CITY OF HAMILTON

BY-LAW NO. 16-256

To Adopt:

Official Plan Amendment No. 64 to the
Urban Hamilton Official Plan

Respecting:

City Wide Housekeeping Amendment

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

1. Amendment No. 64 to the Urban Hamilton Official Plan consisting of Schedule “1”, hereto annexed and forming part of this by-law, is hereby adopted.

PASSED this 28th day of September, 2016.

F. Eisenberger R. Caterini
Mayor City Clerk
Urban Hamilton Official Plan
Amendment No. 64

The following text, schedules and maps:

Appendix “A”  Volume 1, Schedule C - Functional Road Classification
Appendix “B”  Volume 1, Schedule E-1 - Urban Land Use Designations
Appendix “C”  Volume 1, Appendix G - Boundaries Map
Appendix “F”  Volume 2, Rymal Road Secondary Plan - Land Use Plan - Map B.5.2-1
Appendix “G”  Volume 2, Mount Hope Secondary Plan - Land Use Plan - Map B.5.4-1
Appendix “H”  Volume 2, Urban Lakeshore Secondary Plan - Land Use Plan - Map B.7.3-1
Appendix “I”  Volume 2, West Mountain Area (Heritage Green) Secondary Plan - Land Use Plan - Map B.7.6-1
Appendix “J”  Volume 2, Waterdown North Secondary Plan - Community Structure Plan - Appendix E
Appendix “K”  Volume 3, Map 1 Area Specific Policies Key Map

constitutes Official Plan Amendment 64 to the Urban Hamilton Official Plan

1.0  **Purpose and Effect:**

The purpose of this amendment is to:

- Update applicable policies and definitions consistent with those contained within the approved Official Plan Amendment No. 5 to the Rural Hamilton Official Plan;

- Add new policies and a definition and remove duplicate and/or redundant wording; and,

- Correct policy and mapping errors.

The effect of this amendment will be a current and accurate UHOP.
2.0 Location:

The lands affected by this Amendment are located within the Urban Area of the City of Hamilton.

3.0 Basis:

The basis for permitting this Amendment is as follows:

- The proposed amendments reflect existing land uses and approvals and will more accurately guide future development;
- The proposed amendments are consistent with the Provincial Policy Statement; and,
- The proposed amendments conform to the Growth Plan for the Greater Golden Horseshoe.

4.0 Text Changes:

4.1 Volume 1 - Parent Plan

4.1.1 Chapter B - Communities

a) That Section 3.4 Cultural Heritage, Policy B.3.4.2.12 be amended by adding the follow clause:

“f) may be required by the City and submitted prior to or at the time of any application submission pursuant to the Planning Act where the proposed development, site alteration, or redevelopment of lands (both public and private) has the potential to adversely affect cultural heritage resources that are included in, or adjacent to cultural heritage resources included in, the City’s Inventory of Buildings of Architectural or Historical Interest through displacement or disruption.”

4.1.2 Chapter C - City Systems/Designations

a) That Section 3.4 Utility Designation, Policy C.3.4.2 a) be amended by deleting the phrase “solid waste management outside Employment Areas” between the phrases “storm water management,” and “water and wastewater”.
4.1.3 Chapter E – Urban Systems/Designations

a) That Section 2.3 Urban Nodes, Policy E.2.3.3.11 be amended by adding the phrase “establish boundaries and” between the phrase “for Community Nodes to” and “provide greater”.

Neighbourhood Designation

b) That Section 3.2 Neighbourhoods Designation – General Policies, Policy E.3.8.2 a) be amended by deleting the phrase “medical office, business office, professional” in clause B.3.8.2 a)”.

c) That Section 3.10 Community Facilities/Services, Policy E.3.10.1 be amended by adding the phrase “long term care facilities,” between the phrase “service facilities,” and “day care centres”.

Commercial and Mixed Use Designation

d) That Section 4.3 Pedestrian Predominant Streets, Table E.4.3.1: Pedestrian Predominant Streets (“Mill Street” row in the chart) be amended by deleting the phrase “Cedar Street (just south)” in the last column of the row and replacing it with the phrase “south of Church Street”.

e) That Section 4.3 Pedestrian Predominant Streets, Table E.4.3.1: Pedestrian Predominant Streets (“Main Street” row in the chart) be amended by deleting the phrase “Cedar Street (just south)” in the last column of the row and replacing it with the phrase “south of Church Street”.

f) That Section 4.3 Pedestrian Predominant Streets, Policy E.4.3.4 d) be amended by adding the phrase “Notwithstanding Policy E.4.6.9 Mixed Use – Medium Density Designation,” at the beginning of the policy sentence.

g) That Section 4.4 Downtown Mixed Use Designation, Policy E.4.4.4 be amended by deleting the word “and” and in the phrase “establishments, and restaurants” and adding the phrase “, and medical clinics” between the word “restaurants” and the semi-colon “;” in clause a).

h) That Section 4.4 Downtown Mixed Use Designation, Policy E.4.4.6 be amended by adding the clause “Notwithstanding Policy E.4.4.4,” before “the following uses”.

i) That Section 4.5 Mixed Use – High Density Designation, Policy E.4.5.5 be amended by adding the phrase “medical clinics,” between “offices,” and “personal services” in clause a).
j) That Section 4.6 Mixed Use – Medium Density Designation, Policy E.4.6.5 be amended by:
   i. adding a comma “,” between the words “offices” and “oriented” in clause a); and,
   ii. deleting the phrase “oriented to serving residents” and replacing it with the following phrase “medical clinics” in clause a).

k) That Section 4.7 District Commercial Designation, Policy E.4.7.2 be amended by adding the phrase “medical clinics and” at the beginning of clause b).

l) That Section 4.7 District Commercial Designation, Policy E.4.7.2 b) be amended by adding the phrase “medical clinics and” at the beginning of the policy sentence.

m) That Section 4.8 Arterial Commercial Designation, Policy E.4.8.2 be amended by deleting the word “including” between the words “restaurant” and “garden centre” and adding a comma “,” at the end of the word “restaurant” in clause a).

Employment Area Designation

n) That Section 5.4 Employment Area – Business Park Designation, Policy E.5.4.5 be amended by:
   i. deleting the phrase “a maximum gross floor area of 9,999” and replacing it with “less than 10,000” in clause c); and,
   ii. deleting the phrase “a maximum gross floor area of 9,999” and replacing it with “less than 10,000” in clause d).

o) That Section 5.5 Employment Area – Airport Employment Growth District Designation, Policy E.5.5.3 be amended by deleting the phrase “not exceed 9,999” and replacing it with the phrase “be less than 10,000”.

p) That Section 5.6 Employment Area – Shipping and Navigation Designation, Policy E.5.6.1, be amended by:
   i. deleting the phrase “and for” between the phrases “Port Authority,” and “so long as”
ii. deleting the word “and” between the words “inclusive” and “Piers”; and,

iii. deleting the word “plus” between the words “and” and “the”.

q) That Section 6.2 General Policies, Policy E.6.2.1, be amended by:

i. adding the phrase “and Commercial and Mixed Use” between the words “Neighbourhoods” and “designation”; and,

ii. adding the letter “s” to the word “designation” between the words “Mixed Use” and “subject”.

r) That Section 6.2 General Policies, Policy E.6.2.2, be amended by adding the phrase “, E.6.2.4 and E.6.2.5” between policy reference “E.6.2.3” and the period “.”.

s) That Section 6.2 General Policies, Policy E.6.2.6 be amended by deleting the word “residential” between the words “the” and “uses”.

4.1.4 Chapter F – Implementation

a) That Section 1.5 Zoning By-law be amended by adding a new policy as follows:

“1.5.4 The Zoning By-law uses and regulations may be more restrictive than the Official Plan policies and designations.”

4.1.5 Chapter G - Glossary

a) That a new definition for “Other Information and Materials” be added, in alphabetical order, to the glossary:

“Other Information and Materials: means studies, reports, maps, plans, or other documentation in addition to the requirements of the Planning Act that may be required for submission to the City to satisfy the complete Planning Act application requirements.”

4.1.6 Parent Plan Schedules and Appendices

a) That Schedule C - Functional Road Classification be amended by adding a proposed minor arterial road identifier as shown on Appendix “A” of this amendment.
b) That Schedule E-1 – Urban Land Use Designations be amended by redesignating the lands located on Parkside Drive (Flamborough) from “Neighbourhoods” to “Institutional”, as shown on Appendix “B” of this amendment.

c) That Appendix G – Boundaries Map be amended by deleting the phrase “Central Area” in the legend and replacing it with the phrase “Central Hamilton” as shown on Appendix “C” of this amendment.

4.2 Volume 2 - Secondary Plans

4.2.1 Chapter B – Secondary Plans

a) That Section 1.0 General Policies, Policy 1.5 be amended by deleting the last sentence of the policy and replacing it with the following sentence:

“The Secondary Plan policies and designations of Volume 2 may be more restrictive than the policies and designations contained in Volume 1.”

4.2.2 Chapter B.2.0 – Ancaster Secondary Plans

a) That Section 2.2 Shaver Neighbourhood Secondary Plan, Policy B.2.2.2.1 be amended by deleting the word “Notwithstanding” and replacing it with the phrase “In addition to”.

b) That Section 2.2 Shaver Neighbourhood Secondary Plan, Policy B.2.2.5.3 be amended by adding the phrase “B.2.2.1.2 a) and” between the word “Policy” and policy reference “B.2.2.1.5”.

c) That Section 2.4 Meadowlands Mixed Use Secondary Plan, Policy B.2.4.10.1 be amended by deleting the word “Notwithstanding” and replacing it with the phrase “In addition to”.

d) That Section 2.6 Meadowlands Neighbourhood IV Secondary Plan, Policy B.2.6.3 be amended by deleting the phrase “the following policies” between the words “Volume 1,” and the phrase “shall apply”.

e) That Section 2.6 Meadowlands Neighbourhood IV Secondary Plan, Policy B.2.6.8.1a) be amended by deleting the last sentence in the policy which reads: “Any future development scenario for these lands shall incorporate this dwelling”.
4.2.3 Chapter B.4 – Flamborough Secondary Plans

a) That Section 4.1 West Watedown Secondary Plan, Policy B.4.1.3 b)iv) be amended by deleting the phrase “Local or Regional” between the words “on” and “arterial”.

b) That Section 4.2 Watedown North Secondary Plan, Policy B.4.2.4.5 be amended by:
   i. adding a new clause “b)” as follows and renumbering existing clauses accordingly:

   “b) Notwithstanding Policy E.3.5.7 of Volume 1, the density for all lands designated Medium Density Residential 3 shall be greater than 46 units to a maximum of 70 units per gross residential hectare. This density shall be achieved through the provision of a mix of housing types within the designation.”

   ii. deleting the word “Low” and replacing it with the word “Medium” in both sentences in the existing clause d);

   iii. deleting the word “Urban” and replacing it with the word “District” between the phrases “permitted with the” and “Commercial designation” in existing clause f); and,

   iv. adding the words “of Volume 1” after the words “Permitted Uses” in existing clause f).

4.2.4 Chapter B.5.0 – Glanbrook Secondary Plans

a) That Section 5.1 Binbrook Village Secondary Plan, Policy 5.1.5.2 a) be amended by deleting the words “and at the western entrance to Binbrook Village” located between the phrases “Medium Density designation” and “ensures that new”.

b) That Section 5.1 Binbrook Village Secondary Plan, Policy B.5.1.7.1 be amended by:
   i. deleting the word “”and” between the phrases “Services Policies,” and “E.3.10”; and,

   ii. deleting the word “of” between the phrases “Facilities/Services” and “Volume 1” and replacing it with the phrase “and E.6.0 – Institutional Designation of”.

   “b) Notwithstanding Policy E.3.5.7 of Volume 1, the density for all lands designated Medium Density Residential 3 shall be greater than 46 units to a maximum of 70 units per gross residential hectare. This density shall be achieved through the provision of a mix of housing types within the designation.”

   ii. deleting the word “Low” and replacing it with the word “Medium” in both sentences in the existing clause d);

   iii. deleting the word “Urban” and replacing it with the word “District” between the phrases “permitted with the” and “Commercial designation” in existing clause f); and,

   iv. adding the words “of Volume 1” after the words “Permitted Uses” in existing clause f).
c) That Section 5.4 Mount Hope Secondary Plan, Policy B.5.4.6.1 c) be amended by deleting the phrase “Gord Oaks Park” and replacing it with “Mount Hope Park (formerly Gord Oakes Park)” and deleting the number “2.9” and replacing it with “3.1”.

d) That Section 5.4 Mount Hope Secondary Plan, Policy B.5.4.11.2 be amended by:

   i. deleting the word “Special” from the title “Site Special Policy – Area B” and replacing it with the word “Specific”;

   ii. deleting the number “33020” and replacing it with the number “3027”; and

   iii. adding the phrase “and Community Park” between the phrases “designated institutional” and “on Map B.5.4-1”; and,

   iv. adding the following phrase “Mount Hope Park (formerly” between the phrases “function of” and “Gord Oaks” and by adding “)” at the end of the word “Park” between the clauses “Gord Oaks” and “shall be”.

4.2.5 Chapter B.6.0 – Hamilton Secondary Plans

a) That Section 6.2 Ainslie Wood Westdale Secondary Plan, Policy B.6.2.8 be added as follows and that the subsequent policies be renumbered accordingly:

   “6.2.8 District Commercial Designation

   Section E.4.7 District Commercial of Volume 1 shall apply to the lands designated on Map B.6.2-1 – Ainslie Woods Westdale Secondary Plan – Land Use Plan.”

4.2.6 Chapter B.7 – Stoney Creek Secondary Plans

a) That Section 7.1 Western Development Area Secondary Plan, Policy B.7.1.1.2 c) be amended by adding the word “triplexes,” between the phrases “uses may include” and “fourplexes, fiveplexes,”.

b) That Section 7.2 Old Town Secondary Plan, Policy B.7.2.4.2 be amended by adding the following clause and renumbering the existing clause accordingly:
“b) Section E.4.3 – Pedestrian Predominant Streets of Volume 1 shall apply to lands identified as pedestrian predominant streets on Map B.7.2-1 Old Town – Land Use Plan.”

c) That Section 7.6 West Mountain Area (Heritage Green) Secondary Plan, Policy B.7.6.3.2 a) be amended by deleting the phrase “, Mixed Use Medium Density” and replacing it with “Local Commercial” between the words “designated” and “on”.

d) That Section 7.7 Trinity West Secondary Plan, Policy B.7.7.4.1 b)i) be amended by:

i. deleting the phrase “1 and 2” between the words Density” and “designations”; and,

ii. deleting the letter “s” from the word “designations”.

4.2.7 Secondary Plan Maps and Appendices

a) That West Waterdown Secondary Plan - Land Use Plan - Map B.4.1-1 be amended by redesignating the subject lands from “General Open Space” to “Low Density Residential 2e” as shown on Appendix “D” of this amendment.

b) That Binbrook Village Secondary Plan – Open Space Linkages – Map B.5.1-2 be amended by adding the initial “BP” on the subject land and by adding “BP Binbrook Park” to the map legend as shown on Appendix “E” of this amendment.

c) That Rymal Road Secondary Plan – Land Use Plan – Map B.5.2-1 be amended by removing the westerly property, known municipally as 2062 Rymal Road East, from the Site Specific Policy - Area ‘A’ boundary as shown on Appendix “F” of this amendment.

d) That Mount Hope Secondary Plan – Land Use Plan – Map B.5.4-1 be amended by relocating Site Specific Policy – Area ‘B’ to the subject lands, known municipally as 3027 Homestead Drive, as shown on Appendix “G” of this amendment.

e) That West Mountain (Heritage Green) Secondary Plan – Land Use Plan – Map B.7.6-1 be amended by redesignating the subject lands from “Community Park” to “Local Commercial”, “Low Density Residential 3c” and “General Open Space”, as shown on Appendix “I” of this amendment.
f) That Waterdown North Secondary Plan - Community Structure Plan - Appendix E be amended by relocating the Community Gateway and Off-Site Pedestrian Linkage symbol north so that the symbol is located at the intersection of the future east-west road and Centre Road as shown on Appendix “J” of this amendment.

4.3 **Volume 3 - Area and Site Specific Policies**

4.3.1 Table of Contents

a) That the Table of Contents be amended by deleting the reference to “Map F-2 Flamborough Areas Specific Policies”.

4.3.2 Chapter B - Flamborough Area Specific Policies

a) That Flamborough Area Specifics be amended by deleting Policy UF-2 in its entirety.

4.3.3 Area and Site Specific Policies Maps

a) That Map 1 Area Specific Policies Key Map be amended by deleting the “UF-2” as shown on Appendix “K” of this amendment.

b) That Map F-2 Area Specific Policies be deleted in its entirety.

5.0 **Implementation:**

An implementing By-law may give effect to this Amendment.

This is Schedule “1” to By-law No. 16-256 passed on the 28th day of September, 2016.

The

City of Hamilton

F. Eisenberger
MAYOR

R. Caterini
CITY CLERK
The southern urban boundary that generally extends from Upper Centennial Parkway and Mud Street East in the east, following the hydro corridor and encompassing the Red Hill Business Park to Upper James Street remains under appeal – see illustration on Schedules E and E-1, Volume 1.
The southern urban boundary that generally extends from Upper Centennial Parkway and Mud Street East in the east, following the hydro corridor and encompassing the Red Hill Business Park to Upper James Street remains under appeal.

Lands Under Appeal:
- 17, 20, 22, 26, 28, 56 & 60 Ewen Road, 5 Offield Range Range Road (AWW Lands)

Note: For Rural Land Use Designations, refer to Schedule D of the Rural Hamilton Official Plan.

Neighbourhoods:
- Open Space
- Institutional
- Utility

Commercial and Mixed Use Designations:
- Downtown Mixed Use Area
- Mixed Use - High Density
- Mixed Use - Medium Density
- District Commercial
- Arterial Commercial

Employment Area Designations:
- Industrial Land
- Business Park
- Airport Employment Growth District
- Shipping & Navigation

Other Features:
- Rural Area
- John C. Munro Hamilton International Airport
- Niagara Escarpment
- Urban Boundary
- Municipal Boundary
- Lands Subject to Non-Decision 113 West Harbour Setting Sail

Council Adoption: July 9, 2009
Ministerial Approval: March 16, 2011
Effective Date: August 16, 2013

Urban Hamilton Official Plan
Schedule E-1
Urban Land Use Designations

Date: May 9, 2016

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Map legend to be revised by replacing "Central Area" with "Central Hamilton"
Appendix D
Amendment No. 64
to the Urban Hamilton Official Plan

Lands to be redesignated from "General Open Space" to "Low Density Residential 2e"

Date: September 6, 2016
Revised By: TL/NB
Reference File No.: CI-16-A

Legend
Residential Designations
- Low Density Residential 2e
- Low Density Residential 3c

Parks and Open Space Designations
- Neighbourhood Park
- General Open Space
- Natural Open Space

Other Designations
- Mixed Use - Medium Density
- Institutional

Other Features
- Area or Site Specific Policy
- Secondary Plan Boundary

Council Adopted: July 9, 2009
Ministerial Approval: March 16, 2011
Effective Date: August 16, 2013

Urban Hamilton Official Plan
West Waterdown
Secondary Plan
Land Use Plan
Map B.4.1-1

Not To Scale
Appendix F
Amendment No. 64
to the Urban Hamilton Official Plan

Remove property 2062 Rymal Road East from Site Specific Policy Area "A"

Date: September 6, 2016
Revised By: TL/NB
Reference File No.: CI-16-A

Legend
Residential Designations
- Low Density Residential 2g
- Low Density Residential 2h
- Medium Density Residential 3b
- Medium Density Residential 2s

Commercial and Mixed Use Designations
- Local Commercial
- Mixed Use - Intermediate Density
- District Commercial

Parks and Open Space Designations
- Parkette
- Neighbourhood Park

Other Designations
- Institutional
- Public Elementary School
- Separate Elementary School
- Public Secondary School
- Utility
- Storm Water Management

Other Features
- Area or Site Specific Policy
- Proposed Roads
- Secondary Plan Boundary

Council Adopted: July 9, 2009
Ministerial Approval: March 16, 2011
Effective Date: August 16, 2013

Urban Hamilton Official Plan
Rymal Road Secondary Plan
Land Use Plan
Map B.5.2-1

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Appendix G
Amendment No. 64
to the Urban Hamilton Official Plan

Date: September 6, 2016
Revised By: TL/NB
Reference File No.: CI-16-A

Lands to be identified as Site Specific Area “B” to the Community Park parcel located at 3027 Homestead Drive
Delete Site Specific Area “B” identifier located at 3302 Homestead Drive

Legend
Residential Designations
LT2 Low Density Residential 2
HH Low Density Residential 2c
HH Low Density Residential 3f

Parks and Open Space Designations
Community Park
General Open Space
Natural Open Space

Other Designations
Institutional
District Commercial
Elementary School
Separate Elementary School
Utility
Storm Water Management

Other Features
Area or Site Specific Policy
Proposed Roads
Secondary Plan Boundary

Council Adopted: July 9, 2009
Ministerial Approval: March 16, 2011
Effective Date: August 16, 2013

Urban Hamilton Official Plan
Mount Hope
Secondary Plan
Land Use Plan
Map B.5.4-1

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For further information, please contact the Planning & Economic Development Department at 905-574-2424.
Appendix H
Amendment No. 64
to the Urban Hamilton Official Plan

Date: September 6, 2016
Revised By: TL/NB
Reference File No.: CI-16-A

Lands to be redesignated from "Neighbourhood Park" to "Low Density Residential 2b"

Legend

Residential Designations
- Low Density Residential 2b
- Low Density Residential 2e
- Low Density Residential 3c
- Medium Density Residential 3

Parks and Open Space Designations
- Parkette
- Neighbourhood Park
- City Park
- General Open Space
- Natural Open Space

Other Designations
- Local Commercial
- Institutional
- Elementary School
- Storm Water Management
- Utility

Other Features
- Area or Site Specific Policy
- On Street Bikeway
- Off Street Bikeway / Walkway
- Municipal Boundary
- Secondary Plan Boundary

Cleared Adopted: July 9, 2009
Ministerial Approval: March 16, 2011
Effective Date: August 16, 2013

Urban Hamilton Official Plan
Urban Lakeshore Area
Secondary Plan

Hamilton
Planning & Economic Development Department
Hamilton Harbour

Appendix K
Amendment No. 64
to the Urban Hamilton Official Plan

The southern urban boundary that generally extends from Upper Centennial Parkway and Mud Street East in the east, following the hydro corridor and encompassing the Red Hill Business Park to Upper James Street remains under appeal - see illustration on Schedules E and E-1, Volume 1

Date: September 5, 2016
Revised By: TLIHB
Reference File No.: (G18-A)

Legend

t Refers to Urban Area Specific Policy Area #, Volume 3, Chapter B
Other Features

Rural Area

John C. Munro Hamilton International Airport
Maple Forest

Urban Boundary
Municipal Boundary

Council Adoption: July 9, 2009
Ministerial Approval: March 16, 2011
Effective Date: August 16, 2013

Urban Hamilton Official Plan
Volume 3: Map 1

Area Specific Policies Key Map

Date: Dec. 1, 2015
PLANNING & ECONOMIC DEVELOPMENT DEPARTMENT

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