

Authority: Item 8, Economic Development
and Planning Committee
Report: 09-011 (PED09135)
CM: May 27, 2009

Bill No. 115

CITY OF HAMILTON

BY-LAW NO. 09-115

To Amend Zoning By-law No. 90-145-Z Respecting Lands Located at 1396 Seaton Road, in the former Town of Flamborough, now in the City of Hamilton

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 "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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 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 the Council of the City of Hamilton, in adopting Item 8 of Report 09-011 of the Economic Development and Planning Committee at its meeting held on the 27th day of May, 2009, recommended that Zoning By-law No. 90-145-Z, 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 Town of Flamborough), in accordance with the provisions of the Planning Act.

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

1. That Schedule A-25 of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by changing the zoning from the Agricultural "A" Zone to the Agricultural "A-87" Zone, Modified, on the lands the extent and boundaries of which are shown on Schedule "A" annexed hereto and forming part of this By-law.
2. That Section 33: Agriculture Zone of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by adding the following subsection:

33.3.87 A-87 (See Schedule A-25)

Permitted Uses

Notwithstanding the permitted uses of Subsection 33.1, only the following uses shall be permitted:

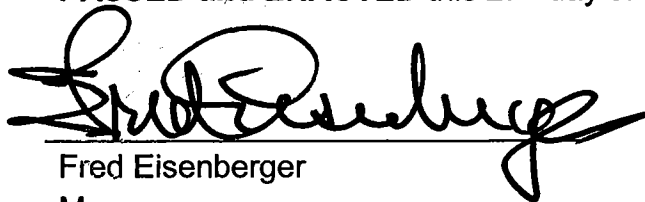
- (a) Agriculture.
- (b) Conservation.

Zone Provisions

- (a) All zone provisions of Subsection 33.2 shall apply.

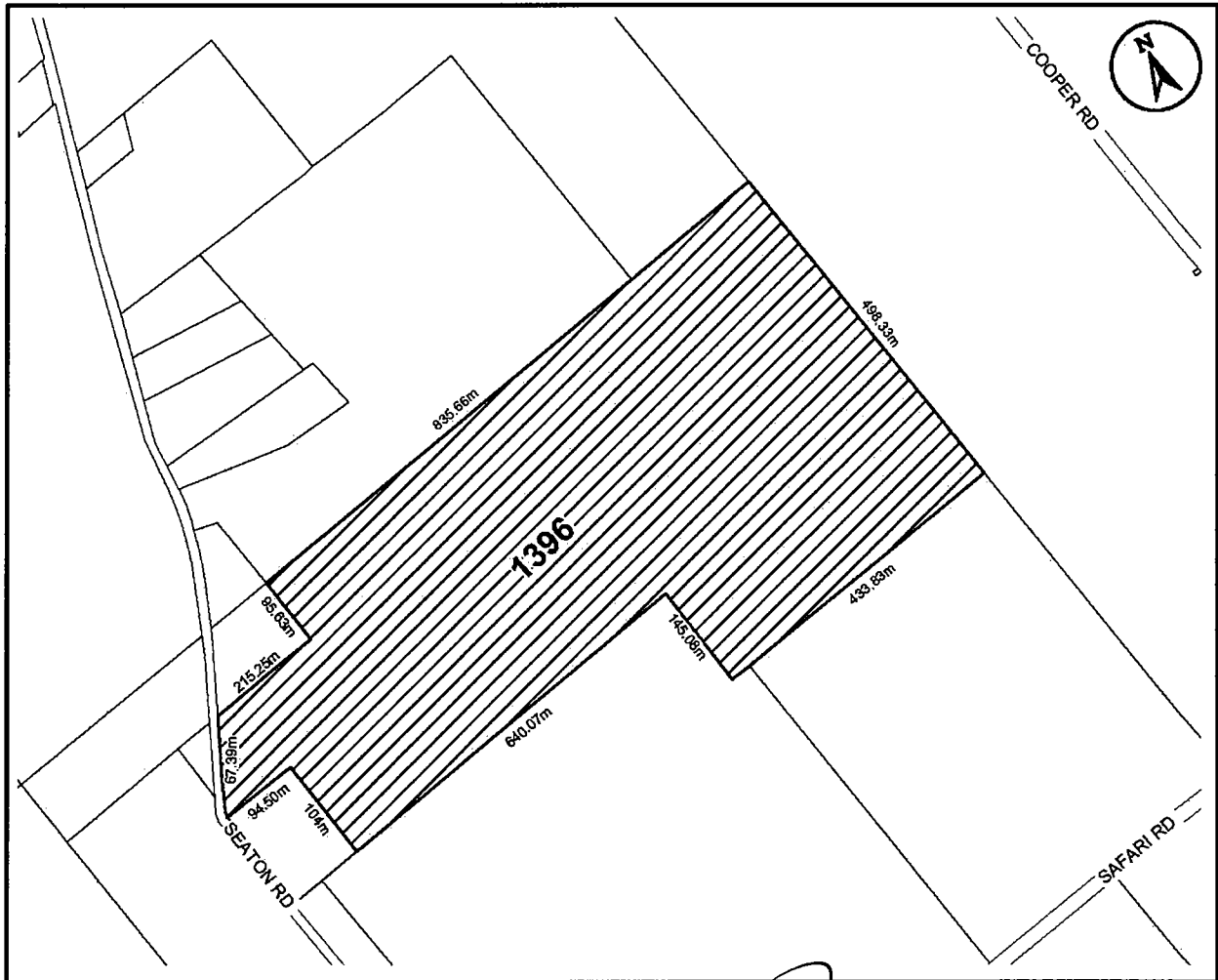
3. That the Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED and ENACTED this 27th day of May, 2009.


Fred Eisenberger
Mayor


Rose Caterini
Acting City Clerk

ZAR-09-005



This is Schedule "A" to By-Law No. 09- 115
 Passed the ..27th.. day of ...May....., 2009


[Signature]
 Clerk
[Signature]
 Mayor


Schedule "A"

 Map Forming Part of
 By-Law No. 09- 115

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

Subject Property
 1396 Seaton Road

 Change in Zoning from Agricultural "A" Zone to the Agricultural "A-87" Zone Modified.

Scale: N.T.S.	File Name/Number: ZAR-09-005	 Hamilton
Date: February 4th, 2009	Planner/Technician: DS/SL	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		