

**Authority:** Item 10, Planning and Economic  
Development Committee  
Report; 06-007(PED06127)  
CM: May 10, 2006

**Bill No. 128**

**CITY OF HAMILTON**

**BY-LAW NO. 06-128**

**To Amend Zoning By-law No. 3692-92 (Stoney Creek), Respecting the Lands  
Located at the East End of Old Mud Street (Brook Meadows)**

**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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 8<sup>th</sup> day of December, 1992, and approved by the Ontario Municipal Board on the 31<sup>st</sup> day of May, 1994;

**AND WHEREAS** the Council of the City of Hamilton, in adopting item 10 of Report 06-007 of the Planning and Economic Development Committee at its meeting held on the 10<sup>th</sup> day of May, 2006, 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. That Map No. 10 of Schedule "A", appended to and forming part of By-law No. 3692-92 (Stoney Creek) is amended,

By-law respecting lands located at the East End of Old Mud Street (Page 2 of 3)

- (a) by changing the zoning from the Neighbourhood Development "ND" Zone to the Single Residential "R4-17" Zone, the lands composed of Block "1"; and,
- (b) by changing the zoning from the Neighbourhood Development "ND" Zone to the Open Space "OS" Zone, the lands composed of Block "2",

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

- 2. That Section 6.5.7, "Special Exemptions", of Zoning By-law No. 3692-92 (Stoney Creek), be amended by adding a new special provision "R4-17", to include the following:

**"R4-17 East End of Old Mud Street, Schedule "A", Map No. 10**

That the provisions of Paragraph (g), Maximum Lot Coverage, of Subsection 6.5.3 Zone Regulations of the Single Residential "R4" Zone shall not apply to those lands zoned "R4-17" by this By-law.

- 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 Single Residential "R4" 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.

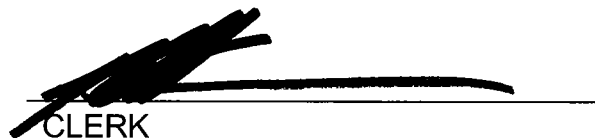
**PASSED and ENACTED** this 10<sup>th</sup> day of May, 2006.

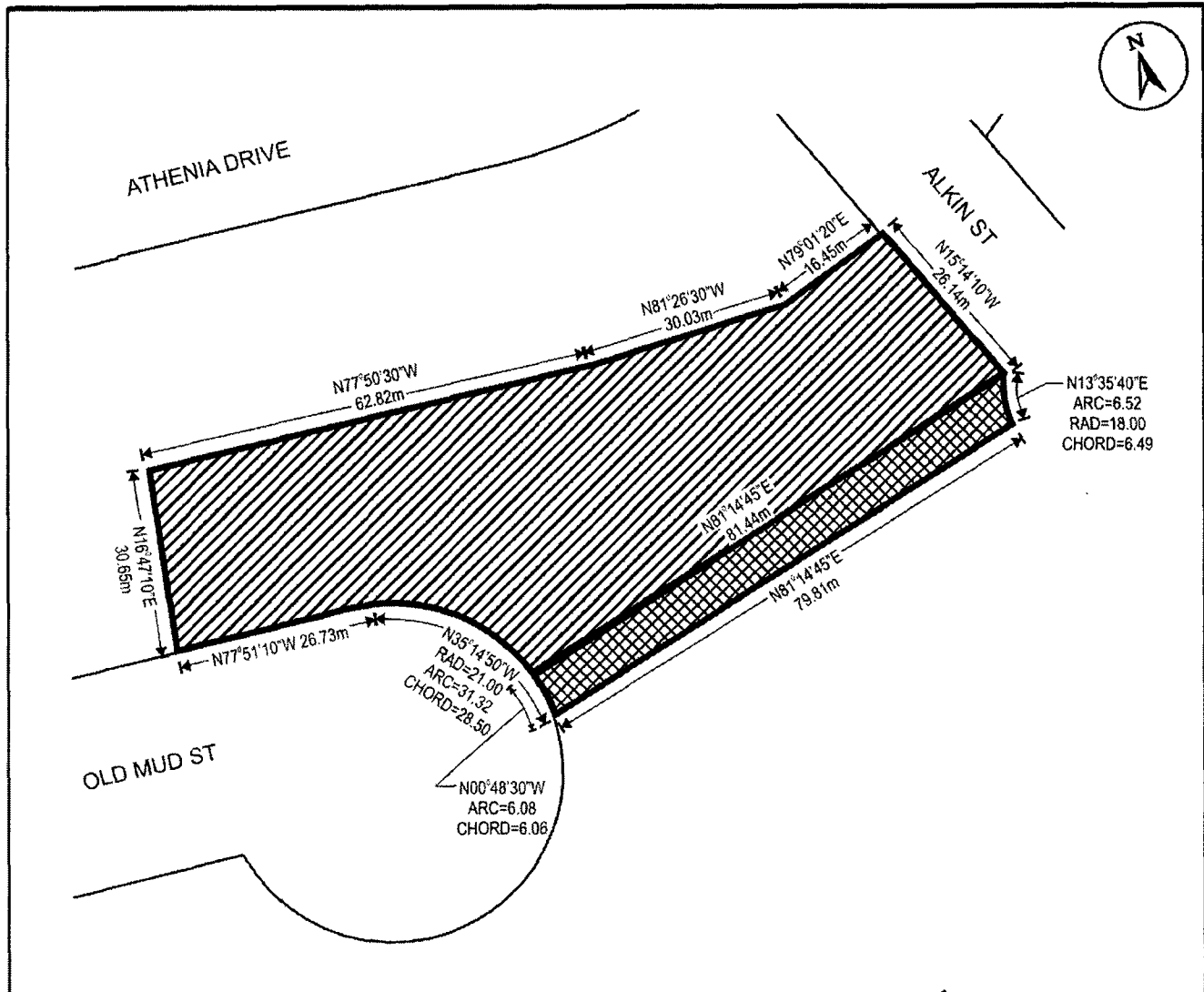
MAYOR



ZAC-05-116/25T-200524

CLERK





This is Schedule "A" to By-Law No. 06—128

Passed the 10th day of May, 2006

*[Signature]*  
Clerk

*[Signature]*  
Mayor

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT

# Schedule "A"

Map Forming Part of  
By-law No. 06-128

to Amend By-law No. 3692-92

## Subject Property

Part of Lot 31 - Concession 6 and Part of Road Allowance between Concession 6 and 7 and Parts of Alkin Street and Allanbrook Street.



**Block 1** - Change in Zoning from the Neighbourhood Development "ND" Zone to the Single Residential "R4-17" Zone.



**Block 2** - Change in zoning from the Neighbourhood Development "ND" Zone to the Open Space "OS" Zone.

Scale:  
Not to Scale

File Name/Number:  
ZAC-05-116/25T200524

Date:  
March 2006

Planner/Technician:  
MF/GM



Hamilton