

Authority: Item 6
Planning Committee
Report 14-001 (PED13210(a))
CM: February 12, 2014

Bill No. 031

CITY OF HAMILTON

BY-LAW NO. 14-031

To Amend Zoning By-law No. 464 (Glanbrook) Respecting Lands Located at 3075 Tisdale Road, Glanbrook

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 Corporation of the Township of Glanbrook" 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 464 (Glanbrook) was enacted on the 16th day of March, 1992, and approved by the Ontario Municipal Board on the 31st day of May, 1993;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 6 of Report 14-001 of the Planning Committee, at its meeting held on the 26th day of January, 2014, recommended that Zoning By-law No. 464 (Glanbrook), be amended as hereinafter provided;

AND WHEREAS this By-law will be in conformity with the Rural Hamilton Official Plan, approved by the Minister under the Planning Act on March 7, 2012, upon approval of Amendment No. 6;

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

1. That Schedule "B", appended to and forming part of By-law No. 464 (Glanbrook), is amended by changing the zoning from the General Agricultural "A1" Zone to the General Agricultural - Holding "H-A1-280" Zone, on the lands

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. That Section 44, "Exceptions to the Provisions of the By-law", of Zoning By-law No. 464, be amended by adding a new special provision, "H-A1-281", as follows:

"H-A1-281" 3075 Tisdale Road

Notwithstanding **SECTION 8: GENERAL AGRICULTURAL "A1" ZONE**, Sub-section 8.1 - **PERMITTED USES**, the following use shall also be permitted on the lands zoned "H-A1-281":

- (a) A Place of Worship.

Notwithstanding Subsection 7.27 **AGRICULTURAL CODE OF PRACTICE**, the minimum setback for any buildings or structures shall be 16 metres from the barn on the abutting property to the north.

That the "H" symbol applicable to the lands zoned "H-A1-281" may be removed by further amendment to this By-law at such time as the following matters have been completed:

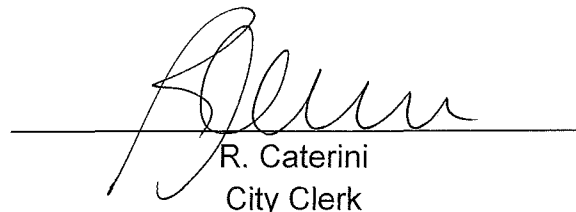
- (a) Proof that an adequate private sanitary sewage system can be designed for the site, to the satisfaction of the Manager, Infrastructure and Source Water Planning; and,
 - (b) That a Stage 3 archaeological assessment of Tisdale site (AgGw-518) be completed, to the satisfaction of the Director of Planning and the Ministry of Tourism, Culture and Sport.
3. That no building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the Residential "A1" Zone provisions, subject to the special requirements referred to in Section 2.
 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 12th day of February, 2014.



R. Bratina

Mayor

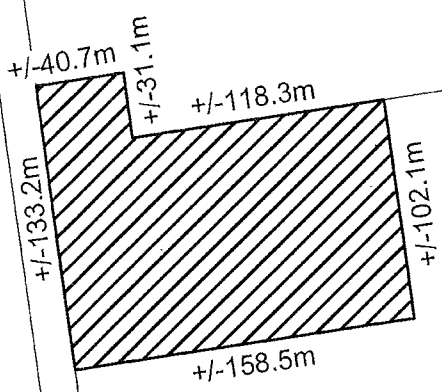


R. Caterini

City Clerk



WHITE CHURCH RD E



3075

This is Schedule "A" to By-Law No. 14- 031

Passed the .12.th.. day of ...February..., 2014


Robert King
Mayor
[Signature]
Clerk

Schedule "A"

Map Forming Part of
By-Law No. 14-031

to Amend By-law No. 464

Subject Property

 Lands to be rezoned from the General Agricultural "H" Zone to the General Agricultural (Holding) "A1-281(H) Zone

Scale:
N.T.S.

File Name/Number:
ZAR-13-008

Date:
January 2, 2014

Planner/Technician:
JM/NB



Hamilton

PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT