

Authority: Item 18, Economic Development
and Planning Committee
Report 08-002 (PED08001)
CM: January 30, 2008

Bill No. 018

CITY OF HAMILTON

BY-LAW NO. 08-018

To Amend Zoning By-law No. 464 (Glanbrook) Respecting Lands located at 1121 Hendershot Road

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 Corporation of the Township of Glanbrook" 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 464 (Glanbrook) was enacted on the 16th day of March, 1992, and approved by the Ontario Municipal Board on the 31st day of May, 1993;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 18 of Report 08-002 of the Economic Development and Planning Committee at its meeting held on the 30th day of January, 2008, recommended that Zoning By-law No. 464 (Glanbrook), 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 Township of Glanbrook);

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

1. That Schedule "C", appended to and forming part of By-law No. 464 (Glanbrook), is amended by changing from the General Agricultural "A1" Zone to the General Agricultural "A1-233" Zone, the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

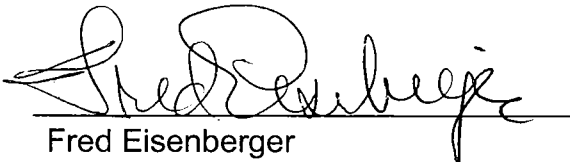
2. That SECTION 44, "EXCEPTIONS TO THE PROVISIONS OF THIS BY-LAW", of Zoning By-law No. 464, be amended by adding a new special provision, "A1-233" as follows:

"A1-233 1121 HENDERSHOT ROAD

Notwithstanding the permitted uses and regulations of SECTION 8: GENERAL AGRICULTURAL "A1" ZONE, the following provisions shall apply to the lands zoned "A1-233":

1. The following uses shall be prohibited:
 - (a) a single detached dwelling; and,
 - (b) the use of the barns existing on the date of the passing of this by-law, being the 30th day of January, 2008, for the housing of livestock.
2. The minimum southerly and westerly side yard setbacks for the existing barns shall be 10.0 metres and 3.0 metres, respectively."
3. That 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 30th day of January, 2008.


Fred Eisenberger
Mayor


Kevin C. Christenson
City Clerk

ZAR-07-068




This is Schedule "A" to By-Law No. 08- 018
 Passed the ...30th day ofJanuary...., 2008

[Signature]
 Clerk
 Mayor

Schedule "A"

Map Forming Part of
 By-Law No. 08- 018
 to Amend By-law No.464

Subject Property

 1121 Hendershot Road
 Change in Zoning from the General Agricultural
 "A1" Zone to the Site Specific General
 Agricultural "A1-233" Zone

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| Scale: N.T.S. | File Name/Number: ZAR-07-068 |
| Date: Nov. 16, 2007 | Planner/Technician: ML/MC |
| PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT | |

