

CITY OF HAMILTON

BY-LAW NO. 14-286

**To Amend Zoning By-law No. 6593 (Hamilton), as Amended by By-law
11-290, Respecting Lands Located at 252-254 Locke Street South
(Hamilton)**

WHEREAS the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C. did incorporate, as of January 1st, 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 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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 6593 (Hamilton) was enacted 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);

AND WHEREAS the Council of the City of Hamilton, in adopting Item 5 of Report 14-015 of the Planning Committee, at its meeting held on the 24th day of September, 2014, recommended that Zoning By-law No. 6593 (Hamilton) be amended as hereinafter provided;

AND WHEREAS the Urban Hamilton Official Plan was declared in force and effect on August 16, 2013 and is the Official Plan in effect for lands within the Urban Area of the City of Hamilton

AND WHEREAS the By-law is in conformity with the Urban Hamilton Official Plan of the City of Hamilton in accordance with the provisions of the Planning Act.

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

1. That Sheet No. W-13 of the District Maps, appended to and forming part of Zoning By-law No. 6593 (Hamilton), as amended, is hereby further amended as follows:
 - (a) That Block 1 be rezoned from the "H/S-1644" (Community Shopping and Commercial) District, to the "H/S-1644a" (Community

Shopping and Commercial, etc.) District, Modified; and,

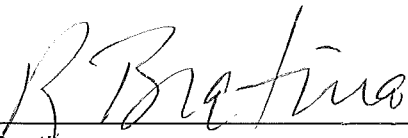
on the lands the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this By-law.

2. That the "H" (Community Shopping and Commercial, etc.) District regulations, as contained in Section 14 of Zoning By-law No. 6593, applicable for Block 1 be modified to include the following special requirements:

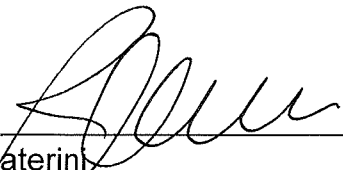
Block 1

- a) Notwithstanding Section 18(11) (a) and (b) of By-law No. 6593, an outdoor patio with a maximum seating accommodation of 36 persons adjoining a residential district shall be permitted to be located in the rear yard and an outdoor patio with a maximum seating accommodation of 6 persons shall be permitted to be located in the north-east side yard.
3. That By-law No. 6593 (City of Hamilton) is amended by adding this By-law to Section 19B as Schedule S-1644a.
 4. That Sheet W-13 of the District maps is amended by making the lands referred to in Section 1 of this By-law as Schedule S-1644a.
 5. That no building or structure shall be erected, altered, extended, or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirements in Section 2 of this By-law.
 6. 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 24th day of September, 2014.

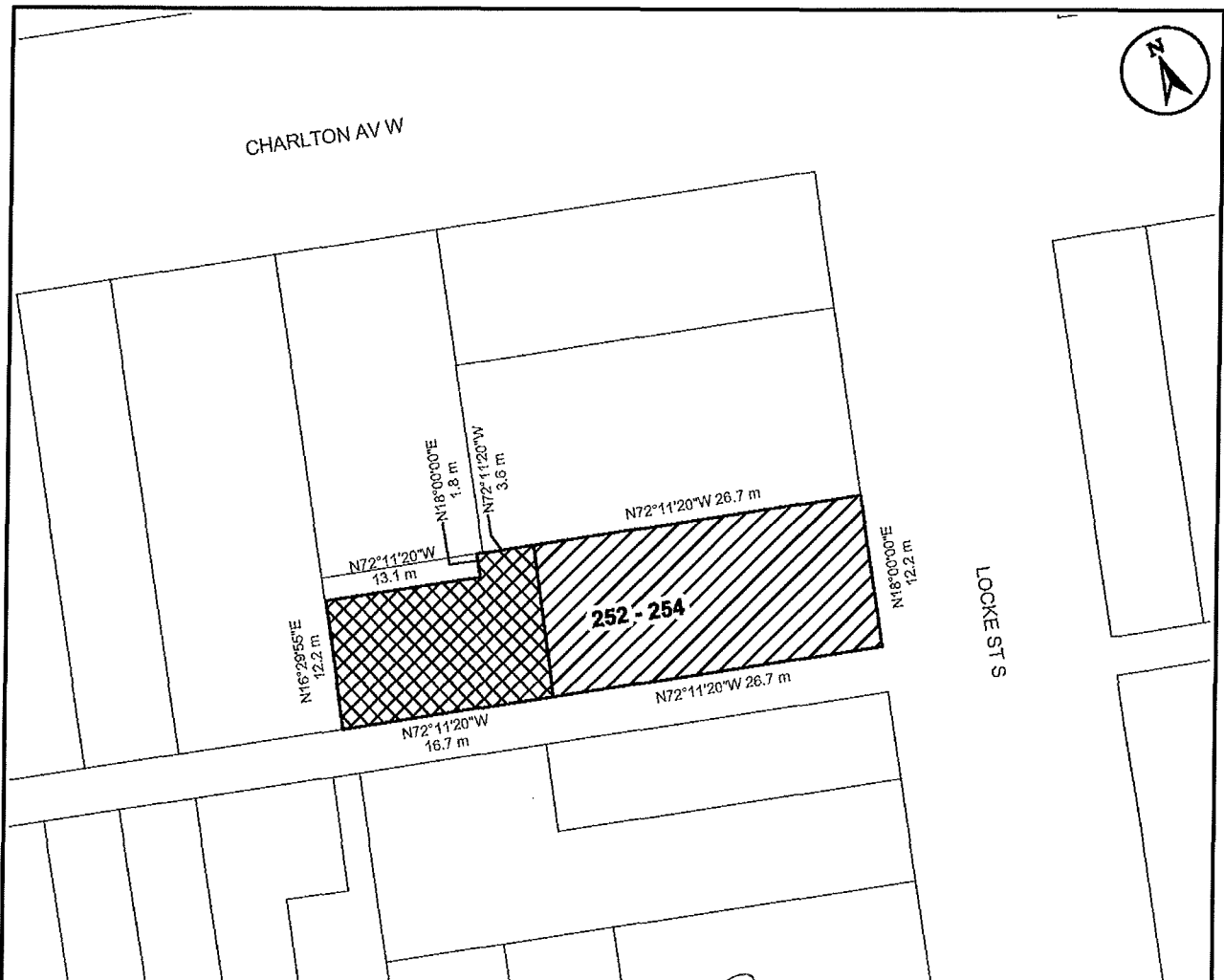


R. Bratina
Mayor



R. Caterini
City Clerk

ZAR-14-020



This is Schedule "A" to By-law No. 14- 286

Passed the 24th day of September, 2014

R. Bortina
Mayor
[Signature]
Clerk

Schedule "A"

Map Forming Part of
By-law No. 14-286

to Amend By-law No. 6593

Subject Property

252 - 254 Locke Street South



Block 1 - Change in Zoning from the "H/S-1644" Community Shopping and Commercial District to the "H/S-1644a" Community Shopping and Commercial District, Modified



Block 2 - Additional Lands of the Owner

Scale:
N.T.S.

File Name/Number:
ZAR-14-020

Date:
August 28, 2014

Planner/Technician:
EJVS



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT