

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

**Bill No. 075**

## **CITY OF HAMILTON**

### **BY-LAW NO. 09-075**

**To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended by By-law No. 94-67-Z respecting lands located at 65 Oak Avenue, Flamborough**

**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 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 90-145-Z (Flamborough) was enacted on the 5th day of November 1990, and approved by the Ontario Municipal Board on the 21st day of December, 1992;

**AND WHEREAS** this By-law is in conformity with the Official Plan of the Town of Flamborough approved by the Minister under the Planning Act on September 27, 1998;

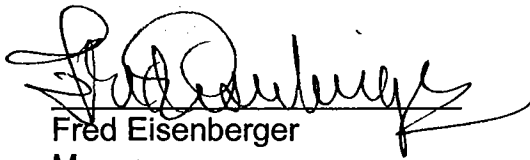
**AND WHEREAS** the Council of the City of Hamilton, in adopting Section 31 of Report 06-005 of the Planning and Economic Development Committee at its meeting held on the 12<sup>th</sup> day of April, 2006 recommended that the Director of Development and Real Estate be authorized to give notice and prepare by-laws for presentation to Council, to remove the "H" Holding provision from By-laws where the conditions have been met;

**By-law respecting 65 Oak Avenue, Flamborough**  
(page 2 of 3)

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

1. That Schedule "A-38" of the Zoning By-law No. 90-145-Z (Flamborough), as amended by By-law No. 94-67-Z, is further amended, by changing from the "R2-24"(H) Settlement Residential Holding Zone, Modified to the "R2-24" Settlement Residential Zone, Modified, the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this By-law.
2. All other regulations of the Modified Settlement Residential "R2-24" Zone, as amended and the General Provision of Zoning By-law No. 90-145-Z (Flamborough) shall continue to apply.
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 15<sup>th</sup> day of April, 2009.

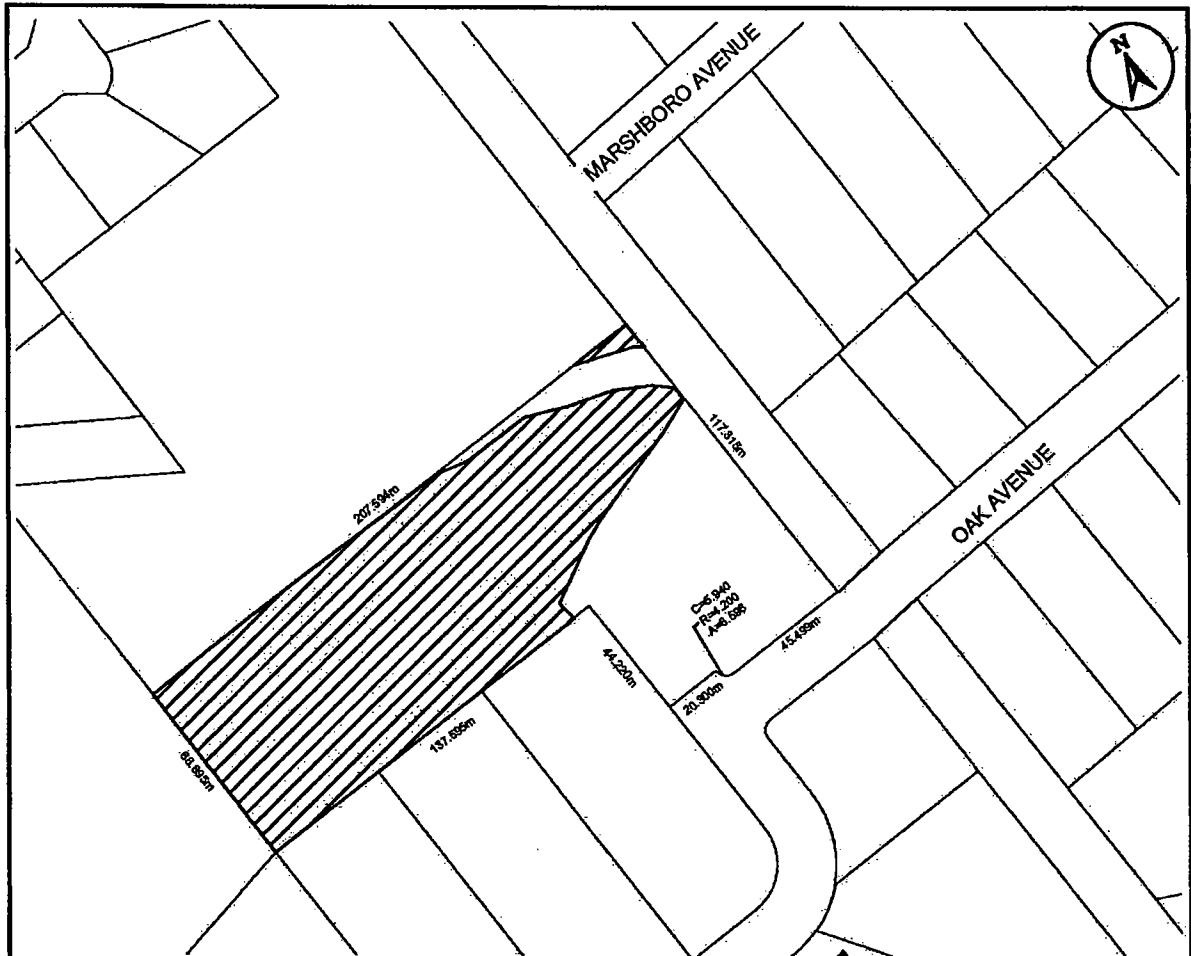


Fred Eisenberger  
Mayor  
ZAH-08-078



Kevin C. Christenson  
City Clerk

**By-law respecting 65 Oak Avenue, Flamborough**  
(page 3 of 3)



This is Schedule "A" to By-Law No. 09-075  
Passed the 15th day of April, 2009


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Clerk  
*[Signature]*  
Mayor

**Schedule "A"**

Map Forming Part of  
By-Law No. 09- 075

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

**Subject Property**  
65 Oak Avenue

 Area Subject to Holding Removal

Removal of the Holding "H" Provision  
in the Settlement Residential "R2-24"  
Zone, Modified

Scale: N.T.S.	File Name/Number: ZAH-08-078
Date: March 26, 2009	Planner/Technician: DB/SL
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

