

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

Bill No. 152

CITY OF HAMILTON

BY-LAW NO. 08-152

**To Amend Zoning By-law No. 6593 (Hamilton),
respecting lands located at 1301-1315 Upper Wellington
Street, 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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 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 31 of Report 06-005 of the Planning and Economic Development Committee at its meeting held on the 4th 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 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:

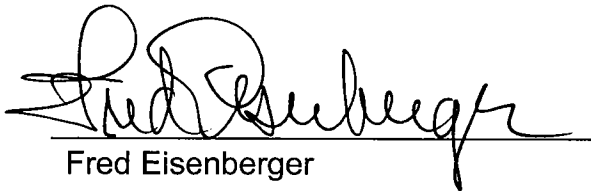
1. That Sheet No. E-18b of the District Maps, appended to and forming part of By-law No.

**By-Law respecting 1301-1315 Upper Wellington Street
(Page 2 of 3)**

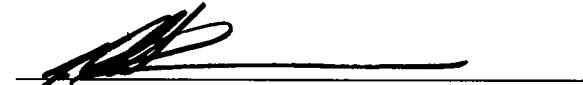
6593 (Hamilton), as amended, is hereby further amended by changing the zoning from the "DE-3"-H' (Multiple Dwelling – Holding) District, Modified, to the "DE-3" (Multiple Dwelling) District, Modified, on the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. 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 "DE-3" (Multiple Dwelling) District, Modified.
3. By-law No. 6593 is amended by adding this by-law to Section 19B as Schedule – S-1551a.
4. Sheet No. E-18b of the District Maps is amended by modifying the lands referred to in Section 1 of this by-law as S-1551a.
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 11th day of June, 2008.

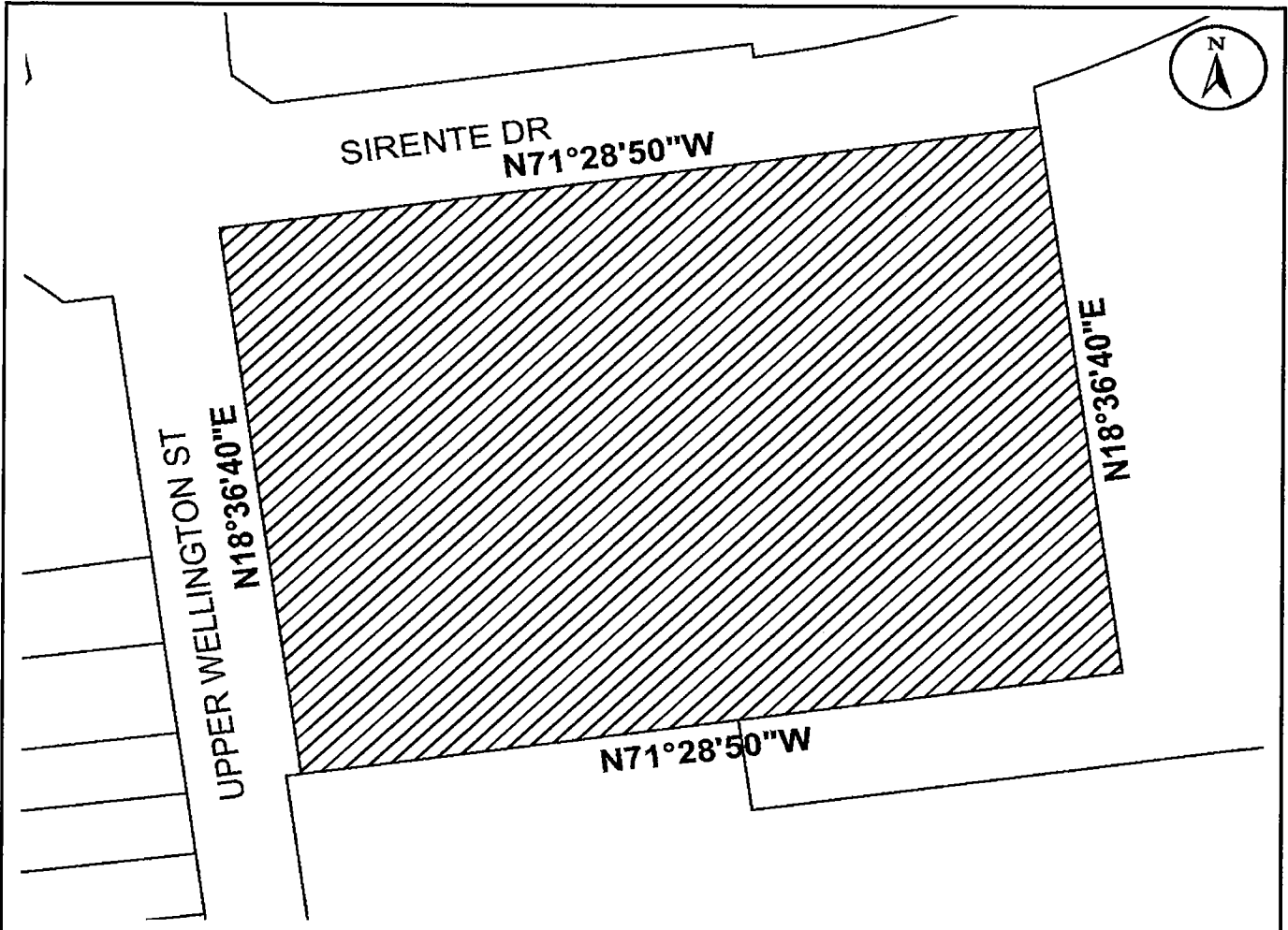


Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk

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This is Schedule "A" to By-Law No. 08- 152
Passed the 11th day of June, 2008


[Signature]
Clerk
[Signature]
Mayor

Schedule "A"

Map Forming Part of
By-Law No. 08- 152

to Amend By-law No.6593

Subject Property
1301-1315 Upper Wellington Street

 Change in zoning from the "DE-3-H" (Multiple Residential - Holding) District, Modified to the "DE-3" (Multiple Residential) District, Modified

Scale: N.T.S.	File Name/Number: ZAH-07-082
Date: November 23, 2007	Planner/Technician: EJ/LC
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

