

Authority: Item 2, Planning and Economic
Development Committee
Report 04-007 (PD04096)
CM: April 14, 04

Bill No. 077

CITY OF HAMILTON

BY-LAW NO. 04-077

**To Amend Zoning By-law No. 3692-92 (Stoney Creek), as amended by Zoning
By-law No. 5031-99, Respecting Lands Located at Block 99, Plan 62M-906**

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 Stoney Creek" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 Zoning By-law No. 3692-92 (Stoney Creek) was enacted on the 8th day of December, 1992, and approved by the Ontario Municipal Board on the 31st day of May, 1994;

AND WHEREAS the Council of the City of Hamilton, in adopting Section 2 of Report 04-007 of the Planning and Economic Development Committee at its meeting held on the 6th day of April, 2004, recommended that Zoning By-law No. 3692-92 (Stoney Creek), be amended as hereinafter provided;

AND WHEREAS this By-law is in conformity with the Official Plan of the City of Hamilton (formerly the City of Stoney Creek Official Plan), approved by the Minister under the Planning Act on May 12, 1986;

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

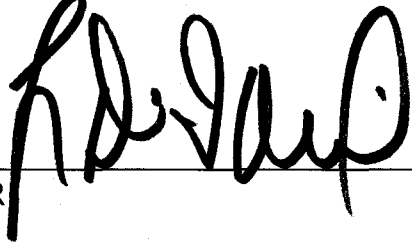
1. Map No. 6 of Schedule "A", appended to and forming part of By-law No. 3692-92 (Stoney Creek) is amended by changing the zoning from the Single Residential (Holding) "R4-7(H)" Zone to the Single Residential "R4-7" Zone, the lands

comprised of Block 99, Plan 62M-906, the extent and boundaries of which are shown on a plan annexed as Schedule "A".

2. The "H" (Holding) symbol affixed by By-law No. 5031-99, passed on the 9th day of November, 1999, to the Single Residential (Holding) "R4-7(H)" Zone of the subject lands, the extent and boundaries of which are shown annexed as Map No. 6 of Schedule "A" to By-law No. 3692-92 appended to and forming part of By-law No. 3692-92 (Stoney Creek) is hereby removed, and the development of the lands may proceed in accordance with the Single Residential "R4-7" Zone provisions of Zoning By-law No. 3692-92.
3. Special Exemption "R4-7(H)" of Subsection 6.5.7 is amended by deleting the (H) suffix from the title of the special exemption, by deleting the (H) suffix from the special exemption references in the first and last paragraphs, and by deleting the first paragraph following paragraph (g) in its entirety.
4. 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.

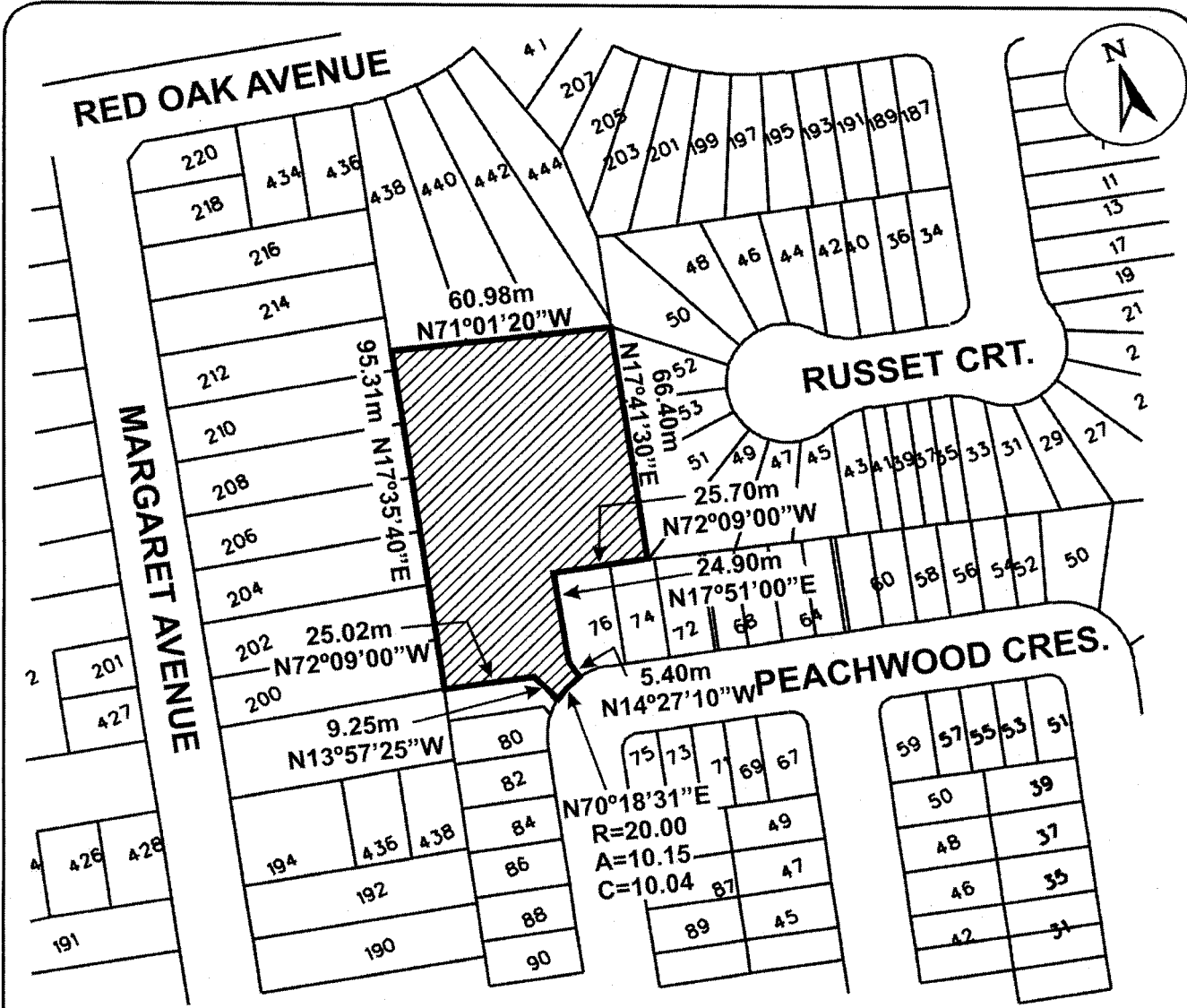
PASSED and ENACTED this 14th day of April, 2004.

MAYOR



CLERK





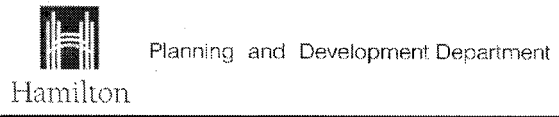
This is Schedule "A" to By-Law No 04-077

Passed the April 14 day of ,2004

[Handwritten Signature]
Clerk

Schedule "A"


Map Forming Part of
By-Law No. 04-077
to Amend By-Law No 3692-92



Legend

 **Subject Property**
Block 99, Plan 62M-906 (Stoney Creek)

Removal of the "H" Holding Provision from
the Single Residential "R4-7(H)" Zone

North 	Scale NOT TO SCALE	Reference File No. ZAH-04-09
	Date February 11, 2004	Drawn By CL