CITY OF HAMILTON
BY-LAW NO. 17-082

To Amend Zoning By-law No. 6593
Respecting a Pilot Project for Entertainment on Outdoor Commercial Patios
generally located in the areas of Downtown Hamilton, Augusta Street, Hess Village, James Street North, Waterfront, and Upper James

WHEREAS, the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap. 14, Schedule C did incorporate, as of January 1st 2001, the municipality “City of Hamilton”;

WHEREAS, the City of Hamilton is the successor to certain area municipalities, including the former area municipality known as the “The Corporation of the City of Hamilton” and is the successor of the former Regional Municipality, named, “the Regional Municipality of Hamilton-Wentworth”;

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Plan of the former regional municipality continue in full force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;

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

WHEREAS, the Council of the City of Hamilton, in adopting Item 5 of Report 17-007 of the Planning Committee, at its meeting held on the 26th day of April 2017, which recommended that Zoning By-law 6593 (Hamilton), be amended as hereinafter provided; and

WHEREAS, this By-law is in conformity with the City of Hamilton and Urban Hamilton Official Plan.

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

1. That Sheet Numbers E1, E3, E4, E5, E9c, E9c, W2, W3, W4, W9c, and W9d of the District maps, appended to and forming part of Zoning By-law 6593 (Hamilton) is amended and further amended by adding Site Specific S-1741 to the:

   (a) “G/S-1069” (Neighbourhood Shopping Centre Etc.) District, Modified
   (b) “G/S-1069a” (Neighbourhood Shopping Centre Etc.) District, Modified
   (c) “G/S-1342b” (Neighbourhood Shopping Centre Etc.) District, Modified
   (d) “G-1/S-1051” (Designed Shopping Centre Etc.) District, Modified
   (e) “G-1/S1230” (Designed Shopping Centre Etc.) District, Modified
   (f) “H” District (Community Shopping and Commercial Etc.) District
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(g) “H/S-1310” (Community Shopping and Commercial Etc.) District, Modified
(h) “H/S-1310a” (Community Shopping and Commercial Etc.) District, Modified
(i) “H/S-1425” (Community Shopping and Commercial Etc.) District, Modified
(j) “H/S-1425b” (Community Shopping and Commercial Etc.) District, Modified
(k) “H/S-685” (Community Shopping and Commercial Etc.) District, Modified
(l) “H/S-718” (Community Shopping and Commercial Etc.) District, Modified
(m) “H/S-1647” (Community Shopping and Commercial Etc.) District, Modified
(n) “H/S-258” (Community Shopping and Commercial Etc.) District, Modified
(o) “H/S-1458” (Community Shopping and Commercial Etc.) District, Modified
(p) “HH” (Restricted Community Shopping and Commercial Etc.) District
(q) “HH/S-161” (Restricted Community Shopping and Commercial Etc.) District, Modified
(r) “HH/S-1091” (Restricted Community Shopping and Commercial Etc.) District, Modified
(s) “HH/S-1099” (Restricted Community Shopping and Commercial Etc.) District, Modified
(t) “HH/S-1119” (Restricted Community Shopping and Commercial Etc.) District, Modified
(u) “HH/S-1179” (Restricted Community Shopping and Commercial Etc.) District, Modified
(v) “HH/S-1439” (Restricted Community Shopping and Commercial Etc.) District, Modified
(w) “HH/S-1465” (Restricted Community Shopping and Commercial Etc.) District, Modified
(x) “HH/S-814a” (Restricted Community Shopping and Commercial Etc.) District, Modified
(y) “HH/S-967” (Restricted Community Shopping and Commercial Etc.) District, Modified
(z) “HH-H/S-1100” (Restricted Community Shopping and Commercial Etc.) District, Modified
(aa) “I” (Central Business District, Etc.) District
(bb) “E-1/S-373” (Multiple Dwelling, Lodges, Clubs, Etc.) District, Modified
(cc) “E-3/S292” (High Density Multiple Dwellings) District, Modified
(dd) “E-3/S501” (High Density Multiple Dwellings) District, Modified
(ee) “F-1/S-838a” (Waterfront Recreational) District, Modified
(ff) “F-2” (Open Space Harbour) District
(gg) “F-2A” (Harbour) District
(hh) “F-4/S838a” (Waterfront Services) District, Modified
(ii) “K/S-1482” (Heavy Industrial) District

On the lands extent and boundaries of which are shown on a plan hereto annexed as Schedule “A1”, “A2”, “A3”, “A4”.
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2. Section 18(11) (d) and (g) shall not apply for a maximum period of two years from
the date of passing of the Zoning By-law Amendment, being DATE under Section 39
of the Planning Act relating to temporary use provisions.

3. That Sheet Numbers E1, E3, E4, E5, E9c, E9c, W2, W3, W4, W9c, and W9d of the
District Maps is amended by adding S-1741 to the lands referred to in Section 1 of
this By-law.

4. That the Clerk is hereby authorized and directed to proceed with the giving notice of
the passing of this By-law, in accordance with the Planning Act.

PASSED this 10th day of May, 2017.

F. Eisenberger                                      R. Caterini
Mayor                                             City Clerk
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Schedule "A4"
Map Forming Part of
By-law No. 17____
to Amend By-law No. 6593

This is Schedule "A" to By-law No. 17-
Passed the .......... day of .................... 2017

Subject Property
Upper James Pilot Area

To add Site Specific S-1741 to the lands zoned:
Neighbourhood Shopping Centre etc. "GIS-1069",
"GIS-1069a" and "GIS-1342b" Districts;
Designated Shopping Centre etc. "G-1/S-1051" and
"G-1/S-1230" Districts;
Community Shopping and Commercial etc. "HHS-1438a"
District; and
Restricted Community Shopping and Commercial "HH",
"HHS-1061", "HHS-1091", "HHS-110", "HHS-1110",
"HHS-3179", "HH-1439", "HH-1466", "HH-1465a",
"HHS-814", "HHS-967", "HHS-1100" Districts.

Scale: N.T.S. 1:2500
File Name/Number: OCP-Pilot Project (Upper James)
Date: October 19, 2016
Planner/Technician: SMVS
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT