

Authority: Item
Report: 22- PED16155(c)
CM:
Ward: City Wide

Bill No.

CITY OF HAMILTON

BY-LAW NO.

**To Amend Zoning By-law No. 90-145-Z with respect to Commercial Entertainment
and Recreation on Outdoor Commercial Patios
in the former Town of Flamborough**

WHEREAS the *City of Hamilton Act, 1999*, Statutes of Ontario 1999 Chap. 14, Schedule C did incorporate, as of January 1, 2001, the municipality "City of Hamilton";

AND WHEREAS the City of Hamilton is the successor to certain area municipalities, including the former area municipality known as "The Corporation of the Town of Flamborough", and is the successor of the former Regional Municipality, namely, "the Regional Municipality of Hamilton-Wentworth";

AND WHEREAS the *City of Hamilton Act, 1999*, provides that the Zoning By-laws and Official Plans of the former area municipalities and the Official Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council or the City of Hamilton;

AND WHEREAS Zoning By-law No. 90-145-Z (Flamborough) was enacted on the 5th of November 1990 and approved by the Ontario Municipal Board on the 21st of December, 1991;

AND WHEREAS Council, in approving Item of Report of the Planning Committee, at its meeting held on the 5th day of April 2022, recommended that Zoning By-law No. 90-145-Z (Flamborough) be amended as hereinafter provided;

AND WHEREAS this By-law conforms to the Urban Hamilton Official Plan and Rural Hamilton Official Plan;

NOW THEREFORE the Council of the City of Hamilton amends Zoning By-law No. 90-145-Z (Flamborough) as follows:

**To Amend Zoning By-law No. 90-145-Z with respect to Commercial Entertainment
and Recreation on Outdoor Commercial Patios
in the former Town of Flamborough**

1. That Section 5.38 – Outdoor Commercial Patios, be amended by deleting Subsection (d).
2. That the Clerk is hereby authorized and directed to proceed with the giving of notice of passing of this By-law, in accordance with the *Planning Act*.

PASSED this _____, 2022

Fred Eisenberger
Mayor

A. Holland
Clerk

CI 22 - D

**To Amend Zoning By-law No. 90-145-Z with respect to Commercial Entertainment and
Recreation on Outdoor Commercial Patios
in the former Town of Flamborough**

For Office Use Only, this doesn't appear in the by-law - Clerk's will use this information in the Authority Section of the by-law

Is this by-law derived from the approval of a Committee Report? Yes	
Committee: Planning Committee	Report No.: PED16155(c) Date: 04/05/2022
Ward(s) or City Wide: City wide	(MM/DD/YYYY)

Prepared by: Alana Fulford	Phone No: ext. 4771
<i>For Office Use Only, this doesn't appear in the by-law</i>	