

Authority: Item 16, Hearings Sub-
Committee Report 03-034
CM: October 29, 03

Bill No. 010

CITY OF HAMILTON

BY-LAW NO. 05-010

**To Amend Zoning By-law No. 6593 Respecting Lands Located at 422,426,428,440,
456,464 and 466 Beach Boulevard**

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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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);

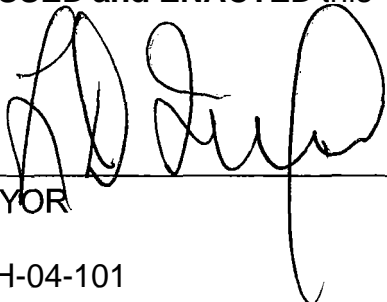
AND WHEREAS the Council of the City of Hamilton, in adopting Section 16 of Report 03-034 of the Hearings Sub-Committee at its meeting held on the 29th day of October 2003, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided;

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. Sheet No. E-80c of the District Maps, appended to and forming part of By-law No. 6593 (Hamilton), as amended by By-law 04-025, is further amended, by changing from "RT-30"-H' (Street Townhouse – Holding) District, Modified to "RT-30" (Street Townhouse) District, Modified (Blocks 1, 2 and 3), and from "DE-2"-H' (Multiple Dwellings - Holding) District, Modified to "DE-2" (Multiple Dwellings) District, Modified (Blocks 4, 5 and 6), the extent and boundaries of which are shown on a plan hereto annexed as Schedule " A and forming part of this By-law.
2. The 'H' (Holding) symbol affixed by By-law No. 04-025 (Hamilton), passed on the 11th of February, 2004 to the "RT-30"-H' (Street Townhouse – Holding) District, Modified (Blocks 1, 2 and 3) and the "DE-2"-H' (Multiple Dwellings – Holding) District, Modified (Blocks 4, 5 and 6) respecting the lands the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 04-025 (Hamilton) and forming part thereof, is hereby removed, and the development of lands may proceed in accordance with the "RT-30" (Street Townhouse) District, Modified (Blocks 1, 2 and 3) and the "DE-2" (Multiple Dwellings) District, Modified (Blocks 4, 5 and 6), subject to the special requirements referred to in By-law No. 04-025 (Hamilton).
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, Modified, subject to the special requirements referred to in sections 5 and 7, of By-law No. 04-025 (Blocks 1, 2 and 3) and with the "DE-2" (Multiple Dwellings) District, Modified subject to the special requirements referred to in sections 6 and 7, of By-law No. 04-025 (Blocks 4, 5 and 6).
4. By-law No. 6593 (Hamilton) is amended by adding this by-law to section 19B as Schedule S-1495a.
5. Sheet No. E-80c of the District Maps are amended by marking the lands referred in Section 1 of this by-law as S-1495a.
6. 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 and ENACTED this 26th day of January, 2005.

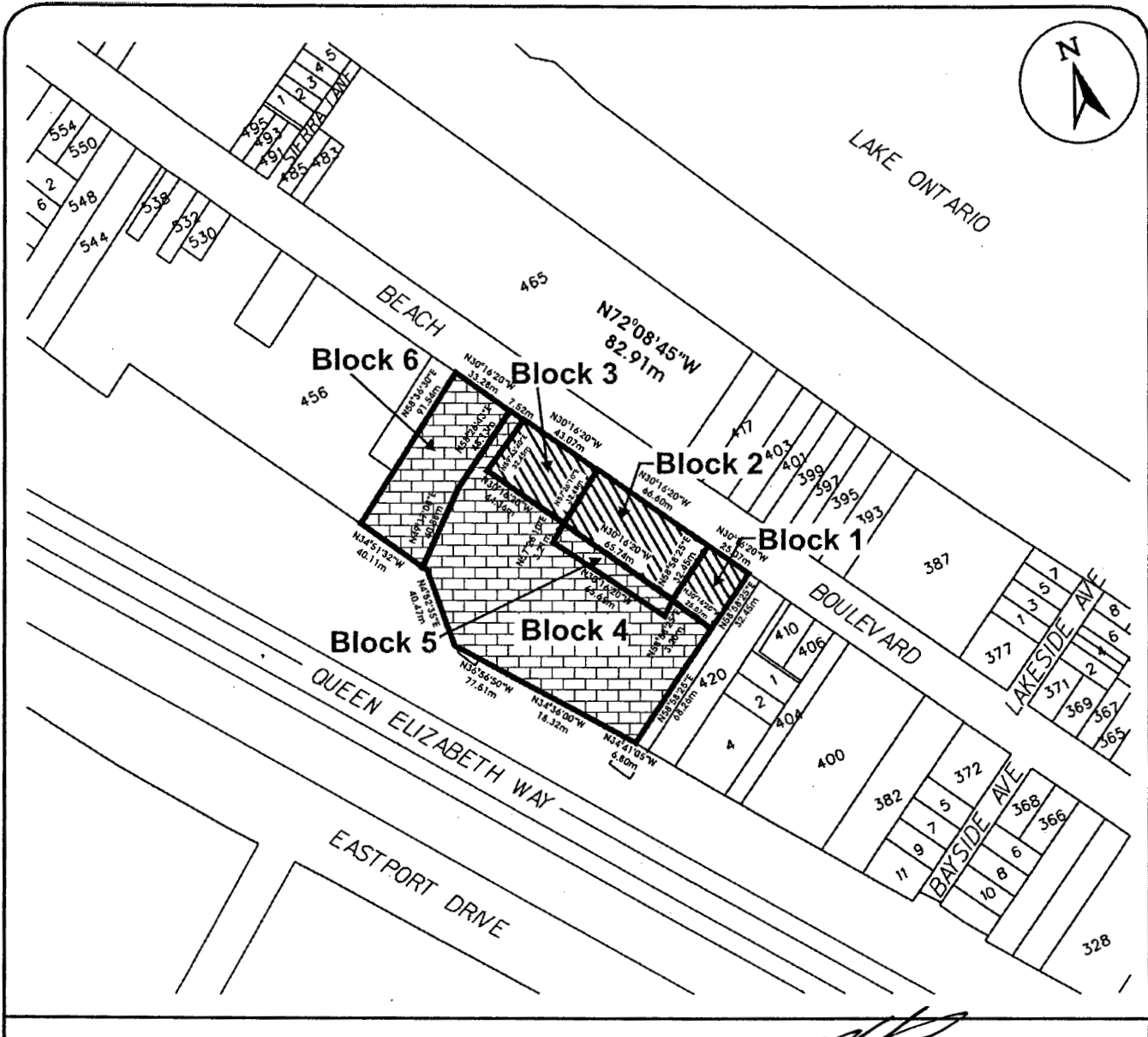


MAYOR

ZAH-04-101



CLERK



This is Schedule "A" to By-Law No. 05-010

Passed the ...26th.... day of January, 2005

Clerk

Mayor

Schedule "A"

Map Forming Part of
By-Law No. 05-010
to Amend By-Law No. 6593



Hamilton

Planning and Development Department

SUBJECT PROPERTY

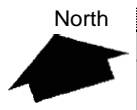
440 Beach Blvd.



Block 1, 2 and 3 - Change in zoning from "RT-30"- 'H' (Street Townhouse - Holdings) District, Modified to "RT-30" (Street Townhouse) District, Modified.



Block 4, 5 and 6 - Change in zoning from "DE-2"- 'H' (Multiple Dwellings - Holdings) District, Modified to "DE-2" (Multiple Dwellings) District, Modified.



Scale
NOT TO SCALE

Date
Jan. 24, 2005

Reference File No.
ZAH-04-101

Drawn By
CL