

Authority: Item 4, Planning Committee
Report: 17-010 (PED17086)
CM: June 14, 2017
Ward: 7

Bill No. 113

CITY OF HAMILTON

BY-LAW NO. 17-113

To Amend Zoning By-law No. 05-200 Respecting Lands Located at 389 Rymal Road East in the City of Hamilton

WHEREAS the City of Hamilton has in force several Zoning By-laws which apply to the 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; and

WHEREAS Zoning By-law No. 05-200 was enacted on the 25th day of May, 2005;

WHEREAS the Council of the City of Hamilton, in adopting Item 4 of Report 17-010 of the Planning Committee at its meeting held on the 14th day of June 2017, which recommended that Zoning By-law No. 05-200, be amended as hereinafter provided;

WHEREAS this By-law will be in conformity with the Urban Hamilton Official Plan of the City of Hamilton.

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

1. That Map No. 1447 of Schedule "A" – Zoning Maps to Zoning By-law No. 05-200, as amended by By-law 12-083, is further amended by Major Institutional (I3, 43) Zone for the applicable lands, the extent and boundaries of which are shown as Block 1 on a plan hereto annexed as Schedule "A" to this By-law;
2. That Schedule "C": Special Exceptions of Zoning By-law No. 05-200, as amended, is hereby further amended by repealing and replacing the following subsection of the site specific Major Institutional (I3, 43) Zone:
 - f) Notwithstanding Section 5.6 c) of the By-law, parking for a retirement home shall be provided at the rate of one parking space for every three bachelor units or every one-bedroom unit.
3. That Schedule "C": Special Exceptions of Zoning By-law No. 05-200, as amended, is hereby further amended by adding the following subsections to the site specific Major Institutional (I3, 43) Zone:

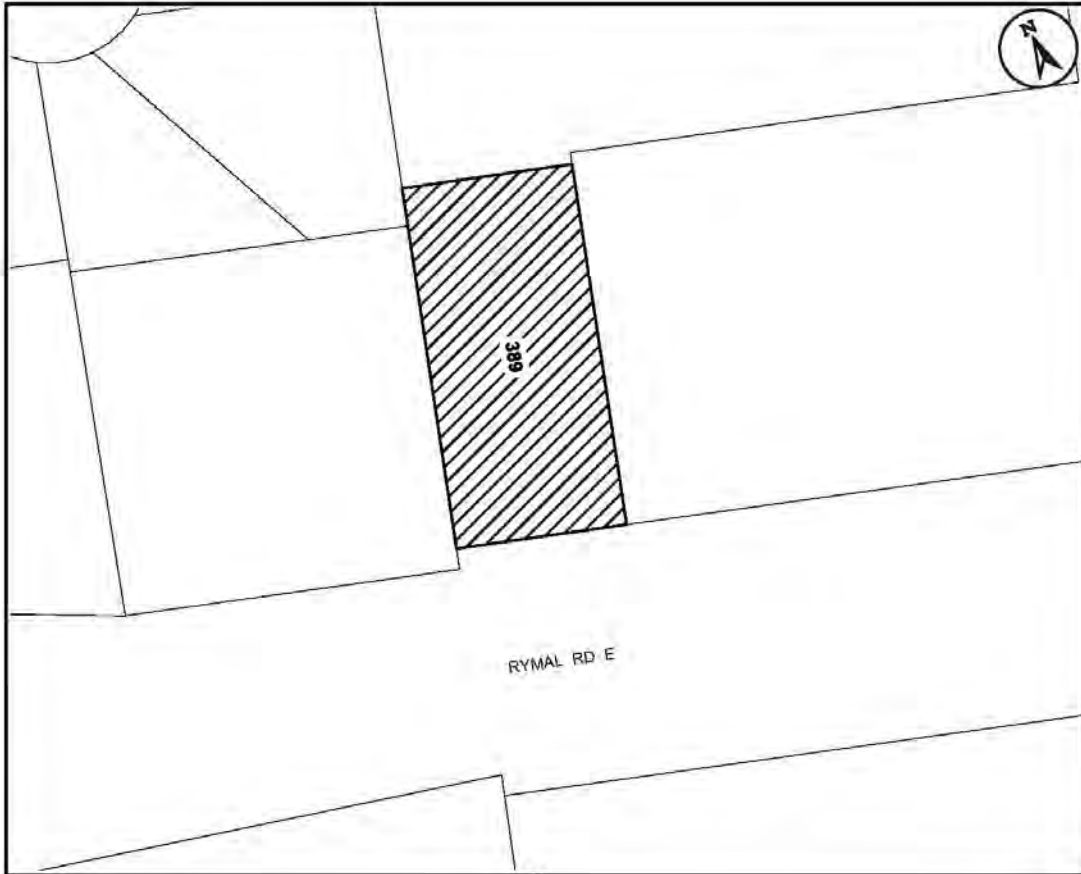




- h) Notwithstanding Section 5.2 b) of this By-law, existing underground parking spaces may be obstructed by a door swing.
 - i) Notwithstanding Section 5.2 f) of this By-law, existing underground accessible parking spaces may be obstructed by a door swing.
4. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the *Planning Act*.
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 Major Institutional (I3) Zone provisions, subject to the special requirements as referred to in Section 2 and 3 of this By-law.

PASSED this 14th day of June, 2017.

F. Eisenberger
Mayor

R. Caterini
City Clerk

ZAC-16-074

						
<p>This is Schedule "A" to By-law No. 17-</p> <p>Passed the day of, 2017</p>	<p>----- Mayor</p> <p>----- Clerk</p>					
<p>Schedule "A"</p> <p>Map Forming Part of By-law No. 17-_____</p> <p>to Amend By-law No. 05-200 Map 1447</p>	<p>Subject Property 389 Rymal Road East, Hamilton</p> <p> Lands to be zoned Major Institutional (I3, 43) Zone</p>					
<table border="1"> <tr> <td>Scale: N.T.S.</td> <td>File Name/Number: ZAC-16-074</td> <td rowspan="2">  Hamilton </td> </tr> <tr> <td>Date: April 13, 2017</td> <td>Planner/Technician: MF/AL</td> </tr> </table>	Scale: N.T.S.	File Name/Number: ZAC-16-074	 Hamilton	Date: April 13, 2017	Planner/Technician: MF/AL	
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<p>PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT</p>						