



Item 1,  
Planning and Economic Development Committee  
Report 05-011 (PD05127)  
CM: May 25, 2005  
Bill No. 154

## **CITY OF HAMILTON**

### **BY-LAW NO. 05-154**

#### **To Regulate Advertising Devices, including Signs, in Downtown Zones**

**WHEREAS** on the 25th day of May, 2005, the Council of the City of Hamilton enacted By-law No. 05-200, being a Zoning By-law for the City of Hamilton;

**AND WHEREAS** the said Zoning By-law established Downtown Zones D1 through D6 inclusive, and depicted same on Zoning Maps attached thereto as Schedule "A";

**AND WHEREAS** the said Zoning By-law repealed those provisions of By-law No. 6593, being the Zoning By-law of the former Corporation of the City of Hamilton, applicable to the area of the city depicted in the said Zoning Maps attached as Schedule "A" to Zoning By-law No. 05-200;

**AND WHEREAS** certain of these repealed provisions regulated the erection, size, location and structure of advertising devices, including signs, within the said area of the city shown on the said Schedule "A";

**AND WHEREAS** it is desirable to retain the current regulations with respect to advertising devices, including signs, within the said area of the city;

**AND WHEREAS** the Council of the City of Hamilton is authorized by paragraph 7 of Subsection 11(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, to enact a by-law respecting signs;

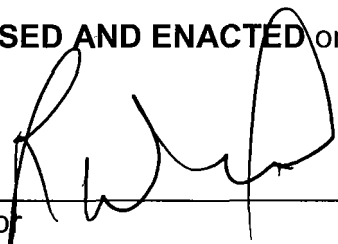
**AND WHEREAS** Council has given public notice of its intent to pass this By-law in accordance with the requirements set out in Section 99 of the *Municipal Act, 2001*;


**AND WHEREAS** the City of Hamilton is the lawful successor to the former Corporation of the City of Hamilton;

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

1. Each and every provision of By-law 6593 of the former Corporation of the City of Hamilton relating to the erection, size, location and structure of advertising devices, including signs, is hereby enacted.
2. The requirements of any of the said provisions hereby enacted may be varied by the Committee of Adjustment for the City of Hamilton upon proper application thereto, where, in the considered opinion of the Committee, the general intent and purpose of the provision or provisions sought to be varied is maintained.
3. This By-law shall only apply to that area of the City of Hamilton depicted on the Zoning Maps attached as Schedule " A to Zoning By-law 05-200.
4. In addition to any other lawful remedy it might have, the City may take action pursuant to paragraph 3 of Section 99 of the *Municipal Act, 2001*, or any successor thereto, with respect to any contravention of this By-law.
5. Section 4 above shall not apply to any advertising device, including sign, lawfully erected and maintained prior to the coming into force hereof.
6. This By-law shall be deemed to come into force and take effect forthwith upon the coming into effect of Zoning By-law 05-200 .

**PASSED AND ENACTED** on the 25th day of May, 2005.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Clerk