

Authority: Item 8, Economic Development
and Planning Committee
Report: 09-008 (PED09084)
CM: April 15, 2009

Bill No. 074

CITY OF HAMILTON

BY-LAW NO. 09-074

To Amend Zoning By-law No. 90-145-Z Respecting Lands Located at 153 Highway 52, in the former Town of Flamborough, now in the City of Hamilton

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 Flamborough" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 90-145-Z (Flamborough) was enacted on the 5th day of November 1990, and approved by the Ontario Municipal Board on the 21st day of December, 1992;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 8 of Report 09-008 of the Economic Development and Planning Committee at its meeting held on the 15th day of April, 2009, recommended that Zoning By-law No. 90-145-Z, 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 Flamborough), in accordance with the provisions of the Planning Act.

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

By-law Respecting 153 Highway 52, in the former Town of Flamborough, now in the City of Hamilton (Page 2 of 3)

1. That Schedule A-25 of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by changing the zoning from the Agricultural "A" Zone to the Agricultural "A-86" Zone, Modified, on the lands the extent and boundaries of which are shown on Schedule "A" annexed hereto and forming part of this By-law.
2. That Section 33: Agriculture Zone of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by adding the following subsection:

33.3.86 A-86 (See Schedule A-25)

Permitted Uses

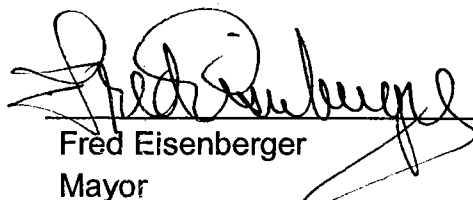
- (a) Any use permitted in the Agricultural "A" Zone.
- (b) An Animal Hospital, provided that it includes accreditation for a Food-Producing Animal Hospital by the College of Veterinarians of Ontario, comprising the entire area of the barn and paddock existing as of the date of passing of this By-law, being the 15th day of April, 2009.

Zone Provisions

- (a) All zone provisions of Subsection 33.2 shall apply.

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 15th day of April, 2009.

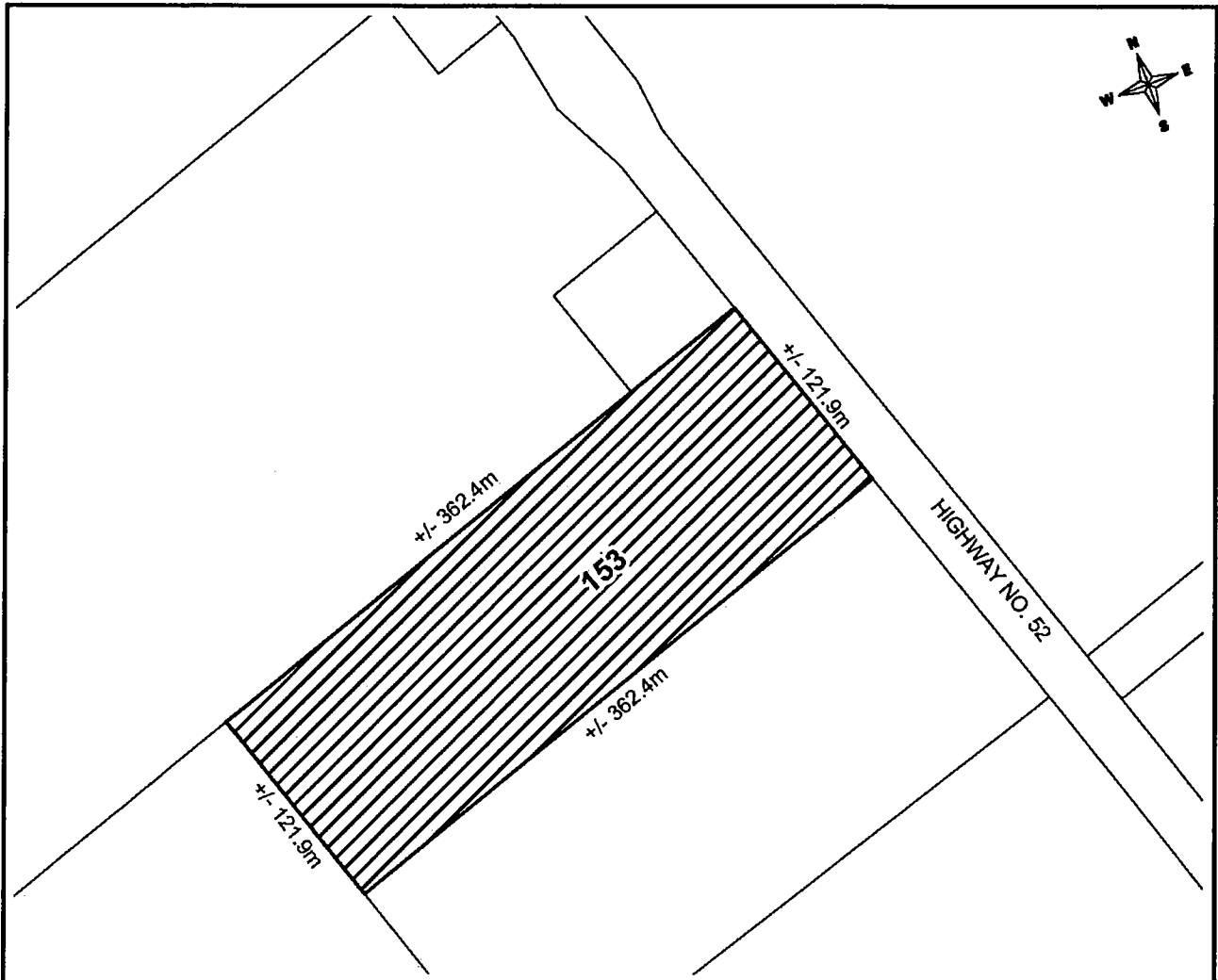


Fred Eisenberger
Mayor
ZAR-08-042



Kevin C. Christenson
City Clerk

By-law Respecting 153 Highway 52, in the former Town of Flamborough, now in the City of Hamilton (Page 3 of 3)



This is Schedule "A" to By-Law No. 09-074

Passed the ..15.th. day of ...April....., 2009

~~_____~~
 Clerk
Frederick Ambrose
 Mayor

Schedule "A"

Map Forming Part of
 By-Law No. 09-074

to Amend By-law No.90-145-Z

Subject Property



153 Highway 52, Flamborough

Change in Zoning from the
 Agricultural "A" Zone to the
 Agricultural "A-86" Modified Zone.

Scale:
 N.T.S.

File Name/Number:
 ZAR-08-042

Date:
 Aug.28, 2008

Planner/Technician:
 MB/BR



Hamilton