

**Authority:** Item 4, Planning Committee  
Report 17-011 (PED17098)  
CM: June 28, 2017  
Ward: 7

**Bill No. 133**

## **CITY OF HAMILTON**

### **BY-LAW NO. 17-133**

**To Amend Zoning By-law No. 6593 (Hamilton), as amended by Zoning By-law No. 89-246, and further amended by Zoning By-law No. 97-134, Respecting the Lands Located at 30 Rymal Road East, 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”;

**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”;

**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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

**WHEREAS** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

**WHEREAS** the Council of the City of Hamilton, in adopting Item 4 of Report 17-011 of the Planning Committee at its meeting held on the 28th day of June 2017, which recommended that Zoning By-law No. 6593 (Hamilton), as amended by By-law No. 89-246 and By-law No. 97-134, be further amended as hereinafter provided; and

**WHEREAS** this By-law is in conformity with the Urban Hamilton Official Plan.

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

1. That Section 2 of By-law 89-246, as amended by By-law No. 97-134, is further amended by deleting clause (a) of By-law 89-246 and replacing it with the following:
  - (a) Notwithstanding Section 13D.(1)B.(iv) of Zoning By-law No. 6593, the following commercial use shall be permitted:
    1. Restaurant or refreshment room without dancing or other entertainment except music.
2. No building or structure shall be erected, altered, extended, or enlarged, nor shall any building or structure or park thereof be used, nor shall any land be used, except in accordance with the “G-4” (Designed Neighbourhood Shopping Area)

To Amend Zoning By-law No. 6593 (Hamilton), as amended by Zoning By-law No. 89-246, and further amended by Zoning By-law No. 97-134, Respecting the Lands Located at 30 Rymal Road East, Hamilton

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District provisions, subject to the special requirements referred to in By-law 89-246 as amended by By-law No. 97-134 and Section 1 of this By-law.

3. That Zoning By-law No. 6593 is amended by adding this By-law to Section 19B as Schedule S-1123b.
4. That Sheet No. E9e of the District Maps is amended by marking the lands referred to in By-law Nos. 89-246 and 97-134 and further amended by Section 1 of this By-law as Schedule S-1123b.
5. 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 28<sup>th</sup> day of June, 2017.

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D. Skelly  
Acting Mayor

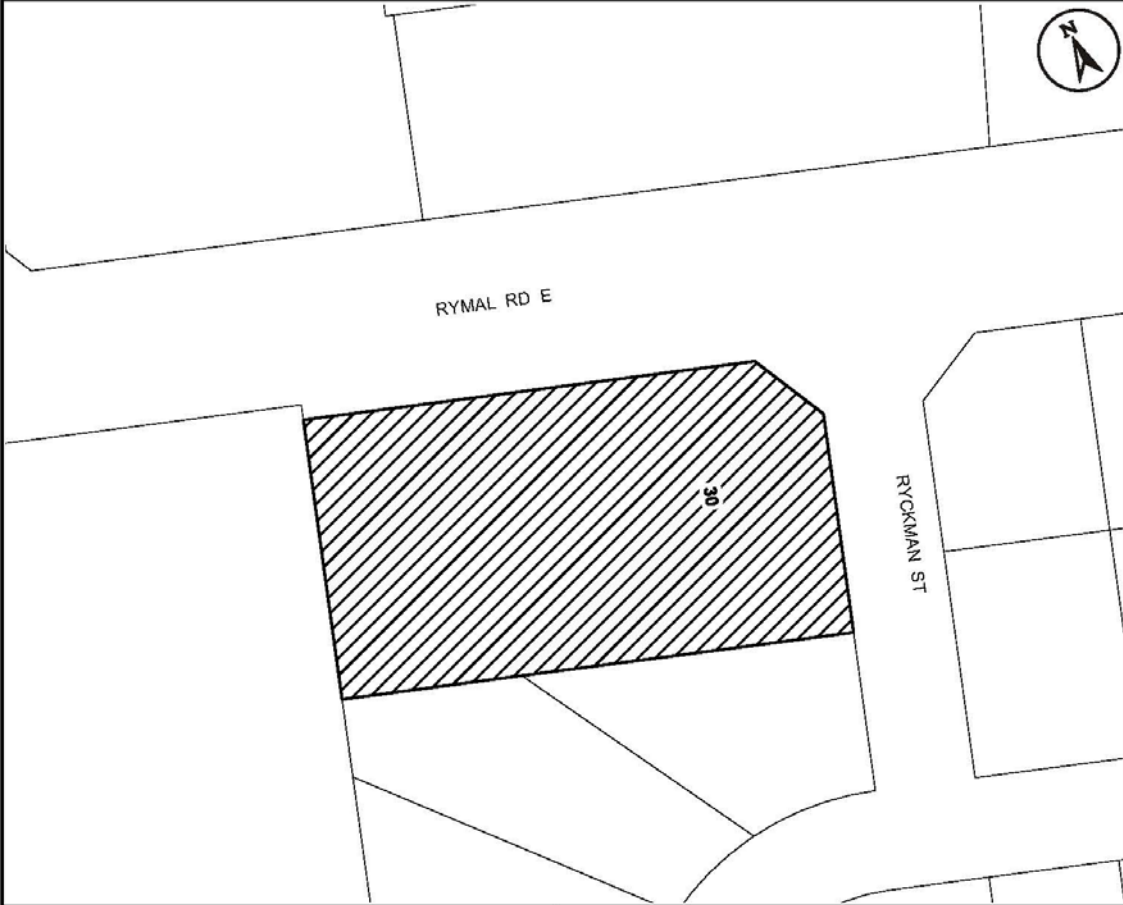


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J. Pilon  
Acting City Clerk

ZAR-16-061

To Amend Zoning By-law No. 6593 (Hamilton), as amended by Zoning By-law No. 89-246, and further amended by Zoning By-law No. 97-134, Respecting the Lands Located at 30 Rymal Road East, Hamilton

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<p>This is Schedule "A" to By-law No. 17-</p> <p>Passed the ..... day of ....., 2017</p>	<p>-----</p> <p style="text-align: center;">Mayor</p> <p>-----</p> <p style="text-align: center;">Clerk</p>		
<p><b>Schedule "A"</b></p> <p>Map Forming Part of By-law No. 17-_____</p> <p>to Amend By-law No. 6593</p>	<p><b>Subject Property</b> 30 Rymal Road East</p> <p> Change in Zoning from "G-4/S-1123" and "G-4/S-1123a" (Designated Neighbourhood Shopping Area) District, Modified to the "G-4/S-1123b" (Designated Neighbourhood Shopping Area) District, Modified.</p>		
<p>Scale: N.T.S.</p>	<p>File Name/Number: ZAR-16-061</p>		
<p>Date: May 15, 2017</p>	<p>Planner/Technician: MF/VJS</p>		
<p>PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT</p>			