

Authority: Item 9, Economic Development
and Planning Committee
Report: 07- 009 (PED07138)
CM: May 16, 2007

Bill No. 091

CITY OF HAMILTON

BY-LAW NO. 08-091

**To Amend Zoning By-law No. 6593 (Hamilton) as Amended by By-law No. 92-244,
Respecting the Property Located at 700 Upper James Street**

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 Hamilton 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 the Council of the City of Hamilton passed Zoning By-law No. 6593 (Hamilton) on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of the City of Hamilton, in adopting Item 9 of Report 07-009 of the Economic Development and Planning Committee at its meeting held on the 16th day of May , 2007, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided;

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

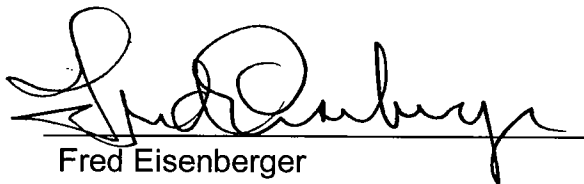
1. That Sheet No. W-8 of the District Maps, appended to and forming part of By-law No. 6593 (Hamilton), is amended,
 - (a) by changing from the "H/S-1281" – 'H' (Community Shopping and Commercial, etc. - Holding) District, Modified to the "H/S-1281a" (Community Shopping and Commercial, etc.) District, Modified;

Zoning By-law Respecting 700 Upper James Street

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

2. That the "H" (Community Shopping and Commercial, etc.) District regulations, as contained in Section 14 of Zoning By-law 6593, as modified by By-law No. 92-244, be further modified as follows:
 - a) That notwithstanding Section 4(a)(ii) of By-law No. 92-244, a commercial driving school, shall be permitted within the building existing on the date of the passing of this by-law, being the 23rd day of April, 2008.
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 "H/S-1281a" (Community Shopping and Commercial, etc.) District, Modified.
4. Zoning By-law No. 6593 (Hamilton) is amended by adding this by-law to Section 19B as Schedule S-1281a.
5. Sheet No. W-8 of the District Maps is amended by marking the lands referred to in Section 1(a) of this by-law as S-1281a.
6. 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 23rd day of April, 2008.



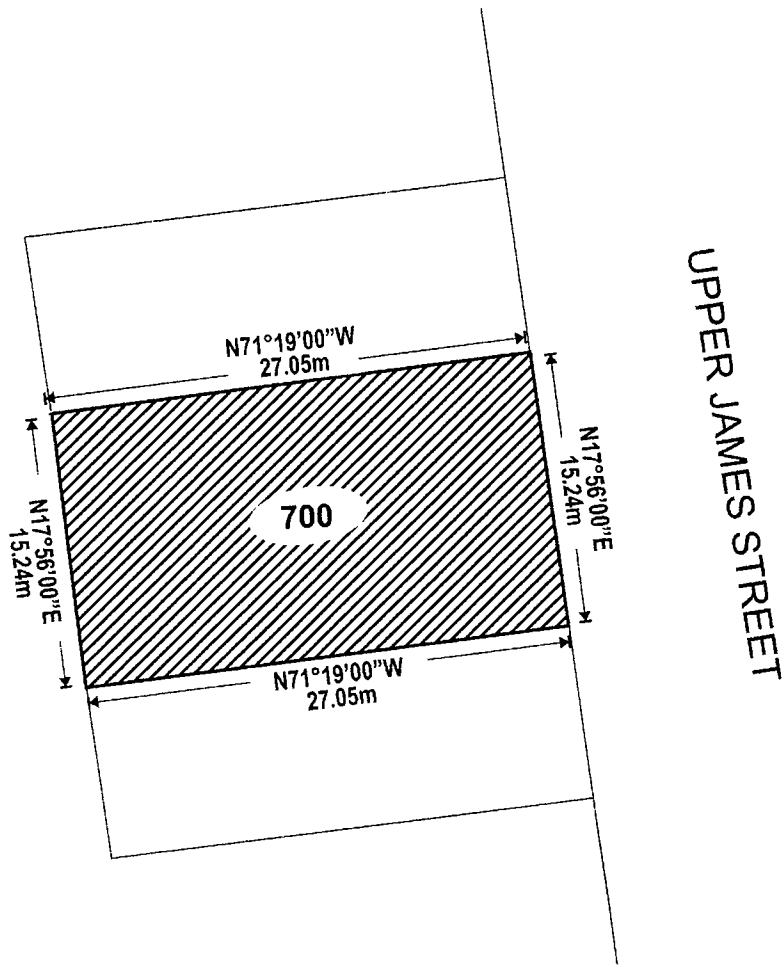
Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk

ZAR-06-108

Zoning By-law Respecting 700 Upper James Street



This is Schedule "A" to By-Law No. 08-091

Passed the 23rd day of April, 2008

[Signature]
 Clerk
[Signature]
 Mayor

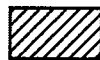
Schedule "A"

Map Forming Part of
 By-law No. 08-091

to Amend By-law No. 6593

Subject Property

700 Upper James Street



Change in zoning from "H/S-1281" - 'H' (Community Shopping and Commercial, etc.- Holding) District, Modified, to "H/S-1281a" (Community Shopping and Commercial, etc.) District, Modified

Scale: Not to Scale	File Name/Number: ZAR-06-108
Date: January 2007	Planner/Technician: SM/IF
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	



Hamilton