

Authority: Item 1, Planning and Economic
Development Committee
Report 04-004 (PD04050)
CM: February 25, 2004

Bill No. 052

CITY OF HAMILTON

BY-LAW NO. 04-052

**To Amend Zoning By-law No. 6593, as amended by Zoning By-law No. 95-182,
Respecting Lands Located at the rear of 1451-1477 Upper James Street**

WHEREAS the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap. 14, Sch. 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 municipality known as the "The Corporation of the City of Hamilton" 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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of the City of Hamilton, in adopting Item 1 of Report 04-004 of the Planning and Economic Development Committee at its meeting held on the 17 day of February, 2004, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

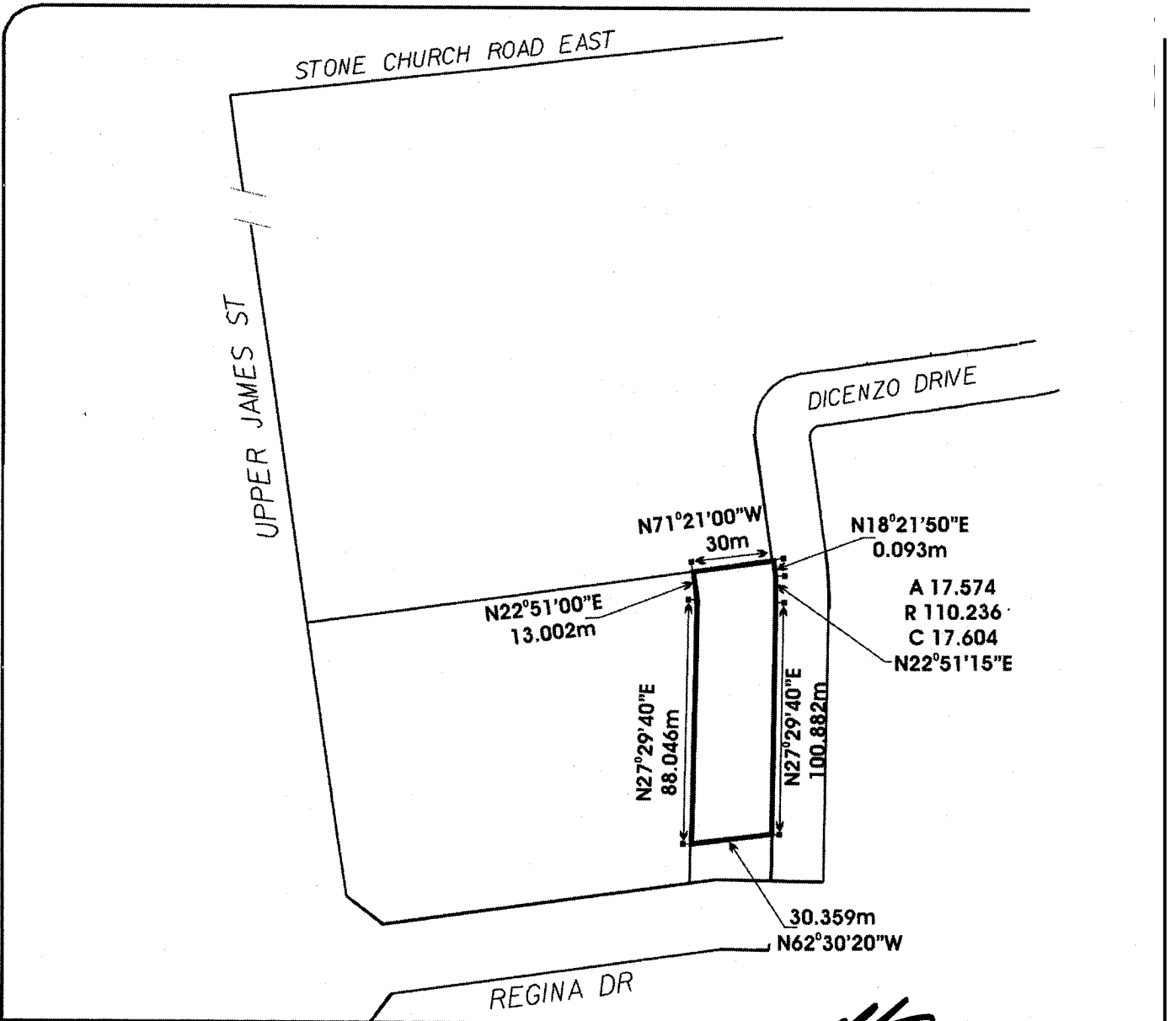
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 95-182 (Hamilton), passed on the 26th of September, 1995, to the "RT-30"-H' (Street Townhouse - Holding) District, respecting the lands the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 95-182 (Hamilton) and forming part thereof, is hereby removed, and the development of lands may proceed in accordance with the "RT-30" (Street Townhouse) District, provisions of Zoning By-law No. 6593 (Hamilton), subject to the special requirements referred to in By-law No. 95-182 (Hamilton).
2. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593 (Hamilton), as amended by By-law No. 95-182, is further amended, by changing from "RT-30"-H' (Street Townhouse - Holding) District, modified, to the "RT-30" (Street Townhouse) District, modified, the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.
3. 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 "RT-30" (Street Townhouse) District provisions, subject to the special requirements referred to in section 3 of By-law No. 95-182.
4. By-law No. 6593 (Hamilton) is amended by adding this by-law to section 19B as Schedule S-1342c.
5. Sheet No. E-9D of the District Maps is amended by marking the lands referred in Section 1 of this by-law as S-1342c.
6. The City 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 and ENACTED this 10th day of March, 2004.

MAYOR

CLERK



This is Schedule "A" to By-Law No. 04 – 052

Passed the 10th day of March, 2004

[Signature]
Clerk
[Signature]
Mayor

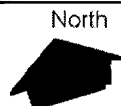
Schedule "A"

Map Forming Part of
By-Law No. 04-053
to Amend By-Law No. 6593



Hamilton

Planning and Development Department



North

Scale
NOT TO SCALE

Date
February 05.2004

Reference File ha
ZAH-04-05

Drawn By
NB