

**Authority:** Item 5, Planning Committee  
Report: 12-017 (PED12200)  
CM: November 14, 2012

**Bill No. 252**

## **CITY OF HAMILTON**

### **BY-LAW NO. 12-**

#### **To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting the Lands Located at 546 and 548 Fifty Road and 32 and 36 Kingspoint Circle**

**WHEREAS** the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C. did incorporate, as of January 1<sup>st</sup>, 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 City of Stoney Creek" and is the successor to 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

**AND WHEREAS** Zoning By-law No. 3692-92 (Stoney Creek) was enacted on the 8<sup>th</sup> day of December, 1992, and approved by the Ontario Municipal Board on the 31<sup>st</sup> day of May, 1994;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 5 of Report 12-017 of the Planning Committee, at its meeting held on the 14th day of November, 2012, recommended that Zoning By-law No. 3692-92 (Stoney Creek) be amended as hereinafter provided;

**AND WHEREAS** this By-law is in conformity with the Official Plan of the City of Hamilton (formerly the City of Stoney Creek Official Plan), approved by the Minister under the Planning Act on May 12, 1986;

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. That Map No. 4 of Schedule "A", appended to and forming part of By-law No. 3692-92 (Stoney Creek), is amended by changing from the Rural Residential "RR" Zone and Neighbourhood Development "ND" Zone to the Single Residential "R3-36" Zone, Modified, on the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".
2. That Sub-section 6.4.7, "Special Exemptions", of Section 6.4 Single Residential "R3" Zone, of Zoning By-law No. 3692-92 (Stoney Creek), be amended by adding Special Exemption, "R3-36"; as follows:

**"R3-36" - 546 and 548 Fifty Road and 32 and 36 Kingspoint Circle, Schedule "A", Map No. 4**

Notwithstanding the provisions of Paragraph (g), of Section 6.4.3 "Zone Regulations", of Section 6.4, Single Residential "R3" Zone, of Zoning By-law No. 3692-92, on those lands zoned "R3-36" by this By-law, the following shall apply:

- (g) Maximum Lot Coverage: 45 percent.
3. That no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the Single Residential "R3 Zone provisions, subject to the special requirement referred to in Section 2.
  4. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this By-law, in accordance with the Planning Act.

**PASSED** this 14<sup>th</sup> day of November, 2012.

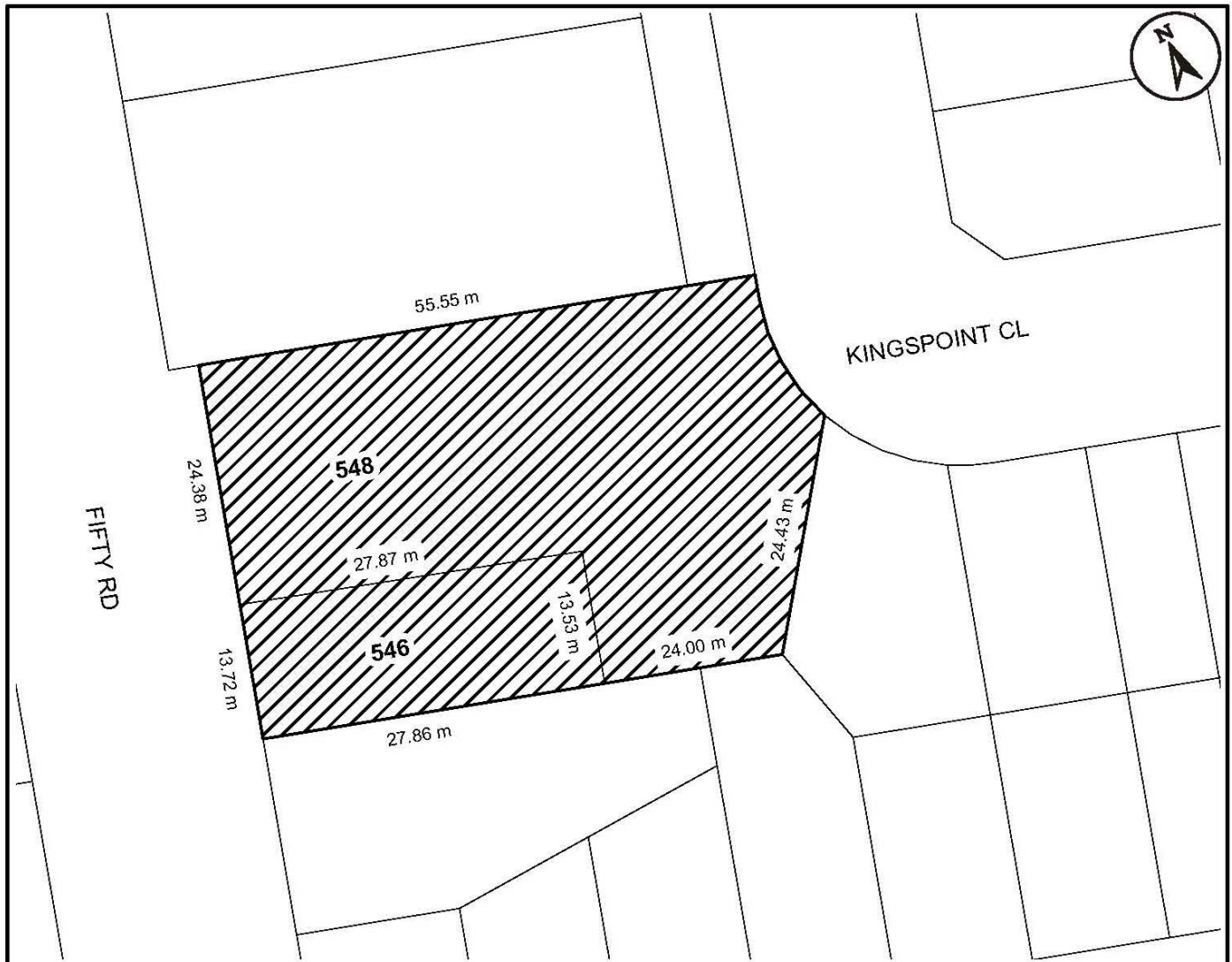
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R. Bratina  
Mayor

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R. Caterini  
City Clerk

ZAC-12-019



This is Schedule "A" to By-Law No. 12-

Passed the ..... day of ....., 2012

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Mayor

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Clerk

## Schedule "A"

Map Forming Part of  
By-Law No. 12- \_\_\_\_\_

to Amend By-law No. 3692-92

### Subject Property

546 & 548 Fifty Road, 32 & 36 Kingspoint Circle, Stoney Creek



Change in Zoning from the Rural Residential "RR" Zone and Neighbourhood Development "ND" Zone to the Single Residential "R3-36" Zone, Modified.

Scale:  
N.T.S.

File Name/Number:  
ZAC-12-019

Date:  
July 3, 2012

Planner/Technician:  
AC/KA



Hamilton