

Authority: Item 6, Planning Committee
Report: 18-015 (PED18233)
CM: December 19, 2018
Ward: 10

Bill No. 331

CITY OF HAMILTON

BY-LAW NO. 18-331

To Amend Zoning By-law No. 3692-92 (Stoney Creek) Respecting Lands Located at 1215 Barton Street

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 Stoney Creek" 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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 3692-92 (Stoney Creek) was enacted on the 8th day of December, 1992, and approved by the Ontario Municipal Board on the 31st day of May, 1994;

AND WHEREAS the Council of the City of Hamilton, in adopting Item 8.1 of Report 18-015 of the Planning Committee, at its meeting held on the 19th day of December, 2018, recommended that Zoning By-law No. 3692-92 (Stoney Creek) 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 No. 3 of Schedule "A", appended to and forming part of By-law No. 3692-92 (Stoney Creek), is amended as follows:

- a. by changing the zoning from Residential “R6” Zone to the Residential “R6-7” Zone, Modified on the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule “A”;
2. That Subsection 6.7.7, “Special Exemptions” of Section 6.7, Residential “R6” Zone, of Zoning By-law No. 3692-92, be amended by adding a new Special Exemption, “R6-7”, as follows:

“R6-7” 1215 Barton Street, Schedule “A” Map No. 3

- (i) Notwithstanding the provisions of Paragraphs 1., 5., and 7., of Subsection 6.7.3 (a) and Paragraphs 1. (ii), 4., 5., and 7., of Subsection 6.7.3 (b) of the Residential “R6” Zone, on those lands zoned “R6-7” by this By-law, the following shall apply:

(a) One Single Detached Dwelling

1. Minimum Lot Area
Corner Lot - 379 sq m
5. Minimum Rear Yard - 6.4 m
7. Maximum Lot Coverage - 42%

(b) Semi-Detached Dwelling

1. Minimum Lot Area
(ii) Divided Semi-detached
Interior Lot - 243 sq m
4. Minimum Side Yard - No part of any dwelling shall be located closer than 1.2 m except as provided in clauses (i), (ii), (iii), and (iv) of Paragraph 4 of Subsection 6.7.3 (b) of By-law No. 3692-92.
5. Minimum Rear Yard - 6.4 m
7. Maximum Lot Coverage - 46.3%

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 "R6" 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 19th day of December, 2018.

F. Eisenberger
Mayor

J. Pilon
Acting City Clerk

ZAC-17-009



This is Schedule "A" to By-law No. 18- Passed the day of, 2018	_____ Mayor _____ Clerk
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<h2 style="margin: 0;">Schedule "A"</h2> <h3 style="margin: 0;">Map Forming Part of By-law No. 18-_____</h3> <h3 style="margin: 0;">to Amend By-law No. 3692-92</h3>	Subject Property 1215 Barton Street <div style="display: flex; gap: 10px;"> <div style="border: 1px solid black; width: 20px; height: 10px; background: repeating-linear-gradient(45deg, transparent, transparent 2px, black 2px, black 4px);"></div> <div> Block 1 - Residential "R6" Zone to remain </div> </div> <div style="display: flex; gap: 10px;"> <div style="border: 1px solid black; width: 20px; height: 10px; background: repeating-linear-gradient(-45deg, transparent, transparent 2px, black 2px, black 4px);"></div> <div> Block 2 - Change in zoning from the Residential "R6" Zone to the Residential "R6-7" Zone, Modified </div> </div>
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Scale: N.T.S.	File Name/Number: ZAC-17-009	
Date: Oct. 18, 2018	Planner/Technician: MSVS	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		