

Authority: Item 4, Planning and Economic
Development Committee
Report 06-007 (PED06136)
CM: May 10, 2006

Bill No. 273

CITY OF HAMILTON

BY-LAW NO. 06-273

**To Amend the Main Street West Esplanade Business
Improvement Area By-law No. 90-197, as amended**

WHEREAS on the 26th day of June, 1990, the Council of The Corporation of the City of Hamilton passed By-law No. 90-197, known and referred to as "The Main Street West Esplanade Business Improvement Area By-law" in accordance with Subsection 217(1) of the *Municipal Act*, R.S.O. 1980, Chapter 302, as amended;

AND WHEREAS on the 8th day of October, 1996, the Council of the Corporation of the City of Hamilton passed By-law No. 96-168 to amend the said By-law 90-197 to expand the boundaries of the said improvement area as set out therein;

AND WHEREAS pursuant to the *City of Hamilton Act*, 1999, S.O. 1999, c. 14, Schedule "C", The Corporation of the City of Hamilton was dissolved on January 1, 2001 and the City of Hamilton stands in the place of The Corporation of the City of Hamilton for all purposes.

AND WHEREAS pursuant to the *City of Hamilton Act*, 1999, S.O. 1999, c. 14, Schedule "C", every by-law of an old municipality, such as the former The Corporation of the City of Hamilton, that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise.

AND WHEREAS pursuant to Section 209 of the *Municipal Act*, 2001, S.O. 2001, c. 25, as amended, a municipality may alter the boundaries of an improvement area;

AND WHEREAS on the 10th day of May, 2006, the Council of the City of Hamilton did approve of Item 4 of Report 06-007 of the Planning & Economic Development Committee and did authorize the further expansion of the boundaries of the Main Street West Business Improvement Area:

AND WHEREAS notice of this proposed expansion has been circulated within the boundaries of the said improvement area as required by statute and insufficient objections have been received to prevent passage of this by-law:

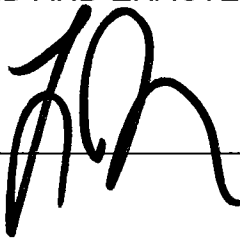
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The boundaries of the Main Street West Business Improvement Area are hereby altered by expanding same to include the area depicted as "Proposed Expanded Area" on Schedule "A" attached hereto and forming part of this By-law.
2. Section 1 of By-law 90-197, as amended, is hereby deleted and the following substituted therefore, namely:

"1. The area shown on Schedule "A" attached hereto and forming part of this By-law is hereby designated as an improvement area."
3. Schedule "A" to By-law No. 90-197, as amended by By-law 96-168, is hereby deleted.
4. Schedule "B" to By-law No. 90-197, as amended by By-law 96-168, is hereby deleted.
5. Schedule "A" attached to this By-law is hereby affixed to By-law 90-197 as Schedule "A" thereto;
6. That in all other respects, the contents of By-law 90-197, as amended, are hereby confirmed as unchanged.

PASSED AND ENACTED this 13th day of September, 2006.

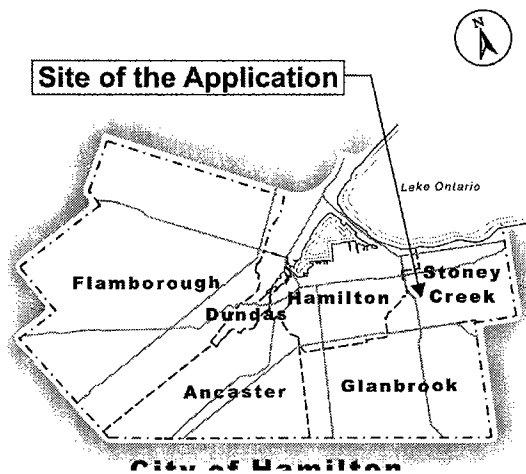
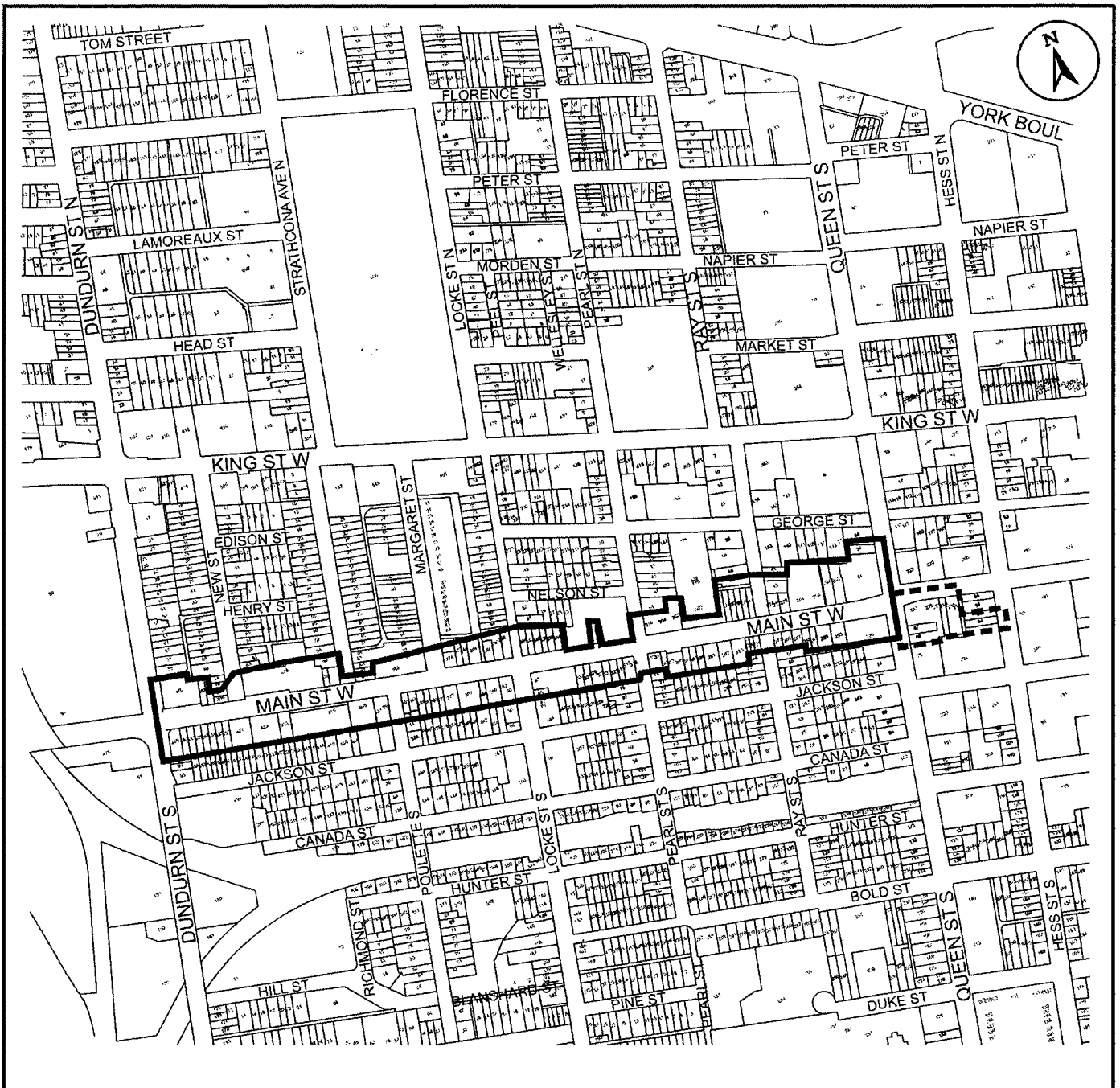
Mayor



Clerk



Schedule "A" to By-law No. 06-273

**PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT**

Main Street West BIA



Hamilton

Filename/number:
Main St W BIA

Date:
February 9, 2006



Main West Esplanade BIA Boundary



Proposed Expanded Area