Authority: Item 12, Planning Committee Report 18-011 (PED18147) CM: July 13, 2018 Ward: City Wide Bill No. 219

CITY OF HAMILTON

BY-LAW NO. 18-219

To Amend Zoning By-law No. 05-200 Respecting Modifications and Updates

WHEREAS the City of Hamilton has in force several Zoning By-laws which apply to different areas incorporated into the City by virtue of the *City of Hamilton Act, 1999,* S.O. 1999, Chap. 14;

WHEREAS the City of Hamilton is the lawful successor to the former Municipalities identified in Section 1.7 of By-law No. 05-200;

WHEREAS the first stage of the new Zoning By law, being By-law No. 05-200, came into force on the 25th day of May, 2005;

WHEREAS the Council of the City of Hamilton, in adopting Item 12 of Report 8-011 of the Planning Committee, at its meeting held on the 13th day of July, 2018, which recommended that Zoning By-law No. 05-200 be amended as hereinafter provided; and,

WHEREAS this By-law is in conformity with the Urban Hamilton Official Plan upon adoption of Official Plan Amendment No. 109.

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

- 1. That Section 3: Definitions of By-law No. 05-200 is amended as follows:
 - 1.1 That the following new definitions be added:

Alcohol Production Facility	Shall mean the use of land, building or
	structure for the production and
	distribution of beer and other malt-
	based beverages, wine, cider and / or
	spirits. An Alcohol Production Facility
	may include a tasting room, tours and
	limited retail sales of products
	developed on site as permitted by the
	specific zone, but shall not include the
	production of energy drinks, sports

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	drinks and / or soft drinks. An Alcohol Production Facility shall not include an Agricultural Brewery / Cidery / Winery, Beverage Making Establishment or Microbrewery.
Greenhouse	Shall mean a building or structure used for the growing of agricultural product that is climatically controlled and made primarily of translucent building material.
Parking Space, Tandem	Shall mean one Parking Space located immediately behind another Parking Space, leaving one Parking Space without direct access to an aisle or driveway.

1.2 That the definition of **Commercial Parking Facility** be amended by deleting the words "but shall not include an accessory parking lot to a principal use of the property located on the same lot. Parking spaces may be designed to include the use of stacked parking where a parking attendant is on site or a valet service is provided" and replacing them with "but shall not include any parking spaces provided in the minimum or maximum quantity required by this By-law for a permitted use" so that the definition reads as follows:

law for a permitted use."

- 1.3 That the definition of **Dwelling Unit** be amended by deleting the words "but shall not include a Duplex Dwelling, Semi-Detached Dwelling or Single Detached Dwelling" so that the definition reads as follows:
 - "Dwelling Unit shall mean a room or suite of rooms used or intended to be used by one or more persons living together as one household, in which cooking and sanitary facilities are provided for the exclusive use of the household, and to which an independent entrance is provided from outside the building or from a common interior hallway, vestibule or stairway."
- 1.4 That the definition of **Front Lot Line** be amended by adding the words "except where both lot lines are of equal length, at the option of the owner,

either of the lot lines abutting a public street may be considered as the front lot line;" at the end of Clause a), and by adding a new Clause c) with the words "with reference to an interior lot with multiple lot lines abutting a street, shall mean the shorter of the lot lines abutting the street" so that the definition reads as follows:

"Front Lot Line – shall mean any lot line abutting a street, and:

- a) With reference to a corner lot, shall mean the shorter of the lot lines abutting the streets, except where both lot lines are of equal length, at the option of the owner, either of the lot lines abutting a public street may be considered as the front lot line;
- b) With reference to a through lot shall mean, at the option of the owner, either of the lot lines abutting a public street; or,
- c) With reference to an interior lot with multiple lot lines abutting a street, shall mean the shorter of the lot lines abutting the street."
- 1.5 That the definition of **Landscaped Area** be amended by deleting the word "Has" in Clause a) and replacing it with the word "Contains", and by adding the word "and" at the end of Clause b) so that the definition reads as follows:

"Landscaped Area Shall mean any portion of a lot which:

- a) Contains no building thereon;
- b) Is not used for parking, access to parking, driveways or loading space; and,
- c) Is used for the purpose of landscaping."
- 1.6 That the definition of **Manufacturing** be amended by adding the words "or Alcohol Production Facility" so that the definition reads as follows:
 - "Manufacturing Shall mean the production, fabrication, compounding, processing, packaging, crafting, bottling, packing, recycling or assembling of raw or semi-processed or fully processed goods or materials, and shall include but not be limited to a Biotechnological Establishment, Computer. Electronic and Data Processing Establishment. Medical Pharmaceutical and Establishment, Printing Establishment and/or a

> Page 4 of 64 Science and Technology Establishment. Manufacturing may also include a Private Power Generation Facility as an accessory use, but shall not include a Waste Management Facility or Alcohol Production Facility."

- 1.7 That the definition of **Parking Space** be deleted and replaced with the following definition:
 - "**Parking Space** Shall mean an unobstructed space that is designed to be used for the temporary parking of a motor vehicle for other than the purpose of sale or display."
- 1.8 That the definition of **Personal Service** be amended by adding the words "or Yoga Studio," after the words "an Alternative Massage Establishment" and before the words "but shall not include" so that the definition reads as follows:
 - "Personal Service Shall mean the provision of services involving the health, beauty or grooming of a person or the maintenance or cleaning of apparel, and may include, but not be limited to an Alternative Massage Establishment or Yoga Studio, but shall not include a Dry Cleaning plant or a Body Rub Parlour".
- 1.9 That the definition for **Planned Business Centre** be amended by adding the words "within an Industrial Zone" after the words "group of business establishments" and before the words "which is planned", by deleting the words "and where each business establishment has a separate entrance located at grade", and by adding the words "but shall not be considered as a Shopping Centre" so that the definition reads as follows:
 - "Planned Business Centre Shall mean a group of business establishments within an Industrial Zone which is planned, developed, managed and operated as a unit with shared on-site parking, and containing four or more separated spaces for lease or occupancy, but shall not be considered as a Shopping Centre."
- 1.10 That the definition of **Setback** be amended by deleting the word "minimum" before the word "distance" so that the definition reads as follows:

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- **"Setback** Shall mean the distance between a lot line and the nearest part of any building or specified structure exclusive of any permitted yard projections on the lot."
- 1.11 That the definition of **Warehouse** be amended by adding the words "may include a Mini Storage Facility but" after the words "A Warehouse" and before the words "shall not include", so that the definition reads as follows:
 - "Warehouse Shall mean the use of building or structure, or part thereof, for the bulk storage or distribution of goods to industrial, commercial or institutional business users or other wholesalers, but shall not include retailing of goods to the general public. A Warehouse may include a Mini Storage Facility but shall not include a Waste Management Facility, Salvage Yard or Towing Establishment."
- 2. That Section 4: General Provisions of By-law No. 05-200 is amended as follows:
 - 2.1 That Subsection 4.6 be amended as follows:
 - 2.1.1 By adding the words "whichever is the lesser" at the end of Clauses a) and b);
 - 2.1.2 By adding the word "or" after the words "required yard," and before the words "to a maximum" in Clause a);
 - 2.1.3 By adding the word "or" after words "1.5 metres," and before the words "to a maximum" in Clauses b) and d);
 - 2.1.4 By deleting the word "and," at the end of Clause d);
 - 2.1.5 By deleting the words "whichever is less." and replacing them with "whichever is the lesser; and," at the end of Clause e); and,
 - 2.1.6 By adding the word "is" after the word "whichever" and before the words "the lesser" in Clause f),

So that the regulations read as follows:

"4.6 PERMITTED YARD ENCROACHMENTS

No part of any required yard shall be obstructed except as follows:

a) The usual projections of window sills, chimney breasts, belt courses, cornices, eaves, troughs and other similar architectural features, ductwork, venting and other similar appurtenances

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may be permitted in any required yard, provided that no such feature shall project more than 0.6 metres into the required yard, or to a maximum of half the distance of the required yard, whichever is the lesser;

- b) A fire escape or exterior staircase may encroach into a required side or rear yard to a maximum of 1.5 metres, or to a maximum of half the distance of the required yard, whichever is the lesser;
- c) An unenclosed ramp for wheelchair access may encroach into any required yard to no maximum distance;
- A porch, deck or canopy may encroach into any required yard to a maximum of 1.5 metres, or to a maximum of half the distance of the required yard, whichever is the lesser;
- e) A balcony may encroach into any required yard to a maximum of 1.0 metre, except into a required side yard of not more than one-third of its width or 1.0 metre, whichever is the lesser; and,
- f) A bay window or alcove, without foundation, may encroach into any required yard to a maximum of 0.6 metres or half the distance of the required yard, whichever is the lesser. No such feature shall have a width greater than 3.0 metres.
- 2.2 That Subsection 4.8.2 c) be amended by deleting the words "an area of 120" after the words "shall not exceed" and before the words "square metres" and by replacing them with the words "a total 5% lot coverage, to a maximum gross floor area of 200" so that the regulation reads as follows:
 - "c) All buildings accessory to a Single Detached Dwelling shall not exceed a total 5% lot coverage, to a maximum gross floor area of 200 square metres, and shall have a maximum building height of 6.0 metres."
- 2.3 That Subsection 4.12 a) be amended by deleting all references to the words "Downtown D5 or Downtown D6 Zone" and replacing them with the words "Downtown Zones".
- 3. That Section 5: Parking Regulations of By-law No. 05-200 is amended as follows:
 - 3.1 That Subsection 5.1 a) ii) be amended by deleting the existing regulation and replacing it with the following new regulation:
 - "ii) Notwithstanding Subsection 5.1 a) i), where the provision of parking on the same lot as the use requiring the parking is not possible, such off-

site parking may be located on another lot within 300.0 metres of the lot containing the use requiring the parking, provided:

- a) Such off-site parking shall only be permitted within a zone in which the use requiring such parking is permitted;
- b) Such off-site parking shall be subject to Subsection 5.1 a) iii); and,
- c) Subsection 5.1 a) ii) shall not apply to any Residential Zone."
- 3.2 That Subsection 5.1 b) be amended by deleting the existing regulation and replacing it with the following new regulation:
 - "b) Single Detached Dwellings, Semi-Detached Dwellings and Duplex Dwellings

On a lot containing a single detached dwelling, semi-detached dwelling or duplex dwelling in all zones:

- i) The required parking spaces for such dwellings shall be located a minimum distance of 5.8 metres from the streetline; and,
- ii) No parking spaces shall be permitted in a required front yard or required flankage yard except as otherwise permitted for single detached, semi-detached or duplex dwellings.

On a lot containing a single detached dwelling, semi-detached dwelling or duplex dwelling in all zones except the Agriculture (A1) and Rural (A2) Zone:

- iii) A driveway shall be located so as to lead directly from a street or laneway to a required parking space, either within a garage or outside, with such driveway having a minimum width of 3.0 metres;
- iv) The width of a driveway shall not exceed the width of an attached garage;
- v) Notwithstanding Subsection 5.1 b) iv), on a lot having an attached garage less than 5.0 metres in width, the driveway may extend beyond the width of the garage toward the side lot line to a maximum width of 5.0 metres and no closer than 0.6 metres to the side lot line, nearest to the garage;
- vi) In the case of a dwelling unit without an attached garage, the driveway width shall not exceed 50% of the lot width or 8.0 metres, whichever is less;

- vii) Where the driveway is provided in the front yard, all other portions of the front yard shall be a landscaped area;
- viii) A maximum of one driveway shall be permitted for each dwelling unit, except in the case of:
 - 1. A corner lot where a maximum of one driveway may be permitted from each street frontage; or,
 - 2. On a lot having a minimum width of 30.0 metres, a maximum of two driveways may be permitted;
- ix) On a corner lot, no access driveway shall be permitted through a daylight triangle; and,
- x) In the case of a duplex dwelling, the required parking may be arranged in tandem."
- 3.3 That Subsection 5.2 c) be amended by adding the words "without the necessity of moving any other motor vehicle" after the words "to and from the street or laneway" and before the words "and shall be arranged" so that the regulation reads as follows:
 - "c) All required parking shall be provided with adequate means of ingress and egress to and from the street or laneway without the necessity of moving any other motor vehicle, and shall be arranged so as not to interfere with normal public use of the street or laneway. Any parking lot shall provide for ingress and egress of vehicles to and from a street in a forward motion only."
- 3.4 That Subsection 5.2 e) be amended by deleting the existing regulation and replacing it with the following regulations:
 - "e) i) Parking Spaces, Driveways and Widening(s) in All Zones
 - a) Shall be provided and maintained with stable surfaces such as asphalt, concrete or other hard surfaced material, crushed stone or gravel, and shall be maintained in a dust free condition;
 - ii) Parking Lots in All Zones, except the Rural Classification Zones
 - a) Shall be designed and maintained with stable surfaces such as asphalt, concrete or other hard-surfaced material;

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- iii) Parking Lots in the Rural Classification Zones
 - a) Shall be designed and maintained with stable surfaces such as asphalt, concrete or other hard-surfaced material, or crushed stone or gravel; and,
 - b) Where crushed stone or gravel is provided in accordance with Subsection 5.2 e) iii) a), the access driveway shall be designed such that a minimum of 10.0 metres extending from the streetline shall be constructed and maintained with asphalt, concrete or other hard surfaced material, and shall be maintained in a dust free condition."
- 3.5 That Subsection 5.2 g) be deleted and replaced with the following new regulation:
 - "g) Commercial Parking Facilities and Hotels

Parking spaces may be designed to include the use of tandem or stacked parking where a parking attendant is on site or a valet service is provided."

3.6 That Subsection 5.5 a) be amended by deleting the number "0" in the third row of the first column, and replacing it with the number "1" so that the regulation reads as follows:

Required Parking Spaces	Designated Barrier Free Parking Spaces
0 – 49 spaces	Minimum 1 space;

- 3.7 That Subsection 5.5 be amended by adding a new Clause b) as follows:
 - "b) Subsection 5.5 a) shall not apply to Single Detached Dwellings, Semi-Detached Dwellings and Duplex Dwellings."
- 3.8 That the existing Clause 5.5 b) be renumbered as Clause 5.5 c).
- 3.9 That Subsection 5.6 c) iii) be amended by:
 - 3.9.1 Adding the words "All Zones except the Transit Oriented Corridor Zones" after the words "Elementary School", "Secondary School", and "University, College";
 - 3.9.2 Adding the words "Transit Oriented Corridor Zones" after the words "Educational Establishment";

3.9.3 Adding a new regulation for "Residential Uses on the same lot as a University or College (All Zones)";

So that the regulation reads as follows:

iii. Educational Establishments	
Elementary School (All Zones except the Transit Oriented Corridor Zones)	1.25 for each classroom.
Secondary School (All Zones except the Transit Oriented Corridor Zones)	3 for each classroom plus 1 for each 7 seat capacity in an auditorium, theatre or stadium.
University, College (All Zones except the Transit Oriented Corridor Zones)	5 for each classroom plus 1 for every 7 seat capacity in an auditorium, theatre or stadium or 5 spaces for every classroom plus 1 space for each 23.0 square metres of the gross floor area which accommodates the auditorium, theatre or stadium, whichever results in greater requirement.
Residential Use on the same lot as a University or College (All Zones)	No parking shall be required for any residential use on the same lot as a University or College.
Educational Establishment (Transit Oriented Corridor Zones)	3 for each classroom plus 1 for each 7 seat capacity in an auditorium, theatre or stadium. (By-law 16-264, October 12, 2016)

- 4. That Section 8: Institutional Zones of By-law No. 05-200 is amended as follows:
 - 4.1 That Subsections 8.1.3.2 a), 8.2.3.2 a) and 8.3.2.2 a) be amended by deleting reference to the words "property line" and replacing them with the words "lot line."
- 5. That Section 9: Industrial Zones of Zoning By-law No. 05-200 is amended as follows:
 - 5.1 That Subsection 9.1.1 be amended by adding "Alcohol Production Facility" as a permitted use.

- 5.2 That Subsection 9.1.2 be amended by deleting "Beverage Distillation" as a prohibited use.
- 5.3 That Subsection 9.1.3 g) be amended by adding the words "Alcohol Production Facilities" so that the regulation reads as follows:
 - "g) Location of Alcohol Production Facilities, Manufacturing, Motor Vehicle Service Station, Repair Service, and Warehouse Uses Alcohol Production Facility; Manufacturing;

Motor Vehicle Service Station;

Repair Service; and,

Warehouse."

5.4 That a new Subsection 9.1.3 i) be added as follows:

- i) Maximum Gross Floor 5,000 square metres. Area for an Alcohol Production Facility
- 5.5 That Subsection 9.1.3 i) Maximum Combined Gross Floor Area for Accessory Retail and Showroom Area and Subsection 9.1.3 i) Accessory Buildings be renumbered to Subsections 9.1.3 j) and k) respectively.
- 5.6 That Subsection 9.1.3 j) Maximum Combined Gross Floor Area for Accessory Retail and Showroom Area be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom Area", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - "j) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".
- 5.7 That Subsection 9.2.1 be amended by adding "Alcohol Production Facility" as a permitted use.
- 5.8 That Subsection 9.2.1 be amended by deleting the words "Contracting Establishment" and replacing them with the words "Contractor's Establishment".

- 5.9 That Subsection 9.2.1 be amended by deleting "Children's Play-gym" and "Gymnastics Studio" as permitted uses.
- 5.10 That Subsection 9.2.2 be amended by deleting "Beverage Distillation" and "Breweries" as prohibited uses.
- 5.11 That a new Subsection 9.2.3 h) be added as follows:
 - h) Maximum Gross Floor 5,000 square metres. Area for an Alcohol Production Facility
- 5.12 That the existing Subsection 9.2.3 i) Location Restriction for Children's Playgym and Gymnastics Studio be deleted and the existing Subsection 9.2.3 h) Maximum Combined Gross Floor Area for Accessory Retail and Showroom Area be renumbered as Subsection 9.2.3 i).
- 5.13 That Subsection 9.2.3 i) be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - "i) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".
- 5.14 That Subsection 9.3.1 be amended by adding "Alcohol Production Facility" as a permitted use.
- 5.15 That Subsection 9.3.1 be amended by deleting "Children's Play-gym" and "Gymnastics Studio" as permitted uses.
- 5.16 That Subsection 9.3.2 be amended by deleting "Beverage Distillation" and "Breweries" as prohibited uses.
- 5.17 That Subsections 9.3.3 b) ii) be amended to delete the number "25.0" and replace it with "27.0".
- 5.18 That Subsection 9.3.3 e) be amended by adding the words "and Alcohol Production Facilities" after the words "Location Restriction of Manufacturing Uses".
- 5.19 That a new Subsection 9.3.3 m) be added as follows:
 - m) Maximum Gross Floor 5,000 square metres. Area for an Alcohol Production Facility

- 5.20 That the existing Subsection 9.3.3 o) Location Restriction for Children's Playgym and Gymnastics Studio be deleted and the existing Subsection 9.3.3 m) Maximum Combined Gross Floor Area for Accessory Retail and Showroom Area be renumbered as Subsection 9.3.3 o).
- 5.21 That Subsection 9.3.3 o) be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - "o) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".
- 5.22 That Subsection 9.4.1 be amended by deleting the words "Contracting Establishment" and replacing them with the words "Contractor's Establishment".
- 5.23 That Subsection 9.4.1 be amended by deleting "Children's Play-gym" and "Gymnastics Studio" as permitted uses.
- 5.24 That Subsections 9.4.3 b) ii) be amended to delete the number "25.0" and replace it with "27.0".
- 5.25 That the existing Subsection 9.4.3 p) Location Restriction for Children's Playgym and Gymnastics Studio be deleted and the existing Subsections 9.4.3 q) and r) be renumbered to 9.4.3 p) and q).
- 5.26 That Subsection 9.5.1 be amended by adding "Alcohol Production Facility" as a permitted use.
- 5.27 That Subsection 9.5.1 be amended by deleting the words "Contracting Establishment" and replacing them with the words "Contractor's Establishment".
- 5.28 That Subsection 9.5.3 h) be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - "h) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".
- 5.29 That Subsection 9.6.1 be amended by adding "Alcohol Production Facility" as a permitted use.

- 5.30 That Subsection 9.6.2 be amended by deleting "Beverage Distillation" and "Breweries" as prohibited uses.
- 5.31 That Subsection 9.6.3 f) be amended by adding the words "and Alcohol Production Facilities" after the words "Location Restriction of Manufacturing Uses".
- 5.32 That Subsection 9.6.3 o) be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - o) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".
- 5.33 That a new Subsection 9.6.3 p) be added as follows, and that Subsections 9.6.3 p), q) and r) be renumbered accordingly:
 - p) Maximum Gross Floor 5,000 square metres.
 Area for an Alcohol Production Facility
- 5.34 That Subsection 9.7.3 b) ii) be amended by deleting the word "above", and by deleting the word "property" and replacing it with the word "lot" so that it reads as follows:
 - "b) Minimum Yard Abutting a Street
- ii) Notwithstanding i), where a lot abuts Dickenson Road West:
 - 1. Minimum Yard 6.0 metres
 - 2. Maximum Yard 25.0 metres"
- 5.35 That the Airside Industrial (M7) Zone be amended by adding a new Subsection 9.7.4 as follows:
 - 9.7.4 SINGLE DETACHED, In addition to Subsection 4.12 c) and in accordance with Subsection 34(10) of SEMI-DETACHED the Planning Act, R.S.O., 1990, c.P.13, AND DUPLEX DWELLINGS an addition or alteration to a single EXISTING AT THE detached, semi-detached or duplex DATE OF PASSING dwelling not permitted by the by-law but existing at the date of passing of the by-**OF THE BY-LAW** law that increases the volume or size of

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the interior of the building shall be permitted as follows:

- The increase shall not exceed a maximum of 10% of the Gross Floor Area of the building existing at the date of passing of the by-law; and,
- ii) The side yard setbacks of the addition shall not be less than the existing side yard setbacks.
- 5.36 That Subsection 9.8.3 g) ii) be amended by deleting the word "property" and replacing it with the word "lot" so that the regulation reads as follows:
 - "ii) Where a lot line abuts a property lot line within a Residential Zone or an Institutional Zone, a minimum 3.0 metre wide Planting Strip shall be provided and maintained."
- 5.37 That Subsection 9.9.2 a) ii) be amended by deleting the word "property" and replacing it with the word "lot".
- 5.38 That Subsection 9.10.1 be amended by adding "Alcohol Production Facility" as a permitted use.
- 5.39 That Subsection 9.10.2 be amended by deleting "Beverage Distillation" and "Breweries" as prohibited uses.
- 5.40 That a new Subsection 9.10.3 k) be added as follows:
 - Maximum Gross Floor 5,000 square metres.
 Area for an Alcohol Production Facility
- 5.41 That the existing Subsections 9.10.3 k), l), and m) be renumbered to Subsections 9.10.3 l), m), and n).
- 5.42 That Subsection 9.10.3 I) be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom Area", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - "I) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".

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- 5.43 That Subsection 9.11.1 be amended by adding "Alcohol Production Facility" as a permitted use.
- 5.44 That Subsection 9.11.2 be amended by deleting "Beverage Distillation" and "Breweries" as prohibited uses.
- 5.45 That Subsection 9.11.3 g) be amended by adding the words "and Alcohol Production Facilities" after the words "Location Restriction of Manufacturing Uses".
- 5.46 That Subsection 9.11.3 I) be amended by deleting the word "property" and replacing it with the word "lot".
- 5.47 That a new Subsection 9.11.3 n) be added as follows:
 - n) Maximum Gross Floor 5,000 square metres. Area for an Alcohol Production Facility
- 5.48 That the existing Subsections 9.11.3 n), o) and p) be renumbered to Subsections 9.11.3 o), p) and q).
- 5.49 That Subsection 9.11.3 o) be amended by deleting the word "and" between the words "Accessory Retail" and "Showroom Area", and by adding the words "and Tasting Room" after the words "Showroom Area" so that the regulation reads as follows:
 - "o) Maximum Combined Gross Floor Area for Accessory Retail, Showroom Area and Tasting Room".
- 5.50 That the Airport Prestige Business (M11) Zone be amended by adding a new Subsection 9.11.4 as follows:
 - 9.11.4 SINGLE DETACHED, SEMI-DETACHED AND DUPLEX DWELLINGS EXISTING AT THE DATE OF PASSING OF THE BY-LAW In add accord the Pla detach dwellin existin

In addition to Subsection 4.12 c) and in accordance with Subsection 34(10) of the Planning Act, R.S.O., 1990, c.P.13, an addition or alteration to a single detached, semi-detached or duplex dwelling not permitted by the by-law but existing at the date of passing of the bylaw that increases the volume or size of the interior of the building shall be permitted as follows:

i) The increase shall not exceed a maximum of 10% of the Gross Floor

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- ii) The side yard setbacks of the addition shall not be less than the existing side yard setbacks.
- 6. That Section 11: Transit Oriented Corridor Zones of Zoning By-law No. 05-200 is amended as follows:
 - 6.1 That Subsection 11.1.2 i) be amended by adding the following prohibited uses alphabetically:

"Duplex Dwelling Semi-Detached Dwelling Single Detached Dwelling Street Townhouse Dwelling"

6.2 That Subsection 11.1.3 d) iii) be amended by deleting the word "above" after the words "Section ii)", by deleting the word "above" after the words "Section 11.1.3 b) and c)" by deleting the words "with the exception of "TOC3," between the words "Residential or Institutional Zone" and "to a maximum", and by deleting all references to the word "Section" and replacing them with "Subsection", so that the regulation reads as follows:

"In addition to Subsection i) and notwithstanding Subsection ii), the minimum building height may be equivalently increased as the yard increases beyond the minimum yard requirement established in Section 11.1.3 b) and c), when abutting a Residential or Institutional Zone, to a maximum of 22.0 metres."

6.3 That Subsection 11.1.3 i) i) be amended by deleting the words "Downtown D6 Zone," and by deleting the words "with the exception of TOC3 Zone, property line" so that the regulation reads as follows:

"A visual barrier shall be required along any lot line abutting a Downtown D5 Zone, Institutional Zone or Residential Zone in accordance with the requirements of Section 4.19 of this By-law."

- 6.4 That Subsections 11.1.4 iii) and 11.3.4 iii) be amended by deleting the text "The existing side yard setbacks are maintained for the addition" and replacing it with the text "The side yard setbacks of the addition shall not be less than the existing side yard setbacks."
- 6.5 That Subsection 11.2.2 i) be amended by adding the following prohibited uses alphabetically:

"Duplex Dwelling Semi-Detached Dwelling Single Detached Dwelling Street Townhouse Dwelling"

6.6 That Subsection 11.2.3 h) be amended by deleting the words "or Downtown D6 Zone", and by deleting the words "property line, with the exception of TOC3 Zone," after the words "Residential Zone", so that the regulation reads as follows:

"A visual barrier shall be required along any lot line abutting a Downtown D5 Zone, Institutional Zone or Residential Zone, in accordance with the requirements of Section 4.19 of this By-law."

- 6.7 That Subsection 11.3.1.1 iv) be renumbered as Subsection 11.3.1.1 iii).
- 6.8 That Subsection 11.3.2 a) v) be deleted.
- 6.9 That Subsection 11.3.2 i) i) be amended by deleting the words "or Downtown D6 Zone", and by deleting the words "property line" so that the regulation reads as follows:

"A visual barrier shall be required along any lot line abutting a Downtown D5 Zone, Institutional Zone or Residential Zone in accordance with the requirements of Section 4.19 of this By-law."

- 7. That Section 12: Rural Zones of Zoning By-law No. 05-200 is amended as follows:
 - 7.1 That Subsections 12.3.1, 12.4.1, 12.5.1, 12.6.1 and 12.7.1 be amended by adding "Agriculture" as a permitted use.
 - 7.2 That Subsections 12.3.2, 12.4.2 and 12.5.2 be amended by adding the following prohibited uses and renumbering the subsequent subsections accordingly:
 - "a) Buildings and Structures accessory to an Agriculture use;
 - b) Raising of livestock;
 - c) Raising, boarding and training of horses;
 - d) Raising of other animals for food, fur or fibre;"
 - 7.3 That Subsections 12.1.2, 12.2.2, 12.3.2, 12.4.2, 12.5.2, 12.6.2 and 12.7.2 be amended by deleting the words ", as follows" after the words "The following uses are prohibited".
 - 7.4 That Subsection 12.4.3 i) be amended by deleting the word "property" and replacing it with the word "lot".

- 8. That Schedule "C" Special Exceptions of By-law No. 05-200 is amended as follows:
 - 8.1 That the following Special Exceptions be amended:
 - a) Special Exception No. 54 shall be amended by deleting the word "Maximum" before the words "lot area" in Clause a) i) and replacing it with "Minimum" so that it reads as follows"
 - "a) The following regulations shall apply:
 - i) Minimum Lot Area 0.8 hectares"
 - b) Special Exception No. 125 shall be amended to add "Casino" as a new permitted use in Clause a) ii), and to subsequently renumber Clauses a) ii) through ix) so that it reads as follows:
 - "a) The following uses shall also be permitted:
 - i) Animal oriented events such as rodeos and exhibitions;
 - ii) Casino;
 - iii) Commercial Entertainment;
 - iv) Flea Markets;
 - v) Auctions;
 - vi) Horse Racetrack and Racing of Animals;
 - vii) Horse Breeding;
 - viii) Park;
 - ix) Public Assembly events such as meetings, cultural and educational gatherings; and,
 - x) Seasonal Campground."
 - c) Special Exception No. 225 shall be deleted and replaced with the following new Special Exception:

"Within the lands zoned City Wide Park (P3) Zone, identified on Map 26 of Schedule "A" – Zoning Maps, and described as part of 159 – 165 Carlisle Road, the following special provisions shall also apply:

- a) Notwithstanding Subsection 7.3.1, only the following uses shall be permitted:
 - i. Recreation
 - ii. Single Detached Dwelling, existing on the date of passing of this By-law (July 10, 2015)"

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d) Special Exception No. 253 regarding the property identified as Two Parts of Regional Road 97 shall be amended by deleting the number "1.38 Ha" and replacing it with "0.13 Ha", by deleting the number "57" and replacing it with the number "129", by deleting the words "set back" before the words "metres from Regional Road 97", by deleting the number "0.98 Ha" and replacing it with the number "0.04 Ha", and by deleting the number "129" and replacing it with the number "57" so that it reads as follows:

		4 000
"Two Parts of 928	Map 25	1,298 square metres
Regional Road 97		(0.13 Ha)
		Part 1 – 931 square
		metres (0.09 Ha) and
		set back 129 metres
		from Regional Road 97
		Part 2 – 367 square
		metres (0.04 Ha) and
		set back 57 metres from
		Regional Road 97"

- e) Special Exception No. 296 shall be amended by:
 - Deleting the words "In addition to Section 11.1.1, on those lands zoned Mixed Use (TOC1) Zone" and replacing them with the words "Within the lands zoned Transit Oriented Corridor Mixed Use Medium Density (TOC1) Zone" within the preamble;
 - ii) Adding reference to 51 Forsyth Avenue South and deleting reference to 57 Forsyth Avenue South; and,
 - iii) Adding the words "In addition to Subsection 11.1.1 and notwithstanding Subsection 11.1.2 i)" before the words "a Single Detached Dwelling shall also be permitted" in Clause i).
- f) Special Exception No. 310 shall be deleted and replaced with the following new Special Exception:

"Within the lands zoned Transit Oriented Corridor Mixed Use Medium Density (TOC1) Zone, identified on Maps 907 and 949 of Schedule "A" – Zoning Maps and described as 906 Main Street West and 122 Longwood Road South, the following special provisions shall apply:

a) The Front Lot Line shall be deemed to be the lot line abutting Main Street West; and,

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- b) The lands described as 906 Main Street West and 122 Longwood Road South shall be considered one lot for zoning purposes.
- g) Special Exception No. 375 shall be deleted and replaced with the following new Special Exception:

"Within the lands zoned General Industrial (M5) Zone and Light Industrial (M6) Zone, identified on Maps 829, 870, 871, 912, 913, 914, 915, 956, 957, 958, 959, 1147, 1198, 1199 of Schedule "A" – Zoning Maps and described as:

Property Address	Map Number
1-18, 20, 22-37, 39, 41, 43 Albemarle Street	915, 956, 957
362, 364, 366, 368, 370, 372, 374, 376, 378, 380,	914, 915, 956,
382, 385-387, 393, 395, 397, 399 Avondale Street	957
481 Barton Street East	1147, 1198,
	1199
31, 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 55, 57,	914, 956, 957,
59, 61, 63, 65, 67, 69, 73, 75, 77, 79, 81, 83, 89,	958, 959
91, 93, 104, 105, 107-113, 116-118, 120, 122,	
124, 126, 128, 130, 132, 136, 140, 142, 144, 146,	
148, 150, 152, 154, 156, 158, 160-164, 166, 167,	
169, 172, 173, 175-177, 179-182, 184, 186, 188,	
190, 192, 194, 195, 203, 205, 207, 211, 213, 215,	
217, 219, 221, 223, 227, 229, 233, 237, 240, 243,	
252, 254, 263, 264, 266, 267, 269-275, 526, 528,	
530, 532, 534, 544, 548, 554, 560, 568 Beach	
Road	
3, 8-10, 12-15, 20, 22 Beatty Avenue	958
2, 4, 8, 16 Birmingham Street	914
450, 517, 520, 539, 553, 555, 561, 563, 569, 571,	871
573, 577 Burlington Street East	
29, 43, 110, 112, 114, 116, 118, 120, 122, 140,	870, 912
142, 144, 146, 148, 150, 152, 154, 156, 158, 160,	
162, 164, 166 Burton Street	
83, 85, 87, 89, 91-105 Cheever Street	912
3, 16, 18, 20, 22, 24, 32, 36	870, 912
5-7, 21, 23, 25, 27, 29-31, 33, 35, 37, 39, 40, 45,	915, 957
47-49 Depew Street	
12-22, 24-28, 30, 31, 33 Dickson Street	871
6, 8, 10, 16 Douglas Avenue	912
350, 353, 360, 362, 364, 366, 368, 373, 375, 377,	870, 912
391, 393, 395 Emerald Street North	
304, 322, 332, 334, 337, 342, 344, 348, 350, 352,	914, 956
357 Gage Avenue North	
3, 17, 20, 22, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43-	914, 915, 957

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	T age ZE et et
58, 60, 62, 64, 66, 69, 70, 72-79, 81-84, 86, 87-95, 97, 99, 101-103, 105, 107, 109, 113, 115 Gertrude Street	
5, 59, 61, 63, 65-71, 73-75, 78, 79, 81, 91, 93, 95, 97-99, 101-103, 105, 107, 109, 111, 113, 115-119, 121, 123, 125, 127, 129, 131, 133, 135, 137, 139, 141 Hillyard Street	871, 913
1, 3, 5, 7, 9, 11, 13, 15-17, 19-21, 23, 25, 34, 36, 38, 40, 42 Land Street	871
1, 4-12, 14-16, 18, 19, 21-24, 26-28, 30-37 Lyndhurst Street	915, 957
2, 6, 8, 10, 16, 20, 22, 24-27, 30, 31, 35, 36, 38- 41, 43, 45 Macallum Street	870, 871
17, 23, 25, 27, 29, 31 McKinstry Street	871
52, 56, 58, 60, 64 Munroe Street	913
66, 67, 69-71, 73-76, 78, 82, 84, 86, 88, 98, 99, 102-104, 106-110, 112-131, 133-135, 137, 139, 141, 143, 152, 163, 167, 171 Niagara Street	829, 871
2, 4, 10, 12, 20, 26, 28, 32 Northcote Street	957
1 Norton Street	914
5 Roadway	871, 914, 915, 956, 957
1, 2, 4, 6, 8 Roosevelt Avenue	958
1, 3, 5-20, 22-25, 27-29, 31, 33, 35-37 Rowanwood Street	957
15, 17, 20-27, 29-36, 38, 40, 48, 50, 52, 56, 58, 60, 64, 65, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93, 95, 97, 99, 103, 107, 109, 111, 113, 115, 117-119, 170, 175 Shaw Street	912, 913
366, 390, 400 Victoria Avenue North	870, 912
335, 517, 519, 521, 527, 529, 531, 533, 536, 540, 560, 562, 564, 566, 568, 570, 572, 574, 578, 580, 582, 584, 600, 610, 612, 618 Wentworth Street North	829, 871, 912, 913
2, 4, 6, 8, 10-25, 27, 28, 30, 32, 34, 36, 38, 40-44, 46-48, 50 Whitfield Avenue	914

The following special provisions shall apply:

- a) In addition to Subsections 9.5.1 and 9.6.1, and notwithstanding Subsections 9.5.2 and 9.6.2 ii), the legally established residential uses existing on the date of passing of this By-law (May 26, 2010) shall also be permitted.
- b) Notwithstanding Subsections 9.5.3 and 9.6.3, the following regulations shall apply to the use permitted in Clause a):

i)	Minimum Front Yard	6.0 metres
ii)	Maximum Building Height	14.0 metres
iii)	Minimum Side Yard	0.6 metres
iv)	Minimum Rear Yard	7.5 metres

- v) Accessory buildings shall be subject to Subsection 4.8.1"
- h) Special Exception No. 456 shall be deleted and replaced with the following new Special Exception:

"Within the lands zoned Community Institutional (I2) Zone, identified on Map 995 of Schedule "A" – Zoning Maps and described as 121 Augusta Street, the following special provisions shall apply:

- a) Notwithstanding Section 3, a Social Services Establishment may include overnight accommodation.
- b) In addition to Subsection 5.2 b) i), a maximum of three parking spaces may be a minimum 5.2 metres in length.
- c) Notwithstanding Subsection 5.6 c) a minimum of 15 parking spaces shall be provided.
- d) In addition to Subsection 8.2.1, an Office shall be permitted within the building existing on May 13, 1995.
- e) In addition to Subsection 8.2.3.1, the maximum capacity for a Social Services Establishment shall not exceed eight (8) residents.
- f) In addition to Subsection 8.2.3.1 and notwithstanding Subsection 4.19, a Visual Barrier with a minimum height of 1.0 metre shall be provided and maintained along the easterly lot line adjoining the parking area."
- Special Exception No. 461 shall be amended to delete reference the "Downtown Mixed Use (D3) Zone" and replaced with "Transit Oriented Corridor Mixed Use Medium Density (TOC1) Zone so that it reads as follows:

"Within the lands zoned Transit Oriented Corridor Mixed Use Medium Density (TOC1) Zone, identified on Map 1091 of Schedule "A" – Zoning

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Maps and described as 55 Queenston Road, the following special provisions shall apply:"

- j) Special Exception No. 629 shall be amended by renumbering Clause b)
 i) Building Height to Clause b) ii), and by renumbering Clause b) iii)
 Screening to Clause b) v).
- k) Special Exception No. 637 shall be amended by renumbering Clauses a) G) a), b), c) and d) as Clauses a) G) i), ii), iii) and iv).
- 8.2 That Schedule "C" Special Exceptions of By-law No. 05-200 is amended by adding the following new Special Exceptions:
 - "672. Within the lands zoned Conservation / Hazard Land (P5) Zone, identified on Map 1034 of Schedule "A" – Zoning Maps, and described as Part of 870 Scenic Drive, the following special provisions shall apply:
 - a) In addition to Subsection 7.5.1, the following uses shall be permitted only within the building existing as of June 22, 2012 (known as the Long and Bisby Building):
 - i) A maximum of 12 dwelling units;
 - ii) Commercial uses limited to: Art Gallery Artist Studio **Business or Professional Office** Community Centre Craftsperson Shop Day Nursery Lecture Room Library Museum Personal Service Restaurant, to a maximum gross floor area of 200 square metres Retail Store, excluding a Convenience Store, to a maximum gross floor area of 200 square metres iii) Accessory uses limited to: Craftsperson Shop
 - II) Accessory uses limited to: Craftsperson Shop Day Nursery Home Occupation Medical Clinic Office

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Personal Services Studio Retail Store, to a maximum gross floor area of 200 square metres

- 676. Within the lands zoned City Wide Park (P3) Zone, identified on Maps 1341, 1342, 1393 and 1394 of Schedule "A" Zoning Maps, and described as a portion of 1086 West 5th Street, the following special provisions shall apply:
 - a) In addition to Section 3, the following definition shall apply:

Archaeological Conservation	Shall mean the preservation of an archaeological
	resource or resources in place.

- b) Notwithstanding Subsection 7.3.1, only Archaeological Conservation shall be permitted.
- 678. Within the lands zoned General Business Park (M2) Zone, Prestige Business Park (M3) Zone, Business Park Support (M4) Zone, identified on Maps 1433, 1434, 1435, 1481, 1482, 1483, 1484, 1528, 1529, 1530, 1531, 1573 and 1574 of Schedule "A" – Zoning Maps, and described as the Ancaster Business Park, shown as Figure 3 of Schedule "F" – Special Figures, the following special provision shall also apply:
 - a) In addition to Subsections 9.2.1, 9.3.1 and 9.4.1, the following uses shall also be permitted:

Children's Play-gym Gymnastics Studio

- 681. Within the lands zoned Agriculture (A1) Zone, identified on Map 138 of Schedule "A" Zoning Maps and described as 199 Glover Road, the following special provisions shall apply:
 - a) In addition to Subsection 12.1.1, a Long Term Care Facility shall also be permitted.
 - b) In addition to Subsection 4.12 d), Section 5, and Subsection 12.1.3, any parking spaces and drive aisles existing as of July 10, 2015 shall be deemed to comply with the regulations for any required setbacks, location on the lot, and number of parking spaces."

- 9. That Schedule "D" Holding Provisions of By-law No. 05-200 is amended as follows:
 - 9.1 That Holding Provision No. 27 regarding 611 Aberdeen Avenue be amended by renumbering it to Holding Provision No. 29.
 - 9.2 That Holding Provision No. 37 be amended by deleting the preamble and with replacing it with the following text:

"Notwithstanding Subsections 8.2, 8.3, 9.7, 9.8, 9.9, 9.10, 9.11 and 9.12, on those lands zoned Community Institutional (I2) Zone, Major Institutional (I3) Zone, Airside Industrial (M7) Zone, Airport Related Business (M8) Zone, Airport Reserve (M9) Zone, Airport Light Industrial (M10) Zone, Airport Prestige Business (M11) Zone, and Extractive Industrial (M12) Zone, site alteration shall only be permitted in accordance with Subsections 1.11 d) and e) and Subsections 9.7.4 and 9.11.4, until such time as:"

- 9.3 That Holding Provision No. 63 be amended by:
 - i) Deleting the words "Mixed Use (TOC1) Zone" in the preamble and replacing them with "Transit Oriented Corridor Mixed Use Medium Density (TOC1) Zone";
 - ii) Deleting the words "No development shall be permitted until such time as" from the end of the preamble and replacing them with "Development shall only be permitted in accordance with the regulations of Special Exception No. 296 until such time as";
 - iii) Adding the words "for redevelopment" after the words "appropriately sized lots" and before the words "to the satisfaction of" in Clause i); and,
 - iv) Deleting Clause ii).
- 9.4 That a new Holding Provision No. 69 be added to Zoning By-law No. 05-200 as follows:

"Notwithstanding the regulations of Special Exception No. 672, within the lands zoned Conservation / Hazard Land (P5) Zone, identified on Map 1034 of Schedule "A" – Zoning Maps, and described as Part of 870 Scenic Drive, no development shall be permitted until such time as:

 The applicant submits a Master Site Plan and Precinct Plan for each development phase, as set out in the Urban Hamilton Official Plan, Chedmac Secondary Plan, which includes the required studies, to the satisfaction of the Director of Planning;

- (ii) The applicant submits urban design guidelines, as set out in the Urban Hamilton Official Plan, Chedmac Secondary Plan, to the satisfaction of the Director of Planning;
- (iii) The applicant submits architectural control guidelines, as set out in the Urban Hamilton Official Plan, Chedmac Secondary Plan, to the satisfaction of the Director of Planning;
- (iv) The applicant submits an urban design report, as set out in the Urban Hamilton Official Plan, Chedmac Secondary Plan, to the satisfaction of the Director of Planning;
- (v) Where the Moreland and Brow Annex buildings are not to be retained, the applicant submits a report which demonstrates that retention and reuse of such buildings is not structurally feasible, to the satisfaction of the Director of Planning."
- That Maps 54, 55, 63, 67, 75, 101, 112, 113, 114, 128, 138, 141, 163, 164, 196, 204, 212, 219, 877, 907, 948, 949, 1034, 1091, 1286, 1289, 1341, 1342, 1393, 1394, 1433, 1434, 1435, 1481, 1482, 1483, 1484, 1528, 1529, 1530, 1531, 1573, 1574 of Schedule "A" Zoning Maps of Zoning By-law No. 05-200 be amended the extent and boundaries of which are shown on a plan hereto annexed as Schedules "A1", "A2", "A3", "A4", "A5", "A6", "A7", "A8", "A9", "B1", "B2", "B3", "B4", "B5", "B6", "B7", "B8", "B9", "B10", "B11" and "B12" to this By-law, as follows:
 - 10.1 Change in zoning from the Downtown Mixed Use (D3, 461, H54) Zone, Modified with a Holding to the Transit Oriented Corridor Mixed Use Medium Density (TOC1, 461, H54) Zone, Modified with a Holding (55 Queenston Road, Hamilton, Schedule "A1");
 - 10.2 Lands to be added to Zoning By-law No. 05-200 and zoned Neighbourhood Park (P1) Zone (80 Beach Boulevard, Hamilton, Schedule "A2");
 - 10.3 Lands to be added to Zoning By-law No. 05-200 and zoned Conservation / Hazard Land (P5) Zone (Part of 1169 Garner Road East, Ancaster, Schedule "A3");
 - 10.4 Change in zoning from the City Wide (P3) Zone to the City Wide (P3, 676) Zone, Modified (Part of 1086 West 5th Street, Hamilton, Schedule "A4");
 - 10.5 Change in zoning from Agriculture (A1) Zone to Agriculture (A1, 681) Zone, Modified (199 Glover Road, Stoney Creek, Schedule "A5");

- 10.6 Lands to be added to Zoning By-law No. 05-200 and zoned Transit Oriented Corridor Mixed Use Medium Density (TOC1, 310) Zone, Modified (122 Longwood Road South, Hamilton, Schedule "A6");
- 10.7 Lands to be added to Zoning By-law No. 05-200 and zoned Transit Oriented Corridor Mixed Use Medium Density (TOC1) Zone (15 Emerson Street, Hamilton, Schedule "A7");
- 10.8 Change in zoning from Conservation / Hazard Land (P5) Zone to Conservation / Hazard Land (P5, 672, H69) Zone, Modified with a Holding (870 Scenic Drive, Hamilton, Schedule "A8");
- 10.9 Lands to be added to Zoning By-law No. 05-200 and zoned Conservation / Hazard Land – Rural (P6) Zone (340, 342 & 348, and Part of 344 Mountain Brow Road and 2000 Waterdown Road, Flamborough, Schedule "A9");
- 10.10 Change in zoning from Conservation / Hazard Land Rural (P7) Zone to Agriculture (A1) Zone (168, 182, 190 and 234 Woodhill Road, Flamborough, Schedule "B1");
- 10.11 Change in zoning from Conservation / Hazard Land Rural (P7) Zone to Agriculture (A1) Zone and change in zoning from Agriculture (A1) Zone to Conservation / Hazard Land – Rural (P7) Zone (767, 831 and 893 Weir Road, Ancaster, Schedule "B2");
- 10.12 Change in zoning from Conservation / Hazard Land Rural (P7) Zone to Agriculture (A1) Zone and change in zoning from Agriculture (A1) Zone to Conservation / Hazard Land – Rural (P7) Zone (3255, 3261, 3269, 3275 and 3303 Indian Trail, Ancaster, Schedule "B3");
- 10.13 Change in zoning from Conservation / Hazard Land Rural (P6) Zone to Conservation / Hazard Land – Rural (P7) Zone, change in zoning from Rural (A2) Zone to Conservation / Hazard Land – Rural (P7) Zone, and change in zoning from Conservation / Hazard Land – Rural (P6) Zone to Rural (A2) Zone (Parts of 3065, 3295, 3311, 3323, 3335, 3341, 3349, 3359, 3369, 3379, 3383, 3385, 3395, 3403, 3409 Tisdale Road, Glanbrook, Parts of 5050, 5056, 5084, 5126, 5134, 5144, 5150, 5156, 5164 Chippewa Road East, Glanbrook, Schedule "B4");
- 10.14 Change in zoning from Conservation / Hazard Land Rural (P7) Zone to Agriculture (A1) Zone (4235 and 4250 Trimble Road, Glanbrook, Schedule "B5");
- 10.15 Change in zoning from the Settlement Residential (S1, 52) Zone, Modified to the Conservation / Hazard Land Rural (P6) Zone, change in zoning from the Settlement Residential (S1) Zone to the Conservation / Hazard

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Land – Rural (P6) Zone, change in zoning from the Rural (A2) Zone to the Conservation / Hazard Land – Rural (P6) Zone, change in zoning from the Rural (A2) Zone to the Conservation / Hazard Land – Rural (P7) Zone, and change in zoning from the Conservation / Hazard Land – Rural (P6) Zone to the Settlement Residential (S1) Zone (Part of 49 Inksetter Road and 56, 64, 68, 70, 86 and 90 Highway 52, Flamborough, Schedule "B6");

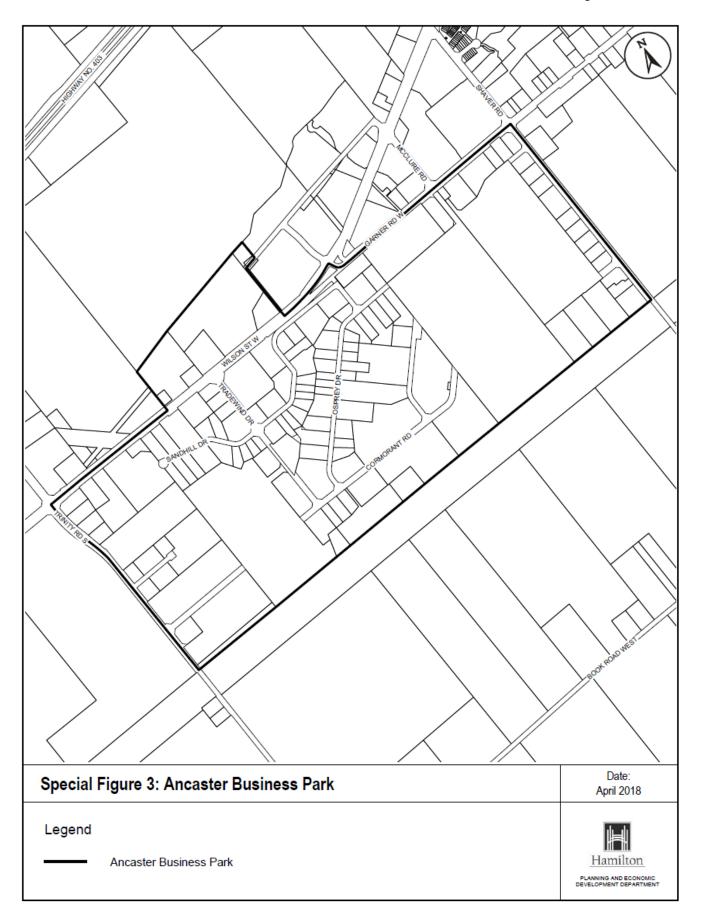
- 10.16 Change in zoning from the Agriculture (A1) Zone to the Conservation / Hazard Land – Rural (P7) Zone and change in zoning from the Conservation / Hazard Land (P7) Zone to the Agriculture (A1) Zone (554, 560 and 568 Hunter Road, Flamborough, Schedule "B7");
- 10.17 Change in zoning from the Conservation / Hazard Land Rural (P8) Zone to the Conservation / Hazard Land Rural (P6) Zone, change in zoning from the Conservation / Hazard Land Rural (P8) Zone to the Rural (A2) Zone, change in zoning from the Rural (A2) Zone to the Conservation / Hazard Land (P7) Zone, change in zoning from the Conservation / Hazard Land (P7) Zone to the Rural (A2) Zone, and change in zoning from the Rural (A2) Zone to the Conservation / Hazard Land (P7) Zone to the Conservation / Hazard Land (P7) Zone to the Rural (A2) Zone, and change in zoning from the Rural (A2) Zone to the Conservation / Hazard Land Rural (P6) Zone (2020 & 2036 Safari Road, Flamborough, Schedule "B8");
- 10.18 Change in zoning from the Rural (A2) Zone to the Conservation / Hazard Land Rural (P7) Zone, and change in zoning from the Conservation / Hazard Land Rural (P7) Zone to the Rural (A2) Zone (953, 971, 977, 989 and 1005 Kirkwall Road, Flamborough, Schedule "B9");
- 10.19 Change in zoning from the Conservation / Hazard Land Rural (P6) Zone to the Rural (A2) Zone, and change in zoning from the Conservation / Hazard Land Rural (P7) Zone to the Rural (A2) Zone (1195 Kirkwall Road, Flamborough, Schedule "B10");
- 10.20 Change in zoning from the Conservation / Hazard Land Rural (P6) Zone to the Conservation / Hazard Land Rural (P8) Zone, and change in zoning from the Conservation / Hazard Land Rural (P6) Zone to the Rural (A2) Zone (6492 & 6344 Twenty Road East, Glanbrook, Schedule "B11"); and,
- 10.21 Change in zoning from the Conservation / Hazard Land Rural (P7) Zone to the Agriculture (A1) Zone (1004 Westbrook Road, Part of 1042 Westbrook Road, 35, 45, 55, 65, 81, 91 Golf Club Road and Part of 1101 Golf Club Road, Glanbrook, Schedule "B12").
- 11. That Schedule "F" Special Figures of Zoning By-law No. 05-200 is amended as follows:
 - 11.1 That Figure 3: Ancaster Business Park shall be deleted and replaced with Figure 3: Ancaster Business Park attached to this By-law.

- 11.2 That Figure 5: Property Details Sketch Related to Special Exemption 445 be deleted and replaced with Figure 16: 257, 259, 263, 269, 271, 275 and 279 Bay Street North, Hamilton attached to this By-law.
- 11.3 That Figure 5: Concept Plan be deleted and replaced with Figure 17: 108 James Street North, 111 and 115 Hughson Street North attached to this Bylaw.
- 11.4 That Figure 5.0: Source Water Protection Vulnerability Score: Carlisle be deleted and replaced with Figure 5.0: Source Water Protection Vulnerability Score (Carlisle) attached to this By-law.
- 11.5 That Figure 5.1: Source Water Protection Vulnerability Score: Freelton be deleted and replaced with Figure 5.1: Source Water Protection Vulnerability Score (Freelton) attached to this By-law.
- 11.6 That Figure 5.2: Source Water Protection Vulnerability Score: Greensville be deleted and replaced with Figure 5.2: Source Water Protection Vulnerability Score (Greensville) attached to this By-law.
- 11.7 That Figure 5.3: Source Water Protection Vulnerability Score: Lynden be deleted and replaced with Figure 5.3: Source Water Protection Vulnerability Score (Lynden) attached to this By-law.
- 11.8 That Figure 6.0: Lower Stoney Creek Lands be deleted and replaced with Figure 6.0: Lower Stoney Creek Lands attached to this By-law.
- 11.9 That Figure 7.0: Specialty Crop Lands be deleted and replaced with Figure 7.0: Specialty Crop Lands attached to this By-law.
- 11.10 That Figure 11: 75 Centennial Parkway North (Eastgate Square) be renumbered as Figure 18: 75 Centennial Parkway North (Eastgate Square) attached to this By-law.
- 11.11 That Figure 12: 670, 674, 686, 692, 700 and 706 Queenston Road, Hamilton be renumbered as Figure 19: 670, 674, 686, 692, 700 and 706 Queenston Road, Hamilton attached to this By-law.
- 12. That the Clerk is hereby authorized and directed to proceed with the giving of notice of passing of this By-law in accordance with the *Planning Act*.
- 13. That for the purposes of the Building Code, this by-law or any part of it is not made until it has come into force as provided by Section 34 of the *Planning Act.*

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14. That this By-law comes into force in accordance with Section 34 of the *Planning Act*.

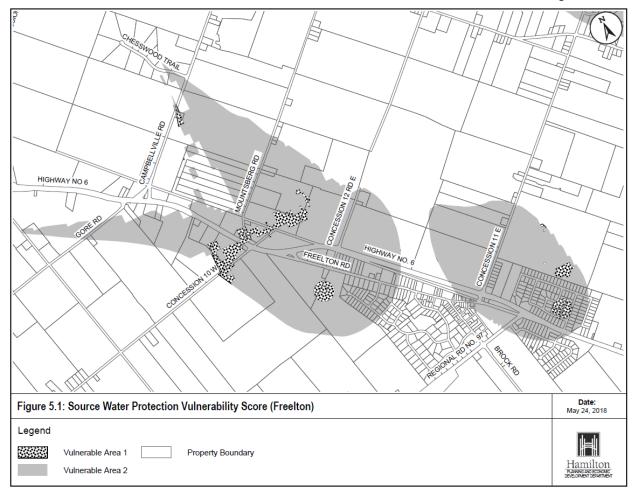
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MILBUROUGH TOWN LINE \triangleright 11 E CONCESSION 1 CARLISLERD / BELLEVEL ET 2 3 CONC Den in Цþ T CENTRE RD 15 2005 Date: May 24, 2018 Figure 5: Source Water Protection Vulnerability Score (Carlisle) Legend H Vulnerable Area 1 Vulnerable Area 3 U/UHamilton PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT Vulnerable Area 2 Property Boundary

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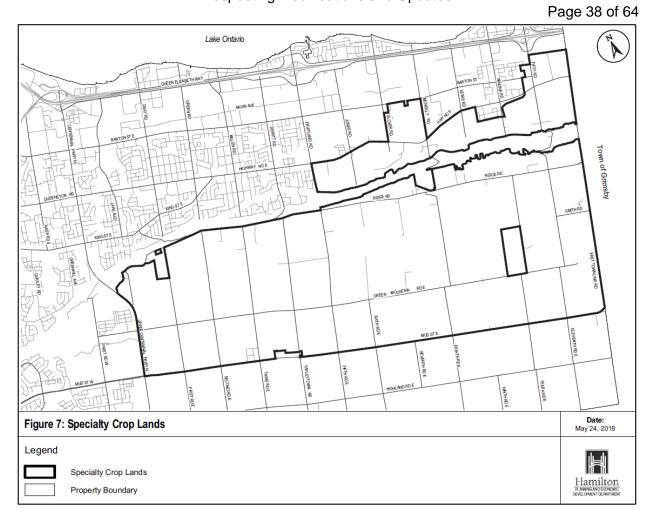
Page 35 of 64 R BROCKRD à F < 1OLDB HARVESTRO RC Date: May 24, 2018 Figure 5.2: Source Water Protection Vulnerability Score (Greensville) Legend Hamilton Vulnerable Area 1 Property Boundary Vulnerable Area 2

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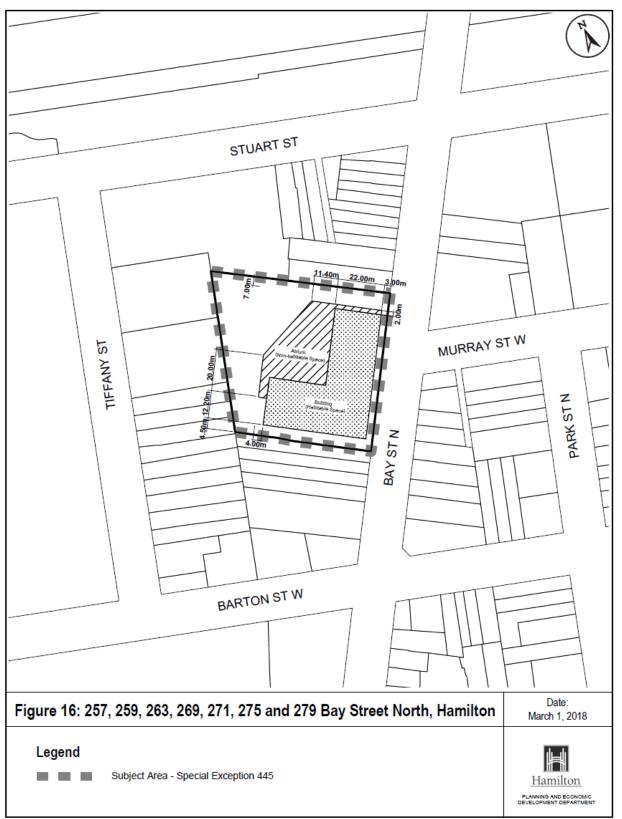


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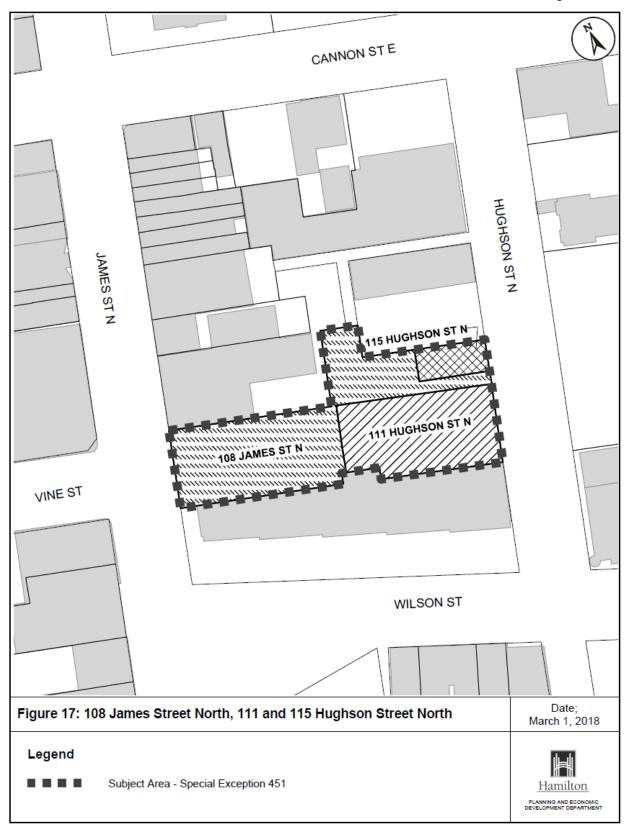




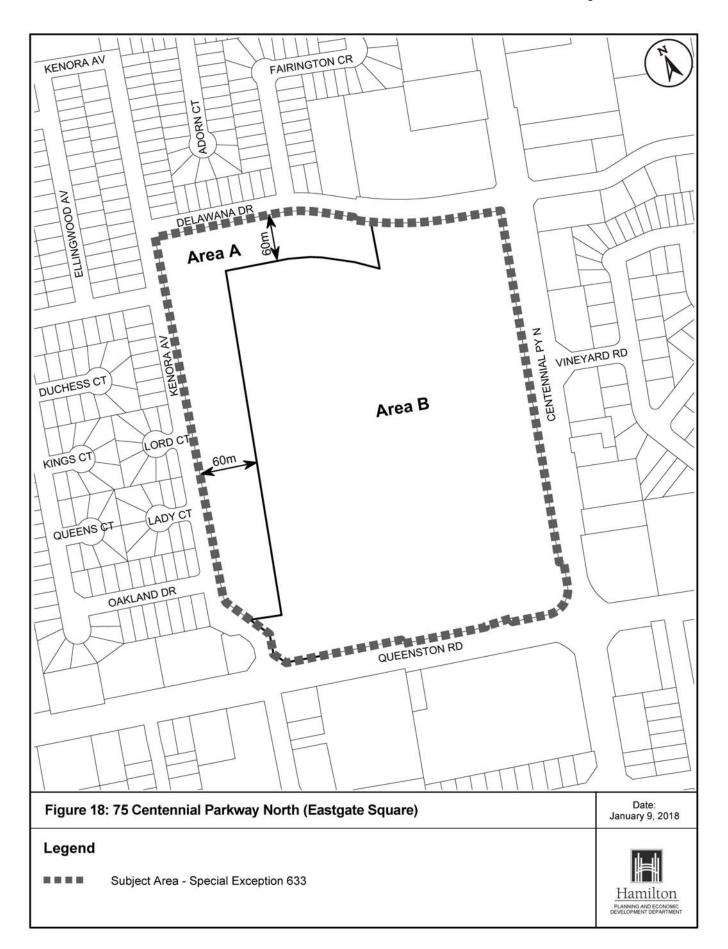
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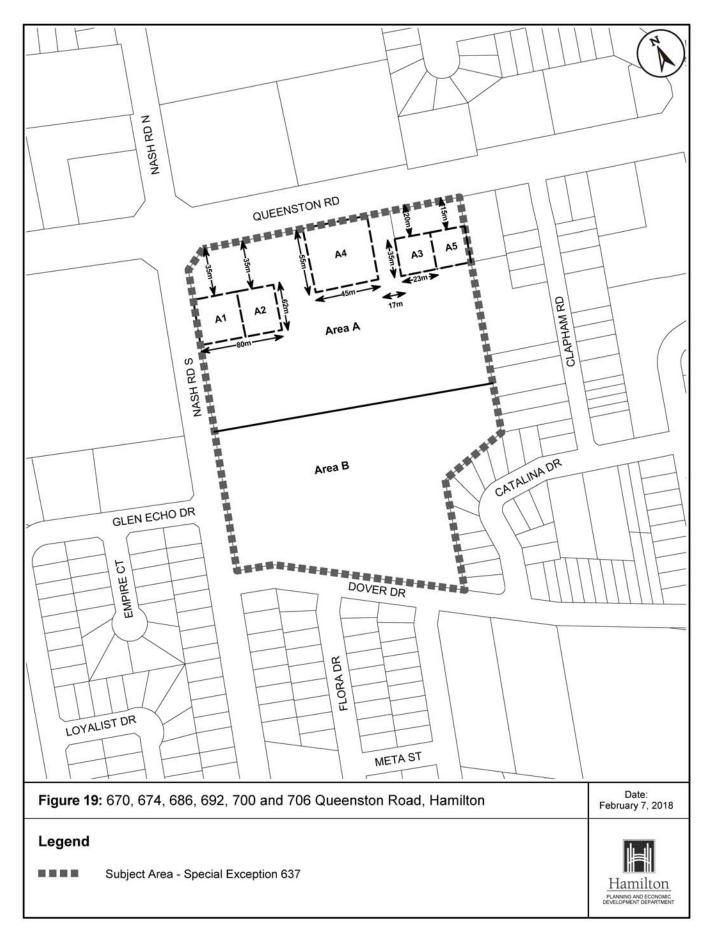
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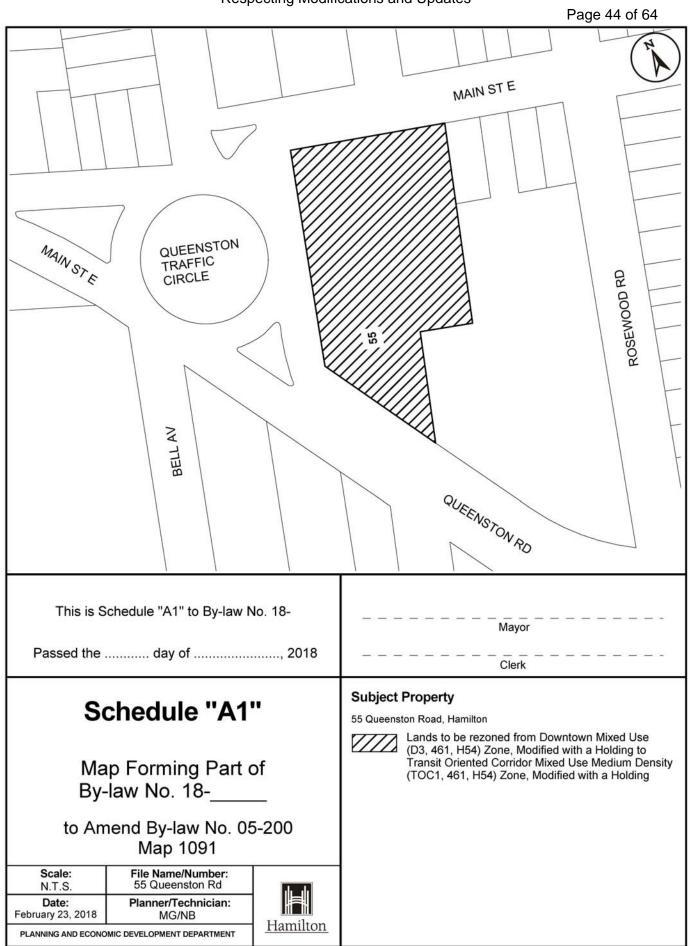
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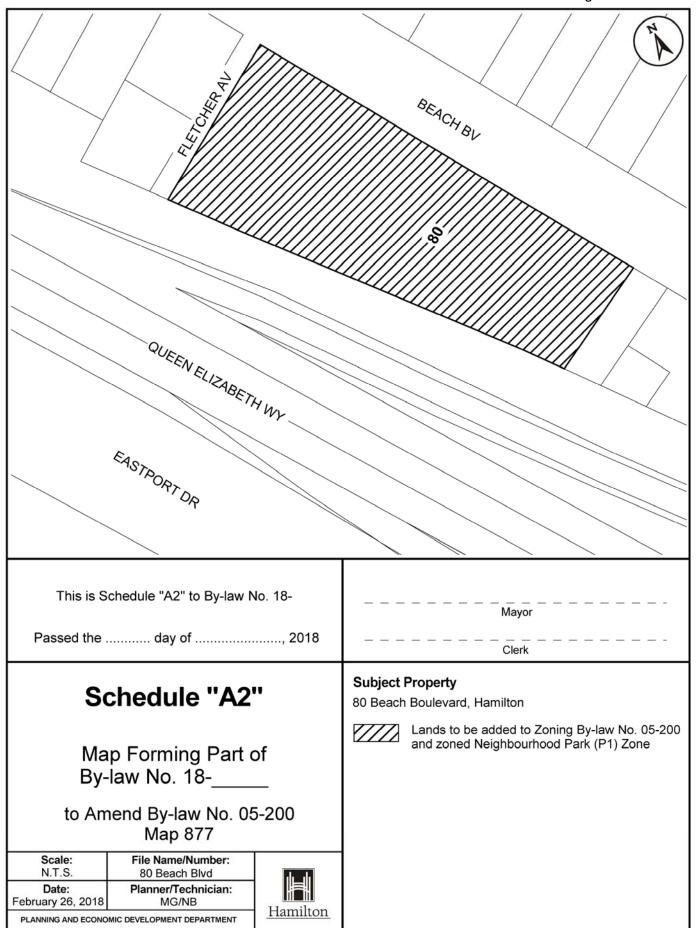
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PASSED this 17th day of August, 2018.

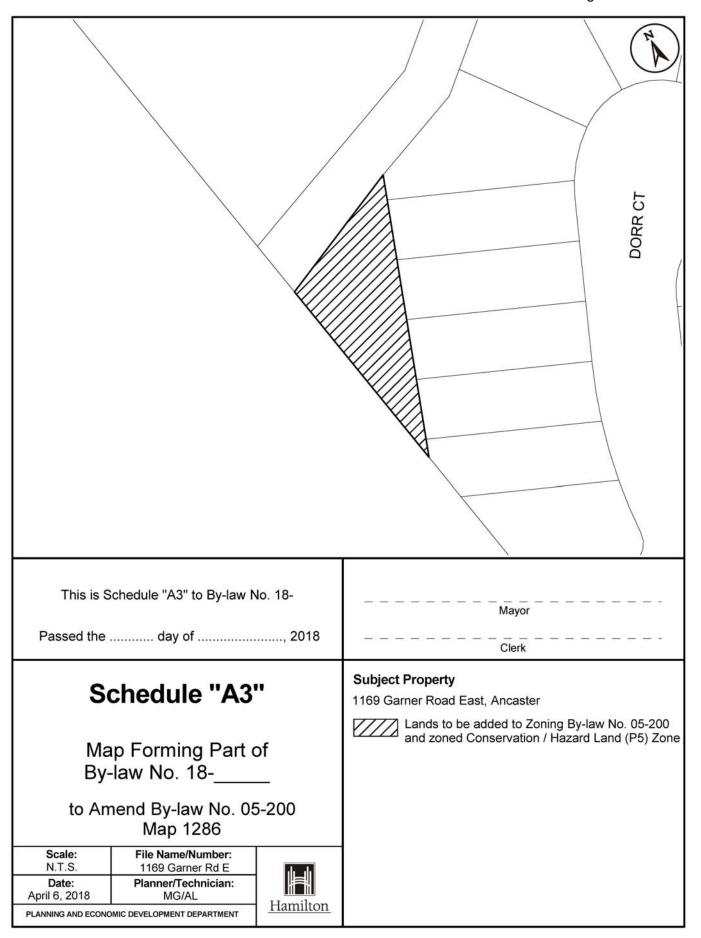
F. Eisenberger Mayor J. Pilon Acting City Clerk



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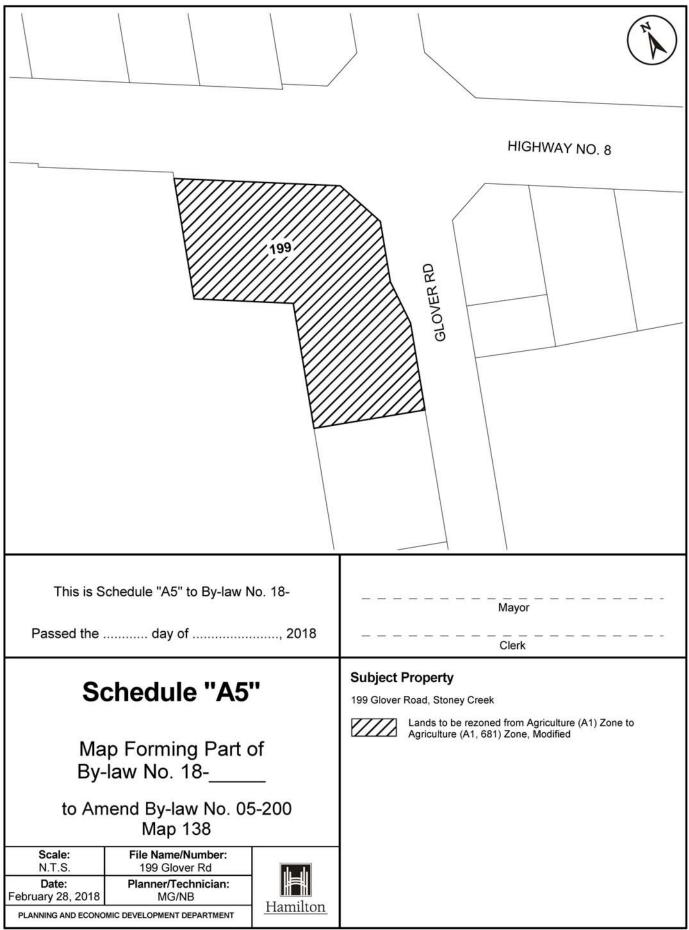


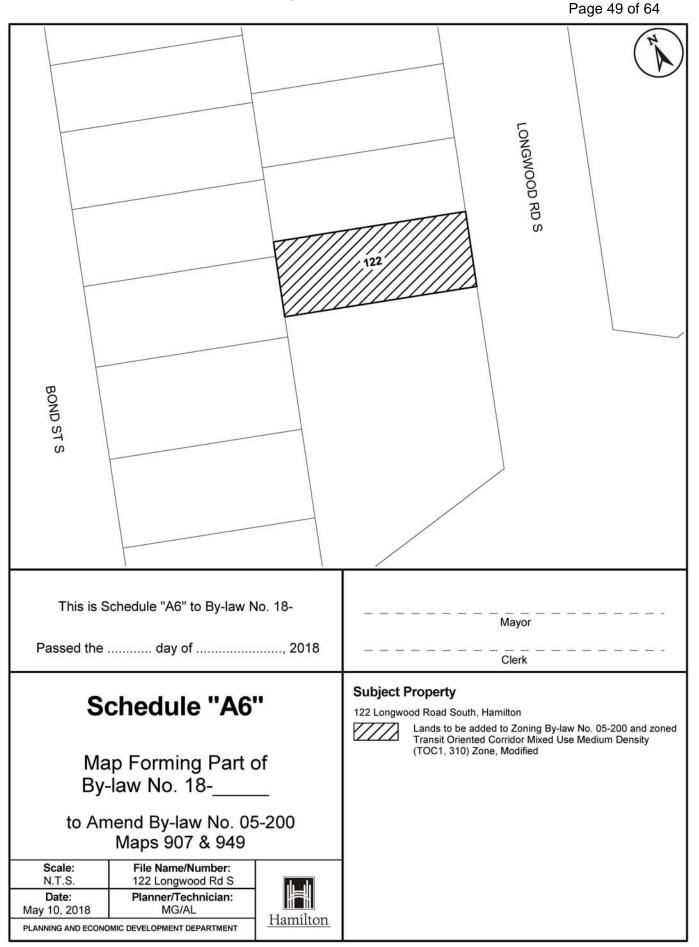
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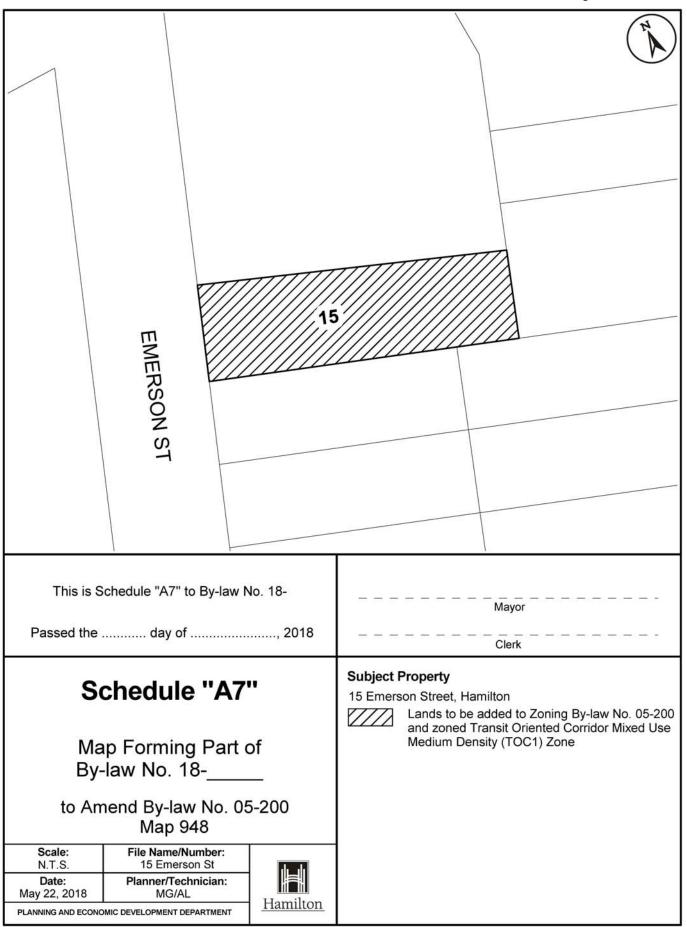
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PANTAN CHESLEY ST HAZELTONAV	
This is Schedule "A4" to By-law No. 18-	
Passed the day of 2018	
Schedule "A4" Map Forming Part of By-law No. 18 to Amend By-law No. 05-200	Subject Property 1086 West 5th Street, Hamilton Lands to be rezoned from City Wide (P3) Zone to City Wide (P3, 676) Zone, Modified
to Amend By-law No. 05-200 Maps 1289, 1342, 1393 & 1394 Scale: N.T.S. Date: April 27, 2018 PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

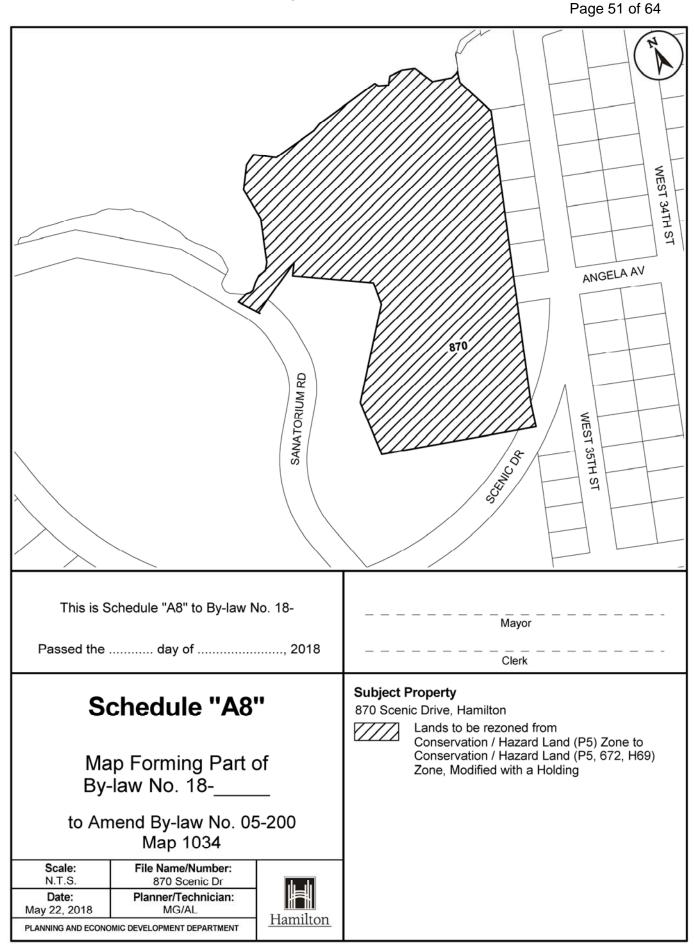
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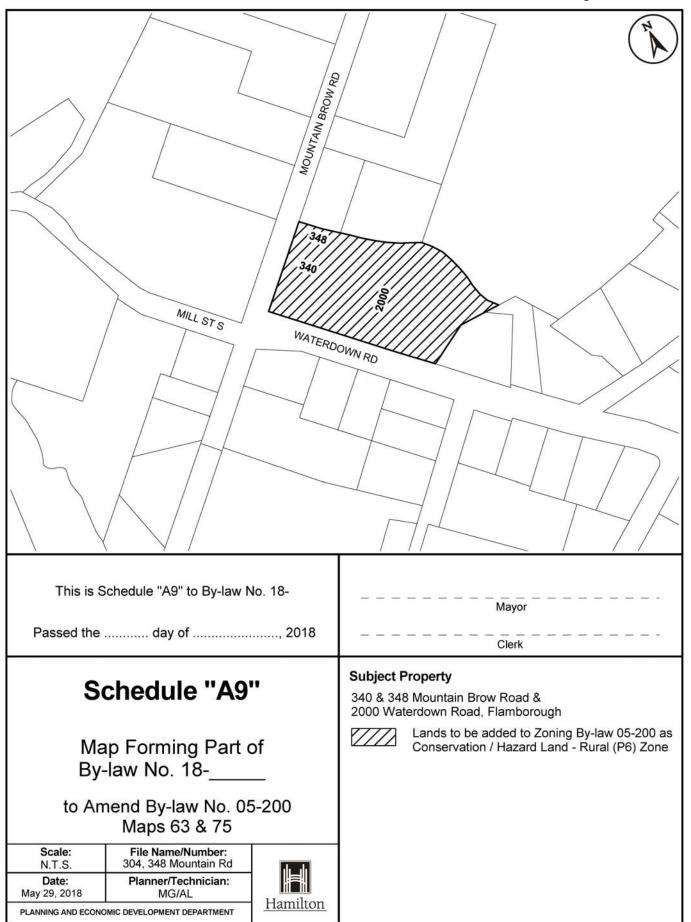


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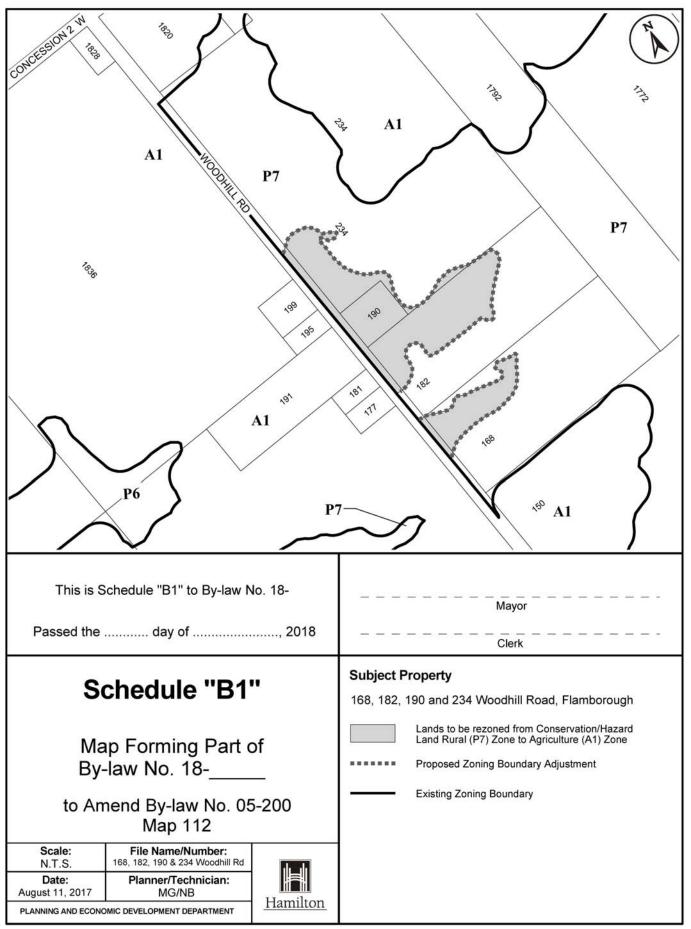


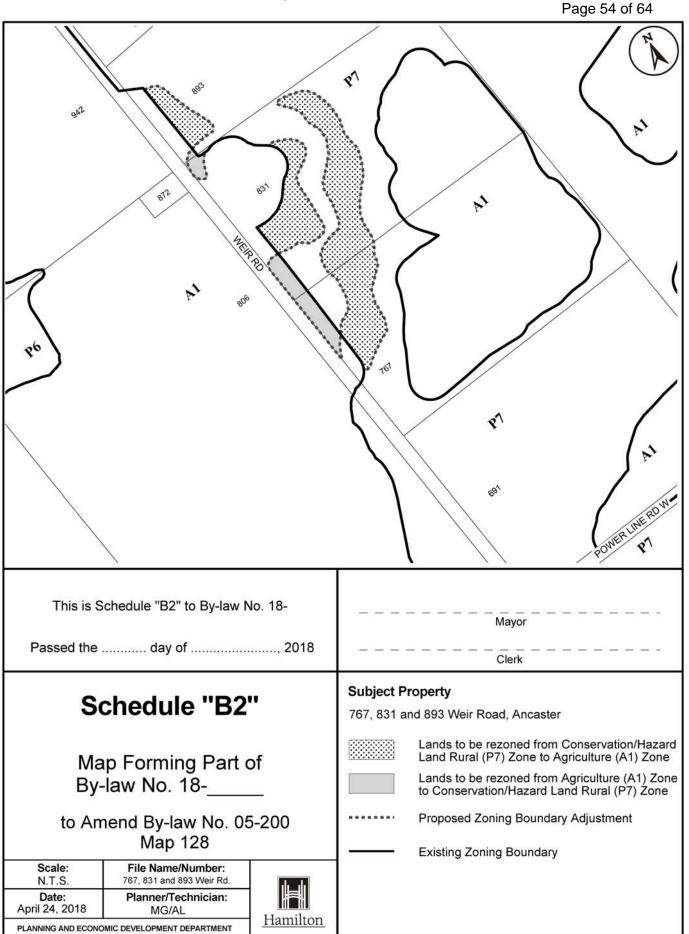
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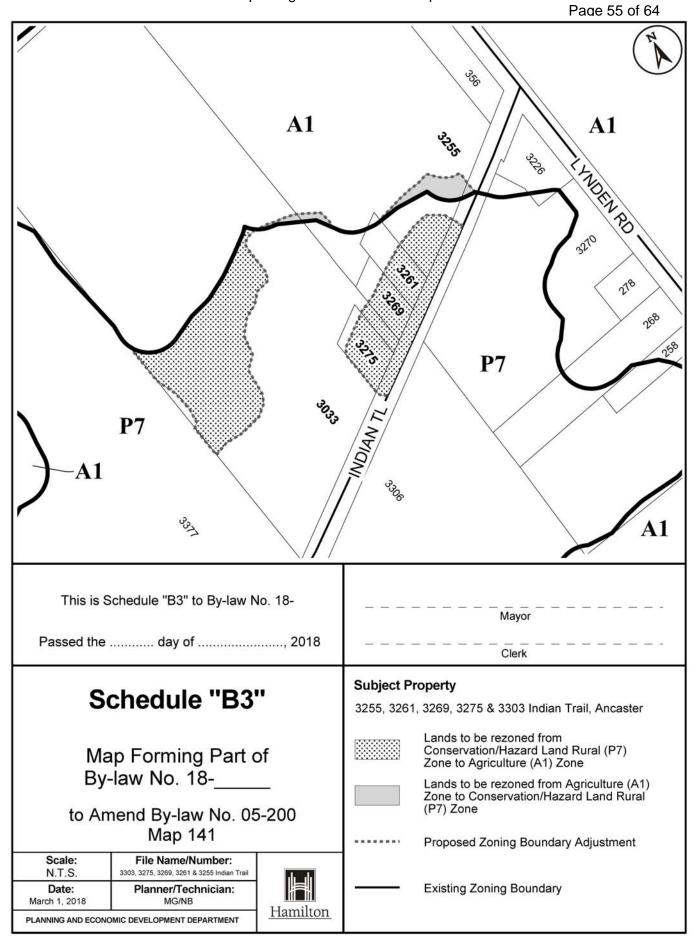


To Amend Zoning By-law No. 05-200 Respecting Modifications and Updates

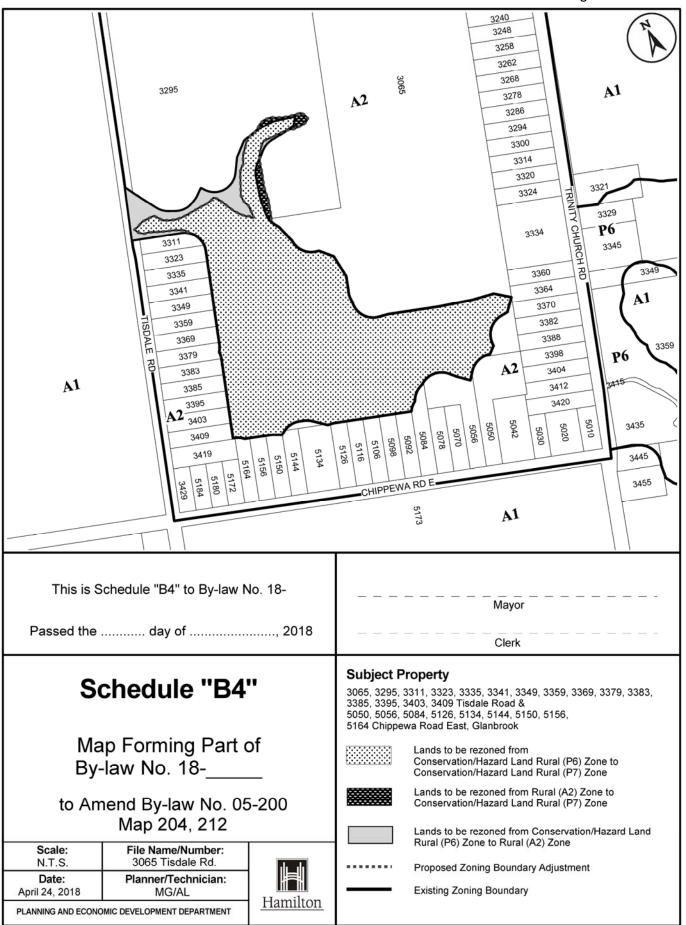




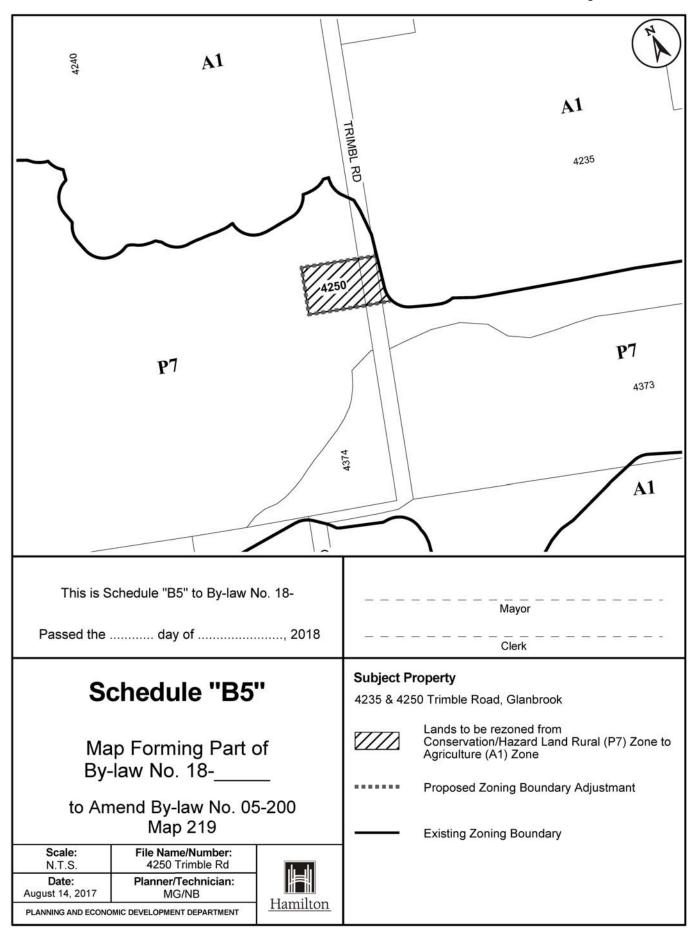






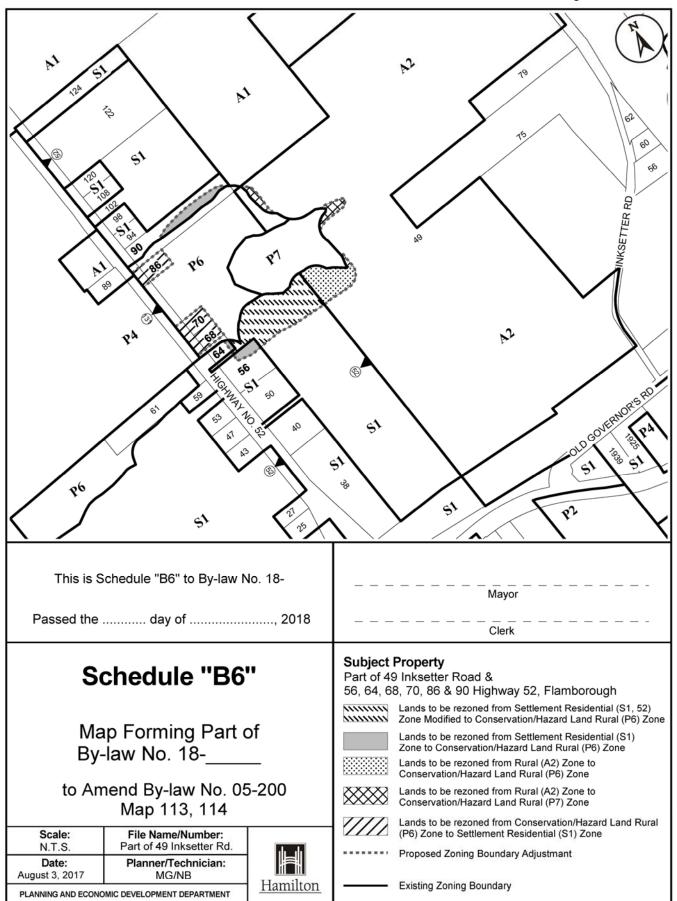


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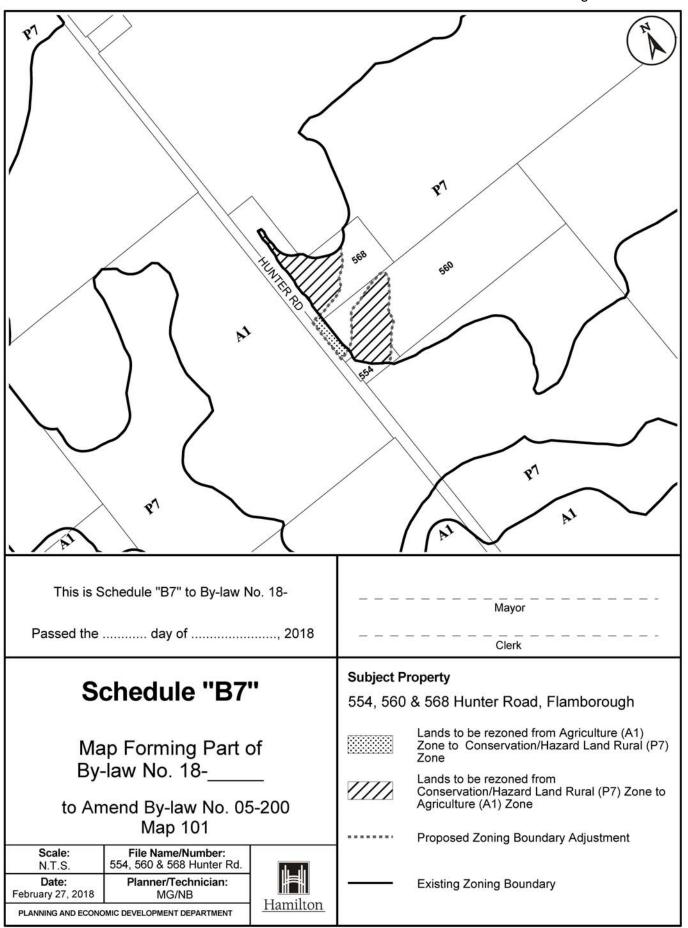




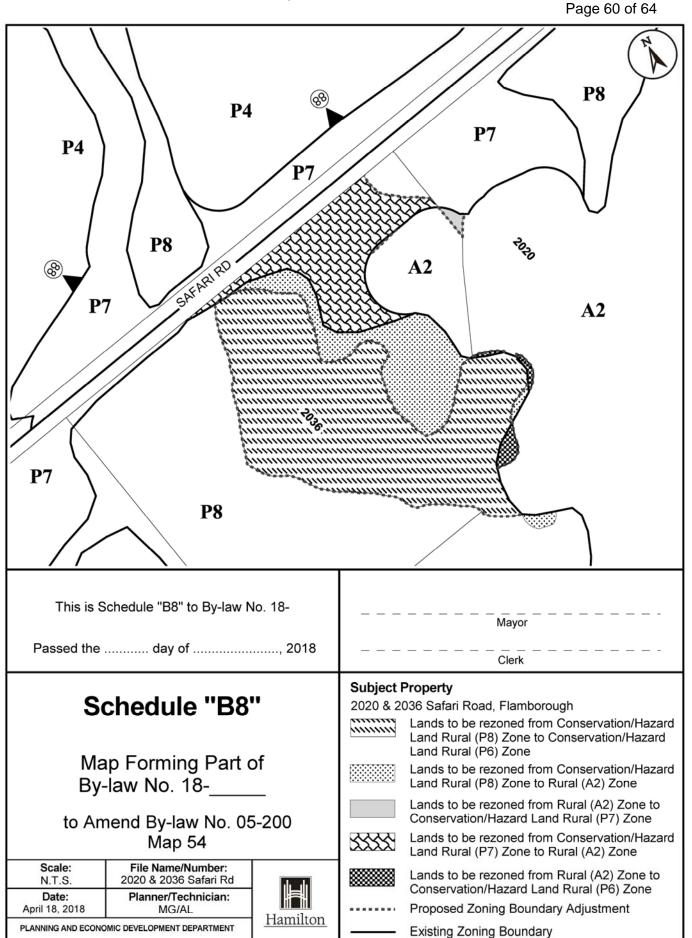
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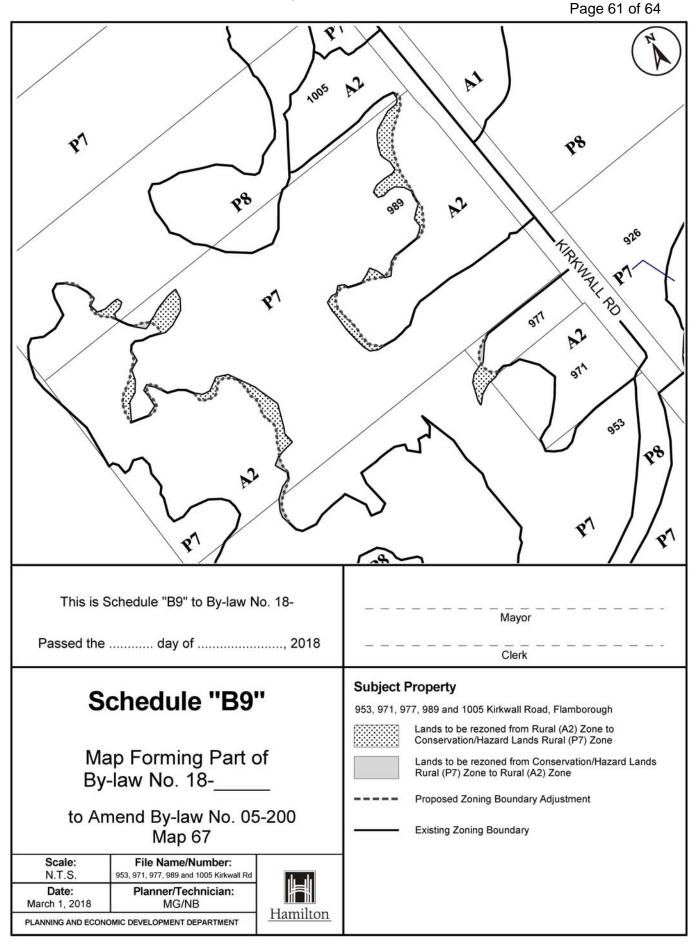


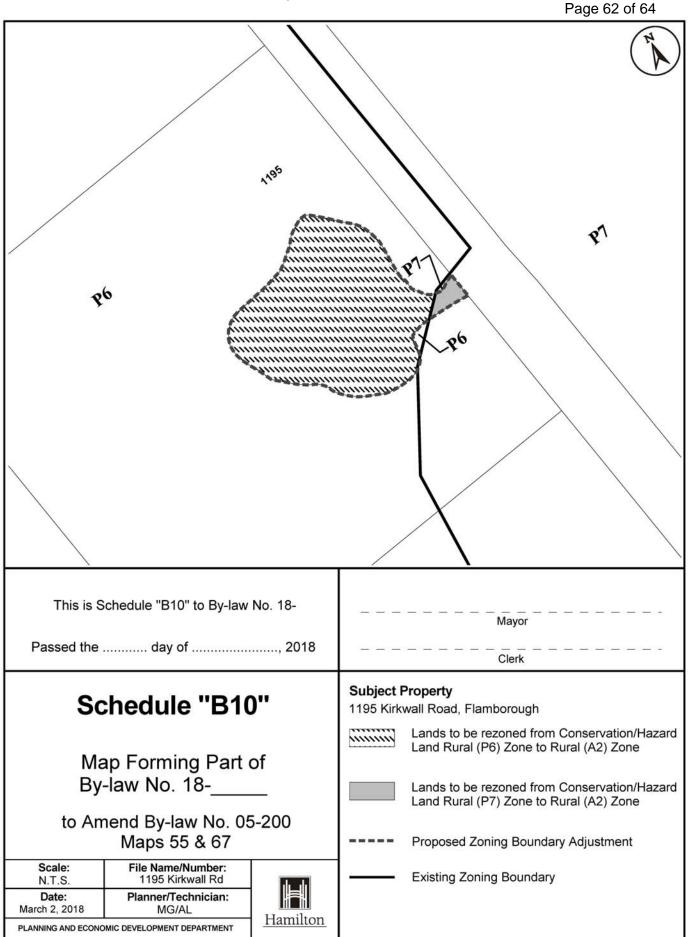
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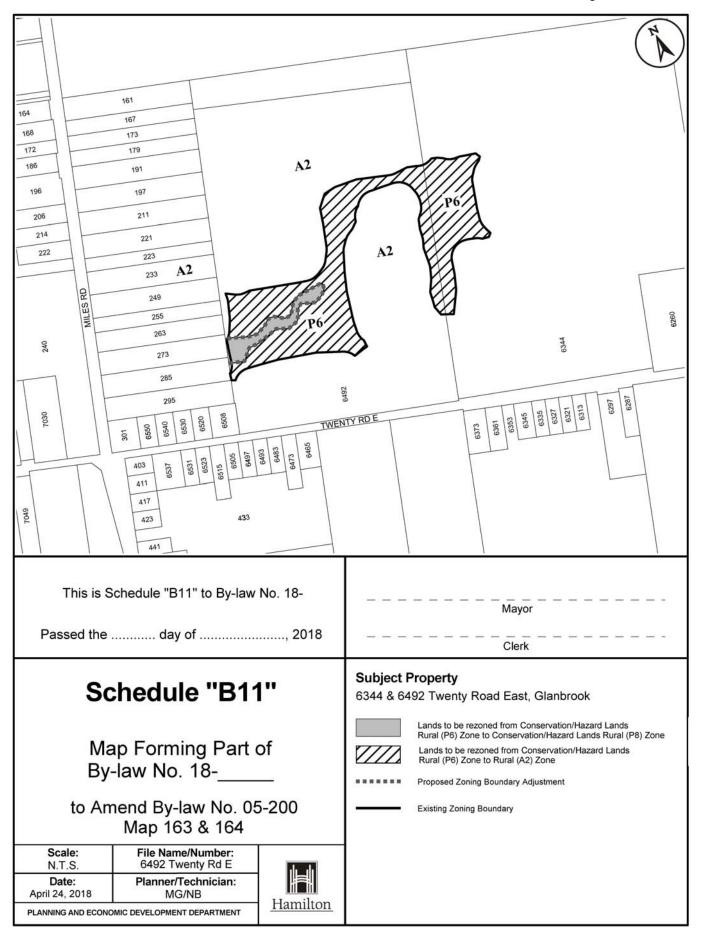








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