



Authority: Item 17, Economic Development
and Planning Committee
Report: 08-008 (PED08126)
CM; May 14, 2008

Bill No. 117

CITY OF HAMILTON

BY-LAW NO. 08-117

To clarify the specificity of the land uses subject to Interim Control Zoning
By-law No. 08-104

WHEREAS subsection 38 of the Planning Act, R.S.O. 1990 c.P. 13 as amended permits Council of a municipality to pass an interim control by-law where the Council has directed that a review or study be undertaken in respect of land use planning policies within the municipality or in any defined area or areas thereof;

AND WHEREAS subsection 38(1) of the Planning Act, R.S.O. 1990 c.P. 13 as amended provides as follows:

38. (1) Where the council of a local municipality has, by by-law or resolution, directed that a review or study be undertaken in respect of land use planning policies in the municipality or in any defined area or areas thereof, the council of the municipality may pass a by-law (hereinafter referred to as an interim control by-law) to be in effect for a period of time specified in the by-law, which period shall not exceed one year from the date of the passing thereof, prohibiting the use of land, buildings or structures within the municipality or within the defined area or areas thereof for, or except for, such purposes as are set out in the by-law.

AND WHEREAS the Council of the City of Hamilton passed Interim Control By-law No. 08-104 on the 23rd day of April, 2008;

AND WHEREAS the Council of the City of Hamilton wishes to clarify the specificity of the lands uses subject to Interim Control By-law No. 08-104;

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

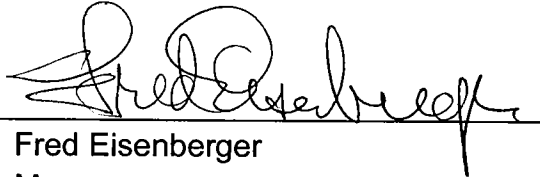
1. By-law No. 08-104 is hereby amended to include item 5a) as follows:

For the purposes of this By-law, "Waste Disposal Site" is defined as follows:


Any non-municipal land, building or structure in which, waste is deposited, disposed of, handled, stored, transferred, treated or processed, excluding all cases where concrete exists on site and is to be processed for construction on the same lands.

2. The Municipal 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 14th day of May, A.D. 2008.



Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk