

Authority: Item 9, Economic Development and
Planning Committee
Report 09-012 (PED09155)
CM: June 10, 2009

Bill No. 128

CITY OF HAMILTON

BY-LAW NO. 09-128

To Amend Zoning By-law No. 6593 (Hamilton), as amended,

Respecting Lands located at 1310 Upper Wellington Street (Hamilton)

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 City of Hamilton" 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Plan of the former regional municipality continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 6593 (Hamilton) was enacted on the 25th day of July 1950, which by-law was approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of the City of Hamilton, in adopting Item 9 of Report 09- 012 of the Economic Development and Planning Committee at its meeting held on the 10th day of June, 2009, recommended that Zoning By-law No. 6593 (Hamilton), be amended as hereinafter provided;

AND WHEREAS this By-law is in conformity with the Official Plan of the City of Hamilton, in accordance with the provisions of the Planning Act;

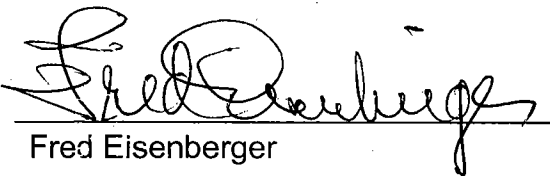
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

By-law Respecting 1310 Upper Wellington Street (Hamilton)

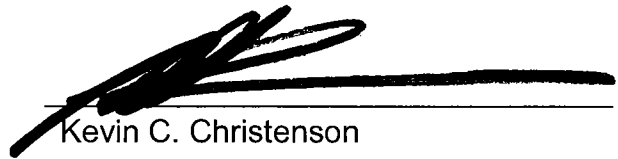
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1. That sheets No. E9b and E9c of the District Maps, appended to and forming part of Zoning By-law No. 6593 (Hamilton), is amended by changing the zoning from the "AA" (Agricultural) District, to the following:
 - (a) the "C" (Urban Protected Residential, etc.) District, for the lands comprised in **Block "1"**; and,
 - (b) the "C/S-1612" (Urban Protected Residential, etc.) District, for the lands comprised in **Block "2"**;the extent and boundaries of which are more particularly shown on Schedule "A" annexed hereto and forming part of this by-law.
2. That the "C" (Urban Protected Residential, etc.) District regulations, as contained in Section 9 of Zoning By-law No. 6593, be modified to include the following special requirement for the lands comprised in **Block "2"**:
 - (a) That notwithstanding Section 9(4) every lot shall have a width of at least 11 metres and an area of at least 360 square metres within the district.
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 and ENACTED this 10th day of June, 2009.



Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk

ZAR-08-073

By-law Respecting 1310 Upper Wellington Street (Hamilton)

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This is Schedule "A" to By-Law No. 09- 128
 Passed the .10.th.. day ofJune....., 2009

[Signature]
 Clerk
[Signature]
 Mayor

Schedule "A"
 Map Forming Part of
 By-Law No. 09-128
 to Amend By-law No.6593

Subject Property
 1310 Upper Wellington Street

-  Block 1 - Change in Zoning from the "AA" (Agricultural) District to the "C" (Urban Protected Residential) District.
-  Block 2 - Change in Zoning from the "AA" (Agricultural) District to the "C/S-1612" (Urban Protected Residential) Modified District.

Scale: N.T.S.	File Name/Number: ZAR-08-073
Date: May 6, 2009	Planner/Technician: DB / NH
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT	

