

Authority: Item 31, Planning and Economic
Development Committee
Report 06-005
CM: April 12, 2006

Bill No. 239

CITY OF HAMILTON

BY-LAW NO. 08-239

**To Amend Zoning By-law No. 6593 (Hamilton)
respecting lands located at 704 Upper James Street,
Hamilton**

WHEREAS the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C did incorporate, as of January 1st, 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 City of Hamilton" and is the successor of 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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);

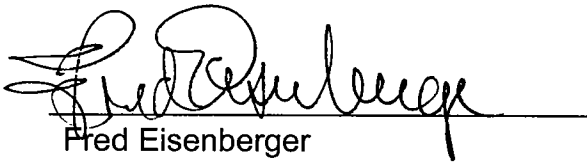
AND WHEREAS the Council of the City of Hamilton, in adopting Section 31 of Report 06-005 of the Planning and Economic Development Committee at its meeting held on the 4th day of April 2006, recommended that the Director of Development and Real Estate be authorized to give notice and prepare by-laws for presentation to Council, to remove the "H" Holding provision from By-laws where the conditions have been met;

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:

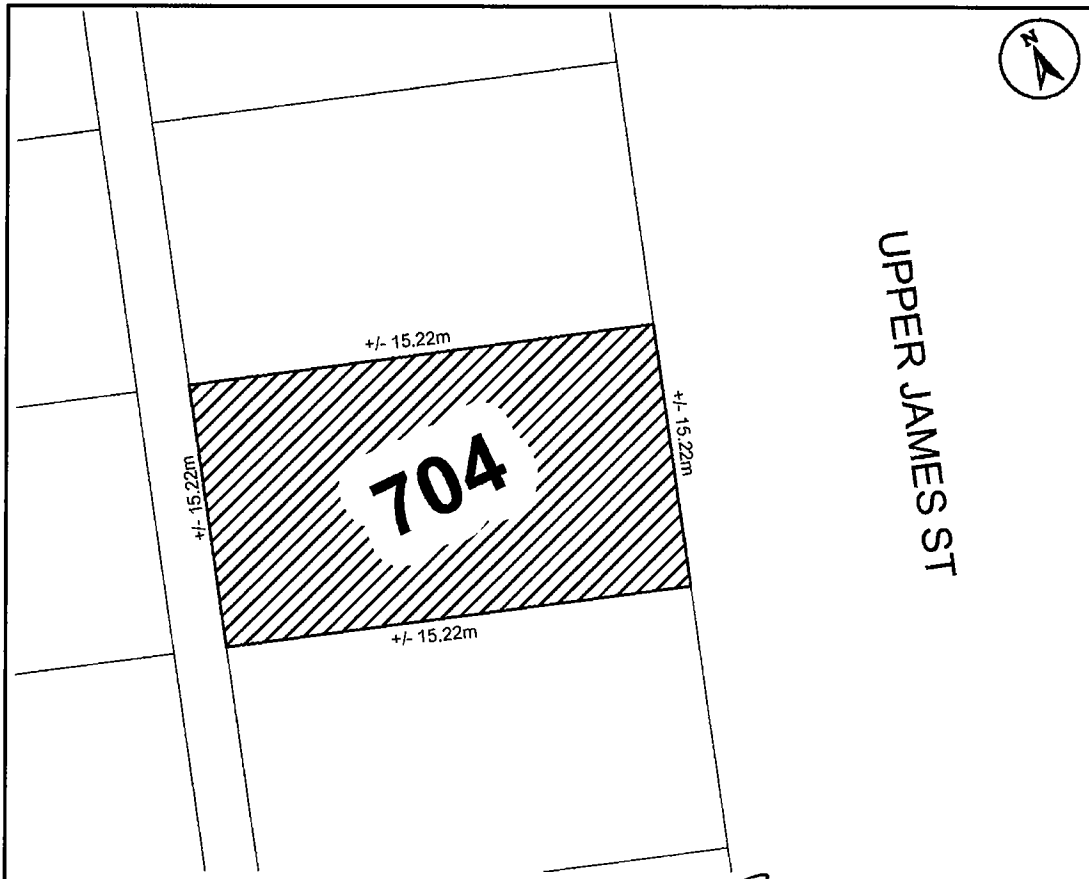
1. That sheet No. W-8 of the District Maps, appended to and forming part of By-law No. 6593 (Hamilton), as amended, is hereby further amended by changing the zoning from the "H-H/S-1281" (Community Shopping and Commercial, etc. – Holding) District, to the "H/S-1281" (Community Shopping and Commercial, etc.) District, on the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".
2. 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 "H/S-1281" (Community Shopping Commercial, and etc.) District.
3. 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.

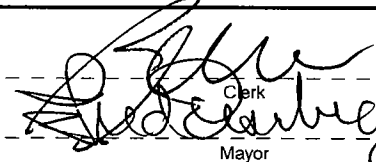
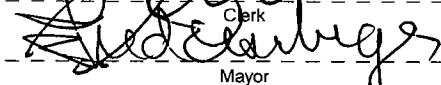
PASSED and ENACTED this 15th day of October , 2008.



Fred Eisenberger
Mayor



Rose Caterini
Acting City Clerk

ZAH-08-049



<p>This is Schedule "A" to By-Law No. 08- 239</p> <p>Passed the ..15..... day of ..October...., 2008</p>	<p style="text-align: center;">  Clerk  Mayor </p>
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<p>Schedule "A"</p> <p>Map Forming Part of By-Law No. 08- <u>240</u></p> <p>to Amend By-law No.6593</p>	<p>Subject Property</p> <p> 704 Upper James Street</p> <p>Modification of Zoning from the "H-H/S-1281" Zone to the "H/S-1281" Zone.</p>
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<p>Scale: N.T.S.</p>	<p>File Name/Number: ZAH-08-049</p>	 Hamilton
<p>Date: October 1, 2008</p>	<p>Planner/Technician: TL/NH</p>	
<p>PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT</p>		