

**Authority:** Item 8, Economic Development  
and Planning Committee  
Report: 08-004 (PED08048)  
CM: February 27, 2008

**Bill No. 041**

## **CITY OF HAMILTON**

### **BY-LAW NO. 08-041**

#### **To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended Respecting Lands located at 55 Rockcliffe Road (Flamborough)**

**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 Town of Flamborough" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 90-145-Z (Flamborough) was enacted on the 5<sup>th</sup> day of November 1990, and approved by the Ontario Municipal Board on the 21<sup>st</sup> day of December, 1992;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 8 of Report 08-004 of the Economic Development and Planning Committee at its meeting held on the 27<sup>th</sup> day of February, 2008, recommended that Zoning By-law No. 90-145-Z (Flamborough), be amended as hereafter provided;

**AND WHEREAS** this By-law is in conformity with the Official Plan of the City of Hamilton (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:

1. That Schedule "A-30", appended to and forming part of By-law No. 90-145-Z (Flamborough) is amended by changing the zoning from the Parkway Belt Open Space "O1" Zone, to the Parkway Belt Open Space "O1-2" Zone on the

**By-law Respecting Lands located at 55 Rockcliffe Road (Flamborough)**

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

2. That Section 24 – Parkway Belt Open Space Zone of Zoning By-law No. 90-145-Z, as amended, is hereby further amended by adding the following:

"24.3.2        "O1-2" (see Schedule Number A-30)

Permitted Uses:

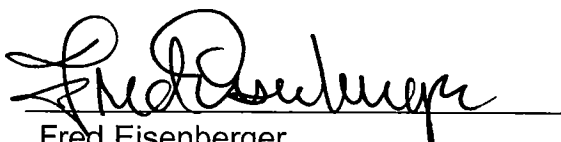
- (a) Any use permitted in an O1 Zone
- (b) Single Detached Dwelling


Zone Provisions:

- (a) Lot Area (minimum) ..... 500 square metres
- (b) Lot Frontage (minimum) ..... 20 metres
- (c) Lot Coverage (maximum) ..... 30%
- (d) Front Yard (minimum) ..... 7.5 metres
- (e) Rear Yard (minimum)..... 9.5 metres for all buildings, structures, pools, sheds or any other accessory structure, including a fence.
- (f) Southerly Side Yard (minimum)..... 4.0 metres
- (g) Northerly Side Yard (minimum)..... 2 metres
- (h) All other zone provisions of Subsection 24.2 shall apply.

3. That the Clerk is hereby authorized and directed to proceed with the giving of notice of passing of this By-law, in accordance with the Planning Act.

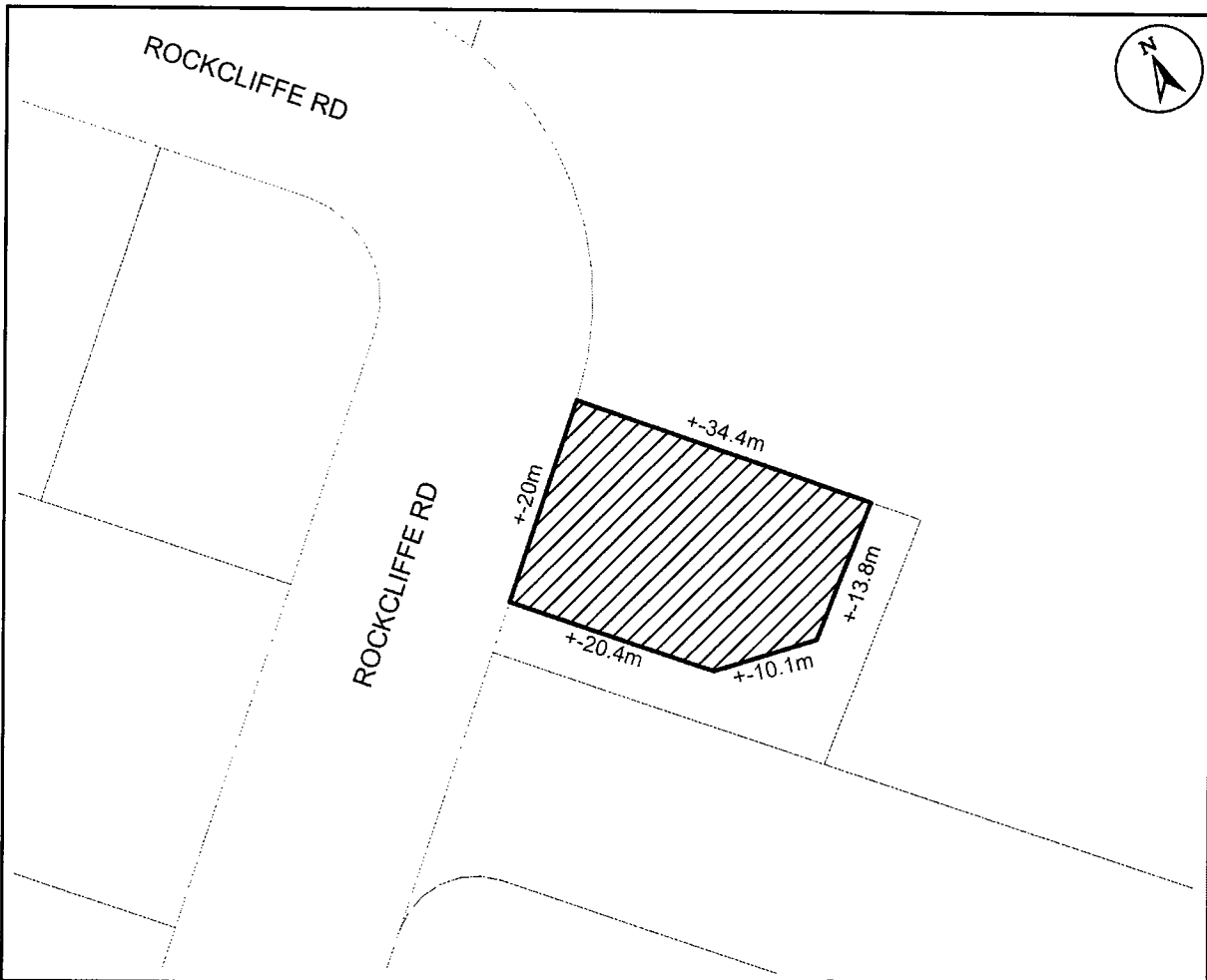
**PASSED and ENACTED** this 27<sup>th</sup> day of February, 2008.

  
Fred Eisenberger  
Mayor

  
Rose Caterini  
Acting City Clerk

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This is Schedule "A" to By-Law No. 08- 041  
 Passed the ..27.th. day of ..Febr.uar.y., 2008


*[Signature]*  
 Clerk  
*[Signature]*  
 Mayor

**Schedule "A"**

Map Forming Part of  
 By-Law No. 08- 041

to Amend By-law No. 90-145-Z

**Subject Property**

 55 Rockcliffe Road  
 Change in Zoning from the Parkway Belt Open Space "O1" Zone to the Parkway Belt Open Space "O1-2" Zone.

<b>Scale:</b> N.T.S.	<b>File Name/Number:</b> ZAR-07-080
<b>Date:</b> Nov. 26, 2007	<b>Planner/Technician:</b> SH / MB
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

