

Authority: Item 14, Planning and Economic
Development Committee
Report: 06-008 (PED06138)
CM: May 24, 2006

Bill No. 136

CITY OF HAMILTON

BY-LAW NO. 06-136

**To Amend Zoning By-law No. 3692-92 (Stoney Creek), as Amended by By-law No. 04-235,
Respecting “Hemlock Meadows”, Plan 62M-1048**

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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 Section 14 of Report 06-008 of the Planning and Economic Development Committee at its meeting held on the 24th 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:

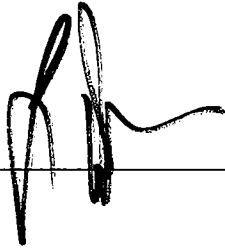
1. That Section 6.4.7, "Special Exemptions", of Zoning By-law No. 3692-92 (Stoney Creek), be amended by modifying special provision "R3-17", to include the following paragraph after the first paragraph:

"Notwithstanding the provision of Paragraph (g) of Section 6.4.3 of the Single Residential "R3" Zone, on those lands zoned "R3-17" by this By-law, the maximum lot coverage shall be 50%."

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 Single Residential "R3-17" Zone provisions, subject to the special requirements referred to in Section 1.
3. The City 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 24th day of May, 2006.

MAYOR



CLERK



ZAC-06-14