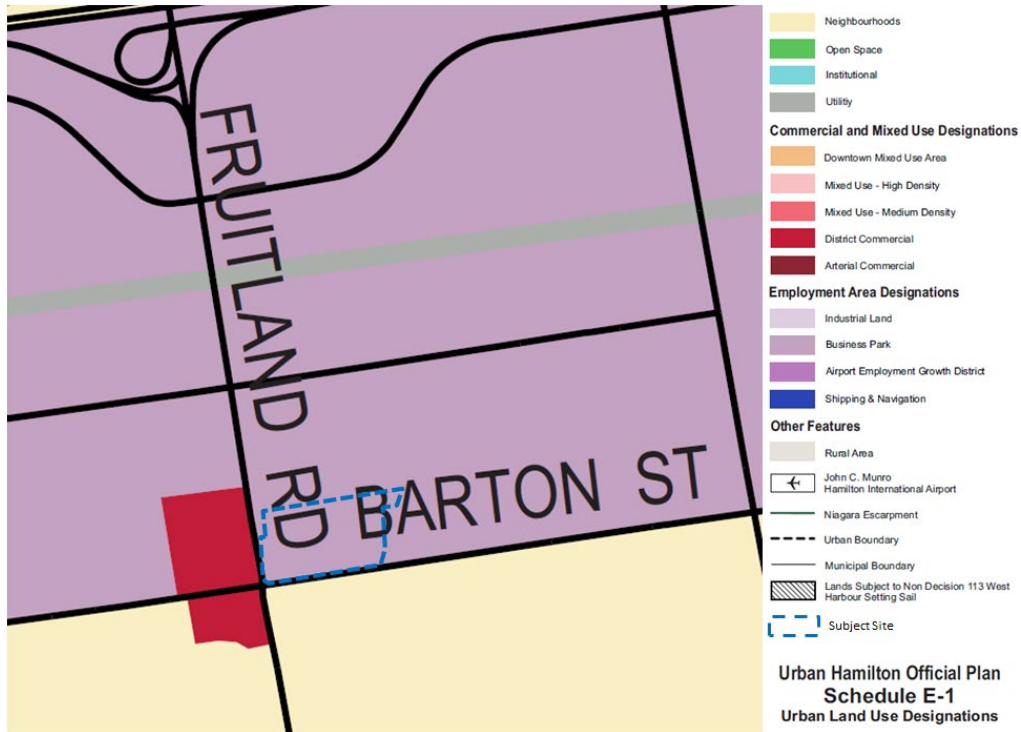


Figure 11 – Land Use designations for 645-655 Barton Street and surrounding lands

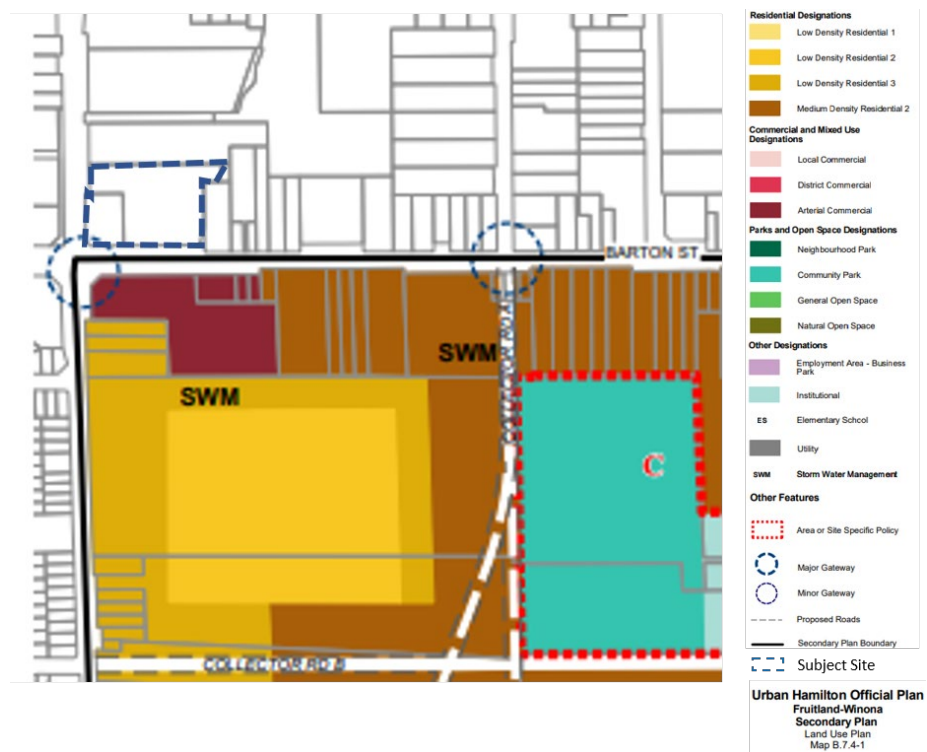
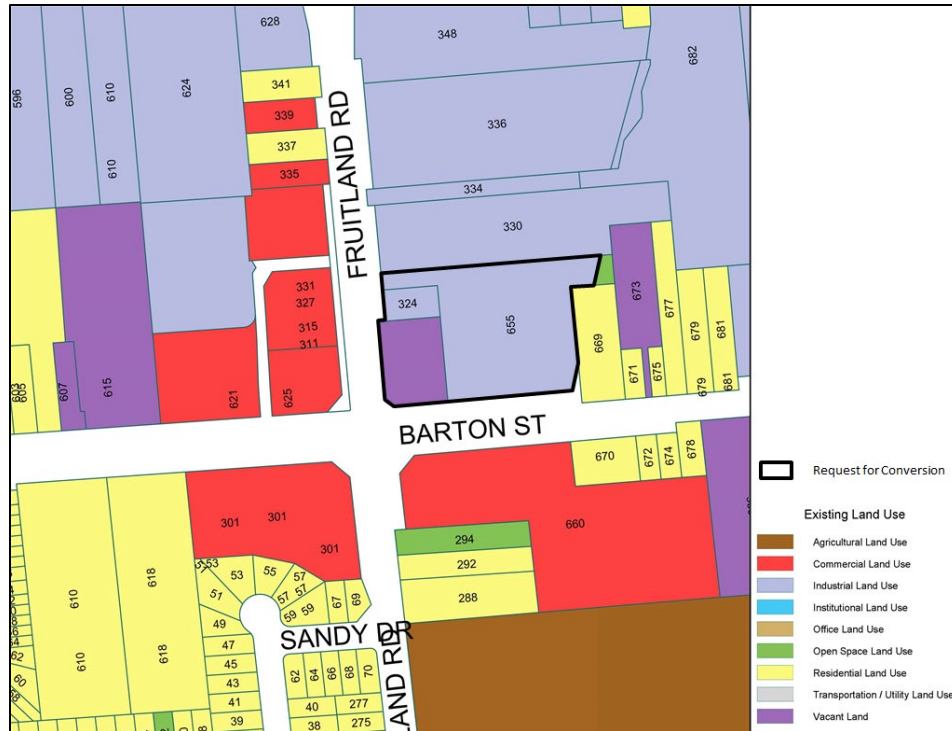
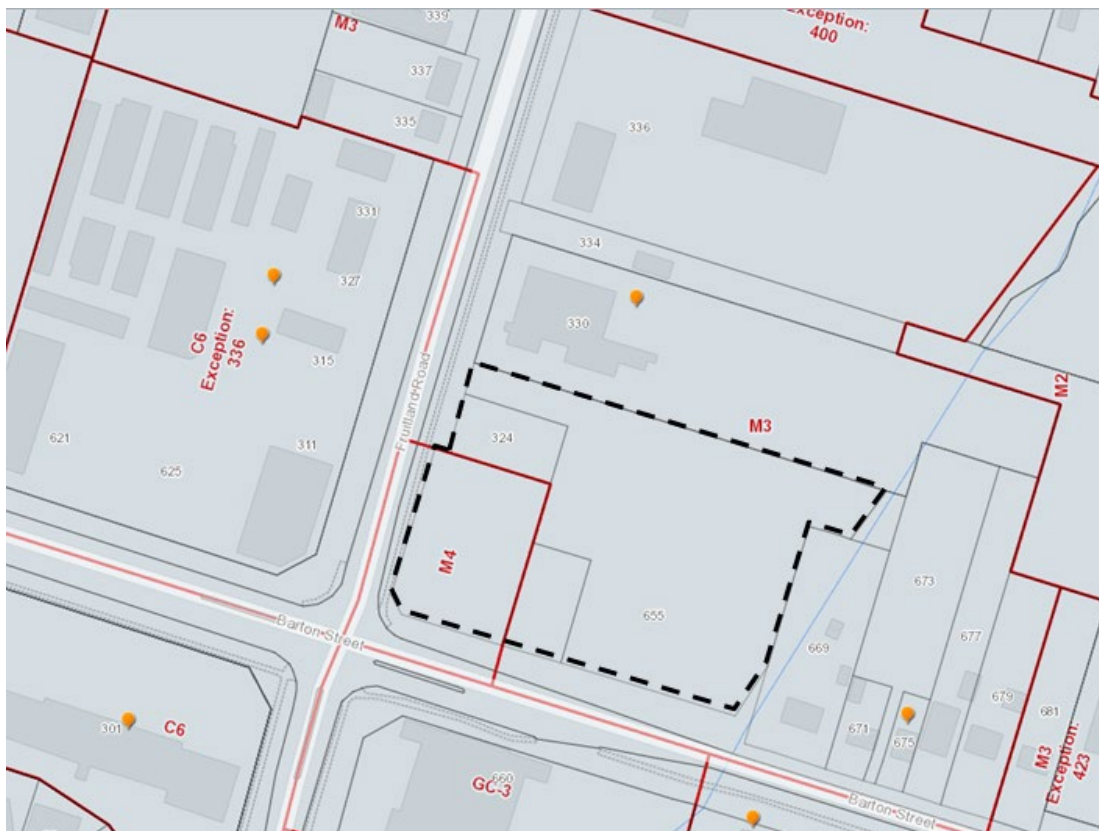


Figure 12 – Fruitland-Winona Secondary Plan area with Subject Site (645-655 Barton Street) adjacent to Plan area



**Figure 13 – Land Uses for 645-655 Barton Street and surrounding lands**



### Figure 14 - Zoning for 645-655 Barton Street



### Applicant's Proposed Conversion, Proposed Land Use, and Rationale – Updated Analysis

The applicant proposes a commercial site with three buildings with a combined floor area of approximately 3,900 square metres (42,000 square feet) and 174 parking spaces. The potential uses proposed for the site include a chain drug store, grocery store, and specialty retail commercial uses.

The applicant has requested that the subject lands be converted from the "Business Park" designation and redesignated to the "District Commercial" designation. A Planning Justification Report and Noise Impact Study (in support of a proposed daycare use) were submitted with the original conversion request. The original request was not supported by Planning Staff because there was not enough information provided to demonstrate a need for the conversion. Planning Staff also did not support the proposed daycare use on the lands due to the proximity to the employment area.

Following the initial request and review, the applicant submitted a Market Needs Assessment to demonstrate the need for conversion. The applicant also removed the proposed daycare use from their request. The key findings of the Market Needs Assessment are as follows:

- The existing commercial node does not currently serve the needs of residents from the nearby neighbourhood
- Additional retail and commercial uses would assist in meeting local daily/weekly shopping needs as well as the shopping needs of employees of the nearby employment area
- There are no vacant stores or sites designated for District Commercial that could accommodate the proposed development
- The site's size and location have ability the support large major retail chain uses (grocery and/or drugstore)
- The redesignation will complete the commercial quadrant at Barton Street East and Fruitland Road

### Analysis and Application of Criteria

The proposed development will require the conversion of the subject lands from Employment Area to a commercial designation and zoning.

Table 9 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 10 identifies how the proposed conversion performs against City's conversion criteria.

**Table 9 – Analysis of 645-655 Barton Street Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	<p>The Planning Justification Report speaks to a commercial land use designation being more appropriate for the subject site given the existing land uses at the Barton Street – Fruitland Road intersection are predominantly commercial.</p> <p>The Market Needs Assessment indicates that the area around the site is underserved by the proposed commercial uses (grocery store and/or major drugstore). Customer origin data suggests that the proposed uses could assist in serving the daily and weekly shopping needs of residents in the area, as well as employees of the nearby employment area.</p>	Yes
The lands are not required over the horizon of this Plan for the employment purposes for which they are designated	The lands are designated as Business Park in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 and conversion of these parcels will not have a significant effect on overall land need due to the small parcel size.	Yes
The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	Neutral
The proposed uses would	The site is relatively small (approx. 1.45	Yes

Conversion Criteria	Analysis	Conversion Criteria Met?
not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan	ha) and located at the boundary of the Employment Area, at an intersection where commercial uses exist on 3 of the 4 corners. A new commercial use at this site would not compromise the integrity of the Employment Area.	
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	There are no anticipated issues with infrastructure or public service facilities in the area to accommodate the proposed commercial development.	Yes

**Table 10 – Analysis of 645-655 Barton Street using City Criteria**

Conversion Criteria	Analysis	Conversion Criteria Met?
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	<p>The site is located along the southern edge of the Stoney Creek Business Park and is located at the corner of an intersection where all other corners are designated commercial. Therefore, the site is considered to be on the edge of the Employment Area.</p> <p>Surrounding land uses abutting or adjacent to the subject lands include industrial, commercial, and residential. Therefore, there is a mix of uses in the area.</p>	Yes
Conversion will not adversely affect the long-term viability and function of the employment areas.	The site is relatively small (approx. 1.45 ha) and located at the boundary of the Employment Area, at an intersection where commercial uses exist on 3 of the 4 corners. A new commercial use at this site would not compromise the integrity of the Employment Area.	Yes, provided no sensitive uses permitted.

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	<p>The applicant submitted a noise impact study in support of the initially proposed daycare use, but staff were not satisfied that it demonstrated that there will be no negative impact on existing and future employment uses if a sensitive land use is introduced at this location.</p> <p>In the final submission, the applicant has removed the daycare use. However, Staff are still concerned about the potential introduction of permissions for new sensitive uses at this location should the lands be re-designated to District Commercial (which permits limited residential uses as-of-right).</p> <p>To address staff concerns, a site specific special policy will be required which will prohibit sensitive land uses on the site.</p>	
<p>Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.</p>	<p>There are no existing employment uses on the site, however there are existing employment uses to the north of the subject lands.</p> <p>See comments above regarding restriction on sensitive land uses in order to protect the operations of exiting, and future, employment uses.</p>	<p>Yes, provided no sensitive uses permitted.</p>
<p>Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.</p>	<p>The Fruitland Road – Winona Road intersection is planned for commercial uses on three of the four corners. Further, a portion of the subject land are zoned Business Park Support (M4) Zone, which permits a range of commercial uses intended to serve the needs of employees and customers of the Business Park. As such, commercial uses are already envisioned on a portion of this site.</p>	<p>Yes</p>

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	The applicant's Commercial Needs Assessment indicates that existing district commercial uses in the area do not support the needs of the surrounding neighbourhood. The proposed use of a commercial food store and/or drugstore on the property would assist in catering to the needs of the nearby community.	
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	<p>While the applicant has removed the proposed daycare use from their final submission, the requested designation of District Commercial would still permit residential as of right.</p> <p>Staff are not satisfied that there will be no negative impact on existing and future employment uses in the area if a sensitive land use is introduced at this location. To address staff concerns, a special policy will be required which will prohibit sensitive land uses on the site.</p>	Yes, provided no sensitive land uses permitted.
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	There are currently no identifiable servicing and infrastructure issues. Conversion would provide for commercial redevelopment of an underutilized site and allow for better utilization of existing transit and infrastructure.	Yes
Conversion will result in a more logical land use boundary.	The conversion of these parcels would result in a relatively neutral impact on the Business Park boundary, since the northwest corner of the Barton Street – Fruitland Road intersection is already designated District Commercial.	Yes

#### Staff Recommendation

Staff have reviewed the applicant's proposal and the additional submitted information and recommend a modified conversion of the 1.45 ha parcel because a need for the conversion for commercial uses has been sufficiently demonstrated. Furthermore, it is

acknowledged that the other three corners of the Barton / Fruitland intersection are used for commercial purposes, and the redesignation of the subject lands would complete the commercial uses at the intersection and enhance the gateway into Fruitland Winona Secondary Plan. Staff find that commercial use of this property would not offend the other conversion criteria, provided no sensitive lands uses are introduced. Staff propose a modified conversion to the District Commercial designation to support the uses proposed by the applicant with a special policy area to restrict the introduction of sensitive land uses.

### **3.2 286 SANFORD AVENUE NORTH, 42 WESTINGHOUSE AVENUE, 30 MILTON AVENUE AND ADJACENT RESIDENTIAL PARCELS**

#### Overview and Existing Context

The subject lands are located in the general area of Barton Street East between Wentworth Avenue North and Birch Avenue. More than one property in the same area has been submitted for conversion consideration by separate parties, and are being addressed as one site for the purposes of this analysis. The addresses are 30 Milton Avenue (0.34 ha or 0.84 ac), 42 Westinghouse Avenue (0.52 ha or 1.30 ac), 286 Sanford Avenue North (0.24 ha or 0.59 ac), and a small pocket of ten (10) residential parcels and one vacant parcel located between Myler Street and Barton Street East, which collectively account for an area of 0.24 ha (0.59 ac).

The subject lands are designated "Industrial Land" on Volume 1, Schedule E-1 – Urban Land Use Designations of the Urban Hamilton Official Plan (UHOP). In this area, the Employment Area abuts lands designated "Residential" and "Mixed Use – Medium Density."

The existing uses on the subject lands include:

- an office building at 286 Sanford Avenue North which is the former head office of the Westinghouse company. This building has been vacant for many years, but has recently undergone a renovation to redevelop a portion of the building for new office uses;
- an under-utilized/vacant parking lot at 42 Westinghouse Avenue;
- an office building at 30 Milton Avenue (which has a raised pedestrian walkway connection to the industrial building at 20 Myler Street); and,
- residential parcels at 268-276 Sanford Avenue North and 13, 15, 17, 19, and 23 Westinghouse Avenue.

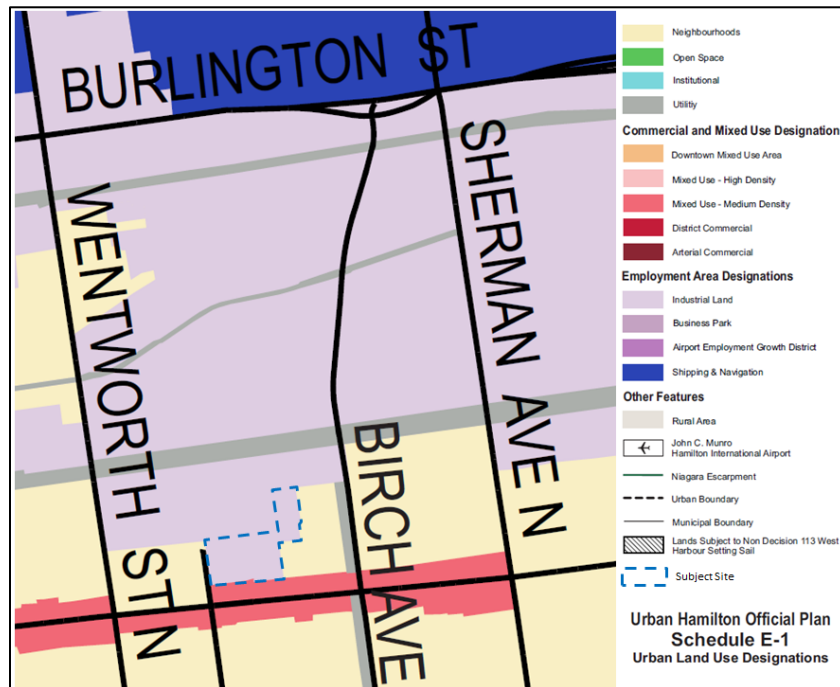
Surrounding land uses include industrial to the north (Siemens), residential uses to the east, commercial uses to the south, and institutional (fire station) and open space (Woodlands Park) to the west.

#### History

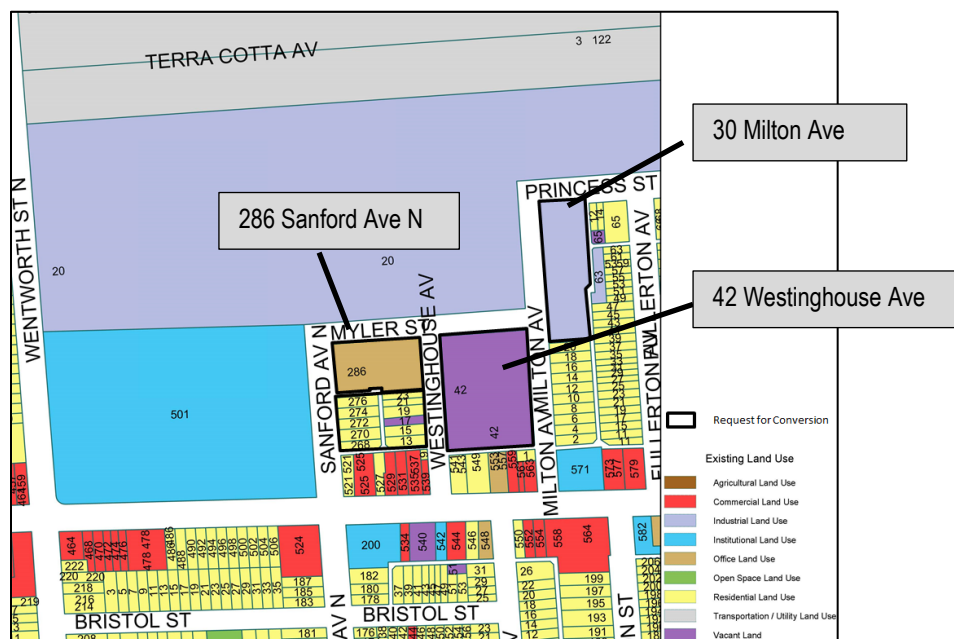
The previous conversion analysis completed by the City in 2008 determined that conversion of these sites for residential uses was not appropriate. This decision was in part based on an Ontario Municipal Board decision in the 1990's that denied a request to convert the site with the former office building (286 Sanford Ave N) to residential. The OMB decision identified noise from adjacent industry at 20 Myler Street that precluded



the opportunity for redevelopment of 286 Sanford Avenue as a sensitive land use. There is no new information about noise from existing industrial uses at 20 Myler Street.



**Figure 15 – Land use designations for 286 Sanford Avenue North, 42 Westinghouse Avenue, 30 Milton Avenue and adjacent residential parcels**



**Figure 16 – Land uses for 286 Sanford Avenue North, 42 Westinghouse Avenue, 30 Milton Avenue and adjacent residential parcels**



**Figure 17 – Zoning for 286 Sanford Avenue North, 42 Westinghouse Avenue, 30 Milton Avenue and adjacent residential parcels**

Applicant's Proposed Conversion, Proposed Land Use, and Rationale

Two separate letters were received respecting these parcels but are being considered as one in this analysis. The applicants propose the following:

*Applicant 1*

- 286 Sanford Ave N – adaptive reuse of existing vacant office building to commercial uses that accommodate architectural, construction, and design businesses. It is noted that these uses are already permitted within the building. The building has retained legal non-conforming status as an office use, and therefore the entirety of the building can be used for office purposes without the need for zoning approvals. There is also mention of a wider range of uses, including retail and residential, which are not permitted by the current zoning.
- 42 Westinghouse Ave – existing vacant parking lot proposed for development into a mixed use development including commercial and retail space and affordable housing.
- The applicant has also included the existing residential parcels to the south of 286 Sanford Ave N in their request, citing their inclusion as resulting in a more logical boundary.

### *Applicant 2*

- 42 Westinghouse Ave – mixed use proposal.
- 30 Milton Ave – existing vacant office building. Proposal is for a mixed use type development with commercial/workshop on the ground floor.

Staff requested the submission of a Planning Justification Report and Noise Impact Study to support the conversion request, but the applicants have not submitted the required studies.

### Analysis and Application of Criteria

Through the analysis completed by staff in the City of Hamilton Employment Land Review, staff are recommending the lands located at 286 Sanford Ave N and 42 Westinghouse Ave to Neighbourhoods, with a special policy area to prohibit the introduction of sensitive land uses until a noise impact study is submitted and approved. Staff are also recommending the redesignation of the existing residential uses to the south of these parcels as Neighbourhoods. The analysis and justification for these recommendations can be found in the Employment Land Review report.

Staff acknowledge that the applicants had requested redesignation of 286 Sanford and 42 Westinghouse for mixed use purposes, including residential. However, the applicants did not provide the requested studies, particularly a Noise Impact Study, to justify the introduction of sensitive uses. In light of the adjacent active industrial use, and the history of these subject parcels with the OMB decision not permitting conversion, staff cannot support sensitive uses on these parcels. Introduction of sensitive uses could impact the operations of the adjacent industry which would not pass the conversion criteria.

This analysis will only address the additional parcel at 30 Milton Avenue which was not analysed in the Employment Land Review report. 30 Milton Avenue is currently a vacant office and light manufacturing building. There is an overhead pedestrian walkway above Milton Ave which connects 30 Milton Ave to 20 Myler Street, which is a large active steel manufacturing facility. The applicant is proposing mixed use development of the property, which would require the conversion of the subject lands from Employment Area to a mixed use designation. Table 11 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 12 identifies how the proposed conversion performs against City's conversion criteria.

**Table 11 - Analysis of 30 Milton Avenue Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	A need for this conversion has not been demonstrated. The existing building could be reutilized for industrial / office purposes.	No
The lands are not required over the horizon of this Plan for the employment purposes for which they are designated	The lands are designated as Industrial Lands in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 and conversion of these parcels will not have a significant effect on overall land need due to the small parcel size.	Yes
The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	Neutral
The proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan	<p>While 30 Milton is currently vacant, the building and the site are large enough to accommodate a new employment use. Conversion of this site would preclude that opportunity.</p> <p>Further, the proposed residential components could potentially adversely affect the adjacent large manufacturing industry. Staff are concerned about the introduction of permissions for new sensitive uses at this location. While it is acknowledged that sensitive uses already</p>	No

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	<p>exist in the vicinity of the subject lands, the redesignation of 30 Milton Ave would result in sensitive uses being located closer to the industry at 20 Myler Ave. The previous OMB decision regarding 286 Sanford had identified concerns with the introduction of residential uses at this location and the potential impact (limitations) on the operations of the steel manufacturer at 20 Myler Ave. There was also a question as to whether or not it would be possible to fully mitigate the noise emanating from the industry if a sensitive use was proposed in such close proximity. The applicants have not submitted any justification in the form of a planning report or noise impact study to address this concern.</p> <p>In the absence of a noise impact study to address the impact of introducing sensitive land uses on the subject lands, it is not possible to confirm that this criteria has been met if sensitive uses are proposed.</p>	
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	This area falls within a fully developed part of the urban area.	Yes

**Table 12 - Analysis of 30 Milton Avenue using City Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	The site is on the edge of the Bayfront Industrial Area. Uses to the north are industrial, south is residential and commercial (along Barton St E), east is residential, and west is parkland. Therefore, the area is mixed use.	Yes
Conversion will not adversely affect the long-term viability and function of the employment areas.	While 30 Milton is currently vacant, the building and the site are large enough to accommodate a new employment use. Conversion of this site would preclude that opportunity.  Please see comments above regarding the introduction of sensitive uses.	No
Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.	While 30 Milton is currently vacant, the building and the site are large enough to accommodate a new employment use. Conversion of this site would preclude that opportunity. Further, the introduction of sensitive uses could negatively impact the industrial manufacturing use at 20 Myler Ave.	No
Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.	Staff are recommending conversion of the sites to the south (286 Sanford and 42 Westinghouse) to a mixed use designation. As such, there will already be an opportunity for new mixed use / commercial uses in the vicinity and there is no known benefit to adding additional permissions on this site.	Neutral
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	The proposed residential components could potentially adversely affect the adjacent large manufacturing industry.  Please see comments above regarding the introduction of sensitive uses.	No

Conversion Criteria	Analysis	Conversion Criteria Met?
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	There is no evidence to support a community benefit to redesignation of this parcel. Further, redesignation may preclude future employment opportunities on the parcel.	Neutral
Conversion will result in a more logical land use boundary.	Conversion would not create a boundary issue.	Yes

#### Recommendation

The proposed conversion of 30 Milton Avenue does not meet several of the City and provincial conversion criteria. Conversion of the property precludes the opportunity for reuse of the existing building or redevelopment of the site for an employment use. Further, introduction of sensitive uses could have a negative impact on the existing adjacent industry. No studies have been submitted by the applicant to address this concern. Therefore, staff do not support the conversion.



### 3.3 1725 STONE CHURCH ROAD EAST, STONEY CREEK

#### Overview and Existing Context

The subject lands are located in the northeast corner of the Red Hill Business Park (North) and are located directly southwest of the Red Hill Valley Parkway / Lincoln Alexander Parkway intersection and front onto Stone Church Road East. The lands are 8.97 ha (22.2 ac) in size.

The subject lands are designated "Business Park" on UHOP Volume 1, Schedule E-1. The northeast portion of the subject lands fall within the West Mountain Area (Heritage Green) Secondary Plan Area, and are designated "Employment" on Map B.7.5-1 – West Mountain Area (Heritage Green) Secondary Plan – Land Use Plan.

Directly to the west of the subject lands is a 30 metre wide utility corridor designated "Utility" that spans the length subject lands. To the west of the utility corridor are lands designated "Arterial Commercial". Lands to the east are designated "Mixed Use – Medium Density", and to the southeast are designated "District Commercial".

Surrounding land uses include retail commercial to the east, a grocery store to the southeast, a service station to the south (gas station, car wash, Tim Horton's drive through, and McDonald's).

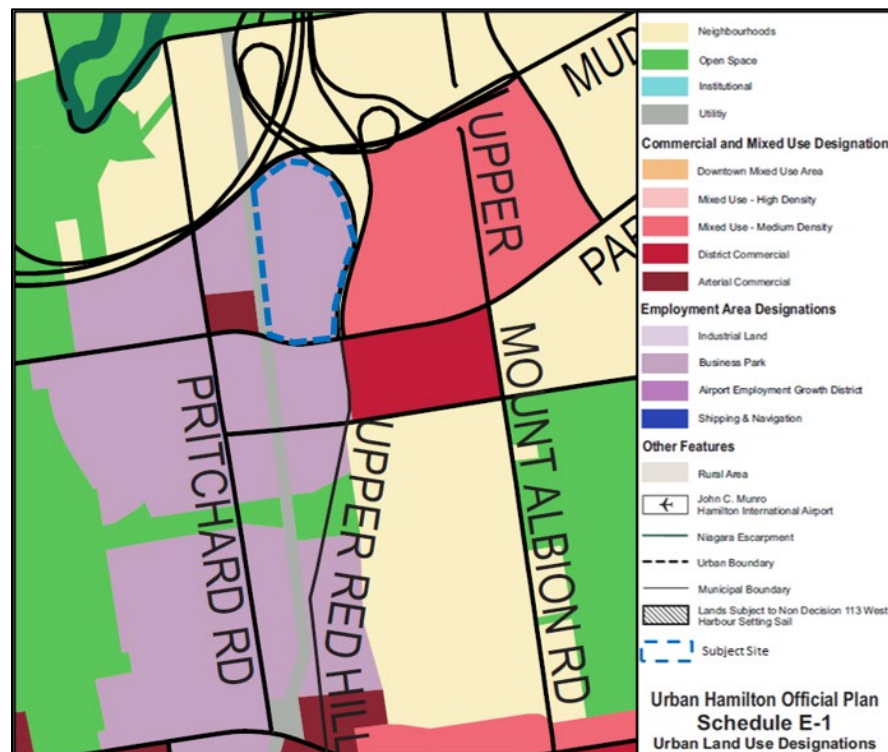


Figure 18 – Land use designations for 1725 Stone Church Road East



Figure 19 – Land uses for 1725 Stone Church Road East



Figure 20 – Zoning for 1725 Stone Church Road East

### Applicant's Proposed Conversion, Proposed Land Use, and Rationale

The applicant proposes to broaden the range of permitted uses to include retail, restaurants, financial establishments, personal services, commercial recreation, and possibly office. In terms of building type, single tenancies or multi-tenanted buildings, as well as multi-storeyed development is proposed. Total building area yield is in the range of 16,720 – 20,900 sq. metres (180,000 – 225,00 sq. ft). The applicant also tentatively proposes high density residential uses on the northwest corner of the subject lands. The applicant's justification is that expanded use permissions on the site could support businesses and employees within the Employment Area and contribute to vibrant, mixed use character of the West Mountain Core Area community node, and also enhance the gateway to the West Mountain Core Area.

### Analysis and Application of Criteria

The proposed conversion would require a redesignation of the subject lands from Business Park / Employment in Volumes 1 and 2 of the UHOP to a Mixed Use designation, depending on the density.

Table 13 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 14 identifies how the proposed conversion performs against the City's conversion criteria.

**Table 13 - Analysis of 1725 Stone Church Road East Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	The site is currently vacant. There is also a large commercial node to the east of the subject site, which is still being developed. The Planning Justification Report speaks to the ability of the Heritage Greene mixed use precinct to accommodate higher intensity mixed uses, but does not provide any justification for a need for additional commercial / mixed uses in the vicinity. There is no compelling site-specific circumstances which identify a need for the conversion of this site to provide for additional commercial uses in the area.	No
The lands are not required over the horizon of this Plan	The lands are designated as Business Park in the Urban Hamilton Official Plan. The	Yes

for the employment purposes for which they are designated	City has completed the Land Needs Assessment to the year 2051 and it has forecasted that there will be a small surplus of employment lands over the planning horizon. While the 8.9 hectare conversion is a significant area of land, the conversion of this parcel will not have a significant effect on overall land need due to the available surplus.	
The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	Neutral
The proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan	<p>The conversion of this site to a commercial use could set a precedent for other nearby sites that are quasi-commercial-industrial to be converted. While it is recognized that there are existing commercial uses on surrounding lands, these uses are permitted as part of the employment designation and existing zoning.</p> <p>Introducing further commercial permissions by converting the subject property could set a precedent for future further encroachment of commercial uses in the business park and future conversion requests through subsequent official plan reviews.</p>	No
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	Likely met but would require further study to confirm requirements.	Yes

**Table 14 - Analysis of 1725 Stone Church Road East Using City Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	The site is on edge of the Red Hill Business Park (North). The surrounding land uses are mixed, with commercial uses to the east, west, and south, industrial uses to the southwest, and a mix of road network, open space, and residential to the north.	Yes
Conversion will not adversely affect the long-term viability and function of the employment areas.	Unclear. The subject site is located in the corner of the employment area, and removing the lands may have little impact on the function of the employment area as a whole. However, conversion of this site could set a precedent, which could encourage landowners in the vicinity to request conversion of parcels in the future.	Unclear. Proponent has not demonstrated no negative impact will occur.
Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.	There are no existing large industrial facilities in the immediate area. Existing employment uses in close proximity to the subject lands include self-storage, tool manufacturing, uniform manufacturing, graphic design/embroidery/screen printing and are not anticipated to be negatively impacted by a conversion.	Yes
Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.	New commercial / office uses may compete with existing commercial uses located in the West Mountain Core Area of the West Mountain (Heritage Green) Secondary Plan, where the intent is to create a vibrant mixed use area and a commercial centre for the surrounding community.	No
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	If residential uses are proposed in the future, a noise impact study would be required to demonstrate that any noise impacts from surrounding stationary noise sources and traffic noise sources could be mitigated. As there are no large scale manufacturing uses in the immediate	Yes

	vicinity, a compatibility issue is not anticipated.	
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	The site is currently undeveloped. Development of the site would constitute intensification of a site within an area that is already developed, which would be a community benefit. However, the site is currently designated and zoned for employment uses. Increasing the City's employment assessment base is an important component of the City's future growth, and therefore conversion of lands out of the employment designation is not encouraged.	No
Conversion will result in a more logical land use boundary.	The applicant proposes to shift the boundary to either the hydro corridor directly west of the parcel, or an alternative boundary of Pritchard Road is suggested since the lands at the northeast corner of Pritchard Road and Stone Church Road E are designated Commercial. Staff find that the existing boundary of the Red Hill Valley Parkway provides a logical separation between the employment area and the adjacent community node, and a change is not recommended.	No

### Recommendation

The subject lands do not meet several of the Provincial and City conversion criteria. While the applicant's justification report focussed on the potential for the converted site to contribute to the vitality of the adjacent node, it is noted that the subject lands are not located within the community node. The subject lands are located within the Business Park, and therefore the planned intent is for these lands to contribute to the viability of the overall employment area. Commercial and mixed use development should be concentrated to the east. Further, Staff are concerned that conversion of this parcel could lead to conversion pressures on adjacent parcels. Therefore, conversion is not recommended.

**Note: Council direction to recommend site for deferral at August 2021 General Issues Committee.**

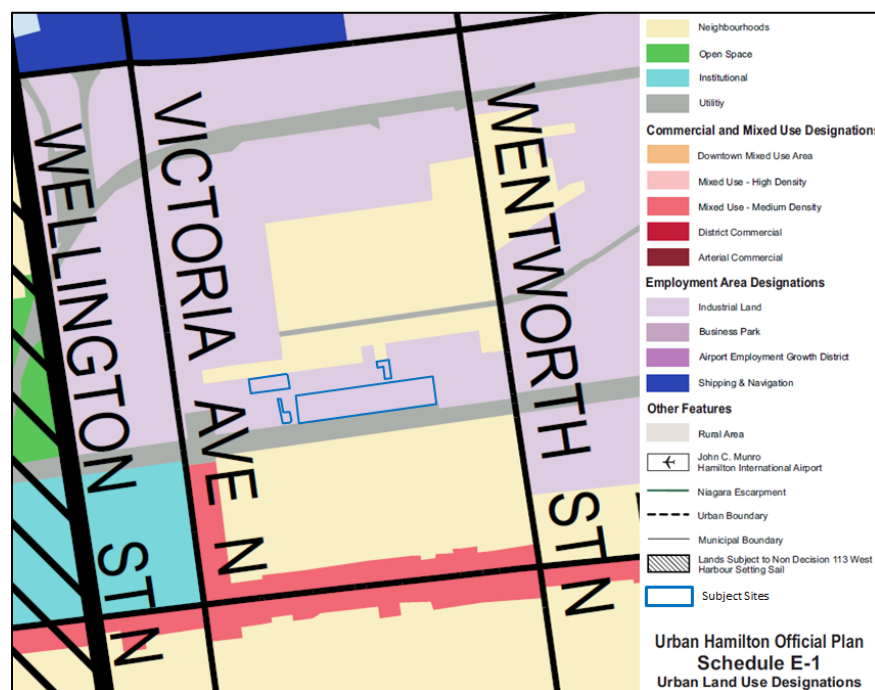


### 3.4 354-356 EMERALD STREET NORTH AND 118 SHAW STREET, 60 SHAW STREET/351 EMERALD AVENUE NORTH, 65 SHAW STREET, 1 DOUGLAS DRIVE/101-103 SHAW STREET

#### Overview and Existing Context

The subject area includes several parcels of land that are located in the Bayfront Industrial Area. The subject lands are designated "Industrial" on Schedule E-1 of the UHOP. Surrounding lands are also designated "Industrial". The southern boundary of the Employment Area in this area is the rail line, while the boundary to the north is a former residential enclave that is now designated "Neighbourhoods". While the enclave was removed from the Employment Area, there are several parcels in the vicinity of the subject sites, particularly along Shaw Street that are residential.

The total area requested for conversion is 1.48 Ha. Current land uses of the subject sites include industrial (Candy Manufacturing, Warehousing, Office) and parking lots.



**Figure 21: Land use designations for 354-356 Emerald Street North and 118 Shaw Street, 60 Shaw Street/351 Emerald Street North, 65 Shaw Street, 1 Douglas Drive/101-103 Shaw Street**





Figure 22 – Land uses for 354-356 Emerald Street North and 118 Shaw Street, 60 Shaw Street/351 Emerald Street North, 65 Shaw Street, 1 Douglas Drive/101-103 Shaw Street



Figure 23 – Zoning for 354-356 Emerald Street North and 118 Shaw Street, 60 Shaw Street/351 Emerald Street North, 65 Shaw Street, 1 Douglas Drive/101-103 Shaw Street

### Applicant's Proposed Conversion, Proposed Land Use, and Rationale

The applicant proposes conversion of the following properties, with the proposed uses noted as follows:

- 354/356 Emerald St N and 118 Shaw St – adaptive reuse of industrial/ office/ warehousing buildings or redevelopment project to a mixed use development consisting of residential, retail, and office.
- 65 Shaw St – residential / mixed-use
- 60 Shaw St / 351 Emerald St N – residential / mixed use
- 1 Douglas Drive / 101-103 Shaw St – residential

The applicant submitted a Planning Justification Report and Noise Impact Study in support of the proposed conversions. Within the Planning Justification Report, the applicant notes the potential of converting the entirety of the employment area to the north of the railway tracks. The rationale for this consideration is that the employment lands in this area are surrounded to the north and south by lands designated Neighbourhoods, and that the majority of the land uses in the area are residential. The applicant suggests that converting the entirety of this area to Neighbourhoods would be a better reflection of the actual existing uses.

### Analysis and Application of Criteria

Through the analysis completed by staff in the City of Hamilton Employment Land Review, all lands within this area to the north of Shaw Street are being recommended for conversion. The analysis and justification for this recommendation can be found in the Employment Land Review report.

This analysis will focus on the remaining parcels being requested by the applicant south of Shaw Street: 354 – 356 Emerald St N / 118 Shaw St (1.17 ha / 2.89 ac) and 60 Shaw St (0.06 ha / 0.15 ac). 354 – 356 Emerald and 118 Shaw currently contains an active industrial use (Karma Candy) and 60 Shaw is currently vacant. The applicant proposes mixed use development of the subject lands, which would require the conversion of the subject lands from Employment Area to a commercial or mixed use designation. Table 15 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 16 identifies how the proposed conversion performs against City's conversion criteria.

**Table 15 - Analysis of 354-356 Emerald Street North / 118 Shaw St, and 60 Shaw Street  
Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	A need for the conversion has not been demonstrated. There is an existing active industrial use on the largest site which needs to be protected. The smaller site is vacant. The applicant suggests that the sites could be redeveloped for mixed use or residential purposes, contributing to mild intensification in the neighbourhood and increasing housing opportunities. Staff suggest that the proposed redesignations of the lands north of Shaw St in Volume 1 of the Employment Land Review will allow for these opportunities to occur in the neighbourhood. There is no compelling need to include the two properties south of Shaw Street in the conversion, particularly in consideration of the active industrial use on the lands, and the adjacency to the rail line.	No
The lands are not required over the horizon of this Plan for the employment purposes for which they are designated	The lands are designated as "Industrial Lands" in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 and conversion of these parcels will not have a significant effect on overall "Industrial Land" designation land need due to the small parcel size	Yes

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051, with a small surplus of approximately 60 hectares.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	Neutral
The proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan	Existing employment uses on the proposed conversion sites may be compromised. The PJR did not address loss of existing employment uses. The employment area as a whole would not be impacted as these sites fall within a former residential enclave and uses are mixed.	No
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	Yes – well within existing urbanized/developed area	Yes

**Table 16 - Analysis of 354-356 Emerald Street North / 118 Shaw Street and 60 Shaw Street  
Using City Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	The area contains a mix of residential, industrial, commercial, and parking land uses. The area is located on the edge of the Employment Area.	Yes
Conversion will not adversely affect the long-term viability and function of the employment areas.	Removal of the subject sites from the Employment Area designation would impact a large industrial manufacturing operation.	No
Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.	The existing employment use on the subject lands is Karma Candy, an active industrial manufacturer. The conversion of the subject sites would be a change in land use from an existing employment use.	No
Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.	The conversion would not represent a substantial addition of commercial/ residential land uses to the area, and it is not anticipated to have an impact on planned commercial functions elsewhere.	Yes
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	Conversion may create conflicting land uses, however the Noise Study indicates that impacts can be adequately controlled through mitigation measures, façade design, and warning clauses. There are existing residential uses in the area that are in equal or closer proximity to existing employment uses.	Yes

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	Existing industrial uses and jobs could be lost.	No
Conversion will result in a more logical land use boundary.	No – through the Employment Land Review report, staff are recommending the lands north of Shaw St be converted to the Neighbourhoods designation, which will result in a more logical boundary. Staff cannot support the conversion of 354-365 Emerald and 118 Shaw as this would impact an existing employment use. Staff recommend maintaining the lands south of Shaw St in the Employment Area designation, which would include the property at 60 Shaw St.	No

### Recommendation

The subject lands do not meet all of the Provincial and City conversion criteria. The particular area of concern is with regard to the existing industrial use on the subject lands, Karma Candy, which is a large industrial use which occupies the entirety of one of the parcels proposed for conversion. Staff are concerned about the loss of a viable employment use. The Planning Justification Report submitted by the applicant did not address this issue. Therefore, staff do not support the conversion request of 354 -356 Emerald St N / 118 Shaw St or 60 Shaw St.

As noted, the remaining lands requested by the applicant (65 and 101-103 Shaw St) are being recommended for conversion in the Employment Land Review report.

### 3.5 2683 Barton Street East, Stoney Creek

#### Overview and Existing Context

The subject lands are located in the East Hamilton Business Park. The subject lands are designated "Business Park" on Schedule E-1 of the UHOP. Surrounding lands to the north and east are also designated "Industrial". To the south, lands are designated Neighbourhoods on the south side of Barton Street. Lands to the west are designated Open Space to recognize a natural ravine.

The lands are currently occupied by a vacant building. Surrounding uses include a mix of industrial and commercial uses to the north and east, and residential to the south. The size of the parcel is 0.8 ha.

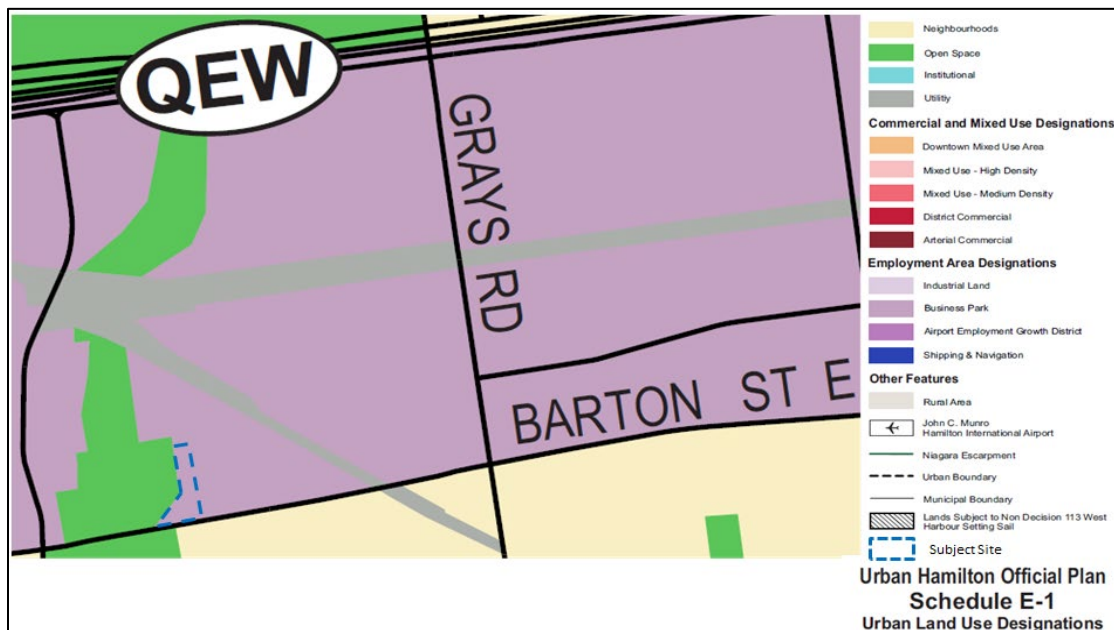
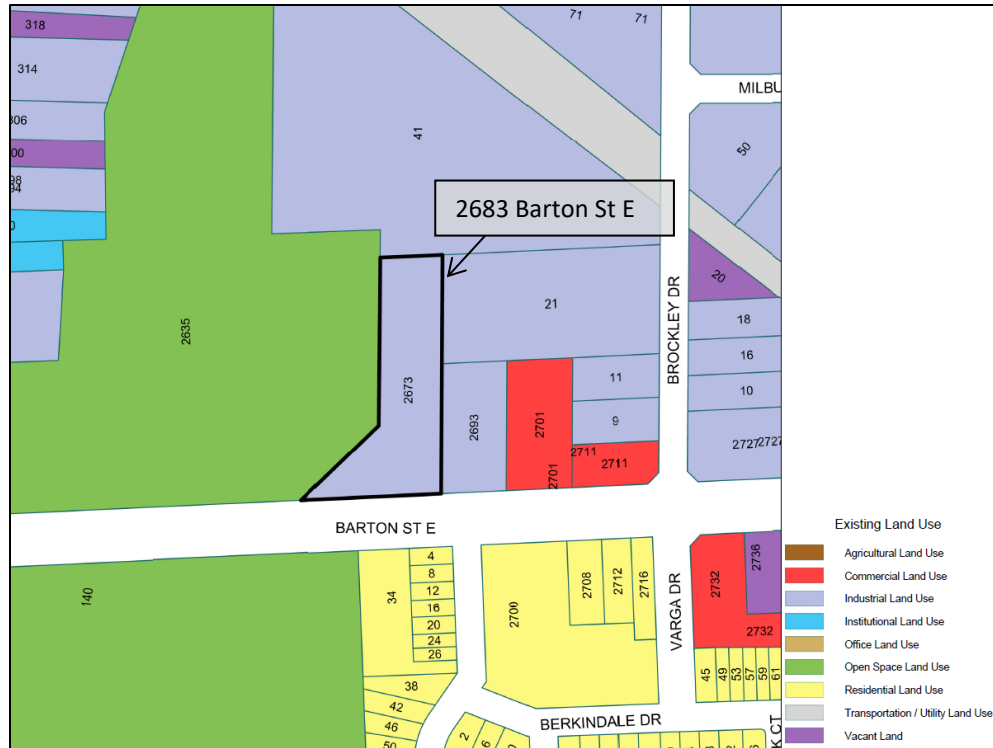


Figure 24- Land use designations for 2683 Barton Street East





### Figure 25 – Land uses for 2683 Barton Street East



### Figure 26- Zoning for 2683 Barton Street East

### Applicant's Proposed Conversion, Proposed Land Use, and Rationale

The applicant proposes conversion of the property to allow for a possible combination of commercial, office and high density residential uses. The applicant cites the adjoining natural area to the west and the residential uses to the south as limiting factors in the type of employment uses that can locate on the lands. Further, the applicant notes that they have actively marketed the property for many years without success. Staff requested the submission of a Planning Justification Report and Noise Impact Study to support the conversion request, but the applicant has not submitted the required studies.

### Analysis and Application of Criteria

The proposed development will require the conversion of the subject lands from Employment Area to a commercial or mixed use designation. Table 17 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 18 identifies how the proposed conversion performs against City's conversion criteria.

**Table 17 - Analysis of 2683 Barton Street East Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	There has been no need demonstrated for the conversion of these lands. Staff are not aware of any compelling site specific factors resulting in a need for conversion of these lands.	No
The lands are not required over the horizon of this Plan for the employment purposes for which they are designated	The lands are designated as "Business Park" in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 and conversion of these parcels will not have a significant effect on overall land need for the "Business Park" designation due to the small parcel size	Yes

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	Neutral
The proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan	<p>The proposed residential components could potentially adversely affect adjacent industry, but not the entirety of the employment area.</p> <p>In the absence of a noise impact study to address the impact of introducing sensitive land uses on the subject lands, it is not possible to confirm that this criteria has been met.</p>	No
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	Yes – well within existing urbanized/developed area	Yes

**Table 18 - Analysis of 2683 Barton Street East Using City Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	The area is located on the edge of the Employment Area, with two sides adjoining non-employment uses (Neighbourhoods to the south and Open Space to the west). The surrounding lands within the Business Park contains a mix of industrial and commercial uses, and residential uses exist to the south.	Yes
Conversion will not adversely affect the long-term viability and function of the employment areas.	<p>The conversion will not affect the employment area as a whole, as the subject parcel is small in size and located in such an area that it would not result in the isolation or separation of other employment uses.</p> <p>However, staff are concerned that the introduction of a Mixed Use or Neighbourhoods designation on the subject lands could lead to pressures to convert more parcels in the future.</p>	Neutral
Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.	Existing employment uses adjacent to the proposed conversion could be negatively affect by new sensitive land uses, as conversion of the lands for residential uses would represent an introduction of sensitive uses on the north side of Barton Street in this area.	No
Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.	The conversion would not represent a substantial addition of commercial/ residential land uses to the area, and therefore it is not anticipated that it would impact planned commercial functions elsewhere.	Yes

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	The applicant has not submitted a Noise Impact Study to demonstrate that potential impacts can be mitigated.	No
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	The applicant has not provided any rationale for the conversion of this property, other than an inability to find a buyer or tenant for the lands. The City has identified the lands on the north side of Barton Street for employment uses. Introduction of a Mixed Use or Neighbourhoods designation on the subject lands could lead to pressures to convert more parcels in the future.	No
Conversion will result in a more logical land use boundary.	No – there are no other Mixed Use or Neighbourhoods designated lands on the north side of Barton Street in this area.	No

### Recommendation

The subject lands do not meet a number of the provincial and city conversion criteria, and the applicant has not submitted a Planning Justification Report or Noise Impact Study to address these issues. Staff are concerned about conversion of the subject lands, and the potential for further conversion pressures on the north side of Barton Street as a result. No convincing rationale has been provided to support the conversion.

Staff do not support the conversion request.

### 3.6 85 DIVISION STREET AND 77 – 79 MERCHISON AVENUE, HAMILTON

#### Overview and Existing Context

The subject lands are located in the Bayfront Industrial Area. The subject lands are designated “Industrial Land” on Schedule E-1 of the UHOP. Surrounding lands to the north and west are also designated “Industrial”. To the south and east, lands are designated Neighbourhoods.

The lands are currently occupied by a vacant building, formerly used for light industrial purposes. The building has been vacant for approximately 20 years. Surrounding uses include light industrial uses directly to the north, with the CN rail line further north and Dofasco on the north side of the rail line. A new light industrial building is proposed on the vacant lot to the north of the subject lands. To the west there is a mix of residential and light industrial uses. To the east and south are residential neighbourhoods. The size of the parcel is 0.5 ha.

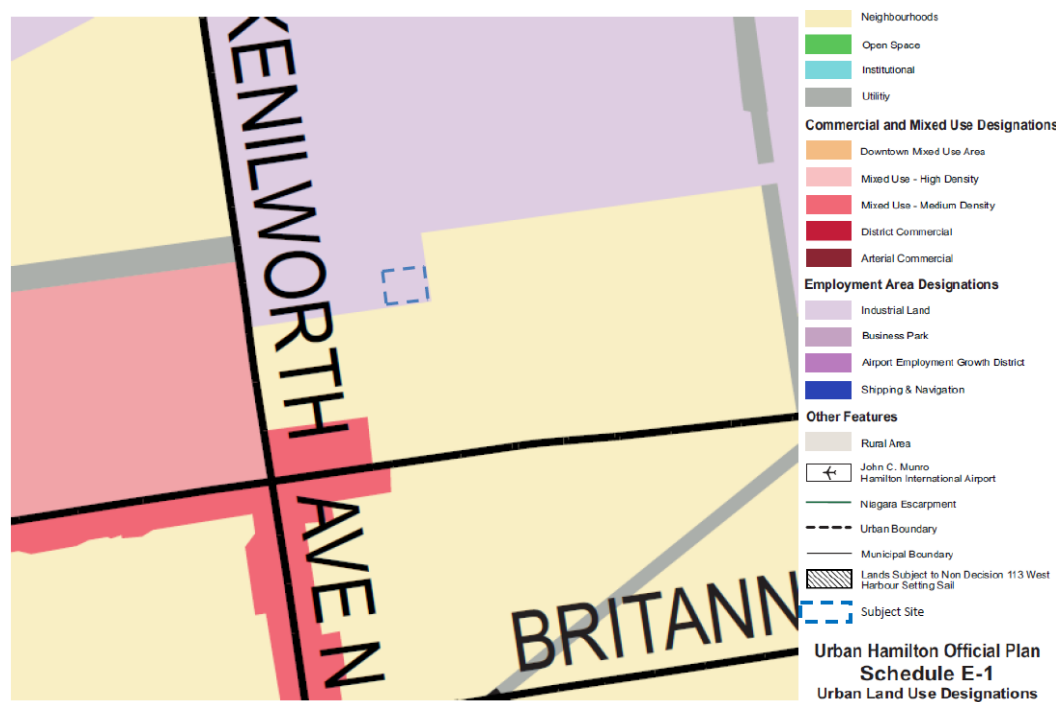


Figure 27- Land use designations for 85 Division Street and 77 – 79 Merchison Avenue

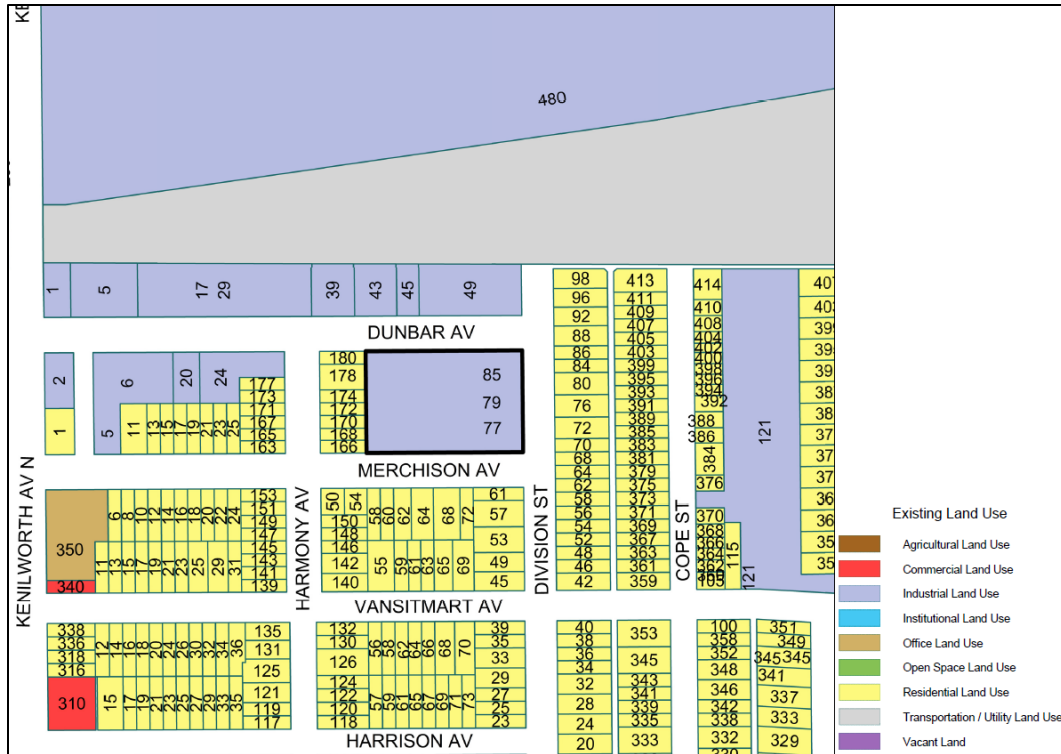


Figure 28 – Land uses for 85 Division Street and 77 – 79 Merchison Avenue



Figure 29 – Zoning for 85 Division Street and 77 – 79 Merchison Avenue



### Applicant's Proposed Conversion, Proposed Land Use, and Rationale

The applicant proposes conversion of the property to allow for residential development. The applicant cites the residential uses existing on three sides of the property as a limiting factor in the type of employment uses that can locate on the lands. Further, the applicant notes that they have actively marketed the property for many years without success. The applicant has submitted a Planning Justification Report and Noise Impact Study to support the conversion request.

### Analysis and Application of Criteria

The proposed development will require the conversion of the subject lands from Employment Area to a Neighbourhoods designation. Table 19 identifies how the proposed conversion performs against the Provincial conversion criteria, as outlined in Policy 2.2.5.9 of the Growth Plan. Table 20 identifies how the proposed conversion performs against City's conversion criteria.

**Table 19 - Analysis of 85 Division Street and 77 – 79 Merchison Avenue Using Provincial Conversion Criteria**

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
There is a need for conversion	Staff are satisfied that a need for conversion has been demonstrated due to site specific circumstances. The site is surrounded on three sides by residential uses which is a limiting factor in redevelopment of the site for industrial uses. The existing building has been vacant for more than 20 years and damaged by fire. Conversion of the site is needed to permit residential development which would allow for site clean up and remediation, resulting in an overall benefit to the neighbourhood.	Yes
The lands are not required over the horizon of this Plan for the employment purposes for which they are designated	The lands are designated as Industrial Lands in the Urban Hamilton Official Plan. The City has completed the Land Needs Assessment to the year 2051 and conversion of these parcels will not have a significant effect on overall land need for the "Industrial Land" designation due to	Yes

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	the small parcel size.	
<p>The municipality will maintain sufficient employment lands to accommodate forecasted employment growth to the horizon of the plan</p>	<p>The Land Needs Assessment completed as part of the MCR, indicates that there is sufficient supply of employment lands to accommodate forecasted growth to the year 2051, with a small surplus of approximately 60 hectares.</p> <p>Should additional lands be identified for conversion beyond those identified in this Report, the cumulative impact may result in an Employment Land shortfall which will need to be evaluated and addressed through revised employment area land need calculations.</p>	<p align="center">Neutral</p>
<p>The proposed uses would not adversely affect the overall viability of the employment area or the achievement of the minimum intensification and density targets in this Plan, as well as the other policies of this Plan</p>	<p>The proposed residential development could potentially adversely affect adjacent industry, but not the entirety of the employment area.</p> <p>Staff note there is already a significant amount of existing residential development in proximity to the existing industrial uses, so it is unlikely that additional residential development would have a significant effect on the viability of the existing uses. However, introducing residential uses on the subject lands would result in sensitive uses being brought closer to the light industrial business at 45 Dunbar Ave by approximately 7 metres. The applicant submitted a Noise Impact Feasibility Study which identified that it will be feasible to mitigate noise impacts from the adjacent industrial / rail uses in accordance with MOECP guidelines. However, to ensure protection of the existing businesses on the north side of Dunbar Ave, staff recommend the lands be placed in a special policy area requiring the completion of detailed noise study, including demonstration of building design</p>	<p align="center">Yes, provided future dwelling units are designed to shield sensitive living areas from the Dunbar Street frontage. A detailed noise study will be required prior to site development.</p>

Conversion Criteria	Analysis	Conversion Criteria Met?
	shielding sensitive living areas from the Dunbar Street frontage, prior to site development.	
There are existing or planned infrastructure and public service facilities to accommodate the proposed uses	Yes – within existing urbanized/developed area.	Yes

**Table 20 - Analysis of 85 Division Street and 77 – 79 Merchison Avenue Using City Conversion Criteria**

Conversion Criteria	Analysis	Conversion Criteria Met?
Site(s) are within an area that contains a mix of uses and located along the edges of employment areas.	The area is located on the edge of the Bayfront Industrial Area, with two sides adjoining non-employment uses (Neighbourhoods to the south and east). The surrounding lands within the vicinity contain a mix of industrial, commercial and residential uses.	Yes
Conversion will not adversely affect the long-term viability and function of the employment areas.	The conversion will not affect the employment area as a whole, as the subject parcel is small in size and located in such an area that it would not result in the isolation or separation of other employment uses.	Yes
Conversion will not negatively affect the long-term viability of existing employment uses, including large, stand-alone facilities.	Staff note that there is already a significant amount of existing residential development in proximity to the existing industrial uses, so it is unlikely that additional residential development would have a significant effect on the viability of the existing uses. However, introducing residential uses on the subject lands would result in sensitive uses being brought closer to the light	Yes, provided future dwelling units are designed to shield sensitive living areas from the

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	industrial business at 45 Dunbar Ave by approximately 7 metres. The applicant submitted a Noise Impact Feasibility Study which identified that it will be feasible to mitigate noise impacts from the adjacent industrial / rail uses in accordance with MOECP guidelines. However, to ensure protection of the existing businesses on the north side of Dunbar Ave, staff recommend that the lands be placed in a special policy area requiring the completion of detailed noise study, including demonstration of building design shielding sensitive living areas from the Dunbar Street frontage, prior to site development.	Dunbar Street frontage. A detailed noise study will be required prior to site development.
Conversion will not compromise any other planning policy objectives of the City, including planned commercial functions.	The applicant is not proposing the addition of any commercial land uses as part of the proposal.	Yes
Conversion will not create incompatible land uses, including a consideration of MOECP Land Use Compatibility Guidelines.	There is already extensive residential development within the area. The subject lands are surrounded on three sides by residential dwellings. A detailed noise study will be required prior to site development to ensure potential adverse effects are addressed.	Yes, provided a detailed noise study will be required prior to site development.
Conversion will be beneficial to the community through its contribution to the overall intent and goals of the City's policies and demands on servicing and infrastructure.	Introduction of residential uses would fit well with existing neighbourhood fabric. The site is surrounded on three sides by residential uses and has been sitting vacant for many years.	Yes
Conversion will result in a more logical land use boundary.	Conversion of the lands would not result in a more logical boundary, but would also not create a boundary that is a concern.	Neutral

<b>Conversion Criteria</b>	<b>Analysis</b>	<b>Conversion Criteria Met?</b>
	The impact would be neutral. However, to avoid splitting a block with dual designations, staff recommend that the existing 7 dwellings at 166 – 180 Harmony Avenue, which share the same block as the subject lands, also be redesignated to Neighbourhoods in recognition of the existing uses.	

### Recommendation

Staff recommend conversion of the subject lands at 85 Division Street and 77 – 79 Merchison Avenue to the Neighbourhoods designation. The subject property is surrounded on three sides by residential uses. The land use pattern in the immediate vicinity has remained stable and there has been no change in the surrounding residential uses to industrial uses over time. The redesignation of the subject lands would therefore increase compatibility with the surrounding residential uses.

Staff note there are existing active industrial uses on the north side of Dunbar Avenue, however these uses are already impacted by existing sensitive land uses in the vicinity. The introduction of additional residential uses on the subject lands would bring sensitive uses closer to one existing business (45 Dunbar Ave) by approximately 7 metres. The applicant submitted a noise impact study which concluded that there are no noise issues arising from the existing industrial uses in the vicinity, and that any noise concerns arising from surrounding road and rail traffic can be addressed through proper building construction and noise warning clauses registered on title.

To ensure that the long term future operational viability of the businesses will not be impacted by the introduction of additional residential uses in the vicinity, staff recommend placing the subject lands in a site specific policy area which will require the submission of a detailed noise control study prior to development. In addition, building design to shield sensitive living areas from the Dunbar Avenue frontage will also be required. It is noted that the applicant submitted a Noise Impact Feasibility Study which identified that it will be feasible to mitigate noise impacts from the adjacent industrial and rail uses in accordance with MOECP guidelines, however, a Detailed Noise Control Study will still be required prior to development of the site once building design and layout is known. It is also recommended that the subject lands be investigated to be deemed a Class 4 area under the Ministry of Environment Conservation and Parks, NPC-300 noise guideline. A Class 4 noise area classification allows for higher daytime and night-time sound level limits than would otherwise be permitted in relation to a noise

sensitive land use such as residential dwellings. The impact of the higher levels is mitigated by specified noise control measures. A council resolution deeming the lands to be Class 4 would be required. The site specific policy area would also require the submission of any other studies required to demonstrate land use compatibility, including but not limited to, a record of site condition.

Staff also recommend the redesignation of the seven residential parcels directly west of the subject lands to the Neighbourhoods designation to create a clean boundary and recognize the existing uses.

## 4.0 SUMMARY AND CONCLUSIONS

Staff have completed a review of the requests for conversion received as part of the Employment Land Review. Of the requests submitted, nine did not pass criteria 1, and of those, two were included in the report with additional analysis. Four conversion sites are being deferred for consideration to a later phase of the MCR, with two related to the review of Community Area growth options resulting from GRIDS 2. Six conversion request sites passed criteria 1 and were further evaluated as part of this Report. Of these six sites, the following sites satisfied all criteria and are being recommended for conversion:

- 645 – 655 Barton Street, Stoney Creek in the Stoney Creek Business Park is being recommended for conversion to the District Commercial designation, with a site specific policy area to restrict the development of any sensitive uses on the site.
- 85 Division Street and 77 – 79 Merchison Avenue in the Bayfront Industrial Area (together with the adjacent existing dwellings at 166 – 180 Harmony Avenue) is being recommended for conversion to Neighbourhoods, with a site specific policy area requiring approval of a detailed noise control study and special building design to shield sensitive living space from adjacent industrial uses, and other studies to demonstrate compatibility, prior to development,.
- Council has directed staff to convert the lands at 1280 Rymal Road East and 385 Nebo Road in the Red Hill North Business Park to facilitate the grocery store development proposed by the applicant.