

Authority: Item 9, Planning and Economic
Development Committee
Report 05-008 (PD05075)
CM: April 13, 2005

Bill No. 077

CITY OF HAMILTON

BY-LAW NO. 05-077

**To Amend Zoning By-law No. 6593
Respecting Lands Located at 386 Wilcox Street**

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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 9 of Report 05-008 of the Planning and Economic Development Committee at its meeting held on the 13th day of April, 2005, 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:

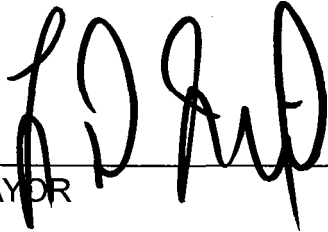
1. The "K" (Heavy Industry, Etc.) District provisions, as contained in Section 17 of Zoning By-law No. 6593, the extent and boundaries of which are shown on a plan

hereto annexed as Schedule "A", are amended to the extent only of the special requirements that:

- (a) Notwithstanding Subsection 17.(1) of Zoning By-law No. 6593, the following use shall also be permitted:
 - 1) a utility plant for the generation and transmission of heat, steam, and electricity.
2. 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 "K" (Heavy Industry, Etc.) District provisions, subject to the special requirements referred to in section 1.
3. By-law No. 6593 (Hamilton) is amended by adding this by-law to section 19B as Schedule S-1521.
4. Sheet Nos. E-28 to E-30 and E-39 to E-42 of the District Maps is amended by marking the lands referred in Section 1 of this by-law as S-1521.
5. 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 13th day of April, 2005.

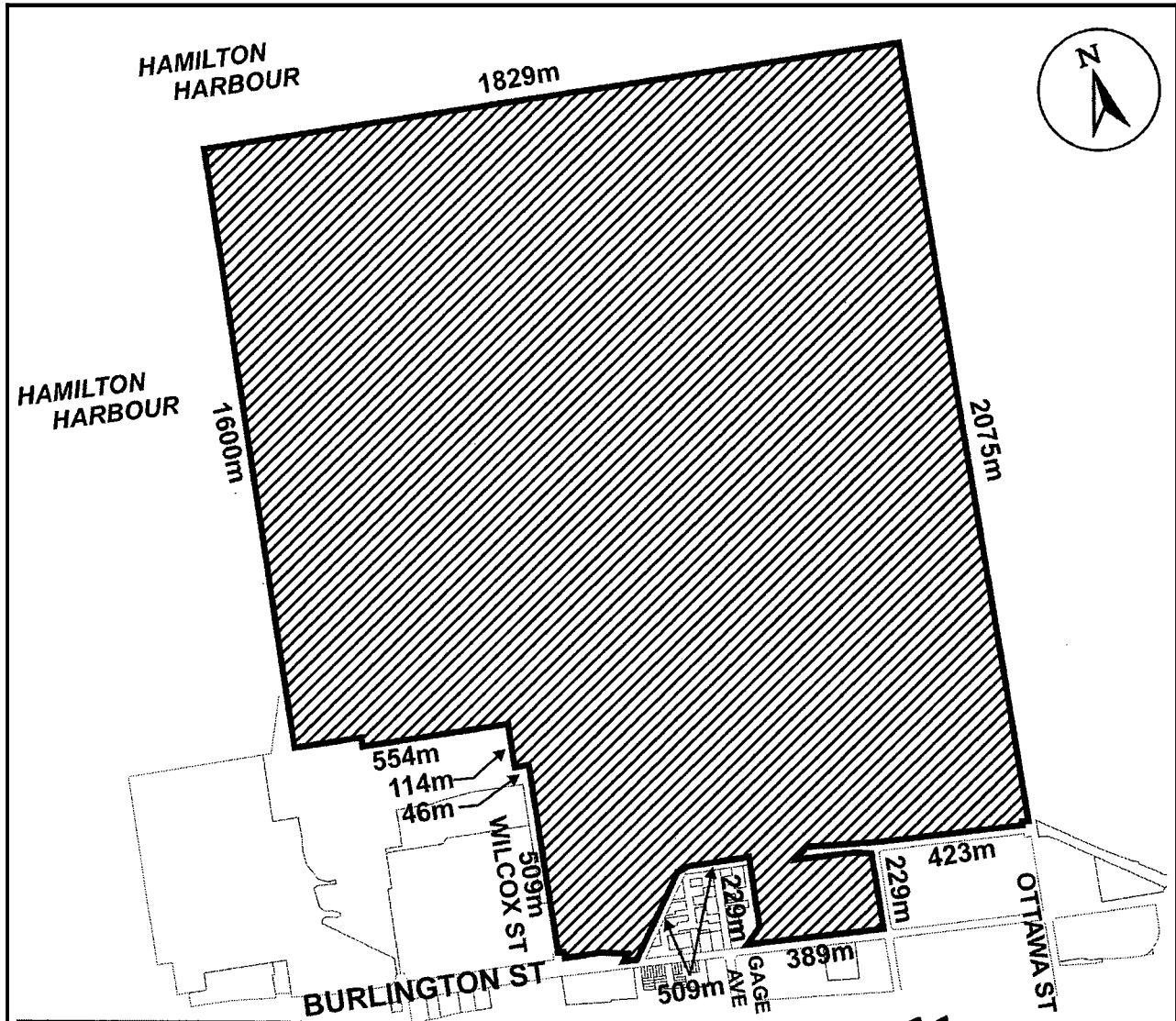
MAYOR



CLERK



ZAR-05-06



This is Schedule "A" to By-Law No. 05- 077

Passed the 13th day of April, 2005

[Signature]
Clerk
[Signature]
Mayor

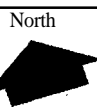
Schedule "A"

Map Forming Part of
By-Law No. 05- 077
to Amend By-Law No. 6593



Subject Property
386 Wilcox Street, Hamilton

Modification to the "K" (Heavy Industry,
Etc.) District



Scale:
Not to Scale

Date:
February 2005

File Name/Number:
ZAR-05-06

Planner/Technician:
GM/LC