

Authority: Item 8, Planning and Economic
Development Committee
Report 06-007(PED06130)
CM: May 10, 2006

Bill No. 125

CITY OF HAMILTON

BY-LAW NO. 06-125

**To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting Lands
Located at 360 Barton Street and 4 Hale 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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 Item 8 of Report 06-007 of the Planning and Economic Development Committee at its meeting held on the 10th day of May, 2006, recommended that Zoning By-law No. 3692-92 (Stoney Creek), be amended as hereinafter provided;

AND WHEREAS this by-law will be in conformity with the Official Plan of the City of Hamilton (formerly the City of Stoney Creek Official Plan), upon approval of Official Plan Amendment No. 125

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 "R2" Zone to the Multiple Residential "RM2-13" Zone, on the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A",.

2. That Section 6.9.6, "Special Exemptions", of Zoning By-law No. 3692-92 (Stoney Creek), be amended by adding a new special provision "RM2-13", to include the following:

"RM2-13 360 Barton Street, 4 Hale Street, Schedule "A", Map No. 6

Notwithstanding the provisions of paragraph (a) Minimum Lot Area, of Subsection 6.9.3, Zone Regulations, of Section 6.9. Multiple Residential "RM2" Zone, on those lands zoned "RM2-13", the following provisions shall apply:

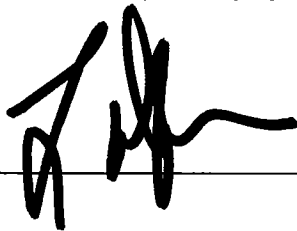
Minimum Lot Area

Interior Unit - 155 square metres
End Unit - 200 square metres
Corner Unit - 270 square metres

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 Multiple Residential "RM2" Zone provisions, subject to the special requirement referred to in Section 2.
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 10th day of May, 2006.

MAYOR



CLERK



ZAC-06-04



This is Schedule "A" to By-Law No. 06-125

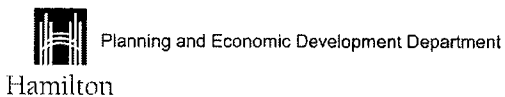
Passed the 10th day of May, 2006

[Signature]
Clerk

[Signature]
Mayor

Schedule "A"

Map Forming Part of
 By-Law No. 06-125
 to Amend By-Law No. 3692-92



Subject Property

360 Barton Street and 4 Hale Street



Change from the Single Residential "R2" Zone to the Multiple Residential "RM2-13" Zone.



Scale:
 Not to Scale

Date:
 January 2006

File Name/Number:
 ZAC-06-04 / OPA-06-01

Planner/Technician:
 PM/MF