

**Authority:** Item7, Planning and Economic  
Development Committee  
Report 04-004 (PD04045)  
CM: February 25, 2004

**Bill No. 059**

## **CITY OF HAMILTON**

### **BY-LAW NO. 04-059**

#### **To Amend Zoning By-law No. 6593 Respecting Lands Located at 114 and 128 Limeridge Road East**

**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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) 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 Section 7 of Report 04 -004 of the Planning and Economic Development Committee at its meeting held on the 25<sup>th</sup> day of February, 2004, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided;

**AND WHEREAS** this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

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

1. Sheet No. E-9b of the District maps, appended to and forming part of By-law No. 6593 (Hamilton), is amended,

**By-law Respecting 114 and 128 Limeridge Road East**

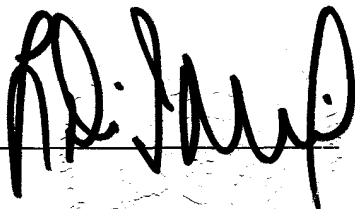
- (a) by changing from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District;

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".


2. The "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of Zoning By-law No. 6593, applicable to the subject lands, be modified to the extent only of the following special requirement:
- (a) that notwithstanding Section 9 (3) (ii) of Zoning By-law No. 6593, a required side yard having a width of not less than 0.60m that abuts the wall of an attached garage shall be permitted, except that in the case of a corner lot, a side yard having a flankage width of not less than 1.2m shall be provided and maintained.
3. 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 "C" District provisions, subject to the special requirements referred to in section 2.
4. By-law No. 6593 (Hamilton) is amended by adding this by-law to section 19B as Schedule S-1500.
5. Sheet No. E-9b of the District Maps is amended by marking the lands referred in Section 1 of this by-law as S-1500.
6. The City 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 and ENACTED** this 10<sup>th</sup> day of March, 2004.

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MAYOR

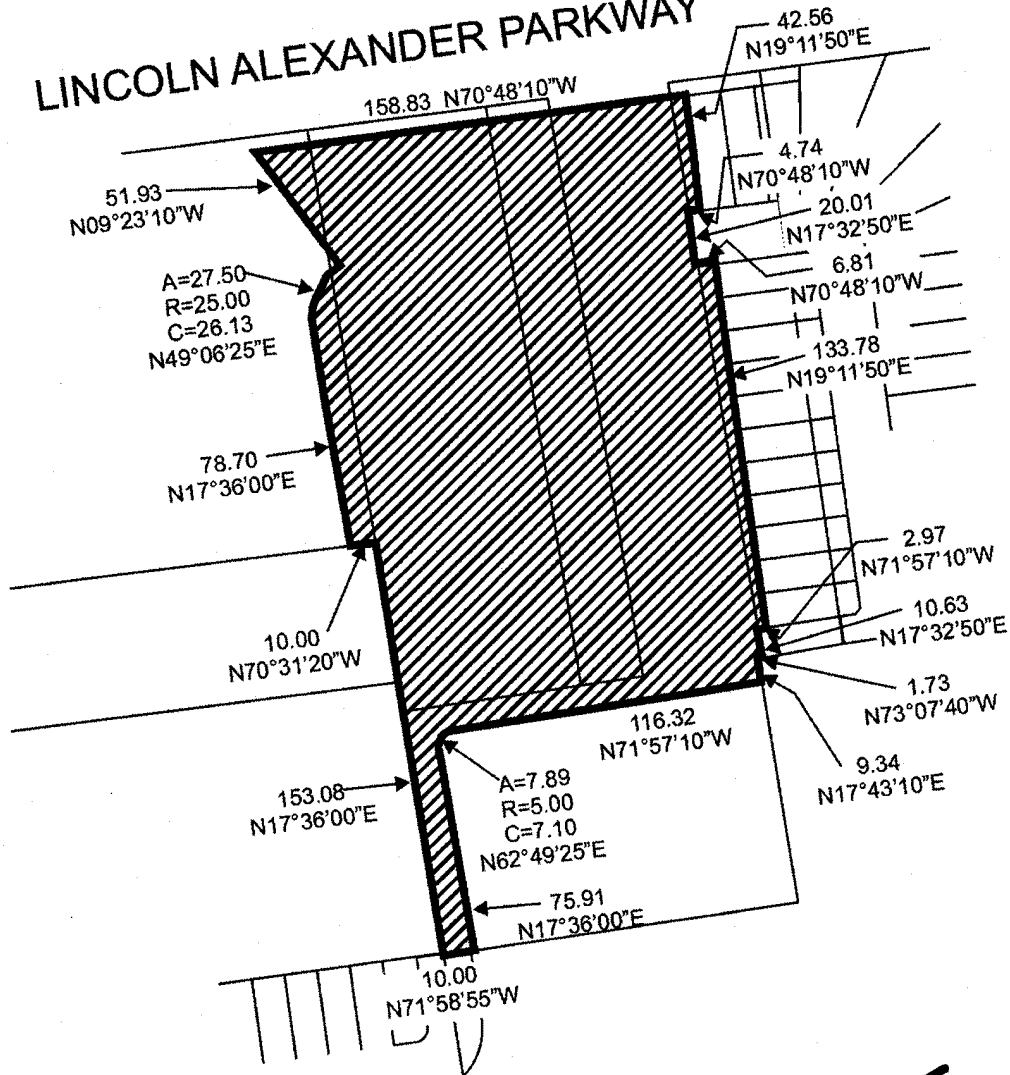


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CLERK



ZAC-03-78

# LINCOLN ALEXANDER PARKWAY



This is Schedule "A" to By-Law No. 04-059

Passed the 10th day of March, 2004

*[Signature]*  
 Clerk  
*[Signature]*  
 Mayor

## Schedule "A"

Map Forming Part of  
 By-Law No. 04-059  
 to Amend By-Law No. 6593



Hamilton

Planning and Development Department

### Legend



**Subject Property**  
 Part of 114 and  
 128 Limeridge Road East, Hamilton



North

Scale  
**NOT TO SCALE**

Date  
**March 2, 2004**

Reference File No.

**ZAC-03-78**

Drawn By  
**CL**