

**Authority:** Item 5, Planning Committee  
Report 19-007 (PED19046)  
CM: May 22, 2019  
Ward: 11

**Bill No. 118**

**CITY OF HAMILTON**  
**BY-LAW NO. 19-118**

**To Amend Zoning By-law No. 05-200 (Hamilton) Respecting lands located at 78 and 80 Marion Street and 3302 and 3306 Homestead Drive (Glanbrook)**

**WHEREAS** the City of Hamilton has in force several Zoning By-laws which apply to different areas incorporated into the City by virtue of the *City of Hamilton Act 1999*, Statutes of Ontario, 1999 Chap.14;

**WHEREAS** the City of Hamilton is the lawful successor to the former Municipalities identified in Section 1.7 of By-law No. 05-200;

**WHEREAS** the first stage of the new Zoning By law, being By-law No. 05-200, came into force on the 25th day of May, 2005;

**WHEREAS** the Council of the City of Hamilton, in adopting Item 5 of Report 19-007 of the Planning Committee, at its meeting held on the May 8, 2019, which recommended that Zoning By-law No. 05-200 be amended as hereinafter provided; and,

**WHEREAS** this By-law is in conformity with the Urban Hamilton Official Plan.

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

1. That Map Nos. 1748 and 1785 of Schedule "A" – Zoning Maps of Zoning By-law No.05-200, be amended as follows:
  - a) by adding to the City of Hamilton Zoning By-law No. 05-200, the lands the extent and boundaries of which are shown as "Blocks 1 and 2" on a plan hereto annexed as Schedule "A"; and
  - b) by establishing a Conservation / Hazard Land (P5, 722) Zone to the lands, the extent and boundaries of which are shown as "Block 1" and "Block 2" on a plan hereto annexed as Schedule "A".
2. That Schedule "C" – Special Exceptions of By-law No. 05-200, is amended, by adding the following special provision:

"722. Within lands zoned Conservation / Hazard Land (P5, 722) Zone, identified on Map Nos. 1748 and 1785 of Schedule "A" – Zoning Maps, and described as Part of 78 and 80 Marion Street and 3302 and 3306 Homestead Drive, the following special provision shall apply:

- a) Notwithstanding Subsection 4.23 d), the minimum setback from any building or structure to Conservation / Hazard Land (P5) Zone will be 0 metres.”
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 22<sup>nd</sup> day of May, 2019

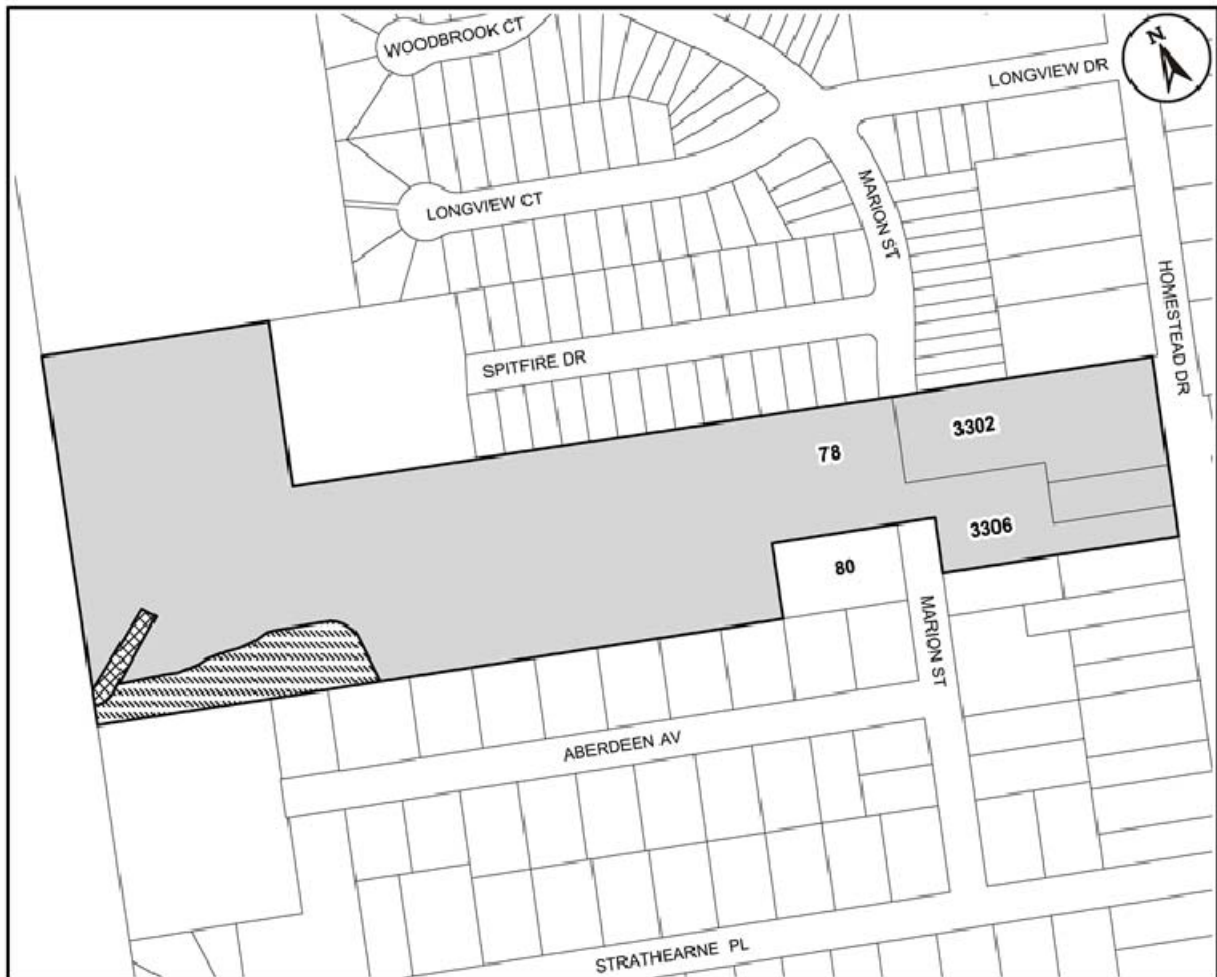
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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

ZAC-18-003



This is Schedule "A" to By-law No. 19-  Passed the ..... day of ....., 2019	----- Mayor  ----- Clerk
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<h2 style="margin: 0;">Schedule "A"</h2> <p style="margin: 10px 0 0 0;">Map Forming Part of By-law No. 19-_____</p> <p style="margin: 10px 0 0 0;">to Amend By-law No. 05-200 Maps 1748 &amp; 1785</p>		<p><b>Subject Property</b> 78 &amp; 80 Marion Street &amp; 3302 &amp; 3306 Homestead Drive</p> <p> <b>Block 1</b> - Lands to be added to the Zoning By-law No. 05-200 and zoned Conservation / Hazard Land (P5, 722) Zone</p> <p> <b>Block 2</b> - Lands to be added to the Zoning By-law No. 05-200 and zoned Conservation / Hazard Land (P5, 722) Zone</p> <p> Refer to By-law No. 464</p>
Scale: N.T.S.	File Name/Number: ZAC-18-003	
Date: March 6, 2019	Planner/Technician: JR/AL	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		Hamilton