

Authority: Item 7, Planning Committee
Report 19-007 (PED16155(b))
CM: May 8/9, 2019
Ward: City Wide

Bill No. 105

CITY OF HAMILTON

BY-LAW NO. 19-105

To Amend Zoning By-law No. 6593, as amended by By-law No. 17-082, for Entertainment on Outdoor Commercial Patios on James Street North between Murray Street and Cannon Street, and certain lands generally located at James Street South between Hunter Street East and Young Street

WHEREAS, Zoning By-law No. 6593 (Hamilton) was enacted on the 25th day of July, 1950, which was approved by the Ontario Municipal Board dated the 7th day of December, 1951 (File No, P.F.C. 3821);

AND WHEREAS By-law 17-082 added a temporary use allowing for entertainment on outdoor commercial patios for certain lands located on James Street North between Murray Street and Cannon Street, and certain lands generally located at James Street South between Hunter Street East and Young Street;

AND WHEREAS that temporary use expires on May 10, 2019;

AND WHEREAS subsection 39(3) of the *Planning Act* provides that Council may by by-law grant further periods of time that the temporary use is in effect for a period not more than three years; and,

AND WHEREAS this By-law conforms with the Urban Hamilton Official Plan.

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

1. That the period of time that the temporary use in By-law No. 17-082 is in effect be extended to May 1, 2022.
2. That By-law No. 17-082 be amended by:
 - i) modifying Schedule "A2" to include only the lands within Zoning By-law No. 6593, as shown on the attached Schedule "A" to this By-law; and,
 - ii) deleting Schedules "A3" and "A4".
3. That the Clerk is hereby authorized and directed to proceed with the giving of notice of passing of this By-law in accordance with the *Planning Act*.
4. That this By-law comes into force in accordance with section 34 of the *Planning Act*.

To Amend Zoning By-law 6593, as amended by By-law No. 17-085, for Entertainment on Outdoor Commercial Patios on James Street North between Murray Street and Cannon Street, and certain lands generally located at James Street South between Hunter Street East and Young Street
(Page 2 of 3)

PASSED this 9th day of May, 2019.

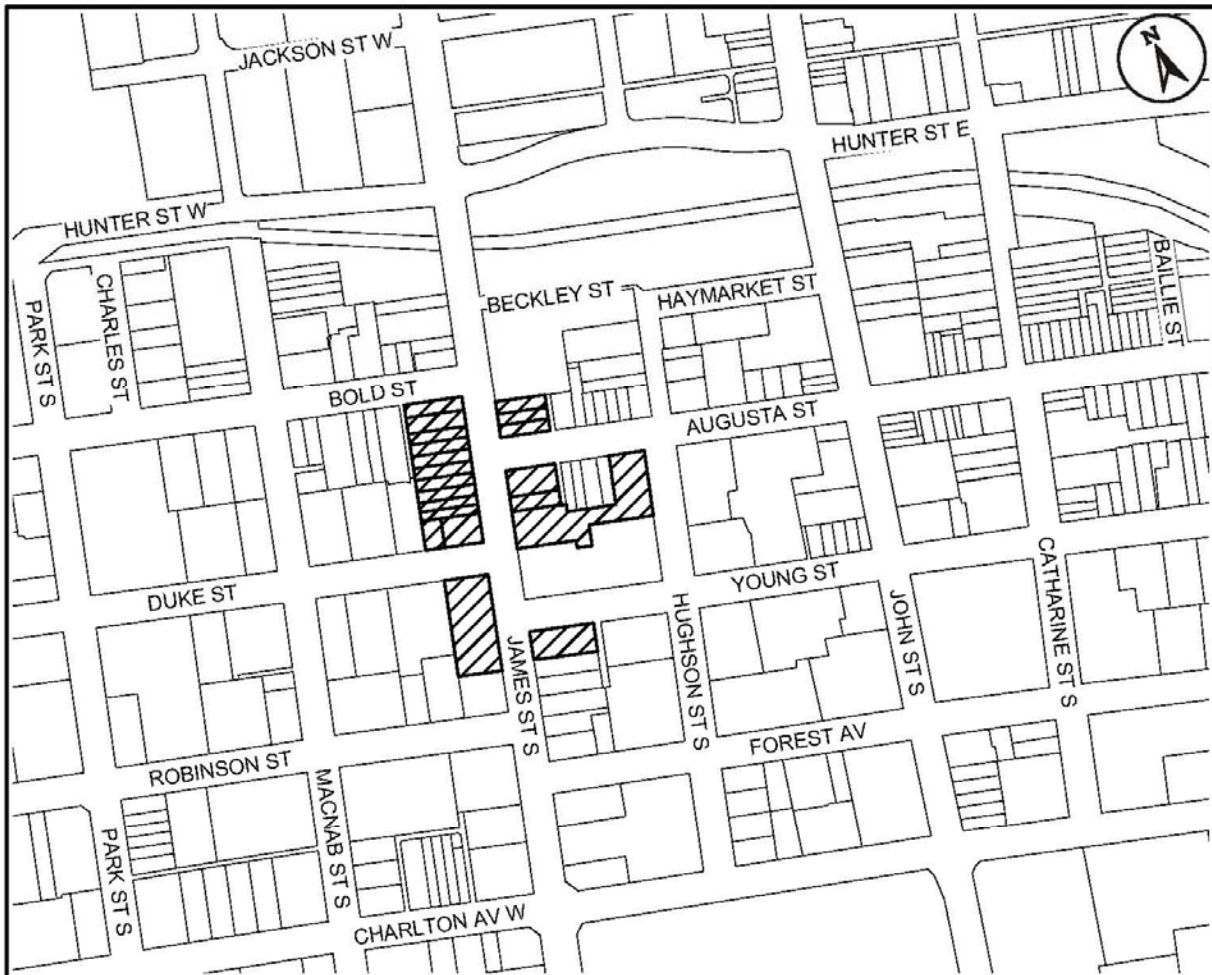
M. Pearson
Acting Mayor

J. Pilon
Acting City Clerk

CI-17-C

To Amend Zoning By-law 6593, as amended by By-law No. 17-085, for Entertainment on Outdoor Commercial Patios on James Street North between Murray Street and Cannon Street, and certain lands generally located at James Street South between Hunter Street East and Young Street

(Page 3 of 3)



This is Schedule "A2" to By-law No. 19-

Passed the day of, 2019

Mayor

Clerk

Schedule "A2"

Map Forming Part of
By-law No. 19-_____

to Amend By-law No. 6593

Subject Property

James Street / Augusta Pilot Area



Lands subject to the extension of
Temporary Use By-law No. 17-082

Scale:
N.T.S.

File Name/Number:
OCP - Pilot Project (Augusta)

Date:
March 27, 2019

Planner/Technician:
JHE/AL



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT