

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

**Bill No. 195**

**CITY OF HAMILTON**

**BY-LAW NO. 09-195**

**To Amend Zoning By-law No. 6593 (Hamilton),  
respecting lands located at 728 Sanatorium Road,  
Hamilton**

**WHEREAS** the City of Hamilton Act, 1999, Statutes of Ontario, 1999 Chap.14, Sch. C did incorporate, as of January 1<sup>st</sup>, 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 25<sup>th</sup> day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7<sup>th</sup> day of December 1951, (File No. P.F.C. 3821);

**AND WHEREAS** the Council of the City of Hamilton, in adopting Section 31 of Report 06-183 of the Planning and Economic Development Committee at its meeting held on the 2nd day of June 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;

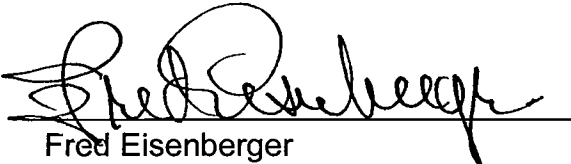
**AND WHEREAS** this By-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

**By-Law respecting 728 Sanatorium Road, Hamilton  
(Page 2 of 3)**

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

1. That Map 1 to Schedule A appended to and forming part of By-law No. 6593 (Hamilton), as amended by By-law 06-194, is hereby further amended by changing the zoning from the Agricultural- Holding "AA-1363e(H)" Zone, Modified to the Agricultural "AA-1363f" 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. All other regulations of the Agricultural "AA" Zone and the General Provisions of Zoning By-law No. 6593 (Hamilton) 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 16<sup>th</sup> day of September, 2009.



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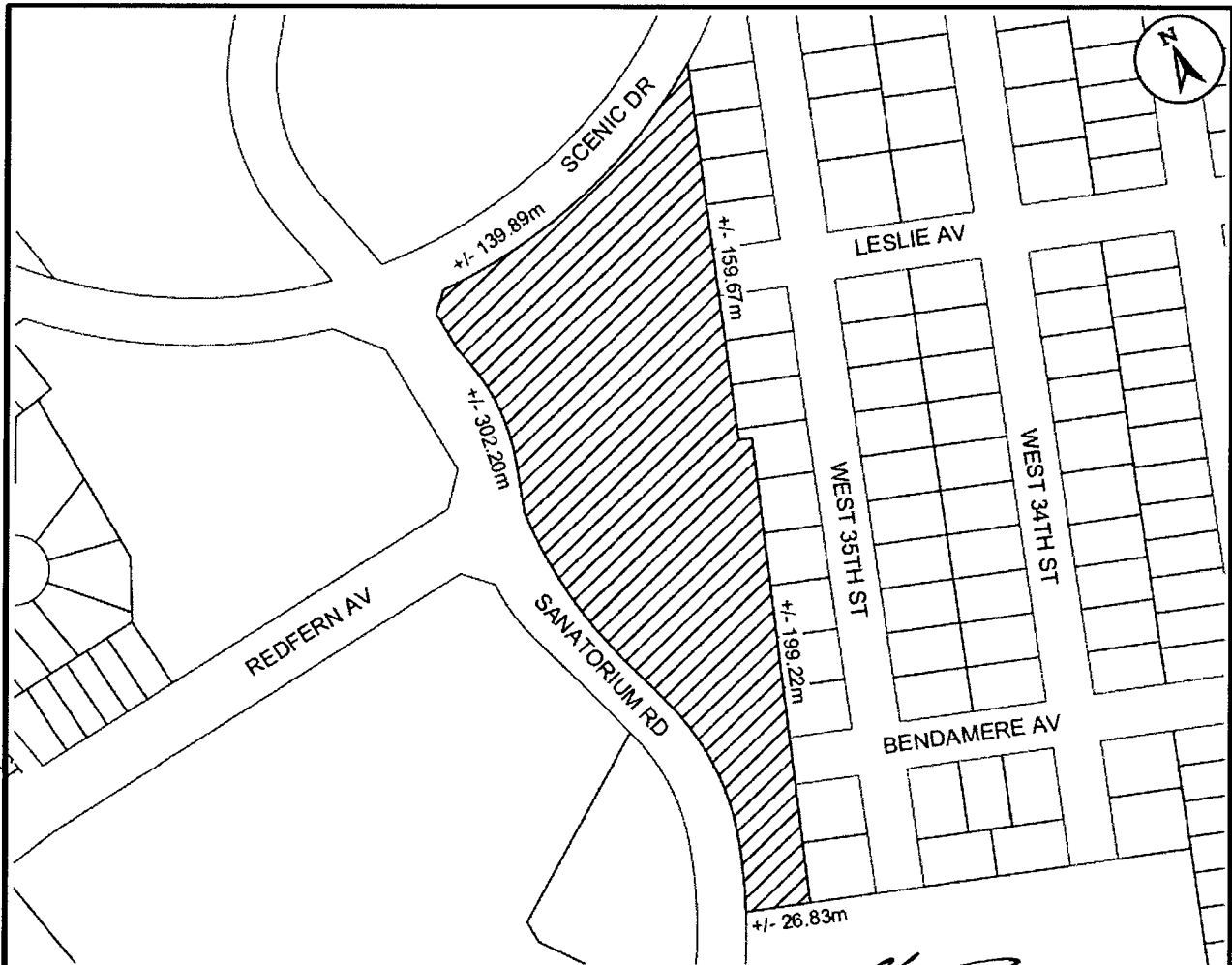
Fred Eisenberger  
Mayor



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Kevin C. Christenson  
City Clerk


ZAH-08-051



This is Schedule "A" to By-Law No. 09- 195  
Passed the 16th day of September, 2009

*[Signature]*  
Clerk  
*[Signature]*  
Mayor

**Schedule "A"**  
  
Map Forming Part of  
By-Law No. 09- 195  
  
to Amend By-law No. 6593

**Subject Property**  
728 Sanatorium Road  
  
 Change in Zoning from the Agricultural - Holding "AA/S-1363e(H)" Zone, modified to the Agricultural "AA/S-1363f" Zone, modified

Scale:  
N.T.S.

File Name/Number:  
ZAH-08-051

Date:  
July 22, 2009

Planner/Technician:  
DS/NB



PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT