

**Authority:** Item 5, Planning Committee  
Report 21-014 (PED21167)  
CM: September 29, 2021  
Ward: 12

**Bill No. 183**

## **CITY OF HAMILTON**

### **BY-LAW NO. 21-183**

#### **To Amend Zoning By-law No. 87-57 Respecting Modifications and Updates to General Provisions and Administration in the former Town of Ancaster Zoning By-law**

**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 municipality known as the “The Corporation of the City of Hamilton” 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 87-57 (Ancaster) was enacted on the 22<sup>nd</sup> day of June, 1987, and approved by the Ontario Municipal Board on the 23<sup>rd</sup> day of January, 1989;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 5 of Report 21-014 of the Planning Committee at its meeting held on the 29<sup>th</sup> day of September 2021, recommended that Zoning By-law No. 87-57 (Ancaster), be amended as hereinafter provided; and,

**AND WHEREAS** this By-law will be in conformity with the Urban Hamilton Official Plan and the Rural Hamilton Official Plan.

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

1. That Section 7: General Provisions of Zoning By-law No. 87-57 (Ancaster), as amended, is hereby repealed and replaced as follows:

“Notwithstanding Subsection 7.18 (a) (ii), accessory buildings excluding totally inground swimming pools shall not be located less than 1.5 metres from any side lot line for any lot located in an Existing Residential “ER” Zone.”

2. That Section 35: Administration of Zoning By-law No. 87-57 (Ancaster), as amended, is hereby repealed and replaced as follows:

“This By-law shall be administered by the City’s Director, Planning Division, Chief Planner.”

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** this 13<sup>th</sup> day of October, 2021.

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B. Johnson  
Acting Mayor

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A. Holland  
City Clerk