

**Authority:** Item 21, Economic Development  
and Planning Committee  
Report: 08-002 (PED08018)  
CM: January 30, 2008

**Bill No. 020**

**CITY OF HAMILTON**

**BY-LAW NO. 08-020**

**To Amend Zoning By-law No. 6593 (Hamilton),  
respecting lands located at 11 and 18 Britannia Avenue**

**WHEREAS** the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C. did incorporate, as of January 1<sup>st</sup>, 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 City of Hamilton" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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** the Council of The Corporation of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25<sup>th</sup> day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7<sup>th</sup> day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 21 of Report 08-002 of the Economic Development and Planning Committee at its meeting held on the 30<sup>th</sup> day of January, 2008, 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:

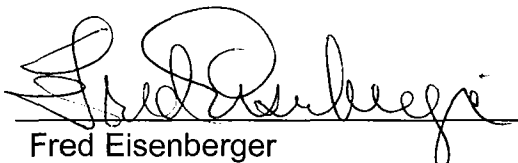
1. That the "G-3" (Public Parking Lots) District regulations as contained in Section 13C of Zoning By-law No. 6593, applicable to the lands the extent and boundaries of which are


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shown on Blocks 1 and 2 on a plan hereto annexed as Schedule "A", are modified to include the following special requirements:

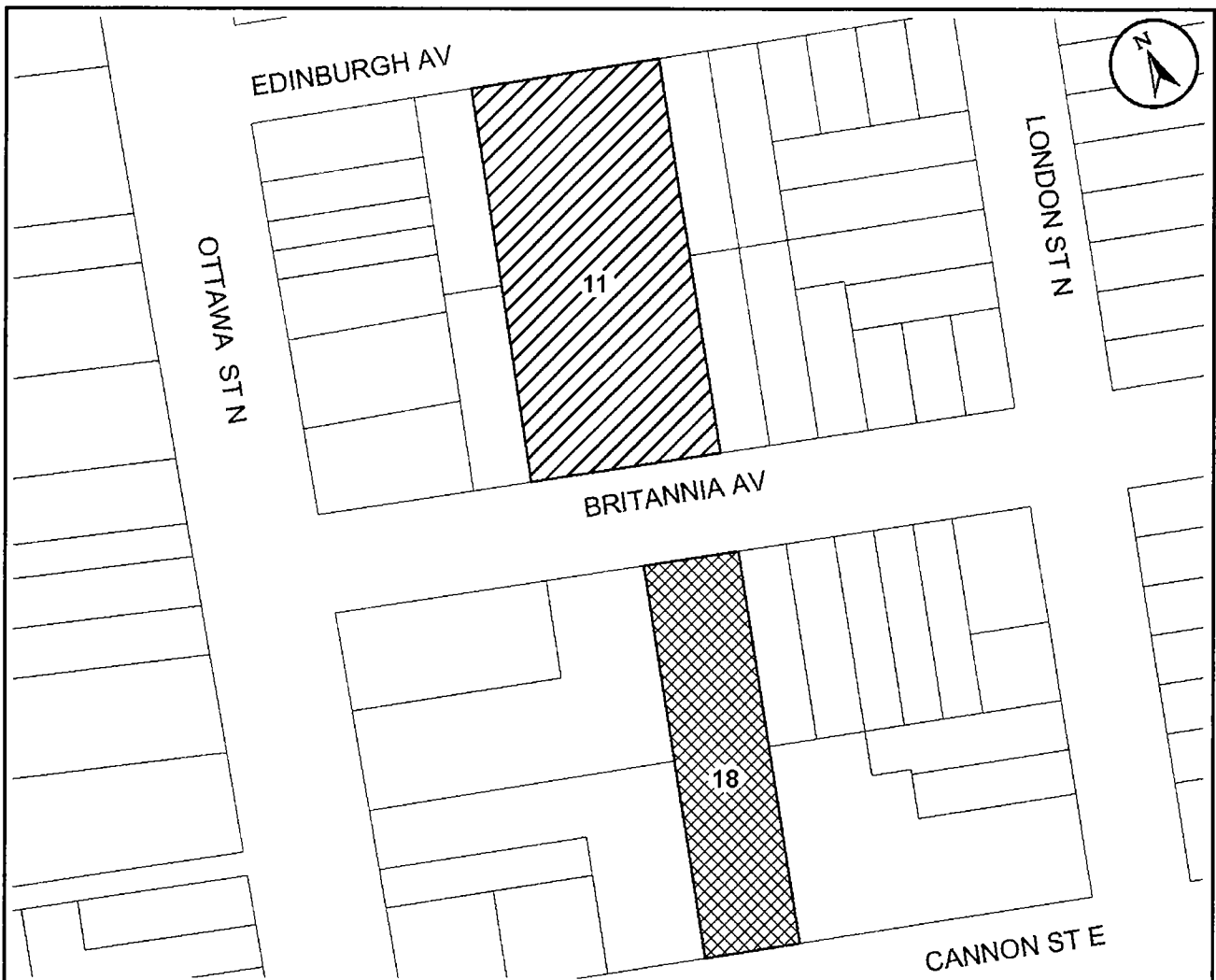
- (a) That notwithstanding Subsection 13C. (1) of Zoning By-law No. 6593, an open-air market shall also be permitted on Blocks 1 and 2.
  - (b) In addition to the provisions of Subsection 13C (2) of Zoning By-Law No. 6593, no part of an open-air market on Block 1 shall be located less than 6.0 metres from the westerly property line.
2. No building or structure shall be erected, altered or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirements referred to in Section 1 of this By-law.
  3. By-law No. 6593 (Hamilton) is amended by adding this by-law to Section 19B as Schedule S-1587.
  4. Sheets No. E-53 and E-54 of the District Maps is amended by marking the lands referred in Section 1 of this By-law as S-1587.
  5. 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 30<sup>th</sup> day of January, 2008.

  
Fred Eisenberger  
Mayor

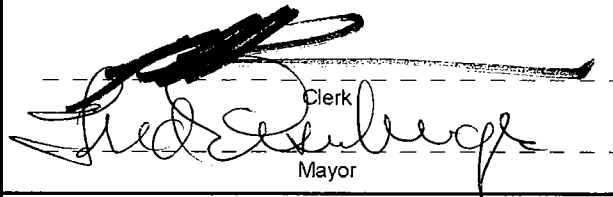
  
Kevin C. Christenson  
City Clerk

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This is Schedule "A" to By-Law No. 08- 020

Passed the 30.th... day of .January....., 2008

  
Clerk  
Mayor

## Schedule "A"

Map Forming Part of  
By-Law No. 08- 020

to Amend By-law No.6593

### Subject Property



Block 1



Block 2

Change in Zoning from the "G-3" (Public Parking Lots) District  
to the "G-3/S-1587" (Public Parking Lots) District, Modified.

Scale:  
N.T.S.

File Name/Number:  
CI-07-O

Date:  
Dec 2, 2007

Planner/Technician:  
TH / MB



**Hamilton**

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT