

**Authority:** Item 12, Planning Committee  
Report 18-011 (PED18147)  
CM: July 13, 2018  
Ward: 12

**Bill No. 221**

## **CITY OF HAMILTON**

### **BY-LAW NO. 18-221**

#### **To Amend Zoning By-law No. 87-57 Respecting Section 7.18 Accessory Buildings**

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

**AND WHEREAS** the City of Hamilton is the successor to certain area municipalities, including the former municipality known as the “The Corporation of the Town of Ancaster” 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 87-57 (Ancaster) was enacted on the 22nd day of June 1987, and approved by the Ontario Municipal Board on the 23rd day of January, 1989;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 12 of Report 18-011 of the Planning Committee at its meeting held on the 13<sup>th</sup> day of July, 2018, which recommended that Zoning By-law No. 87-57 (Ancaster), be amended as hereinafter provided;

**AND WHEREAS** this By-law is in conformity with the Urban Hamilton Official Plan;

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

1. That SECTION 7: GENERAL PROVISIONS of Zoning By-law No. 87-57 is amended as follows:

1.1 That Section 7.18 (a) (ii) be amended by adding a new Clause (A) follows:

“(A) Notwithstanding Subsection 7.18 (a) (ii), accessory buildings excluding totally inground swimming pools shall not be located less than 1.5 metres from any side lot line and less than 6.0 metres from any flankage lot line for any lot located in an Existing Residential “ER” Zone.”

1.2 That Section 7.18 (a) (vi) be amended by adding a new Clause (A) as follows:

“(A) Notwithstanding Subsection 7.18 (a) (vi), accessory buildings in excess of 12 square metres ground floor area shall not be less than 7.5 metres from the rear lot line for any lot located in an Existing Residential “ER” Zone.”

2. 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 17<sup>th</sup> day of August, 2018.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

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