

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

Bill No. 105

CITY OF HAMILTON

BY-LAW NO. 09-105

**To Amend Zoning By-law No. 90-145-Z (Flamborough),
respecting lands located at 40 and 46 Flamboro Street
and 62 Barton Street, 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 "Town of Flamborough" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 Town of Flamborough passed Zoning By-law No. 90-145-Z (Flamborough) on the 5th day of November 1990, which by-law was approved by the Ontario Municipal Board by Order dated the 21st day of December 1992;

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 12th 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 Town of Flamborough, approved by the Minister under the Planning Act on September 27, 1988.

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

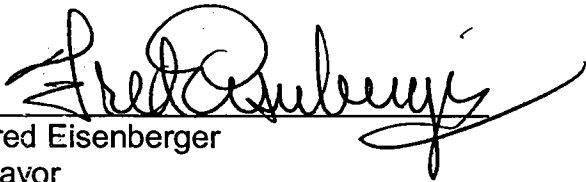
1. That Schedule A-31 appended to and forming part of By-law No. 90-145-Z (Flamborough), as amended by By-law 08-030, is hereby further amended by changing the zoning from the Medium Density Residential "R6-17(H)" Zone, Holding, to the Medium Density Residential "R6-17" Zone on the lands the extent and boundaries of

**By-Law respecting 40 and 46 Flamboro Street and 62 Barton Street
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which are shown on Schedule "A" annexed hereto and forming part of this by-law.

2. All other regulations of the Medium Density Residential "R6-17" Zone, as amended, and the General Provisions 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 13th day of May, 2009.

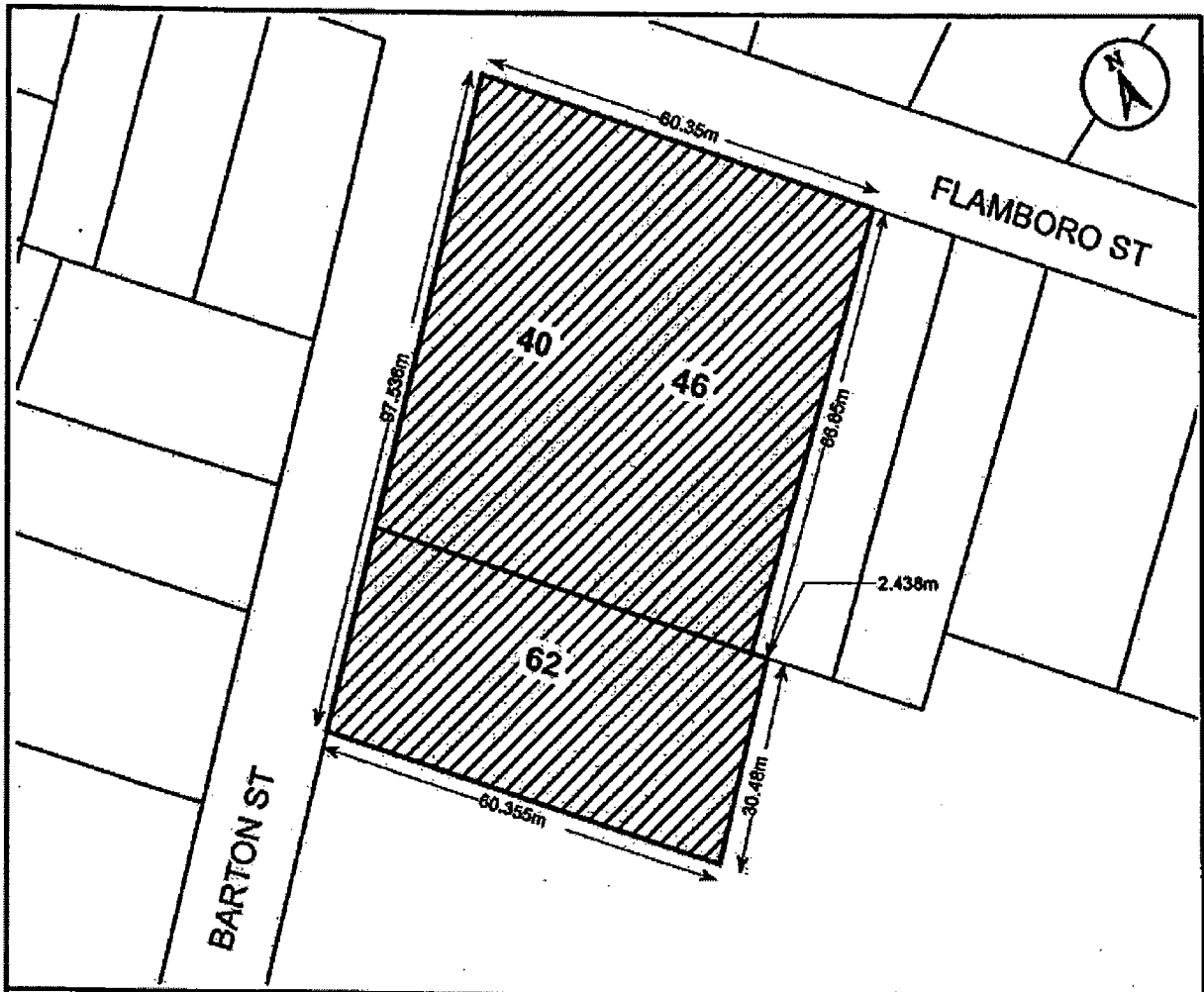


Fred Eisenberger
Mayor



Kevin C. Christenson
Clerk

ZAH-09-016



This is Schedule "A" to By-Law No. 09-105
 Passed the 13th day of May, 2009

[Signature]
 Clerk
 Mayor

Schedule "A"

Map Forming Part of
 By-Law No. 09-105
 to Amend By-law No. 90-145-Z

Subject Property
 40 and 46 Flamboro Street and 62 Barton Street
 Change from the Medium Density Residential "R6-17(H)" Holding Zone to the Medium Density Residential "R8-17" Zone

Scale: N.T.S.	File Name/Number: ZAH-09-016	
Date: May 5, 2009	Planner/Technician: KM/AL	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		Hamilton