

Authority: Item 5, Planning Committee
Report: 11-015 (PED07278(b))
CM: September 14, 2011

Bill No. 227

CITY OF HAMILTON

BY-LAW NO. 11-227

To Amend Zoning By-law No. 90-145-Z Respecting Lands Located on Part of Lots 9 and 10, Concession 4, Geographic Township of Flamborough (834 Brock 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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 5 of Report 11-015 of the Planning Committee, at its meeting held on the 14th day of September, 2011, recommended that Zoning By-law No. 90-145-Z be amended as hereinafter provided;

AND WHEREAS this By-law will be in conformity with the Official Plan of the City of Hamilton (the Official Plan of the former Town of Flamborough) upon approval of Official Plan Amendment No. 125, proposed by the City of Hamilton, but not yet approved 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-10 of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by changing the zoning from the Agricultural "A" Zone and the Conservation Management "CM" Zone to the Extractive Industrial "EI" 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 32: Extractive Industrial Zone of Zoning By-law No. 90-145-Z (Flamborough), as amended, is hereby further amended by adding the following Sub-section:

32.3 Exception Numbers

32.3.1 "EI-1" (See Schedule A-10)

Permitted Uses:

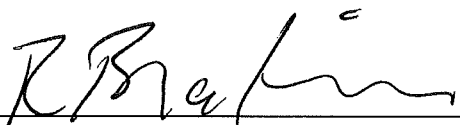
- (a) Sub-section 32.1 shall apply.

Zone Provisions:


- (a) Sub-section 32.2 shall not be applicable to the subject lands.

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 this 14th day of September, 2011.



R. Bratina
Mayor



R. Catefini
City Clerk



This is Schedule "A" to By-Law No. 11-227
 Passed the 14th day of September, 2011

[Signature]
 Clerk
[Signature]
 Mayor

Schedule "A"

Map Forming Part of
 By-Law No. 11-227

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

Subject Property



834 Brock Road



Block 1 - Change in Zoning from the Agricultural "A" Zone to the Extractive Industrial "EI-1" Zone



Block 2 - Change in Zoning from the Conservation Management "CM" Zone to the Extractive Industrial "EI-1" Zone

Scale:
 N.T.S.

File Name/Number:
 ZAC-07-054/OPA-07-015

Date:
 July 12, 2011

Planner/Technician:
 HT/NB



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT