



Hamilton

City Clerk's Office

Memorandum

Date: October 26, 2010

To: Steve Robichaud, Manager, Development Planning
Planning & Development Department, 5th floor, City Hall

From: Alexandra Rawlings, Co-ordinator
Economic Development & Planning Committee
City Clerk's Office

Subject: **Zoning By-laws 10-216 and 10-217**
31 Trinity Church Road and
1824 Rymal Road East, Glanbrook

Attached hereto is Statutory Declaration relating to the passage of the above-mentioned By-laws

Alexandra Rawlings

AR/sr
Atts.

c.c. John Spolnik, Director of Building Services/Chief Building Official,
3rd floor, City Hall

Lisa Barroso, Records Co-ordinator, City Clerk's Department

Viola Mueller, Supervisor of Technical & Cartographic Services,
Planning and Development, 4th floor, City Hall

Al Fletcher, Manager, Zoning By-law Reform, Planning and Development,
4th floor, City Hall

Dave Baulcomb, Municipal Relations Representative
Municipal Property Assessment Corporation
21 King St. W., Suite 300, Box 63, Hamilton, ON L8P 4W7

DOMINION OF CANADA	)	IN THE MATTER OF By-law No. 10-216 and 10-217 AND IN THE MATTER OF Section 34(22) of the <i>Planning Act</i>, R.S.O. 1990, c. P.13.
	)	
Province of Ontario	)	
	)	
	)	
TO WIT:	)	

I, Alexandra Rawlings, Co-ordinator, City Clerk's Office, of the City of Hamilton,
DO SOLEMNLY DECLARE:-

1. That Notice of a Public Meeting for the purpose of informing the public in respect of the proposed Zoning By-laws was given on the 20th day of August, 2010 as prescribed by law.
2. That By-law Numbers 10-216 and 10-217 were passed on the 15th day of September, 2010.
3. That I did give written notice of the passing of the said By-laws in accordance with Section 34(18) of the *Planning Act* on the 29th day of September, 2010. Annexed hereto and marked Exhibit "A" to this my Declaration is a true copy of the notice of the passing of the By-laws, including the Explanatory Note.
4. That no notice of appeal was filed under Section 34(19) of the *Planning Act* on or before the 19th day of October, 2010, being twenty days from the day of the notice given of the passing of the said By-laws.
5. That Section 24(2) of the *Planning Act* does not apply in that the Council did not adopt an amendment to the Official Plan and said By-laws conform to the Official Plan.
6. That, in accordance with Section 34(21) of the *Planning Act*, I verily believe that the By-laws are deemed to come into force on the day they were passed.

AND I MAKE THIS solemn Declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the *Evidence Act*.

DECLARED before me at the
City of Hamilton

) 

this 26th day of October, A.D. 2010.



A Commissioner, etc.
LISA BARROSO
a Commissioner, etc., for the
City of Hamilton

ZAR-10-022

Revised February 2005



Hamilton

THIS IS EXHIBIT A REFERRED TO IN THE
DECLARATION OF ALEXANDRA RAWLINGS
SWORN BEFORE ME THIS 26th
DAY OF October A.D. 20 10

A COMMISSIONER, ETC.
LISA BARROSO
a Commissioner, etc., for the
City of Hamilton

Form 1(2)
Planning Act, 1990

NOTICE OF THE PASSING OF TWO ZONING BY-LAWS BY THE CITY OF HAMILTON

TAKE NOTICE that the City of Hamilton Council passed **Zoning By-law Nos. 10-216 and 10-217** on the 15th day of September, 2010 under Section 34 of the Planning Act, R.S.O. 1990, c. P.13. The municipal address of the subject property is 31 Trinity Church Rd. & 1824 Rymal Rd., **Glanbrook**.

AND TAKE NOTICE THAT any person or agency who objects to Zoning By-law Nos. 10-216 and/or 10-217 may appeal the decision of Council to the Ontario Municipal Board, by filing with the City Clerk, not later than the 19th of October, 2010 a **certified cheque** or money order in the amount of \$125.00, for each by-law, payable to the Minister of Finance, Province of Ontario. A completed Notice of Appeal form setting out the reasons for the appeal of the Zoning By-law(s) is required to be accompanied with the Ontario Municipal Board fee. Appeal forms are available in the City Clerk's Office and on the OMB website www.omb.gov.on.ca.

PLEASE NOTE: IF YOU HAVE NO OBJECTION TO THE BY-LAW, YOU DO NOT NEED TO TAKE ANY ACTION, AND YOU DO NOT NEED TO SEND ANY CHEQUE.

AND TAKE NOTICE THAT the decision by Council on the Zoning By-laws is final if a notice of appeal is not received before or on the last day for filing a notice of appeal.

Only Individuals, Corporations and Public Bodies may appeal a Zoning By-Law to the Ontario Municipal Board. A Notice of Appeal may not be filed by an unincorporated association or group. However, a notice of appeal may be filed in the name of an individual who is a member of the association or group on its behalf.

No person or public body shall be added as a party to the hearing of the appeal unless, before the by-laws were passed, the person or public body made oral submissions at a public meeting or written submissions to the council or, in the opinion of the Ontario Municipal Board, there are reasonable grounds to add the person or public body as a party.

An explanation of the purpose and effect of the Zoning By-laws, describing the lands to which the Zoning By-laws apply, and 2 key maps showing the location of the affected lands are attached. The complete by-laws are available for inspection in my office during regular office hours. If you have any questions, please call Alexandra Rawlings at 905 546 2424 extension 2729.

DATED at the City of Hamilton
this 29th day of September, 2010.

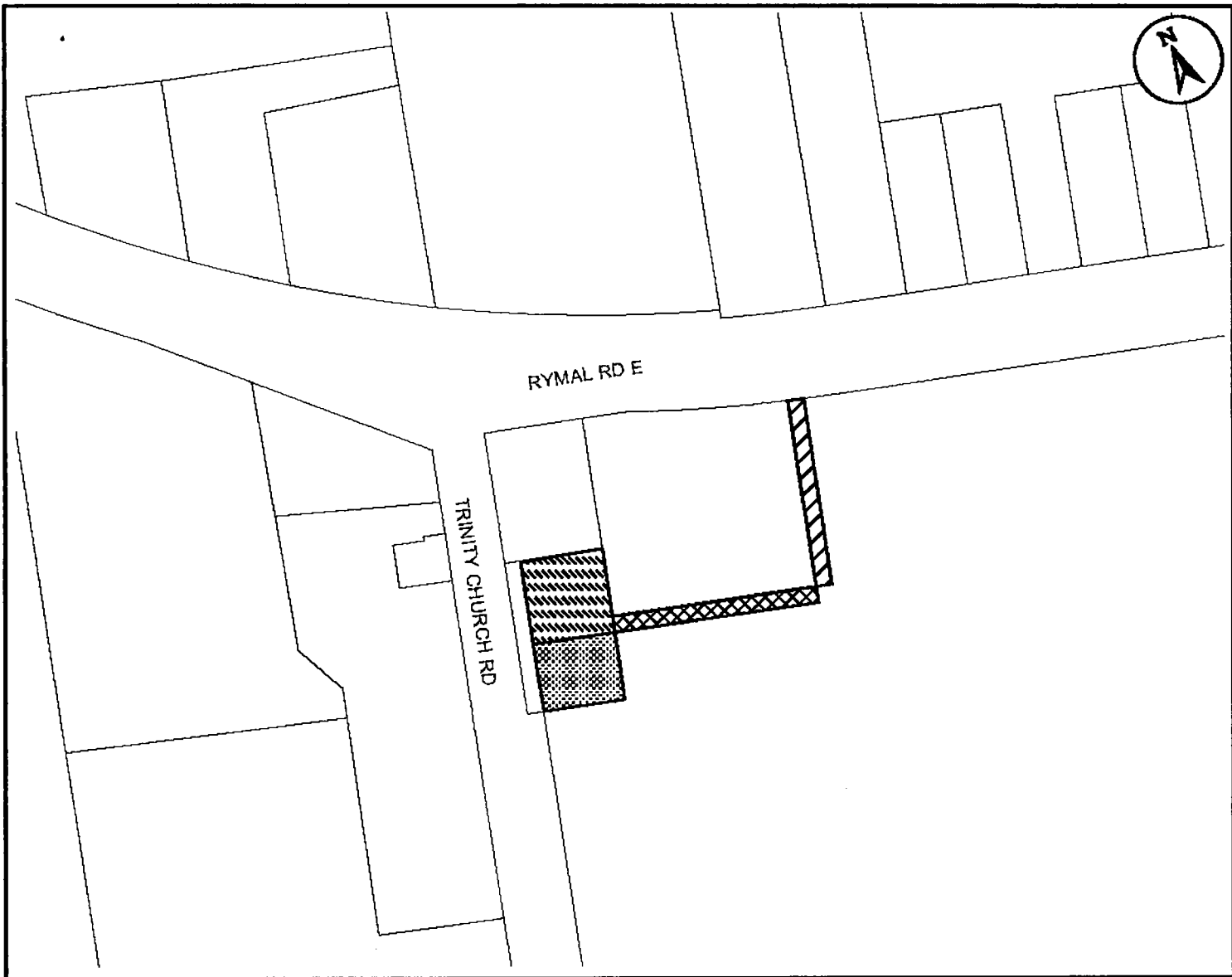
Rose Caterini, City Clerk
City Hall, Hamilton, Ontario

EXPLANATION OF THE PURPOSE AND EFFECT OF
BY-LAW NO.'S 10-216 and 10-217

1. The purpose of By-law No. 10-216 is to amend the former Township of Glanbrook Zoning By-law No. 464. The effect of this modification is to rezone additional lands for "Commercial" purposes, and to allow for the reconfiguration and appropriate zoning of the commercial block, which was previously rezoned through By-law No. 10-088.
2. The purpose of By-law No. 10-217 is to amend the City of Hamilton Zoning By-law No. 05-200. The effect of this modification is to rezone additional lands for "Institutional" purposes, and to allow for the reconfiguration and appropriate zoning of the institutional block previously rezoned through By-law No. 10-089.
3. Only the property referred to above and shown on the attached map is affected by the By-law. However, all owners of property within 120 metres (400 feet) of the property affected by the By-law are required to be notified.

ZAC-10-022

Rose Caterini
Clerk
City Hall, Hamilton, Ontario



Key Map

to By-Law No. 10-216
& By-law No. 10-217

Subject Property

-  Block 1 - Lands to be zoned Major Institutional (I3) Zone
-  Block 2 - Lands to be zoned General Commercial "C3-249" Zone
-  Block 3 - Change in Zoning from the General Agricultural "A1" Zone to the Holding - General Commercial "H-C3-249" Zone
-  Block 4 - Lands to be zoned Major Institutional - Holding (I3, H38) Zone

Scale: N.T.S.	File Name/Number: ZAR-10-022
Date: Sep. 21, 2010	Planner/Technician: AC/NB
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

