

Authority: Item 11
Economic Development and
Planning Committee
Report 08-008 (PED08104)
CM: May 14, 2008

Bill No. 112

CITY OF HAMILTON

BY-LAW NO. 08-112

To Amend Zoning By-law No. 464 (Glanbrook) Respecting Lands located at 3552 Regional Road 56

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 area municipality known as "The Corporation of the Township of Glanbrook" 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 464 (Glanbrook) was enacted on the 16th day of March, 1992, and approved by the Ontario Municipal Board on the 31st day of May, 1993;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 11 of Report 08-008 of the Economic Development and Planning Committee at its meeting held on the 14th day of May, 2008, recommended that Zoning By-law No. 464 (Glanbrook), be amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the City of Hamilton (the Official Plan of the former Township of Glanbrook);

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

1. That Schedule "D", appended to and forming part of By-law No. 464 (Glanbrook) is amended:

- (a) by changing from the General Agricultural "A1" Zone to the General Agricultural "A1-234" Zone, the land comprised as Block "1"; and,
- (b) by changing from the General Agricultural "A1" Zone to the General Agricultural "A1-235" Zone, the land comprised as Block "2";

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

2. That Section 44, "Exceptions to the Provisions of the By-law", of Zoning By-law No. 464, be amended by adding a new special provision, "A1-234", as follows:

"A1-234" 3552 Regional Road 56

Notwithstanding **SECTION 8: GENERAL AGRICULTURAL "A1" ZONE**, Subsection 8.1 – **PERMITTED USES**, the following uses shall be prohibited on the lands zoned "A1-234";

- (a) a single detached dwelling; and,
- (b) the use of the barns, existing at the date of passing of this amending By-law, being the 14th day of May, 2008, for the housing of livestock.

Notwithstanding the regulations of **SECTION 8: GENERAL AGRICULTURAL "A1" ZONE**, Subsection 8.2 – **REGULATIONS FOR USES PERMITTED IN PARAGRAPH (a) OF SUBSECTION 8.1 (AGRICULTURAL USES)**, Clause (e)(i), the following regulations shall apply only to the barns existing at the date of passing of this amending By-law, being the 14th day of May, 2008, for lands zoned "A1-234";

- (e) Minimum Side Yard
 - (i) Agricultural Buildings
and Structures 10.2 metres,
subject to Subsection
7.27 of this By-law

3. That Section 44, "Exceptions to the Provisions of the By-law", of Zoning By-law No. 464, be amended by adding a new special provision, "A1-235", as follows:

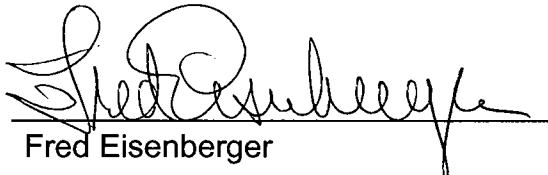
"A1-235" 3552 Regional Road 56

Notwithstanding the regulations of **SECTION 8: GENERAL AGRICULTURAL "A1" ZONE**, Subsection 8.3 – **REGULATIONS FOR USES PERMITTED IN PARAGRAPH (b) OF SUBSECTION 8.1 (SINGLE DETACHED DWELLINGS)**, Clauses 2(e), the following regulation shall apply only to the buildings or structures existing at the date of passing of this amending By-law, being the 14th day of May, 2008, for lands zoned "A1-235";

2. Accessory Buildings
 - (e) The maximum lot coverage for all accessory buildings shall be 8.35%.

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.

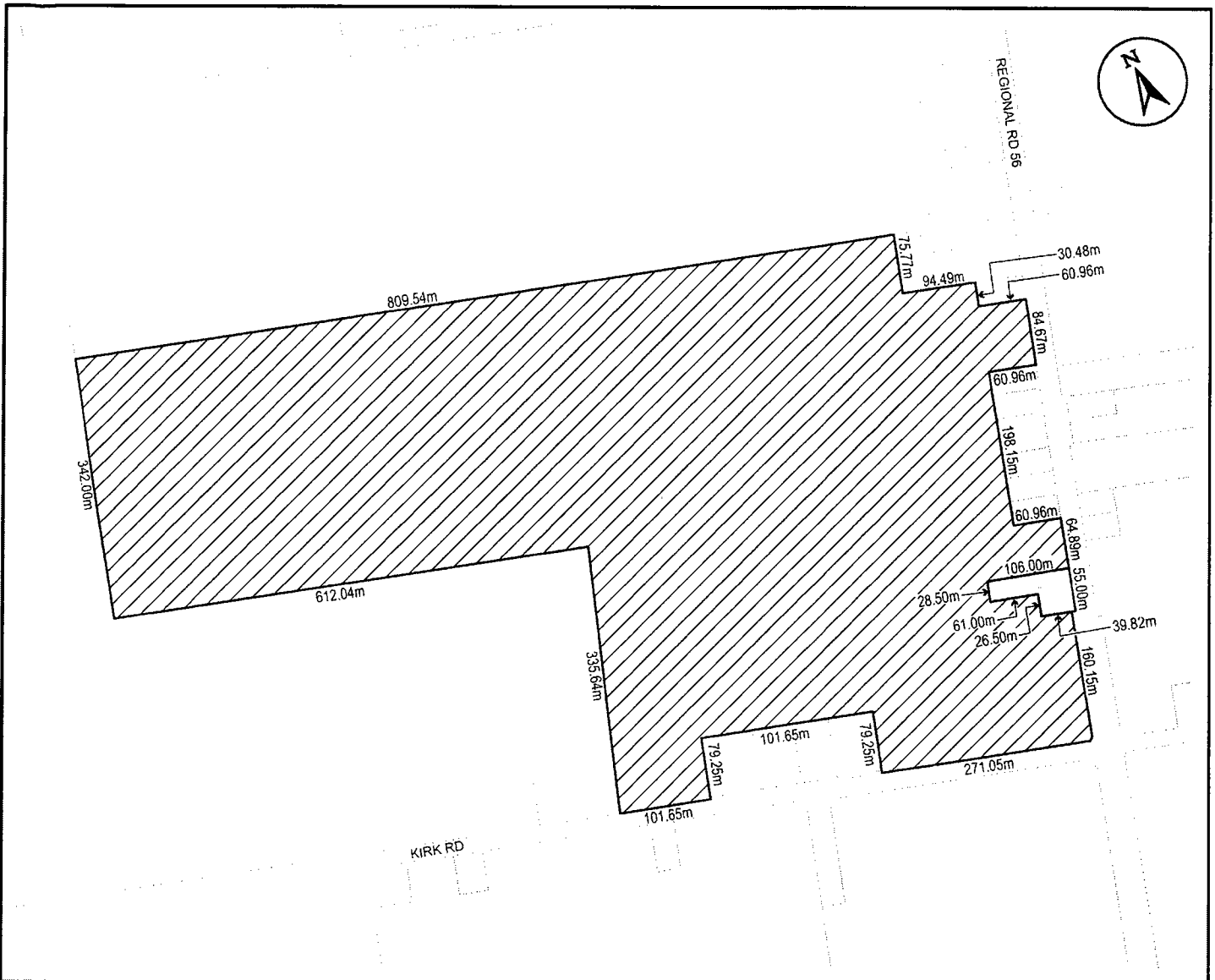
PASSED and ENACTED this 14th day of May, 2008.


Fred Eisenberger
Mayor


Kevin C. Christenson
City Clerk

ZAR-08-004

Zoning By-law respecting
3552 Regional Road 56, Glanbrook



This is Schedule "A" to By-Law No. 08- 112
Passed the 14th day of May, 2008


[Signature]
Clerk
[Signature]
Mayor


Schedule "A"

Map Forming Part of
By-Law No. 08- 112

to Amend By-law No.464

Subject Property
3552 Regional Road 56

 Block "1" - Change in Zoning from the General Agricultural "A1" Zone to the General Agricultural "A1-234" Zone

 Block "2" - Change in Zoning from the General Agricultural "A1" Zone to the General Agricultural "A1-235" Zone

Scale:
N.T.S.

File Name/Number:
ZAR-08-004

Date:
February 12, 2008

Planner/Technician:
JD / MF

