

Authority: Item 6, Planning Committee
Report: 22-005 (PED16155(c))
CM: April 13, 2022
Ward: City Wide

Bill No. 078

**CITY OF HAMILTON
BY-LAW NO. 22-**

**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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council or the City of Hamilton;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 6 of Report 22-005 of the Planning Committee, at its meeting held on the 13th 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:

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 13th day of April, 2022

F. Eisenberger
Mayor

A. Holland
Clerk

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