

Authority Item 5, Planning Committee
Report: 11-022 (PED11207)
CM: December 14, 2011

Bill No. 308

CITY OF HAMILTON

BY-LAW NO. 11-308

**To Amend Zoning By-law No. 3581-86 Respecting Lands Located at 133 and
139 Park Street West, in the former Town of Dundas,
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 Dundas" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 3581-86 (Dundas) was enacted on the 22nd day of May 1986, and approved by the Ontario Municipal Board on the 10th day of May, 1988;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 5 of Report 11-022 of the Planning Committee, at its meeting held on the 14th day of December, 2011, recommended that Zoning By-law No. 3581-86, 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 Dundas) in accordance with the provisions of the Planning Act.

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

1. That Schedule "A", appended to and forming part of By-law No. 3581-86 (Dundas), as amended, is hereby further amended as follows:

- (a) by changing the zoning from the Public and Private Service Zone (PPS) to the Public and Private Service Zone (PPS/S-121), Modified (Block 1); and,
- (b) by changing the zoning from the Low Density Residential Zone (R4) to the Public and Private Service Zone (PPS/S-121), Modified (Block 2);

on the lands the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this By-law.

2. That Section 32 - "EXCEPTIONS" of Zoning By-law No. 3581-86 (Dundas), as amended, is hereby further amended by adding the following Sub-section:

PPS/S-121 That notwithstanding the provisions of Section 27: Public and Private Service Zone (PPS), the following Special Provisions shall apply to the lands known municipally as 133 and 139 Park Street West, shown as PPS/S-121 on Schedule "A".

1. PERMITTED USES:

Only the following uses shall be permitted, and only within the buildings existing on the date of the passing of this By-law, being the 14th day of December, 2011, and additions thereto:

Library Services	(SIC 854)
Museums and Archives	(SIC 855)
Accessory Buildings, Structures, and Uses	(SIC N/A)

2. REGULATIONS FOR PERMITTED USES:

The following regulations shall apply to additions to buildings existing on the date of the passing of this By-law, being the 14th day of December, 2011:

Side Yard (Minimum)	4.5 metres
Rear Yard (Minimum)	7.5 metres

3. All other regulations of Section 27 shall apply.

To Amend Zoning By-law No. 3581-86 Respecting Lands Located at 133 and 139 Park Street West,
in the former Town of Dundas, now in the City of Hamilton

Page 3 of 4

3. That By-law No. 3581-86 (Dundas) is amended by adding the By-law to Section 32 as Schedule S-121.
4. That Schedule "M" of the Zoning Schedule Key Map is amended by marking the lands referred to in Section 1 of this By-law as PPS/S-121.
5. 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 this 14th day of December, 2011.

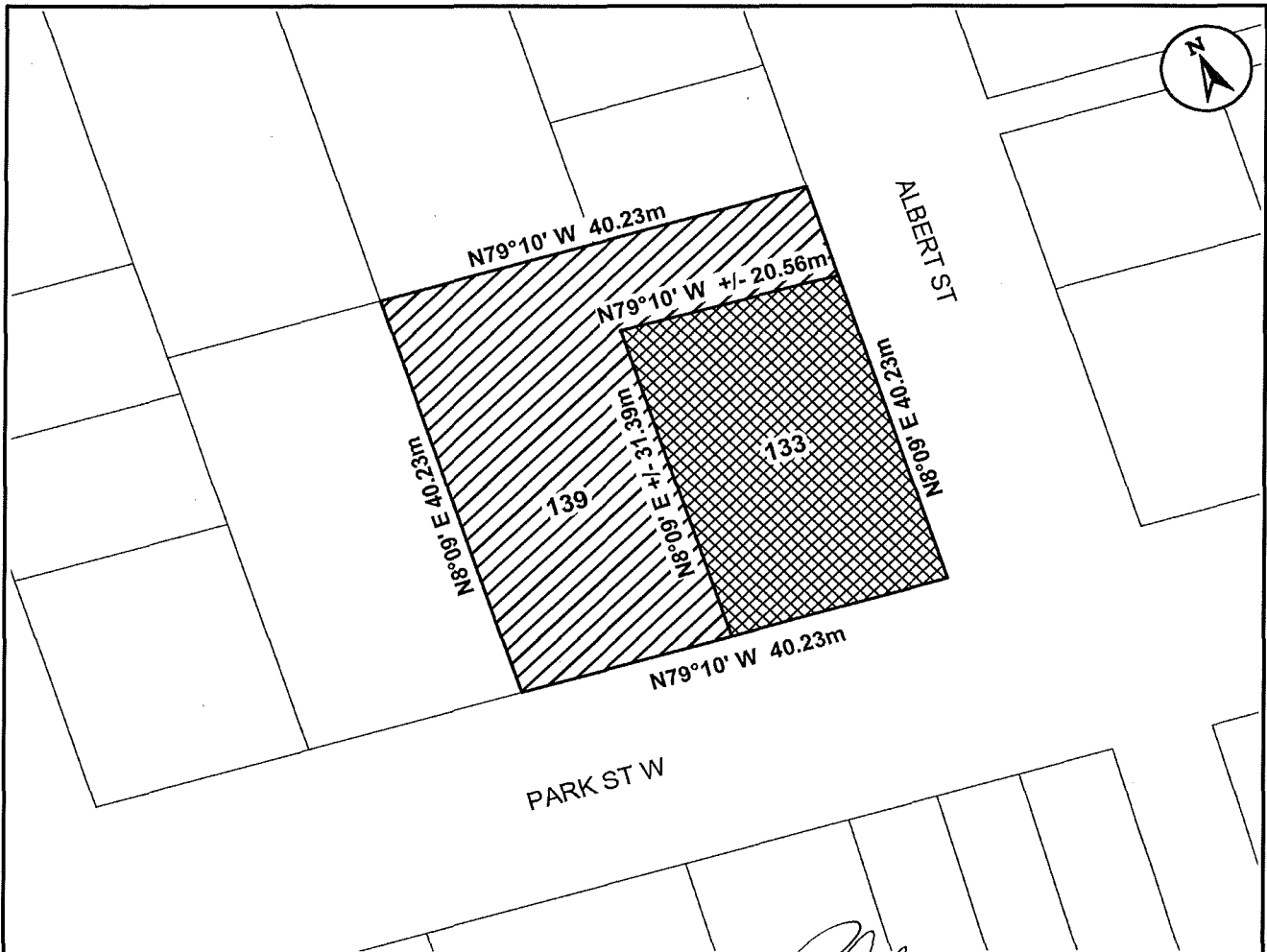


R. Bratina
Mayor



R. Caterini
City Clerk

ZAC-11-054



This is Schedule "A" to By-Law No. 11-308

Passed the 14th day of December, 2011

[Signature]
Clerk
[Signature]
Mayor

Schedule "A"

Map Forming Part of
By-Law No. 11-308

to Amend By-law No. 3581-86

Subject Property

133 & 139 Park Street West



Block 1 - Change in Zoning from the Public and Private Service Zone (PPS) to the Public Private Service Zone (PPS/S-121) modified, with a special exception.



Block 2 - Change in Zoning from the Low Density Residential Zone (R4) to the Public and Private Service Zone (PPS/S-121) modified, with a special exception

Scale:
N.T.S.

File Name/Number:
ZAC-11-054

Date:
October 11, 2011

Planner/Technician:
KM/AL



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT