

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

**Bill No. 288**

**CITY OF HAMILTON**

**BY-LAW NO. 08-288**

**To Amend Zoning By-law No. 3692-92 (Stoney Creek),  
Respecting the Property Located at the North East corner  
of Highland Road West and Second Road West**

**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 Stoney Creek" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 3692-92 (Stoney Creek) was enacted on the 8<sup>th</sup> day of December, 1992, and approved by the Ontario Municipal Board on the 31<sup>st</sup> day of May, 1994;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Section 31 of Report 06-005 of the Planning and Economic Development Committee at its meeting held on the 4<sup>th</sup> 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 City of Hamilton (formerly the City of Stoney Creek Official Plan), approved by the Minister under the Planning Act on May 12, 1986;

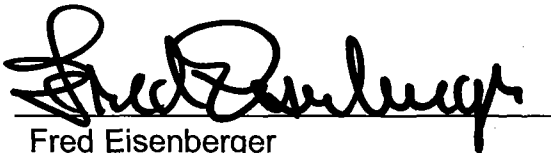
**Zoning By-law respecting the North East corner of Highland Road West and  
Second Road West**

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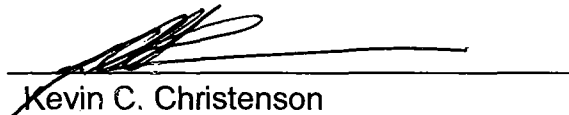
**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. That Map No. 17 of Schedule "A", appended to and forming part of By-law No. 3692-92 (Stoney Creek) is amended by changing the zoning from the Single Residential (Holding) "R2-30(H)" Zone to the Single Residential "R2" Zone, on those 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 Single Residential "R2" Zone provisions.
3. 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 10<sup>th</sup> day of December, 2008.



Fred Eisenberger  
Mayor



Kevin C. Christenson  
City Clerk

ZAH-08-072

Zoning By-law respecting the North East corner of Highland Road West and



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

Passed the 10 day of December, 2008

*Frederick Berger*  
 Clerk  
 Mayor

**Schedule "A"**

Map Forming Part of  
 By-Law No. 08- 288

to Amend By-law No. 3692-92

**Subject Property**



Change in Zoning from the Single Residential (Holding) "R2-30(H)" Zone to the Single Residential "R2" Zone.

Scale:  
 N.T.S.

File Name/Number:  
 ZAH - 08 - 072

Date:  
 December 1, 2008

Planner/Technician:  
 DF / NH



Hamilton