

Authority: Item 22 , Planning and Economic
Development Committee
Report 05-014 (PED05002)
CM: June 29,2005

Bill No. 192

CITY OF HAMILTON

BY-LAW NO. 05-192

**To Amend Zoning By-law No. 6593
Respecting the Southern Portion of the
Lands Located at 162 Ward Avenue**

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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 22 of Report 05-014 of the Planning and Economic Development Committee at its meeting held on the 29th day of June, 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:

By-law Respecting Lands Located at 162 Ward Avenue

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1. That Sheet No. W-46 of the District maps, appended to and forming part of By-law No. 6593 (Hamilton), is amended,
 - (a) by changing from "C" (Urban Protected Residential, etc.) District, Modified to "J" (Light and Limited Heavy Industry, etc.) District, Modified,

the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".
2. That the "J" (Light and Limited Heavy Industry, etc.) District regulations as contained in Section 16 of Zoning By-law No. 6593, applicable to the subject lands, be modified by adding the following special provisions:
 - (a) Notwithstanding Section 16 (1) of By-law No. 6593, only a public parking lot, subject to the provisions of Section 13C of By-law No. 6593, shall be permitted;
 - (b) Notwithstanding Section 13C (4) (ii) of By-law No. 6593, a planting strip of not less than 2.0 metres in width shall be provided and maintained along the west lot line, a planting strip of not less than 4.8 metres in width shall be provided and maintained along the east lot line, and a planting strip of not less than 10.7 metres in width shall be provided and maintained along the south lot line.
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 "J" (Light and Limited Heavy Industry, etc.) 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-1526.
5. Sheet No. W-46 of the District Maps is amended by marking the lands referred in Section 1 of this by-law as S-1526.
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 Planning Act.

PASSED and ENACTED this 29th day of June, 2005.

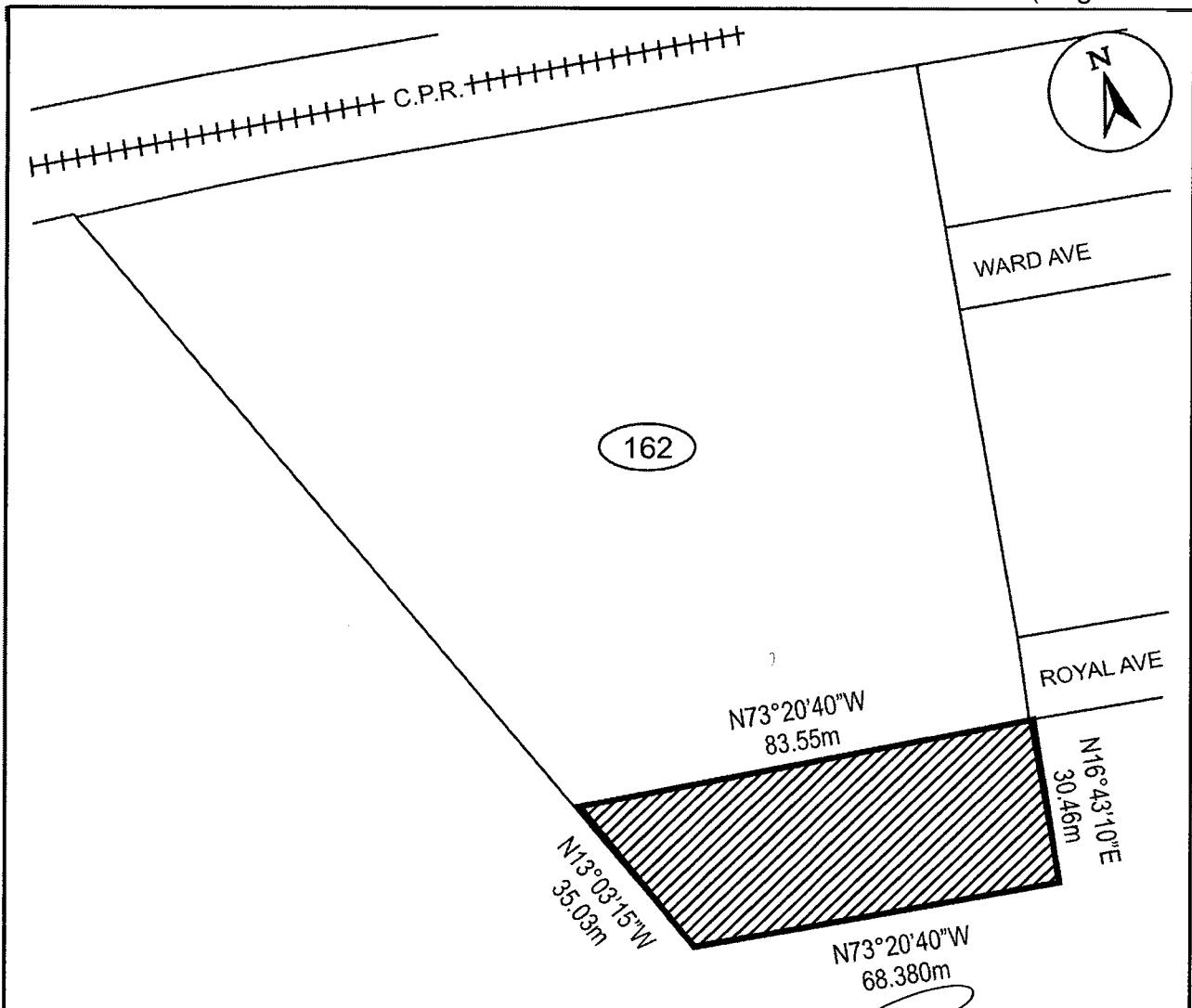
MAYOR

ZAC-05-34

CLERK

By-law Respecting Lands Located at 162 Ward Avenue

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This is Schedule "A" to By-Law No 05-192

Passed the 29th day of June, 2005

[Signature]
Clerk
[Signature]
Mayor

Schedule "A"

Map Forming Part of
By-Law No. 05-192
to Amend By-Law No. 6593

Subject Property
162 Ward Avenue



Change in Zoning from "C" (Urban Protected Residential, etc.) District, Modified to a "J" (Light and Limited Heavy Industrial, etc.) District, Modified



Scale:
Not to Scale

Date:
May 2005

File Name/Number:
ZAG-05-34

Planner/Technician:
TH/MF