

**Authority:** Item 4, Planning Committee  
Report 16-020 (PED16223)  
CM: November 23, 2016

**Bill No. 309**

## **CITY OF HAMILTON**

### **BY-LAW NO. 16-309**

#### **To Amend By-law No. 87-57 (Ancaster) Respecting Lands located at 555 Highvalley Road (Ancaster)**

**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 municipality known as the “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By-laws of the former area municipalities continue in force in the City of Hamilton until subsequently amended or repealed by the Council of the City of Hamilton;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. 87-57 (Ancaster) was enacted on the 22<sup>nd</sup> day of June, 1987, and approved by the Ontario Municipal Board on the 23<sup>rd</sup> day of January, 1989;

**AND WHEREAS** the Council of the City of Hamilton, in adopting Item 4 of Report 16-020 of the Planning Committee, at its meeting held on the 23<sup>rd</sup> day of November, 2016, which recommended that Zoning By-law No. 87-57 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. 1 to Schedule “B”, appended to and forming part of By-law No. 87-57 (Ancaster), is amended by changing the zoning from the Deferred Development “D” Zone to the Holding – Residential “H-R3-679” Zone, Modified, on the lands the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

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Respecting Lands located at 555 Highvalley Road (Ancaster)

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2. That development shall be in accordance with the Residential "R3-626" Zone, Modified.
3. The "H" symbol may be removed at such time as the following has been satisfied:
  - a) That the owner / applicant enter into a Development Agreement with the City of Hamilton, to the satisfaction of the Manager of Engineering Approvals; and,
  - b) That the owner / applicant receive approval of a Tree Protection Plan, to the satisfaction of the Manager of Development Planning, Heritage and Design.
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*.
5. That this By-law No. 16-309 shall come into force and be deemed to come into force in accordance with Subsection 34(21) of the *Planning Act*, either upon the date of passage of this By-law or as otherwise provided by the said subsection.

**PASSED** this 23<sup>rd</sup> day of November, 2016.

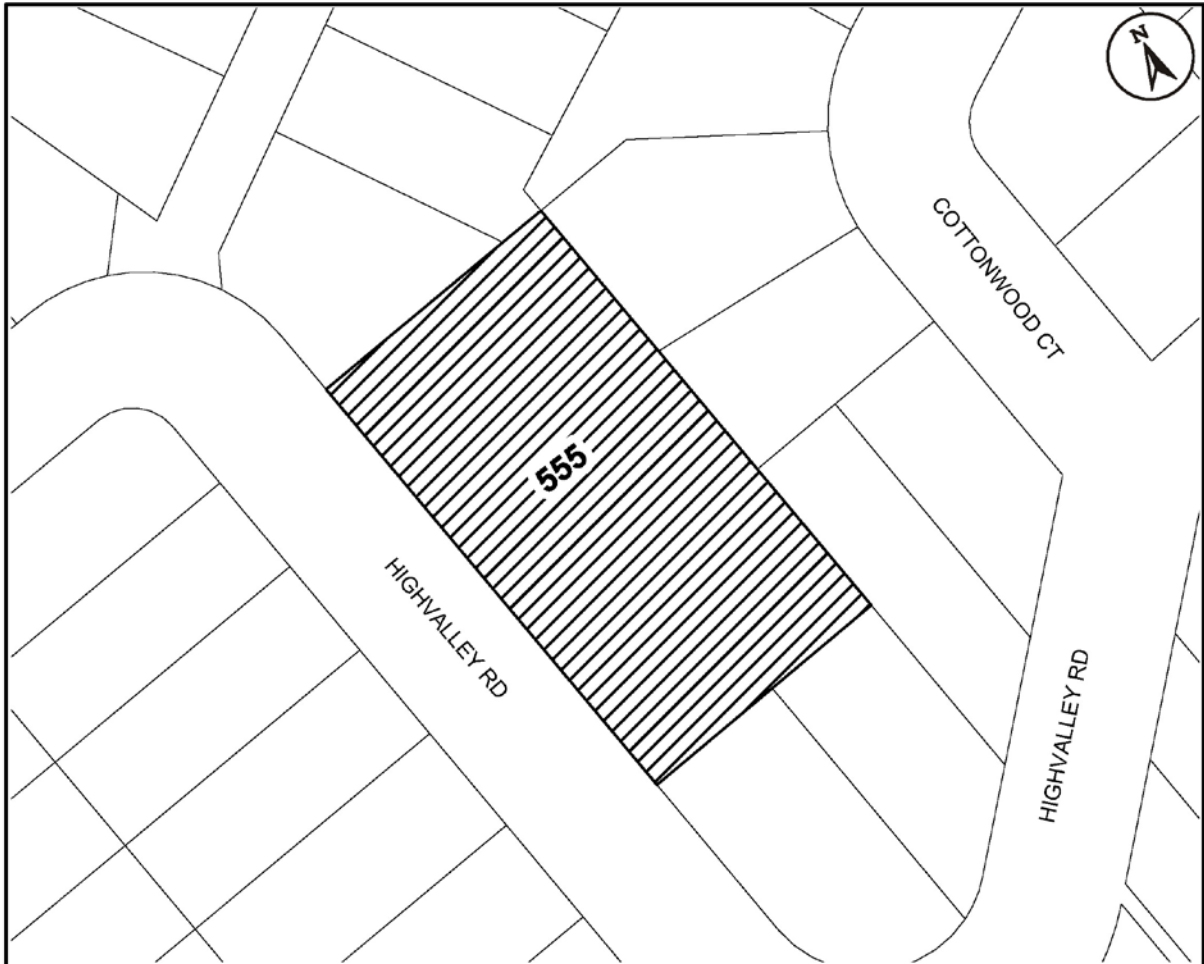
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F. Eisenberger  
Mayor

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R. Caterini  
City Clerk

ZAC-16-042



This is Schedule "A" to By-law No. 16-  Passed the ..... day of ....., 2016	----- 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. 16-_____</p> <p style="margin: 10px 0 0 0;">to Amend By-law No. 87-57</p>	<p><b>Subject Property</b> 555 Highvalley Road, Ancaster</p> <p> Change in Zoning from the Deferred Development "D" Zone to the Holding-Residential "H-R3-679" Zone, Modified.</p>
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<b>Scale:</b> N.T.S.	<b>File Name/Number:</b> ZAC-16-042	
<b>Date:</b> Oct. 17, 2016	<b>Planner/Technician:</b> DM/VS	
PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT		