

Authority: Item 8, Economic Development and
Planning Committee
Report 10-10-014 (PED10118)
CM: June 23, 2010

Bill No. 161

CITY OF HAMILTON

BY-LAW NO. 10-161

**To Amend Zoning By-law No. 90-145-Z (Flamborough), as amended,
Respecting Lands located at 1163 2nd Concession Road West and 315
Highway 8**

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 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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, 1991;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 8 of Report 10-014 of the Economic Development and Planning Committee, at its meeting held on the 23rd day of June , 2010, recommended that Zoning By-law No. 90-145-Z (Flamborough) be amended as hereinafter provided;

AND WHEREAS this By-law conforms 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;

By-law Respecting 1163 2nd Concession Road West and 315 Highway 8
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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 "A" (Agricultural) Zone to the "O3-11" Recreation Open Space Zone, Modified, on the lands the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this By-law.
2. That Section 26 - Recreation and Open Space Zone of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by adding the following subsection:

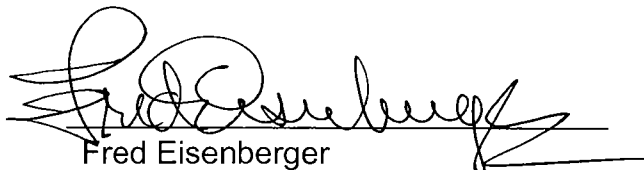
26.3 EXCEPTION NUMBERS


26.3.11 "O3-11" (See Schedule A-25)

Zone Provisions

- a) Notwithstanding Section 5.2.2 - Height Restriction - Accessory Uses, a maximum height of 7.5 metres shall be permitted for an accessory building or structure existing on the date of the passing of this By-law, being the 23rd day of June , 2010.
3. That By-law No. 90-145-Z (Town of Flamborough) is amended by adding this By-law to Section 26 as Schedule O3-11.
 4. 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.

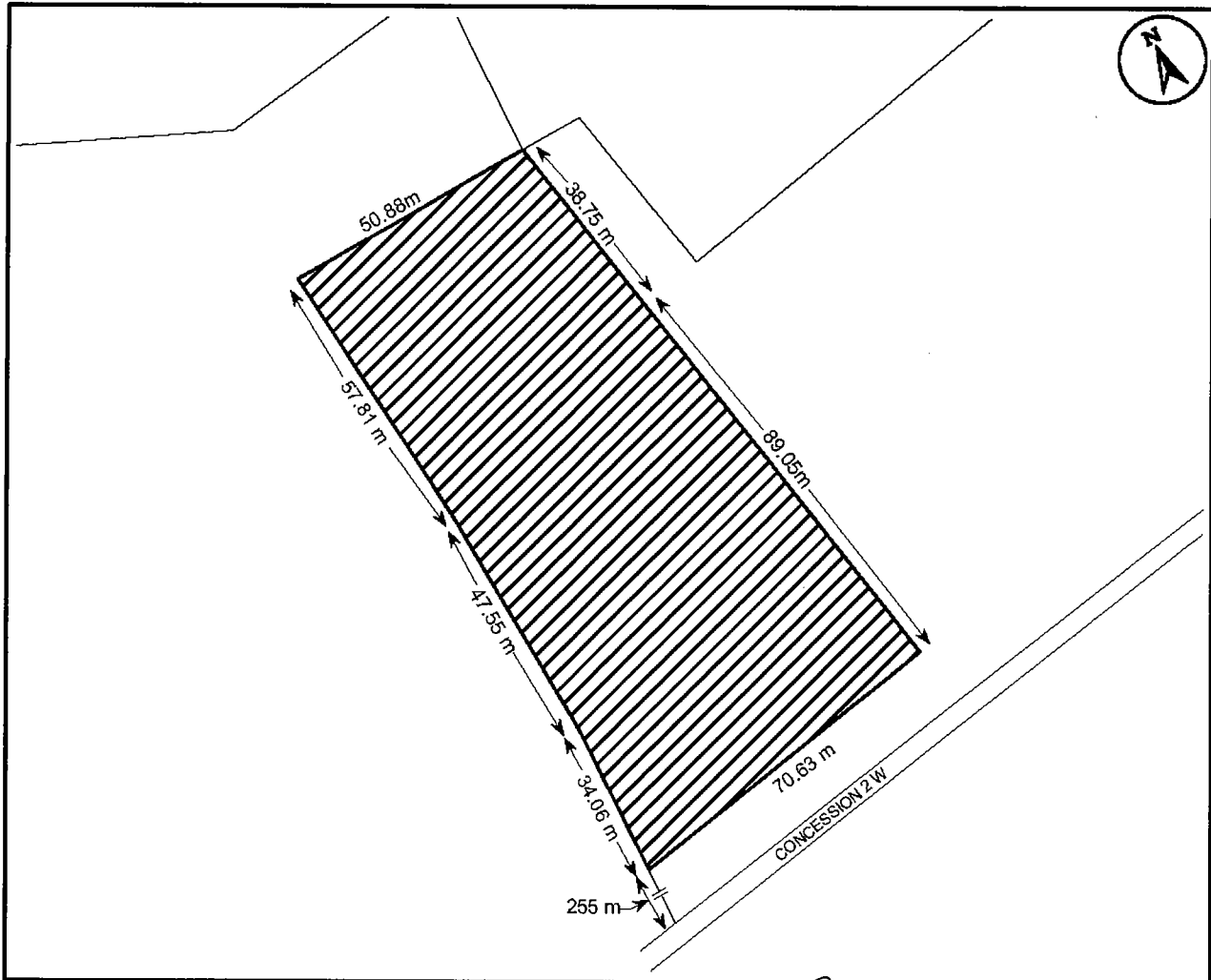
PASSED this 23rd day of June, 2010.


Fred Eisenberger
Mayor

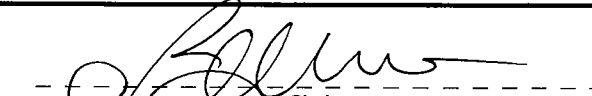
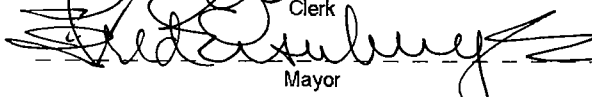

Rose Caterini
City Clerk

ZAR-10-001

By-law Respecting 1163 2nd Concession Road West and 315 Highway 8
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This is Schedule "A" to By-Law No. 10-161
 Passed the ...23..... day of ...June....., 2010



 Clerk

 Mayor


Schedule "A"

Map Forming Part of
 By-Law No. 10-161

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

Subject Property
 1163 2nd Concession Rd. W. & 315 Highway 8, Flamborough

 Change in Zoning from the "A" Agricultural Zone to the "O3-11" Recreational Open Space Zone Modified.

Scale: N.T.S.	File Name/Number: ZAR-10-001	 Hamilton
Date: May 19, 2010	Planner/Technician: DB/NB	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		