

Authority: Item 8, Economic Development
and Planning Committee
Report: 07-004(PED07065)
CM: February 28, 2007

Bill No. 057

CITY OF HAMILTON

BY-LAW NO. 07-057

**To Amend Zoning By-law No. 87-57 (Ancaster),
Respecting Lands Located at 333 Springbrook Avenue**

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 area municipality known as the "The Corporation of the Town of Ancaster" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 Zoning By-law No. 87-57 (Ancaster) was enacted on the 22nd day of June 1987, and approved by the Ontario Municipal Board on the 23rd day of January, 1989;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 8 of Report 07-004 of the Economic Development and Planning Committee at its meeting held on the 28th day of February, 2007, recommended that Zoning By-law No. 87-57 (Ancaster), be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the City of Hamilton (the Official Plan of the former Town of Ancaster) in accordance with the provisions of the Planning Act;

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

1. Schedule "B" of Zoning By-law No. 87-57 (Ancaster), as amended, is hereby further amended by changing from the Agricultural "A" Zone:
 - (a) to the Residential "R4-548" Zone, the lands comprised in Block "1"; and,

By-law Respecting 333 Springbrook Avenue (Page 2 of 4)

(b) to the Residential "R4-555" Zone, the lands comprised in Block "2";

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. That Section 34: Exceptions of Zoning By-law No. 87-57 (Ancaster), as amended, is hereby further amended by adding the following subsections:

R4-548 That notwithstanding the provisions of paragraphs (a), (c), (d) and (e)(ii) of Subsection 12.2 "Regulations" of Section 12: Residential "R4" Zone, and Schedule "C", the following special provisions shall apply to the lands zoned "R4-548":

Regulations

- (a) Minimum Lot Area: 370 square metres, except for a corner lot, where the minimum lot area shall be 500 square metres.
- (b) Maximum Lot Coverage: 45 percent.
- (c) Minimum Front Yard: 3.0 metres to the dwelling and 6.0 metres to a garage shall be provided.
- (d) Minimum Side Yard: On a corner lot, the minimum side yard abutting a street shall be 3.0 metres.

R4-555 That notwithstanding the provisions of paragraphs (b), (c), (d), and (f) of Subsection 12.2 "Regulations" of Section 12: Residential "R4" Zone, paragraph (a) of Section 9.10 of Section 9: General Provisions for Residential Zones, and Schedule "C", the following special provisions shall apply to the lands zoned "R4-555":

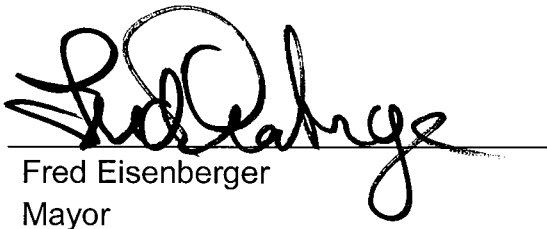
Regulations:

- (a) Minimum Lot Frontage: 15 metres
- (b) Maximum Lot Coverage: 45 percent
- (c) Minimum Front Yard: 6.0 metres
- (d) The minimum setback from a rear lot line for a dwelling existing on the day of the passing of this By-law, being the day of , 2007, shall be 7.4 metres.

By-law Respecting 333 Springbrook Avenue (Page 3 of 4)

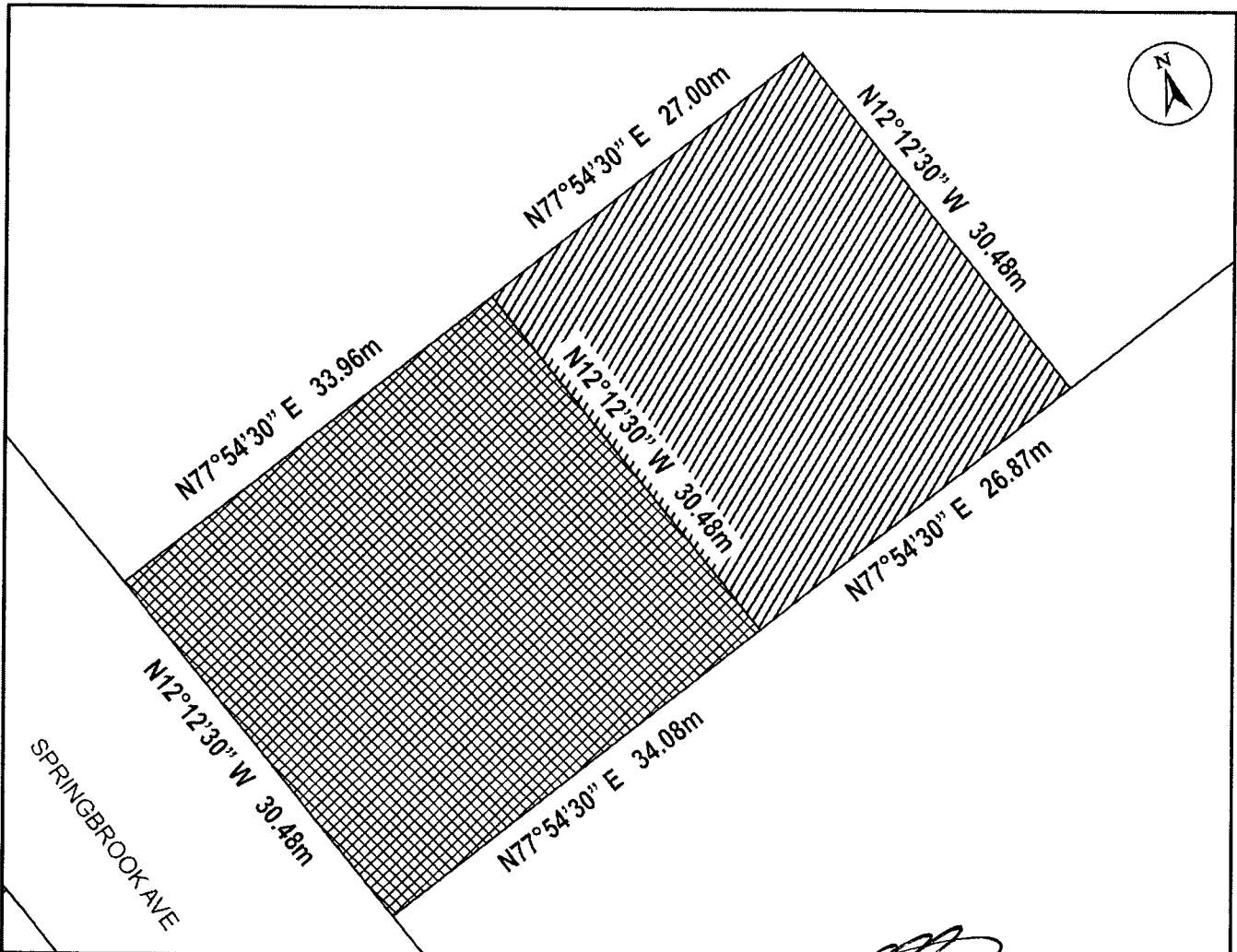
- (e) The minimum setback from a rear lot line for a deck existing on the day of the passing of this By-law, being the 28th day of Feb. , 2007, shall be 2.4 metres.
3. That the amending By-law be added to Map 1 of Schedule B of Ancaster Zoning By-law No. 87-57.
4. The Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED and ENACTED this 28th day of February, 2007


Fred Eisenberger
Mayor


Kevin C. Christenson
City Clerk

ZAC-06-83



This is Schedule "A" to By-Law No. 07-057

Passed the 28th day of February, 2007

[Signature]
 Clerk
 Mayor

Schedule "A"

Map Forming Part of
 By-law No. 07-057

to Amend By-law No. 87-57

Subject Property

333 Springbrook Avenue, Ancaster

- Block 1 Change in Zoning from the Agricultural "A" Zone to the Residential "R4-548" Zone
- Block 2 Change in Zoning from the Agricultural "A" Zone to the Residential "R4-555" Zone

Scale: Not to Scale	File Name/Number: ZAC-06-83
Date: January 2007	Planner/Technician: GM/MB
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

