

Authority: Item 31, Planning and Economic
Development Committee
Report: 06-005
CM: April 12, 2006

Bill No. 229

CITY OF HAMILTON

BY-LAW NO. 06-229

**To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended
respecting lands described as being within Part of Lots 12 and 13,
Concession 3, (East Flamborough), in the former Town of
Flamborough, now in the City of Hamilton**

WHEREAS the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C. did incorporate, as of January 1st, 2001, the municipality "City of Hamilton";

AND WHEREAS the City of Hamilton is the successor to certain area municipalities, including the former area municipality known as "The Corporation of the Town of Flamborough" and is the successor of 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 90-145-Z (Flamborough) was enacted on the 5th day of November 1990, and approved by the Ontario Municipal Board on the 21st day of December, 1992;

AND WHEREAS the Council of the City of Hamilton, in adopting Section 31 of Report 06-005 of the Planning and Economic Development Committee at its meeting held on the 12th day of April, 2006, recommended that the Director of Development and Real Estate be authorized to give notice and prepare by-laws for presentation to Council, to remove the "H" Holding provision from By-laws where the conditions have been met;

AND WHEREAS this By-law is in conformity with the Official Plan of the City of Hamilton (the Official Plan of the Former Town of Flamborough) in accordance with the provisions of the Planning Act;

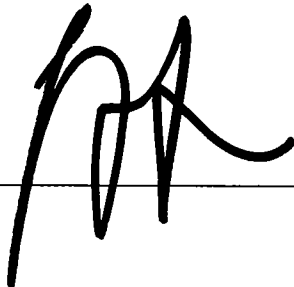
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

By-law respecting Part of Lots 12 and 13, Concession 3 (East Flamborough) 2

1. Schedule "A-29", of Zoning By-law No. 90-145-Z (Flamborough), as amended by By-law No. 05-021, is hereby further amended by changing the zoning from the Modified Prestige Industrial "M1-12-1(H)" Holding Zone, Modified Prestige Industrial "M1-12-2(H)" Holding Zone and Modified Prestige Industrial "M1-12-3(H)" Holding Zone to the Modified Prestige Industrial "M1-12-1" Zone, Modified Prestige Industrial "M1-12-2(H)" Holding Zone and Modified Prestige Industrial "M1-12-3(H)" Holding Zone, the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this By-law.
2. The Holding "H" symbol affixed to By-law No. 05-021 (Flamborough), passed on the 9th of February, 2005, to the Modified Prestige Industrial "M1-12-1(H)" Holding Zone, respecting the lands the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 05-021 (Flamborough) and forming part thereof, is hereby removed and the development of lands may proceed in accordance with the Modified Prestige Industrial "M1-12-1" Zone subject to the special requirements referred to in By-law No. 05-021 (Flamborough).
3. All other regulations of the Modified Prestige Industrial "M1-12-1" Zone, as amended and the General Provisions of Zoning By-law No. 90-145-Z (Flamborough) shall continue to apply.
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 9th day of August, 2006.

MAYOR

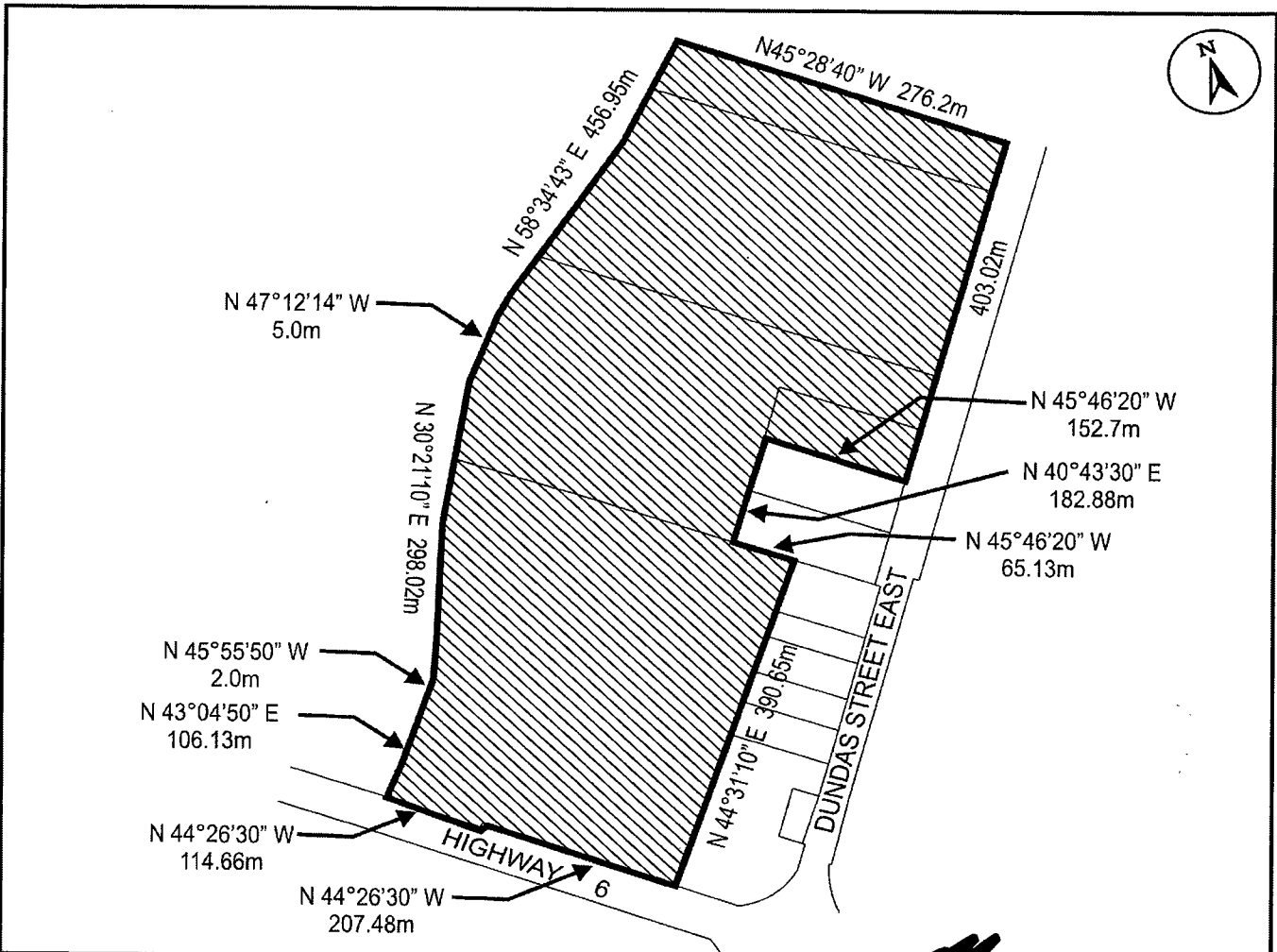


CLERK



ZAH-06-29

By-law respecting Part of Lots 12 and 13, Concession 3 (East Flamborough) 3



This is Schedule "A" to By-Law No. 06-229

Passed the9th..... day of ..August....., 2006


[Signature]
Clerk

[Signature]
Mayor

Schedule "A"

Map Forming Part of
By-law No. 06- 229
to Amend By-law No. 90-145-Z

Subject Property
Part of Lots 12 & 13, Concession 3, (East Flamborough)

 Change in Zoning from the Modified Prestige Industrial "M1-12-1(H)" Holding Zone, Modified Prestige Industrial "M1-12-2(H)" Holding Zone and Prestige Industrial "M1-12-3(H)" Holding Zone to the Modified Prestige Industrial "M1-12-1" Zone, Modified Prestige Industrial "M1-12-2(H)" Holding Zone and Prestige Industrial "M1-12-3(H)" Holding Zone

Scale: Not to Scale	File Name/Number: ZAH-06-29
Date: July 2006	Planner/Technician: JT/LMM

