

Authority: Item 16, Planning and
Economic Development
Committee
Report 04-006 (PD04070)
CM: March 24, 04

Bill No. 254

CITY OF HAMILTON

BY-LAW NO. 04-254

**To Amend Zoning By-law No. 6593, as amended by Zoning By-law No. 04-068,
Respecting Lands Located at 937 Upper Paradise Road**

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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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

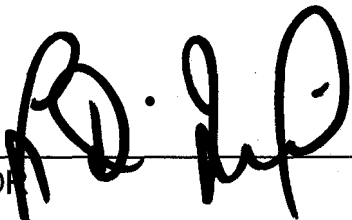
AND WHEREAS the Council of the City of Hamilton, in adopting Item 16 of Report 04-006 of the Planning and Economic Development Committee at its meeting held on the 24th day of March, 2004, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided;

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

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

1. Sheet No. W-27c of the District Maps, appended to and forming part of By-law No. 6593 (Hamilton), as amended by By-law No. 04-068, is further amended, by changing from the "AA" (Agricultural) District, to "C" (Urban Protected Residential, etc.) District, Modified, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.
2. The 'H' (Holding) symbol affixed by By-law No. 04-068 (Hamilton), passed on the 24th of March, 2004, to the "C"-H' (Urban Protected Residential, etc. - Holding) District, Modified respecting the lands the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 04-068 (Hamilton) and forming part thereof, is hereby removed, and the development of lands may proceed in accordance with the "C" (Urban Protected Residential, etc.) District, Modified, subject to the special requirements referred to in By-law No. 04-068 (Hamilton).
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" (Urban Protected Residential, etc.) District, Modified, subject to the special requirements referred to in section 2, of By-law No. 04-068.
4. By-law No. 6593 (Hamilton) is amended by adding this by-law to section 19B as Schedule S-1502a.
5. Sheet No. W-27c of the District Maps are amended by marking the lands referred in Section 1 of this by-law as S-1502a.
6. 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 Plannina Act.

PASSED and ENACTED this 13th day of October, 2004.

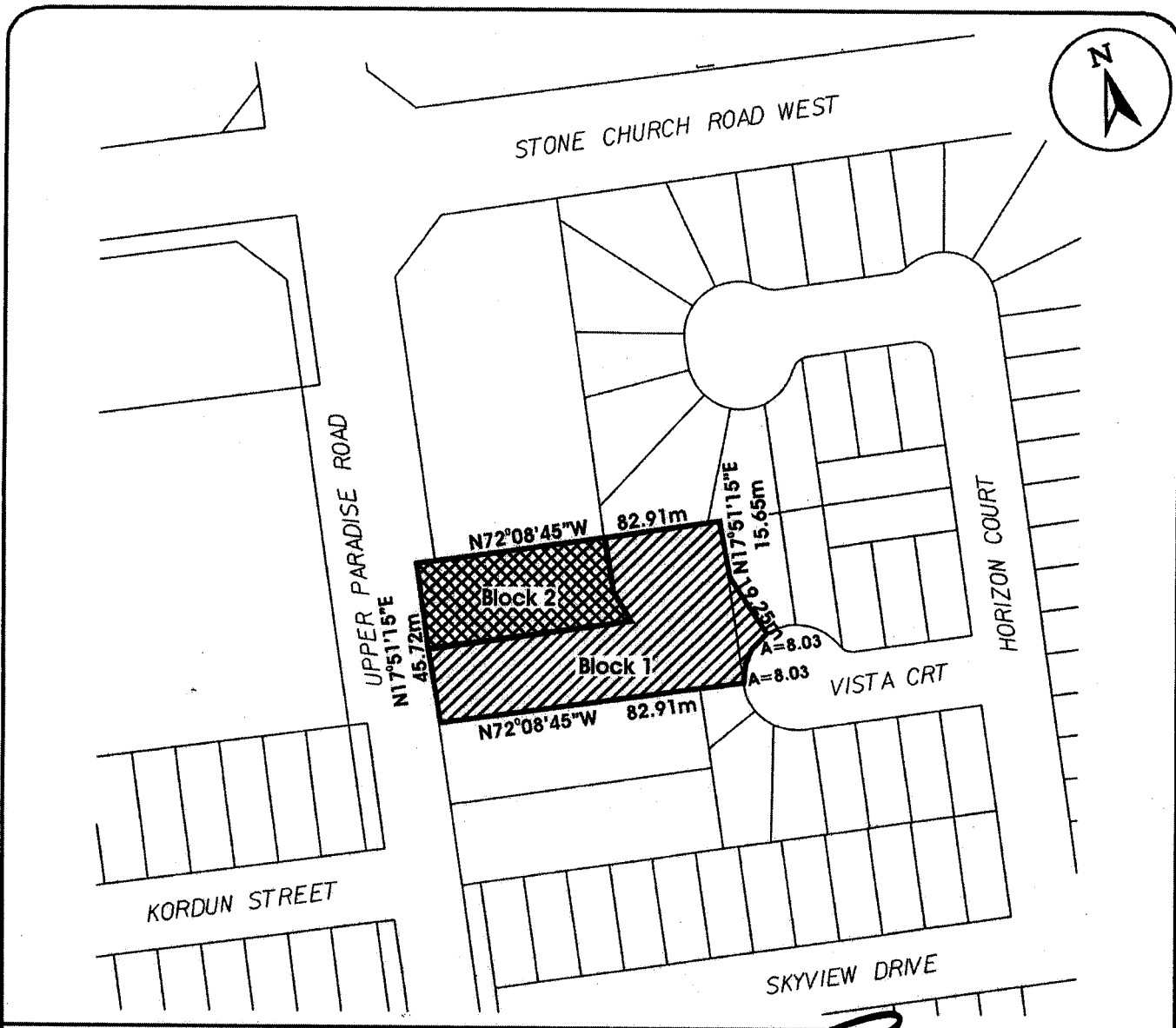


MAYOR



CLERK

ZAH-04-40



This is Schedule "A" to By-Law No.04-254

Passed the 13th day of October, 2004

[Signature]
Clerk

[Signature]
Mayor



Schedule "A"

Map Forming Part of
By-Law No. 04-254
to Amend By-Law No.65-93



Planning and Development Department

Legend

- Subject Property**
937 Upper Paradise Road
-  Block 1 - Change in Zoning from "C"- "H" (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District
 -  Block 2 - Change in zoning from "C" - "H" (Urban Protected Residential, etc. - Holding) District, Modified to "C" (Urban Protected Residential, etc.) District, Modified

North	Scale NOT TO SCALE	Reference File No ZAR-03-96
	Date June 23, 2004	Drawn By N.B