SUBJECT: City Initiative CI-06-B to Amend the Official Plan Open Space and Parks Policies and Create New Zoning By-Law Regulations - Urban Area Only (PED06152) (City Wide)

RECOMMENDATION:

(a) That approval be given to Official Plan Amendment No.____ of the former Town of Ancaster Official Plan; Official Plan Amendment No.____ of the former Town of Dundas Official Plan; Official Plan Amendment No.____ of the former Town of Flamborough Official Plan; Official Plan Amendment No.____ of the former Township of Glanbrook Official Plan, Official Plan Amendment No.____ of the former City of Hamilton Official Plan; and, Official Plan Amendment No.____ of the former City of Stoney Creek Official Plan, to amend land use designations, general policies for open space and parks as well as policies contained in Secondary Plans as contained in Appendix “A” to Report PED06152.

(b) That the following Appendix Maps as contained in Appendix “A” to Report PED06152, identifying the parks classification for lands not part of a Secondary Plan be included for information in the Official Plans for the former Towns of Ancaster and Dundas, Cities of Hamilton and Stoney Creek as follows:

i) Appendix “1” – Park Classification Map to the Town of Ancaster Official Plan;

ii) Appendix “1” – Park Classification Map to the Town of Dundas Official Plan;

iii) Appendix “1” – Park Classification Map to the City of Hamilton Official Plan;
iv) Appendix Map “3” – Park Classification Map to the City of Stoney Creek Official Plan.

(c) That approval be given to City Initiative C1-06-B, to enact the second stage of the City’s new Comprehensive Zoning By-law known as Zoning By-law No. 05-200, included as Appendix “B” to Report PED06152, for the Urban lands of the City of Hamilton.

(d) That the attached Zoning By-law marked Appendix “B” to Report PED06152, which has been prepared in a form satisfactory to City Solicitor, be enacted by City Council.

(e) That the General Manager, Planning and Economic Development Department, be hereby authorized and directed to prepare the requisite by-law to amend the Official Plans and Zoning By-law, in a form satisfactory to the City Solicitor, for presentation to Council.

(f) That upon adoption of Official Plan Amendment Numbers XX through XX, and Stage Two of the City’s new Comprehensive Zoning By-law will be in conformity with the Ancaster, Dundas, Flamborough, Glanbrook, Hamilton and Stoney Creek Official Plans.

(g) That the Parks, Culture and Recreation Master Plan recommendations 4 (in part), 28, 29, 31, 32, 37-39, 43, 44, 47, 53-54, 57-59, 61, 64, 65, and 67 relating to Official Plan policies and Zoning By-law regulations, as modified by the recommendations in Report PED06152, be identified as complete.

Lee Ann Coveyduck
General Manager
Planning and Economic Development Department

NOTE: Appendix “A” to Report PED06152 contains the related Official Plan Amendment and includes the Secondary plan policies. Appendix “B” to Report PED06152 contains the related Zoning By-law and zoning maps. Due to the size of the Appendices, they are not attached to this Report. The complete set of documents is available for viewing in the Office of the City Clerk, 2nd Floor, Hamilton, City Hall. The report and full documentation will also be available on the City website.
EXECUTIVE SUMMARY:

Staff has prepared new Open Space and Parks Official Plan (OP) policies and Zoning By-law regulations for lands within the Urban Area. An Official Plan Amendment (OPA) is required to add these new policies in the existing OPs resulting in comprehensive and consistent criteria by which open space and parks can be identified and protected in future. The new policies establish a hierarchy of parks for the entire urban area. Representing Phase 2 of the City’s new Comprehensive Zoning By-law, the proposed zoning amendments establish new Parks and Open Space zones and regulations to implement the Official Plan changes proposed.

The OPA affects publicly-owned lands identified as open space and parks only in the Urban Area. This Amendment:

- reconciles and establishes a consistent hierarchy of parks across the six former municipalities:
  - Parkette: small open spaces with limited recreational facilities
  - Neighbourhood Park: open spaces generally catering to recreational needs in the immediate vicinity
  - Community Park: open spaces primarily for active recreation and community service to more than one neighbourhood
  - Citywide Park: significant recreational destinations meeting the needs of all residents and visitors;

- reconciles and establishes two categories of open space land in the City:
  - General Open Space: areas for amenity and passive recreational use whose main function is not a ‘park’
  - Natural Open Space: amenity areas with significant natural features and ecological functions whose main function is not a ‘park’;

- designates all open space and parks according to the hierarchy identified above;
- provides policy direction for parkland acquisition, future park locations, and other parks planning matters.

Storm water management areas previously included as ‘parks’ in some OPs and Secondary Plans are to be designated as “Utilities”.

A small number of parks in the urban area have not been designated or shown as part of this Amendment. These parks are located in neighbourhoods where specific planning changes are underway, a secondary plan that has been appealed to the OMB, or are parks that have specialized uses. The excluded lands will be addressed by future decisions.

Appropriate policy (text) and mapping (land use designations) Amendments are proposed to the six OPs as detailed in Appendix “A” to Report PED06152 and will be integrated into the current framework of the existing documents.
To implement the proposed OPA, five new Open Space and Parks zones have been created. Three zones, Neighbourhood Park (P1) Zone, Community Park (P2) Zone and City Wide Park (P3) Zone reflect the parks hierarchy created by the new Official Plan policies. An Open Space (P4) Zone will capture the more general open space land uses, such as golf courses. Finally, a new Conservation/Hazard Land (P5) Zone, will be used to lands that are to be protected for environmental quality, present a hazard if developed or are existing storm water management facilities.

BACKGROUND:

Parks, Culture and Recreation Master Plan
In June 2002, Council received the Parks, Culture and Recreation Master Plan endorsing the general directions and to use it as a basis of decision making over the next ten years. It contains 107 recommendations of which 19 recommendations pertain to OP policy and Zoning By-law regulations.

Planning Process
An exhaustive process of review and consultation has occurred during the preparation of the proposed policies and designations for open space and parks. This process was directed through a staff steering committee comprised of representatives from the following departments: Planning and Economic Development, Community Services and Public Works as outlined below.

Phase 1

1. Background Research

During the Fall of 2003/Winter 2004, Planning staff undertook background research to gather information to determine the focus and direction for the proposed OP policies for open space and parks. This background research included a review of the recommendations from the Master Plan as well as standards used by other municipalities.

In May 2004, staff published a Discussion Paper titled “Open Space and Parks Official Plan Policies and Zoning By-law Regulations”. The Discussion Paper provided a detailed review of open space and parks planning and policy issues that have determined the distribution and design of parkland and proposed a general policy framework to guide the preparation of new policies and potential Zoning By-law regulations for open space and parks. The Discussion Paper covered the following areas:

a) Proposed OP Policy Directions for Natural Open Space.
   It was proposed that the existing natural open space policies be revised to protect significant natural features such as woodlands and significant natural landforms, and to address hazards to development such as Karst lands. Staff later developed individual Discussion Papers addressing specific open space issues.
b) **Proposed OP Policy Directions for Parks**
   The Paper proposed a parkland hierarchy consisting of the following classifications: Neighbourhood Parks, Community Parks, City Wide Parks and Natural Open Space. This hierarchy builds on existing municipal classifications and provides a framework for the distribution of future open space and parks in the City. The Paper discussed the development of park ratios and walking distances for the park classifications for the urban area. It recommended that cultural and historic sites be excluded from the parks classification and dealt within the future as ‘institutional’ uses.

c) **Proposed Directions for Zoning**
   The Paper suggested an approach that would establish Zoning Districts for open space and parks that would complement the proposed classification system.

2. Public Consultation

Public input was sought through open houses, website feedback forms and a community survey. Additional guidance was provided by Council and the Parks Planning Steering Committee. These opportunities for input were:

a) **Open Houses**
   Six public Open Houses were held in May/June 2004 in six locations throughout the City. Open House notices appeared in all the local newspapers and postings on the City’s website. The Open Houses provided opportunities for the public to review and provide comments on the new planning directions proposed in the Discussion Paper. The Discussion Paper was the main consultation document and was available for review on the City’s website, at the City Clerk’s Division, and at the Stoney Creek Municipal offices.

b) **Survey Questionnaire on Parkland Planning Issues**
   Planning staff conducted a community survey to solicit input from the public on the general direction and framework for new parkland policies. The questionnaire and background material was distributed to all major Recreation Centres. Additionally, the questionnaire, further background material and the Discussion Paper was availed on the City’s website in May/June, 2004.

   In terms of comments and feedback, most people supported the adoption of the new park classification; population ratios and walking distances for each park classification and the application of zoning districts according to the range of activities/uses that could be permitted in each park or open space type.
3. **Preparation of Draft Policies and Draft Mapping**

Staff considered the comments and suggestions from the public consultation, and developed draft OP policies for open space and parks. The policies were drafted and designed to ensure consistency throughout the six former municipalities, the City’s Strategic Plan, Vision 2020 and the Provincial Policy Statement. The new policies were also designed to be fitted into the current framework of the existing local OPs.

Mapping showing the proposed classification of each park in the City was developed to identify the various City parks and open spaces by type/function: parkettes, neighbourhood parks, community parks, city wide parks, general open spaces and natural open spaces.

**Phase 2**

1. **Presentation to Council**

In May 2005, Planning and Economic Development staff made a presentation to Council on the proposed open space and parks policies and Zoning By-law regulations. Staff gave an overview of the public consultation process and detailed the progress that had been made towards the preparation of new policies and zoning.

2. **Second round of public open houses**

In May/June 2005, Staff held another series of five open houses throughout the City. The intent of these open houses was to provide opportunities for the public to examine draft OP policies and Zoning. Staff also received public input for consideration in the preparation final policies. Response to the draft OP policies was generally positive and supportive at the Open Houses.

As a result of public consultation and review, the ‘Public Use’ General Provision in the proposed Zoning By-law was amended to exclude the Neighbourhood Park “P1” Zone from this “as-of-right” public use provision. This will provide opportunities for greater public input should significant changes be proposed for municipal uses in a Neighbourhood Park.

**Phase 3**

**Official Plan and Zoning By-law Amendments**

Planning and Economic Development staff prepared final proposals for OP Amendments for open space and parks policies and Zoning By-law Amendments for presentation to the Planning and Economic Development Committee. The policy amendments will fit the new policies into the framework of the existing OPs. Where no Secondary Plans exist, staff recommend that Council adopt a map showing the classification of each open space and park as an information (Appendix) to the OPs.
This report represents completion of the second stage of the New Comprehensive Zoning By-law. The new Zoning By-law (05-200) is being implemented in stages, on a City-wide basis, based on land use categories.

ANALYSIS/RATIONALE:

1. OFFICIAL PLAN AMENDMENTS

Text Amendments
Text Amendments involve integrating new policies into the current framework of the existing OPs. In some OPs, this means the open space policies in the parent document will be followed by the detailed parks policies; in other OP’s they will be separated into different sections (one for general open space policies/another section for parks).

Specifically, the Amendments to the Official Plan for the former municipalities of Ancaster, Dundas Flamborough, and Stoney Creek will delete the open space and parks text policy sections in the urban areas and replace them with new open space and parks sections. Where Secondary Plans exist in these municipalities, the new policies will be fitted into the open space and parks sections of those documents, so as to appropriately reflect the City-wide park classifications. In Glanbrook, the new policies will be embedded into each secondary plan. In Hamilton, the policies will be separated into two sections: one for general open space and one for parkland.

The new policies establish a hierarchy of parks applicable in all areas as follows:

a. Neighbourhood Parks will primarily cater to the recreational needs and interests of the residents living within its general vicinity. They may contain a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas.

b. Community Parks serve more than one neighbourhood and have more intensive recreational facilities such as sports fields, recreational and community centres and access to good transportation.

c. City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. They range greatly in size and type of features.

d. Parkettes are small open spaces which have no or limited recreational facilities but serve an important function in the provision of open space opportunities.
In addition to the parks hierarchy outlined above, the new policies also establish two open space categories which contribute to the City’s open space system. These are:

a. **General Open Space** will include areas whose main function is not a “park”, but are used for both active and passive recreational activities.

b. **Natural Open Space** will include lands with significant natural features and landscapes that perform important biological and ecological functions and provide non-intensive recreational opportunities.

It should be noted the OP classification system provides a broad list of uses which are considered as appropriate in each of the park types. This broad list is further detailed through zoning.

**Mapping**
At this time, there will be no changes to the Official Plan land use schedules - the lands will remain designated “Open Space”, with the exception of Legend changes to reflect the new Official Plan policies. However, at a more localized level where Secondary Plans exist, the “open space” designation is broken down into parks types (parkette, neighbourhood, community and citywide), general open space and natural open space. For this Amendment, staff recommend:

- changing the titles on the legends of the land use schedules in existing OPs;
- amending individual Parks designations where Secondary Plans have been completed, consistent with the park classifications proposed;
- for areas where there are no Secondary Plans, it is recommended that Council adopt a map showing the classification for each park. In the short term, the parks classification map will be included as an Appendix in the Official Plans for the former Towns of Ancaster and Dundas, Cities of Hamilton and Stoney Creek. The parks classification map will also form part of the new comprehensive OP as an Appendix, once the new OP is adopted. The Appendix is for reference only and does not require formal amendments with any future change or additions.
- creating a policy that a *change* in park classification or *inclusion* of a new park within the current classification through Secondary Plans should not have to go through a formal OPA process.

**Parks Not Part of This Amendment**
A small number of parks in the Urban Area have not been designated or shown to be part of this amendment. These are parks that are either in areas that are undergoing specific secondary planning changes (e.g Garner neighbourhood in Ancaster), a secondary plan and its parks policies has been appealed at the OMB (West Harbour Secondary plan), or are parks whose specialized designations have not been determined (e.g Veevers).
Storm Water Management Facilities
In some of the existing OPs, storm water management facilities were designated “Utilities”. In others they are not designated or were included in the open space and parks designation. Storm water management facilities are primarily used for storm water drainage purposes, to control storm water quantity and improve storm water quality. They are part of an overall storm water management utilities and planning in a given area. As open spaces, they may be used for passive recreational or trail purposes. However, their main use is NOT parkland.

In this Amendment, storm water management facilities in Secondary Plans:

- have been redesignated from open space or park to “utilities” (where such a designation exists in the OP). Storm Water Management Facilities that are shown in secondary plans that do not have utilities designations (e.g. Stoney Creek), will be removed from the open space and parks designation, and shown as either “utilities” or a “storm water management facility”, in the land use schedules; and,
- the text policy sections will be revised to reflect the exclusion of the storm water management facilities within the open space and parks designation.

2. ZONING BY-LAW

The proposed zones are intended to implement the policies of the proposed OPA. These new zones will replace the various Open Space and Parks zones of the former municipalities, creating a new standard ultimately across the entire City of Hamilton. A summary of the proposed zones are as follows:

<table>
<thead>
<tr>
<th>Open space and parks Zones</th>
</tr>
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<tbody>
<tr>
<td><strong>Zone Name</strong></td>
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<tr>
<td>Neighbourhood Park “P1” Zone</td>
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</tbody>
</table>
### Community Park “P2” Zone
- Larger scale park to meet the needs of the greater community
- Increased number of fields and facilities
- Permits all types of recreation
- All Active and Passive uses permitted
- Building height max. 11 metres

### City Wide Park “P3” Zone
- Unique zone to permit a broader range of recreational services and entertainment uses for the City residents and tourists
- Permits recreation
- Permits commercial entertainment and marinas
- Permits retail limited to 100 square metres of gross floor area per establishment
- Permits restaurants
- No drive-through facilities permitted
- Building height max. 11 metres

### Open Space “P4” Zone
- General Zone to permit a range of Open Space uses including Golf Courses, Cemeteries, Botanical Gardens, Marinas and Camp Grounds
- Cemeteries, crematoriums and columbariums permitted
- Agriculture permitted
- Minimum frontage 30 metres
- Building height max. 11 metres
- Minimum Side and Rear Yard setback 7.5m

### Conservation/Hazard Land “P5” Zone
- “No touch zone” that is intended to preserve and conserve natural heritage
- No buildings permitted
- Permits conservation, flood control and shoreline protection
- Permits only passive recreation

### Parks, Culture and Recreation Master Plan

The Parks, Culture and Recreation Master Plan placed a high priority on the rationalization of the disparate parks and open space policies of the six OPs. Staff have come up with harmonized policies that are applicable across the six municipalities that accomplish this strategic objective.

The Master Plan contains 19 recommendations relating to OP policy and Zoning by-law regulations. Staff reviewed the recommendations (4 (in part), 28, 29, 31, 32, 37-39, 43, 44, 47, 53-54, 57-59, 61, 64, 65, and 67) and determined that:
There were too many park classifications originally proposed that could have made OP policies difficult to interpret and administer; and,
• Some of the park types (i.e. athletic park) do not relate to “planning” policy but rather recreational service guidelines.

As part of open space and parks plan review process, the Master Plan recommendations relating to OP policy and zoning by-laws have been re-evaluated. The classifications considered appropriate for OP policy have been incorporated into the proposed hierarchy of open spaces and parks.

ALTERNATIVES FOR CONSIDERATION:

One of the alternatives considered was to include new open space and parks policies as part of the Phase 2 of the new Official Plan for the entire Urban Area which is expected to be complete in 2007. In reviewing development applications and land acquisition needs, staff requires a consistent set of parkland standards to be used in their evaluation within the existing Official Plans.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Financial – There are no financial implications related to the approval of these Amendments.

Staffing – There are no staff implications related to these amendments.

Legal – As required by the Planning Act, Council will hold at least one public meeting to consider amendment to an OP and Zoning by-law.

POLICIES AFFECTING PROPOSAL:

Provincial Policy Statement
The Provincial Policy Statement requires municipalities to promote healthy, active communities by providing for a full range of equitable distribution of publicly-accessible built and natural settings for recreation, including facilities, parklands, open space areas, trails and where practical, water based resources.

The Official Plan policies and the new Zoning By-law:
  i) Are consistent with the Provincial Policy Statement; and,
  ii) Provide for a range of recreational uses, facilities and open spaces.

Hamilton-Wentworth Official Plan
Although the subject lands are all within the Urban Area within the Hamilton Wentworth OP, an amendment to the regional OP will not be required because the Regional OP does not have detailed and specific open space and parks policies.
RELEVANT CONSULTATION:

In preparing the open space and parks policies, the Parks Planning Steering Committee provided guidance throughout the process. The Committee is composed of staff from the following departments/divisions: Planning and Economic Development, Culture and Recreation and Public Works. The draft policies were circulated to these departments for review and comment and proposed modifications incorporated. The Hamilton Conservation Authority and individual members of the public were also consulted. All were generally supportive.

The Niagara Escarpment Planning Commission advised the policies would not generate any significant concerns relative to conformity with the NEP.

The creation of the proposed Open Space and Parks Zoning was a collaborative effort including consultation with the City of Hamilton’s: Building and Licensing Division, Legal Services Division, Long Range Planning Division, Development Planning Section, Zoning By-law Reform Section, Culture and Recreation Division and Public Works Department. In addition the following Conservation Authorities were consulted: Hamilton Conservation Authority, Grand River Conservation, Conservation Halton, and Niagara Conservation Authority. The proposed zones incorporate the comments received, where appropriate.

CITY STRATEGIC COMMITMENT:

By evaluating the “Triple Bottom Line”, (community, environment, economic implications) we can make choices that create value across all three bottom lines, moving us closer to our vision for a sustainable community, and Provincial interests.

Community Well-Being is enhanced. ☑ Yes ☐ No
Opportunities for physical activity are supported and enhanced.

The policy and zoning adhere to the goals of Vision 2020 of developing and protecting a vibrant and healthy open space and parks system in the City of Hamilton. Specifically the policies and regulations protect and encourage the development of public facilities, open space and parks which inspire community pride and sense of place.

Environmental Well-Being is enhanced. ☑ Yes ☐ No
Ecological functions and the natural heritage system are protected.

The policy and zoning encourage the development and protection of interconnected natural areas which provide for growth and development of native plants and wildlife and access for all citizens in the City of Hamilton.
Economic Well-Being is enhanced.  ☑ Yes □ No
Hamilton's high-quality environmental amenities are maintained and enhanced. Open space and parks areas are integral components of the liveability of the City of Hamilton. They contribute to tourism and the quality of life for residents of the City.

Does the option you are recommending create value across all three bottom lines?

☑ Yes □ No
Open Space and Parks have obvious social, economic, environmental, health and aesthetic benefits. The proposed Official Plan policies and new zoning will ensure that sufficient and viable open space and parks are retained, enhanced, expanded, protected and appropriately acquired.

Do the options you are recommending make Hamilton a City of choice for high performance public servants?  ☑ Yes □ No

The new policies and Zoning By-law provide staff with a clear consistent approach to Open Space and Parks across the City, providing for a more efficient way of undertaking their roles.

AG/AM/dkm
Attachs. (2)
Draft Amendment

to the

Former Towns of Ancaster, Dundas, and Flamborough, the former Township of Glanbrook and the former Cities of Hamilton and Stoney Creek Official Plans

The following text, together with:

- Schedule “A” (Map 1-Land Use, Meadowbrook West Secondary Plan);
- Schedule “A-1” (Map 1-Land Uses-Shaver Neighbourhood Secondary Plan);
- Schedule “A-2” (Map 1-Land Use, Meadowlands Mixed Use Area Secondary Plan);
- Schedule “A-3” (Map 1-Land Use, Ancaster Meadowlands Neighbourhood V Secondary Plan);

- Schedule “B” (Schedule ‘A’ – Land Use Plan, Waterdown Urban Area);
- Schedule “B-1” (Schedule ‘A-1’ – Flamborough Business Park Secondary Plan);
- Schedule “B-2” (Schedule ‘A-2’ – West Waterdown Secondary Plan);

- Schedule “C” (Schedule ‘B’-Land Use Plan, Binbrook Village Secondary Plan);
- Schedule “C-1” (Schedule ‘C’-Land Use Plan, Mount Hope Urban Settlement Area);
- Schedule “C-2” (Schedule ‘G’-Land use Plan, North West Glanbrook Planning Area);
- Schedule “C-3” (Schedule ‘I’- Secondary Plan, Rymal Road Secondary Plan);

- Schedule “D” (Schedule ‘L-1’ - Land Use and Development Permit Area, Downtown Hamilton Secondary Plan);
- Schedule “D-1” (Schedule ‘L-3’ – Building Height, Downtown Hamilton Secondary Plan);
- Schedule “D-2” (Schedule) ‘L-5’ – Downtown Commercial Areas, Downtown Hamilton Secondary Plan);
- Schedule “D-3”(Schedule ‘L-8’- Overall Land Use Strategy, Downtown Hamilton Secondary Plan);
- Schedule “D-4” (Schedule “N-1”, Land Use Plan, Ainslie Wood Westdale Secondary Plan);

- Schedule “E” (Schedule ‘A-1’- Secondary Plan, Western Development Area);
- Schedule “E-1” (Schedule ‘A-2’- Secondary Plan, Winona Urban Community);
- Schedule “E-2” (Schedule ‘A-3’- Secondary Plan, West Mountain Planning District Heritage Green Section);
- Schedule “E-3” (Schedule ‘A-4’- Secondary Plan, Urban Lakeshore Area);
- Schedule “E-4” (Schedule ‘A-5’- Secondary Plan, Olde Town Planning District);

attached hereto, constitute;
1. Official Plan Amendment No. xx to the former Town of Ancaster Official Plan;
2. Official Plan Amendment No. xx to the former Town of Dundas Official Plan;
3. Official Plan Amendment No. xx to the former Town of Flamborough Official Plan;
4. Official Plan Amendment No. xx to the former Township of Glanbrook Official Plan;
5. Official Plan Amendment No. xx to the former City of Hamilton Official Plan; and,
6. Official Plan Amendment No. xx to the former City of Stoney Creek Official Plan.

1.0 Purpose:

The purpose of the Amendments is to delete and replace the existing Parkland Policies with new and harmonized Parkland Policies that reflect the needs of the amalgamated City of Hamilton. The effect of the proposed Amendments is that they will create one comprehensive and consolidated standard and classification for Open Space and Parks that can be uniformly applied in all the planning areas in the City.

2.0 Location

The lands subject to this Amendment apply to the Urban Area, Open Space and Parks as indicated on the attached Secondary Plan schedules and Appendix Maps identifying the parks classification for lands not part of a Secondary Plan in the Official Plans for the former Towns of Ancaster, Flamborough and Dundas, Cities of Hamilton and Stoney Creek.

3.0 Basis:

The basis for permitting these Amendments is as follows:

- Council approved, in June 2003, a work Program that identified Open Space and Parks as one of the strategic areas requiring the updating of planning Policy to address provincial interest and the needs of the new amalgamated City.

- A comprehensive public consultation process has provided residents and other stakeholders with the opportunity to review and comment on the “Parks and Open Space Official Plan Policies and Zoning Regulations” Discussion Paper, Policy directions and draft version of the Open Space and Parks Policies.

- Official Plan Policies for Open Space and Parks are ready to be fitted into the current framework of the existing Official Plans.

- The new Policies will provide clear and comprehensive criteria by which existing and new open spaces and parks will be identified and protected.

- One consistent set of Open Space and Parks standards is desirable.
4.0 **Actual Changes:**

The term “Town” or “Township” has been left in the preamble to the Policies. However, the Policies themselves have been changed to use the term “City” because that is the operative body for the Policy directions.

**FORMER TOWN OF ANCASTER**

a) That the title of Section 4.3 be revised to read, “Open Space and Parks”.

b) That Subsections 4.3.1, 4.3.2, 4.3.3, 4.3.8 and 4.3.11 be deleted in their entirety.

c) That a new Section 4.3.1 and 4.3.2 be added as follows:

“4.3 Open Space and Parks

4.3.1 Open Space

The Town of Ancaster (now the City of Hamilton) has a diverse and complex network of open spaces including the Niagara Escarpment - a world biosphere reserve, significant environmental features such as wetlands, woodlands, environmentally significant areas, city wide parks and small neighbourhood parks. The Bruce Trail is an essential component of the Niagara Escarpment Parks and Open Space System, linking parks, open space areas, and natural features. Open spaces, both individually and collectively, provide health, environmental, aesthetic and economic benefits that are essential elements for a good quality of life in our community. In addition, open spaces play an important role in defining the character of the Town and in preserving its natural environment.

Open spaces are an essential part of the fabric of our Town, providing common linkages between communities and complementing and enhancing our built environment. Planning Policies are needed to ensure that sufficient and viable open spaces are retained, enhanced, expanded and appropriately acquired. Such Policies are necessary to achieve the environmental, social, economic, health and aesthetic benefits that parkland and open space provide for our communities.
4.3.1.1 Lands designated as Open Space are greater than 0.4 ha in size, are public or private areas where the predominant use or function of the land is for recreational activities, conservation management and other open space uses. These uses include, but are not limited to, parks for both active and passive recreational activities, recreation/community centres, pedestrian pathways, trails, bikeways and walkways, seasonal campgrounds, marinas, woodlots, forestry and wildlife management areas, fishing reserves, hazard lands and cemeteries. Ancillary commercial uses may be permitted as defined by the parkland and other open space Policies of this plan.

4.3.1.2 Where land designated Open Space is under private ownership, it is not intended that this land will necessarily remain so indefinitely, nor shall the Plan be construed as implying that these areas are free and open to the general public or will be purchased by the City.

4.3.1.3 Open Space lands which are identified in the Niagara Escarpment Parks and Open Space System shall comply with the Policies of the Niagara Escarpment Plan.

4.3.2 Parkland Policies

It is the Town’s (now the City of Hamilton) goal to establish and maintain an integrated parks and recreation system. This system contributes to a healthy, environmentally sound, and economically diverse community by providing benefits critical for good quality of life. As part of the natural fabric of a community, parks and open spaces are a source of pride and identity. Wherever possible, parks will be linked to other open space lands, walkways, bicycle/multi-use paths and trails. Parkland classifications and standards will be used to determine the amount and type of parkland required for the community.

Permitted Uses

4.3.2.1 The uses permitted on lands designated as Open Space and Parks – Neighbourhood, Community, City Wide - on Appendix “1”, Parks Classification Map, and Secondary Plans shall be used for both active and passive recreational uses, community/recreational facilities, and other open space uses.

4.3.2.2 Ancillary commercial uses that are complementary to Community and City Wide Parks and support the primary open space use such as, but not limited to food concessions, recreational equipment rentals, and water oriented recreational uses may be permitted
provided such uses do not interfere with or have negative impacts on the open space nature of the land.

4.3.2.3 The lands designated Natural Open Space on Appendix “1” and Secondary Plans include natural areas which are generally a part of the Open Space System including conservation areas, hazard lands and trail systems. These open spaces are an integral part of the proposed Open Space and Parks System. Generally, these areas have environmental features and are intended to be preserved in their natural state. Where appropriate, passive recreational activities/uses may be permitted in these areas, including trails, picnic areas, forest management, and conservation management.

Hierarchy

4.3.2.4 A hierarchy of parks which are applicable to City-owned park types in the Urban Area shall be established as follows:

i) Neighbourhood Parks primarily cater to the recreational needs and interests of the residents living within its general vicinity. Residents can easily walk or bike to these parks. Neighbourhood parks are generally comprised of municipal parkland, containing a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas. They serve a population of approximately 5,000 people and have a minimum size of approximately 2 hectares.

ii) Community Parks serve more than one neighbourhood, but are not intended to serve the city as a whole. Community Parks have more intensive recreational facilities such as sports fields, recreational and community centres. These facilities will have good transportation access along adjacent arterial and/or collector roadways and provide adequate parking to meet anticipated demand. Community Parks in urban areas should appropriately located along transit routes. They serve a population of approximately 20,000 people and have a minimum size of approximately 7 hectares.

iii) City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. These facilities are often associated with major recreation, education or leisure activities and may have natural or unique features. They range greatly in size and type of features.
iv) Parkettes are small open spaces which have no or limited recreational facilities. They are generally located in the older urban areas where they serve an important function in the provision of open space opportunities. They have a minimum size of approximately 0.25 ha and serve the immediate area.

4.3.2.5 In addition to the parks hierarchy outlined in Policy 4.3.2.4, there are two Open Space categories not considered as parks but which contribute to the City’s Open Space and Parks System:

i) General Open Space shall include golf courses, community gardens, pedestrian and bicycle trails, walkways, picnic areas, beaches, remnant parcels of open space lands and urban plazas, squares and core spaces. These areas do not function as parks but are used for both active and passive recreational activities.

ii) Natural Open Space shall include lands with significant natural features and landscapes such as woodlots, hazard lands, forested slopes, creek/ravine corridors, the Niagara Escarpment, environmentally sensitive areas (of natural and scientific interest) and areas of wildlife habitat. These areas perform important biological and ecological functions and provide passive recreational opportunities.

4.3.2.6 In certain cases, single parks may have dual classifications, such as natural/community, which recognize that parks can have multiple functions on one parcel of land.

4.3.2.7 Parks and natural areas shall be linked in a continuous public Open Space System, including those lands identified in the Niagara Escarpment Parks and Open Space System, wherever possible.

4.3.2.8 All Open Space and Parks in the Urban Area are designated as Open Space on Schedule “B”, Land Use Plan. The classification of parkland will be identified in Secondary Plans. Where no Secondary Plans exist, Appendix “1” to the Official Plan will be used to refer to the classifications of City-owned open spaces. These classifications will be used to determine parkland needs in accordance with Policy A.4.3.2.9.

Appendix 1 has been included for information purposes only. Changes or additions to the classifications shown shall not require an amendment to this Plan.
Parkland Standards

4.3.2.9 To ensure the provision of an adequate amount of parkland, the following standards will be used in the determination of parkland needs.

a) Urban Area (as defined on Schedule “A” of this Plan)

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Neighbourhood Parks</td>
<td>0.7 ha/1000</td>
<td>800 m</td>
</tr>
<tr>
<td>Community Parks</td>
<td>0.7 ha/1000</td>
<td>2 km</td>
</tr>
</tbody>
</table>

b) Rural and Urban Areas (in all areas of the City)

*Calculation requires City-wide Parks to be evaluated in all the former municipalities*

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
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<tr>
<td>City Wide Parks</td>
<td>0.7 ha/1000</td>
<td>n/a</td>
</tr>
</tbody>
</table>

4.3.2.10 Parkettes have no parkland standards because of their small size and limited recreational opportunities. The purchase of parkettes will only be made in exceptional circumstances where no other parks or open spaces exist in the vicinity or where there are no other opportunities to purchase a neighbourhood or community park.

4.3.2.11 General Open Space and Natural Open Space Areas are not considered parkland. Therefore no standards are applied.

4.3.2.12 Where parkland standards may not be met in existing built up areas, the City will endeavour to increase the supply of parkland by through bequests, donations, partnerships with other public agencies and other methods as set out in Policy 4.3.7.

4.3.2.13 Notwithstanding Policy 4.3.2.9, the City may consider a lower parkland standard in those neighbourhoods where a neighbourhood and community park may be feasibly combined on the same site.

4.3.2.14 Through the preparation of Secondary Plans/Neighbourhood Plans, the City will determine the amount and type of park required based on the following considerations:
i) the parkland standards in Policy 4.3.2.9;
ii) projected population
iii) the location of other parks in adjacent areas;
iv) feasibility of locating near schools, natural open spaces;
v) site characteristics (slope, natural features, frontage in a public road) as defined by the Landscape Manual for Parks, adopted by City Council.

4.3.2.15 Preference will be given to locating Neighbourhood or Community Parks adjacent to school sites.

4.3.2.16 Where lands are deemed surplus by the City, public agency or other land owner, the following criteria will be used in the evaluation of parkland needs;

i) the amount of parkland deficit/surplus based on the standards in Policy 4.3.2.9;
ii) the size, the location and site characteristics of the surplus land;
iii) the size and location of other Neighbourhood, Community or City-Wide Parks in the area; and,
iv) available municipal funds.

d) That Policy A.4.3.5 be revised by deleting the words “City of Hamilton” and replacing it with the word “Council”.

e) That a new Policy A.4.3.8 be added as follows:

4.3.8 Whenever land designated or used for Open Space and Parks is acquired or used by a City department or other public agency for non-recreational public purposes, the City or public agency will be required to compensate for the resulting loss of parkland by paying the full current market value of the parcel of land into the Parkland Reserve.”

SECONDARY PLANS

Meadowbrook West Neighbourhood Secondary Plan

(1) That the title of Section 6.1.5.5 be revised to read “Open Space and Parks Policies”.

(2) That Subsection 6.1.5.5(b) be revised by replacing the phrase “Open Space and Conservation” with Natural Open Space”, so that the Policy now reads as follows:

“Areas where urban development would clearly represent a hazard to the
ecological integrity of the Meadowbrook West Neighbourhood have been designated Natural Open Space on Map 1 - Land Use."

(3) That Subsection 6.1.5.5(m) be revised by replacing the phrase “Open Space and Conservation” with “Open Space and Parks”.

(4) That Section 6.1.5.5(n) be revised by replacing the phrase “Open Space and Conservation” with “Natural Open Space”.

**Shaver Neighbourhood Secondary Plan**

(1) That the term “Sub-community park” in Section 6.2.5.1 (m)(ii), be revised to read "Community Park".

(2) That the title of Section 6.2.5.6 be revised to read “Open Space and Parks Policies”.

(3) That the term “Sub-community” park(land) in Subsections 6.2.5.6 (a)(i), (c), (d), (e), (f), (n), and (o), be revised to read “Community Park”.

(4) That the term “Open Space and Conservation” in Subsections 6.2.5.6 (b), (g), (n), (q) and (r) be revised to read “Natural Open Space”.

**Garner Neighbourhood Secondary Plan**

(1) That the title of Section 6.4.5.6 be revised to read “Open Space and Parks Policies”.

(2) That Subsection 6.4.5.6(b) be revised by replacing the term “Open Space and Conservation” with “Natural Open Space”.

(3) That Subsection 6.4.5.6(f) be revised by replacing the term “sub-community park” with “Community Park”.

(4) That Subsections 6.4.5.6 (g) and (h) be deleted in their entirety.

(5) That Subsections 6.4.5.6 (k) (m), (n) and (o) be revised by replacing the terms “Open Space and Conservation” with “Natural Open Space”.

(6) That Subsection 6.4.6.1(d) be revised by replacing the term “Open Space and Conservation” with “Natural Open Space”.

(7) That Subsection 6.4.11.1(b)(vi) be revised by replacing the term “Open Space and Conservation” with “Natural Open Space”.
Meadowlands Mixed Use Area Secondary Plan

(1) That Section 6.5.5 and 6.5.5.1.1 be revised by replacing the term “Open Space and Conservation” with “Natural Open Space”.

(2) That the title of Section 6.5.5.4 be revised to read “Natural Open Space”

(3) That Sections 6.5.5.4.1, 6.5.5.4.2, 6.5.5.4.3, and 6.5.5.4.4 be revised replacing the term “Open Space and Conservation” with “Natural Open Space”.

Meadowlands Neighbourhood III Secondary Plan

(1) That the title of Section 6.6.11 be revised to read “Open Space and Parks Policies”.

(2) That Subsection 6.6.11(a) be revised by replacing the term “open space system” with “open space and parks system”.

(3) Subsection 6.6.11(a)(i) be revised to read “Neighbourhood Parks”

(4) That the term “Conservation” in Subsections 6.6.11(b), be revised to read “Natural Open Space”.

(5) That Subsection 6.6.11(f) be deleted in its entirety and replaced with the following:

“Storm water detention areas shall not be considered part of a Neighbourhood Park”.

Meadowlands Neighbourhood V Secondary Plan

(1) That the title of Section 6.7.9 be revised to read “Open Space and Parks Policies”.

(2) That the term “Parkland” in Subsection 6.7.9(a), be deleted and replaced with “Neighbourhood Park”.

(3) That Subsection 6.7.9(c) be deleted and be replaced with the following:

“Parkland shall be provided to enhance a linked Open Space System”.

Meadowlands Neighbourhood IV Secondary Plan

(1) That the title of Section 6.8.11 be revised to read “Open Space and Parks Policies”.

4.2 FORMER TOWN OF DUNDAS

a) That the title of Section 3.9 be revised to read, “OPEN SPACE AND PARKS”.

b) That Sections 3.9.1, 3.9.2, 3.9.3, 3.9.5 be deleted in their entirety.

c) That Sections 3.9.4 be renumbered as 3.9.2.

d) That new Sections 3.9.1 and 3.9.3 be added as follows:

“3.9 OPEN SPACE AND PARKS

3.9.1 Open Space

The Town (now the City of Hamilton) has a diverse and complex network of open spaces including the Niagara Escarpment - a world biosphere reserve, significant environmental features such as wetlands, woodlands, environmentally significant areas, City-wide parks and small neighbourhood parks. The Bruce Trail is an essential component of the Niagara Escarpment Parks and Open Space System, linking parks, open space areas, and natural features. Open spaces, both individually and collectively, provide health, environmental, aesthetic and economic benefits that are essential elements for a good quality of life in our community. In addition, open spaces play an important role in defining the character of the City and in preserving its natural environment.

Open spaces are an essential part of the fabric of the City, providing common linkages between communities and complementing and enhancing our built environments. Planning Policies are needed to ensure sufficient and viable open spaces are retained, enhanced, expanded and appropriately acquired. Such Policies are necessary to achieve the environmental, social, economic, health and aesthetic benefits that parklands and open space provide for our communities.

3.9.1.1 Lands designated as OPEN SPACE on Schedule “A” and greater than 0.4 hectares in size, are public or private areas where the predominate use or function of the land is for recreational activities, conservation management and other open space uses. These uses include, but are not limited to, parks for both active and passive recreational activities, recreation/community centres, pedestrian pathways, trails, bikeways and walkways, seasonal campgrounds, marinas, woodlots, forestry and wildlife management areas, fishing reserves, hazard lands and cemeteries. Ancillary commercial uses may be permitted as defined by the parkland and open space Policies of this plan.
3.9.1.2 Schedule “B-2”, identifies linear open space corridors along Spencer Creek and associated trails. These linear open space corridors are part of the Open Space System and will be preserved in a continuous and natural state and will be readily accessible to area residents where environmental conditions permit.

3.9.1.3 Where land designated OPEN SPACE is under private ownership, it is not intended that this land will necessarily remain so indefinitely, nor will the Plan be construed as implying that these areas are free and open to the general public or will be purchased by the City.

3.9.1.4 Open Space lands which are identified in the Niagara Escarpment Parks and Open Space System shall comply with the Policies of the Niagara Escarpment Plan.

3.9.3 Parkland Policies

It is the Town's (now the City of Hamilton) goal to establish and maintain an integrated parks and recreation system. This system contributes to a healthy, environmentally sound, and economically diverse community by providing benefits critical for good quality of life. As part of the natural fabric of a community, parks and open spaces are a source of pride and identity. Wherever possible, parks will be linked to other open space lands, walkways, bicycle/multi-use paths and trails. Parkland classifications and standards will be used to determine the amount and type of parkland required for the community.

Permitted Uses

3.9.3.1 The uses permitted on lands designated as Open Space and Parks – Neighbourhood, Community, City Wide - on Appendix “1”, Parks Classification Map, and Secondary Plans shall be used for both active and passive recreational uses, community/recreational facilities, and other open space uses.

3.9.3.2 Ancillary commercial uses which are complimentary to Community and City Wide Parks and support the primary open space use such as, but not limited to food concessions, recreational equipment rentals, and water oriented recreational uses may be permitted provided such uses do not interfere with or have negative impacts on the open space nature of the land.
3.9.3.3 The lands designated Natural Open Space on Appendix “1” and Secondary Plans include natural areas which are generally a part of the Open Space System including conservation areas, hazard lands and trail systems. These open spaces are an integral part of the proposed Open Space and Parks System. Generally, these areas have environmental features and are intended to be preserved in their natural state. Where appropriate, passive recreational activities/uses may be permitted in these areas, including trails, picnic areas, forest management, and conservation management.

Hierarchy

3.9.3.4 A hierarchy of parks, applicable to City-owned park types in the urban area shall be established as follows:

a) Neighbourhood Parks primarily cater to the recreational needs and interests of the residents living within their general vicinity. Residents can easily walk or bike to these parks. Neighbourhood Parks are generally comprised of municipal parkland, containing a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas. They serve a population of approximately 5,000 people and have a minimum size of approximately 2 hectares.

b) Community Parks serve more than one neighbourhood, but are not intended to serve the city as a whole. Community parks have more intensive recreational facilities such as sports fields, recreational and community centres. These facilities will have good transportation access along adjacent arterial and/or collector roadways and provide adequate parking to meet anticipated demand. Community Parks in urban areas should appropriately located along transit routes. They serve a population of approximately 20,000 people and have a minimum size of approximately 7 hectares.

c) City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. These facilities are often associated with major recreation, education or leisure activities and may have natural or unique features. They range greatly in size and type of features.

d) Parkettes are small open spaces which have no or limited recreational facilities. They are generally located in the older urban areas where they serve an important function in the provision of open space opportunities. They have a minimum
size of approximately 0.25 hectares and serve the immediate area.

3.9.3.5 In addition to the parks hierarchy outlined in 3.9.3.4, there are two open space categories not considered as parks but which contribute to the City’s Open Space and Parks System:

a) General Open Space shall include golf courses, community gardens, pedestrian and bicycle trails, walkways, picnic areas, beaches, remnant parcels of open space lands and urban plazas, squares and core spaces. These areas do not function as parks but are used for both active and passive recreational activities.

b) Natural Open Space will include lands with significant natural features and landscapes such as woodlots, hazard lands, forested slopes, creek/ravine corridors, City owned lands on the Niagara Escarpment, environmentally sensitive areas (of natural and scientific interest) and areas of wildlife habitat. These areas perform important biological and ecological functions and provide passive recreational opportunities.

3.9.3.6 In certain cases, parks may have dual classifications, such as natural/community, which recognizes that single parks can have multiple functions.

3.9.3.7 Parks and natural areas shall be linked in a continuous public Open Space System, including those lands identified in the Niagara Escarpment Parks and Open Space System, wherever possible.

3.9.3.8 All Open Space and Parks in the urban area are designated as Open Space on Schedule “A”, Land Use Plan. The classification of parkland will be identified in Secondary Plans. Where no Secondary Plans exist, Appendix “1” to this Official Plan will be used to refer to the classifications of City-owned open spaces. These classifications will be used to determine parkland needs in accordance with Policy 3.9.3.9.

Appendix 1 has been included for information purposes only. Changes or additions to the classifications shown shall not require an amendment to this Plan.

Parkland Standards

3.9.3.9 To ensure the provision of an adequate amount of parkland, the following standards will be used in the determination of parkland needs.
a. Urban Area (as defined on Schedule “A” of this Plan)

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
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<tr>
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<tr>
<td>Community Parks</td>
<td>0.7 ha/1000</td>
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</tbody>
</table>

b. Rural and Urban Areas in all areas of the City

[Calculation requires City-wide parks to be evaluated in all the former municipalities]

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
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<tr>
<td>City Wide Parks</td>
<td>0.7 ha/1000</td>
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</tr>
</tbody>
</table>

3.9.3.10 Parkettes have no parkland standards because of their small size and limited recreational opportunities. The purchase of parkettes will only be made in exceptional circumstances where no other parks or open spaces exist in the vicinity or where there are no other opportunities to purchase a Neighbourhood or Community Park.

3.9.3.11 General Open Space and Natural Open Space Areas are not considered parkland. Therefore no standards are applied.

3.9.3.12 Where parkland standards may not be met in existing built up areas, the City will endeavour to increase the supply of parkland through bequests, donations, partnerships with other public agencies and other methods as set out in Policy 3.9.6.4.

3.9.3.13 Notwithstanding Policy 3.9.3.9, the City may consider a lower parkland standard in those neighbourhoods where a Neighbourhood and Community Park may be feasibly combined on the same site.

3.9.3.14 Through the preparation of Secondary Plans/Neighbourhood Plans, the City will determine the amount and type of park required based on the following considerations:

i) the parkland standards in Policy 3.9.3.9;
ii) projected population
iii) the location of other parks in adjacent areas;
iv) feasibility of locating parks near schools and natural open spaces;
v) site characteristics (slope, natural features, frontage in a public road) as defined by the Landscape manual for parks, adopted by City Council.

3.9.3.15 Preference will be given to locating neighbourhood or community parks adjacent to public school sites.

3.9.3.16 Where lands are deemed surplus by the City, public agency or other land owner, the following criteria will be used in the evaluation of parkland needs;

i) the amount of parkland deficit/surplus based on the standards in Policy 3.9.3.9;
ii) the size, the location and site characteristics of the surplus land;
iii) the size and location of other Neighbourhood, Community or City-Wide Parks in the area; and,
iv) available municipal funds.

3.9.3.17 Whenever land designated or used for Open Space and Parks is acquired or used by a City department or other public agency for non-recreational public purposes, the City or public agency will be required to compensate for the resulting loss of parkland by paying the full current market value of the parcel of land into the Parkland Reserve.

e) That the title of the renumbered section 3.9.2 be revised to “Natural Open Space”

f) That in the renumbered section 3.9.2, the term “CONSERVATION/HAZARD LANDS” be replaced with “NATURAL OPEN SPACE”.

g) That Sections 3.9.6.1, 3.9.6.2 and 3.9.6.3 be deleted in their entirety and the remaining Sections be renumbered accordingly.

4.3 FORMER TOWN OF FLAMBOROUGH

a) That Subsection A.5, Parks and Open Space, be deleted in its entirety and be replaced with the following new Policies:

“A.5 Open Space and Parks

A.5.1 Open Space

The Town of Flamborough (now the City of Hamilton) has a diverse and
complex network of open spaces including the Niagara Escarpment - a world biosphere reserve, significant environmental features such as wetlands, woodlands, environmentally significant areas; city wide parks and small neighbourhood parks. The Bruce Trail is an essential component of the Niagara Escarpment Parks and Open Space System, linking parks, open space areas, and natural features. Open spaces, both individually and collectively, provide health, environmental, aesthetic and economic benefits that are essential elements for a good quality of life in our community. In addition, open spaces play an important role in defining the character of the Town and in preserving its natural environment.

Open space is the essential part of the fabric of our Town, providing common linkages between communities and complementing and enhancing our built environments. Planning Policies are needed to ensure sufficient and viable open spaces are retained, enhanced expanded and appropriately acquired. Such Policies are necessary to achieve the environmental, social, economic, health and aesthetic benefits that parklands and open space provide for our communities.

A.5.1.1 Lands designated as Open Space are greater than 0.4 ha in size, are public or private areas where the predominant use or function of the land is for recreational activities, conservation management and other open space uses. These uses include, but are not limited to, parks for both active and passive recreational activities, recreation/community centres, pedestrian pathways, trails, bikeways and walkways, seasonal campgrounds, marinas, woodlots, forestry and wildlife management areas, fishing reserves, hazard lands and cemeteries. Ancillary commercial uses may be permitted as defined by the open space and parks policies of this plan.

A.5.1.2 Where land designated open space is under private ownership, it is not intended that this land will necessarily remain so indefinitely, nor will the Plan be construed as implying that these areas are free and open to the general public or will be purchased by the City.

b) That Section D.6 – Community Services, be amended by replacing the subtitle “Parks and Recreation” with “Open Space and Parks”.

c) That Section D.6.1 be deleted in its entirety and replaced with the following:

"D.6.1 Parkland Policies

It is the Town’s (now the City of Hamilton) goal to establish and maintain an integrated parks and recreation system. This system contributes to a healthy, environmentally sound, and
economically diverse community by providing benefits critical for good quality of life. As part of the natural fabric of a community, parks and open spaces are a source of pride and identity. Wherever possible parks will be linked with other open space lands, walkways, bicycle /multi-use paths and trails. Parkland classifications and standards will be used to determine the amount and type of parkland required for the community.

Permitted Uses

D.6.1.1 The uses permitted on lands designated as Open Space and Parks – Neighbourhood, Community, City-Wide on Secondary Plans shall be parks for both active and passive recreational uses, community/recreational facilities, and other open space uses.

D.6.1.2 Ancillary commercial uses that are complimentary to Community and City-Wide Parks and support the primary open space use such as, but not limited to food concessions, recreational equipment rentals, and water oriented recreational uses may be permitted provided such uses do not interfere with or have negative impacts on the open space nature of the land.

D.6.1.3 The lands designed as Natural Open Space on the Secondary Plans are generally a part of a park area or conservation area. They have environmental features and are intended to be preserved in their natural state. Where appropriate, limited recreational activities/uses may be permitted including trails, picnic areas, forest management, conservation management.

Hierarchy

D.6.1.4 The City shall establish a hierarchy of parks as follows which are applicable to park types in both the urban area and the rural areas;

(i) Neighbourhood Parks primarily cater to the recreational needs and interests of the residents living within its general vicinity. Residents can easily walk or bike to these parks. Neighbourhood parks are generally comprised of municipal parkland, containing a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas. They serve a population of approximately 5,000 people and have a minimum size of approximately 2 hectares.

(ii) Community Parks serve more than one neighbourhood, but are not intended to serve the city as a whole. Community Parks have more intensive recreational facilities such as sports fields, recreational and community centres. These facilities will have
good transportation access along adjacent arterial and/or collector roadways and provide adequate parking to meet anticipated demand. Community Parks in urban areas should appropriately be located along transit routes. They serve a population of approximately 20,000 people and have a minimum size of approximately 7 hectares city wide.

(iii) City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. These facilities are often associated with major recreation, education or leisure activities and may have natural or unique features. They range greatly in size and type.

(iv) Parkettes are small open spaces which have no or limited recreational facilities. They are generally located in the older urban areas where they serve an important function in the provision of open space opportunities. They have a minimum size of approximately 0.25 ha and serve the immediate area.

D.6.1.5 In addition to the parks hierarchy outlined in A.5.2.4, there are two open space categories not considered as parks but which contribute to the City’s Open Space and Parks System:

(i) General Open Space shall include golf courses, community gardens, pedestrian and bicycle trails, walkways, picnic areas, beaches, remnant parcels of open space lands and urban plazas, squares and core spaces. These areas do not function as parks but are used for both active and passive recreational activities.

(ii) Natural Open Space shall include lands with significant natural features and landscapes such as woodlots, hazard lands, forested slopes, creek/ravine corridors, the Niagara Escarpment, environmentally sensitive areas (of natural and scientific interest) and areas of wildlife habitat. These areas perform important biological and ecological functions and provide passive recreational opportunities.

D.6.1.6 In certain cases, single parks may have dual classifications, such as natural/community, which recognize that parks can have multiple functions.

D.6.1.7 Parks and natural areas shall be linked in a continuous public Open Space and Parks System, including those lands identified in the Niagara Escarpment Parks and Open Space System, wherever possible.
D.6.1.8 All Open Space and Parks in the urban area are designated as open space on Schedule “A”, Land Use Plan. The classification of parkland will be identified in Secondary Plans. These classifications will be used to determine parkland needs in accordance with Policy D.6.1.9.

Parkland Standards

D.6.1.9 To ensure the provision of an adequate amount of parkland, the following standards will be used in the determination of parkland needs

(i) Urban Area (as defined on Schedule “A” of this Plan)

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(ii) Rural and Urban Areas in all areas of the City

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D.6.1.10 Parkettes have no parkland standards because of their small size and limited recreational opportunities. The purchase of parkettes will not only be made in exceptional circumstances where no other parks or open spaces exist in the vicinity nor are there any other opportunities to purchase neighbourhood or community parks.

D.6.1.11 General Open Space and Natural Open Space Areas are not considered parkland. Therefore no standards are applied.

D.6.1.12 Where parkland standards may not be met in existing built up areas, the City will endeavour to increase the supply of parkland by through bequests, donations, partnerships with other public agencies and other methods as set out in Policy D.6.11.

D.6.1.13 Notwithstanding Policy D.6.1.9 the City may consider a lower parkland standard in those neighbourhoods where a Neighbourhood and Community Park may be feasibly combined on
the same site.

D.6.1.14 Through the preparation of Secondary Plans/Neighbourhood Plans, the City will determine the amount and type of park required based on the following considerations:

(i) the parkland standards in Policy D.6.1.9;
(ii) projected population
(iii) the location of other parks in adjacent areas;
(iv) feasibility of locating parks near schools and Natural Open Spaces;
(v) site characteristics (slope, natural features, frontage in a public road) as defined by the Landscape Manual for Parks, adopted by City Council.

D.6.1.15 Preference will be given to locating Neighbourhood or Community Parks adjacent to public school sites.

D.6.1.16 Where lands are deemed surplus by the City, public agency or other land owner, the following criteria will be used in the evaluation of parkland needs;

(i) the amount of parkland deficit/surplus based on the standards in Policy D.6.1.9;
(ii) the size, the location and site characteristics of the surplus land;
(iii) the size and location of other Neighbourhood, Community or City-Wide Parks in the area; and,
(iv) available municipal funds.

D.6.1.17 Whenever land designated or used for Open Space and Parks is acquired or used by a City department or other public agency for non-recreational public purposes, the City or public agency will be required to compensate for the resulting loss of parkland by paying the full current market value of the parcel of land into the Parkland Reserve."

b) That Section D.6.3, D.6.4, D.6.5 and D.6.7 be deleted in their entirety.

c) That Section D.6.9 be revised by deleting the words “City of Hamilton” and replacing it with the word “Council”.

Flamborough Industrial Business Park Secondary Plan

(1) That the title of Subsection A.6.2.6 - Open Space – be amended by deleting the words “Open Space” and replacing them with “Open Space and Parks”.


(2) That Subsection A.6.2.6.1 and A.6.2.6.1 be deleted in their entirety and be replaced with the following:

“A.6.2.6.1 a) Lands designated as “Open Space and Parks” shall predominantly be for recreational activities, conservation management and other open space uses. These uses include, but are not limited to, parks for both active and passive recreational activities, recreation/community centres, pedestrian pathways, trails, bikeways and walkways, seasonal campgrounds, marinas, woodlots, forestry and wildlife management areas, fishing reserves and hazard lands.

b) The Open Space System for the Industrial Business Park shall include the following categories of open spaces:

   (i) General Open Space such as pedestrian and bicycle trails, walkways, picnic areas and remnant parcels of open space lands used for both active and passive recreational activities.

   (ii) Natural Open Space areas such as woodlots, hazard lands, forested slopes, creek/ravine corridors, the Niagara Escarpment and Environmentally Sensitive Areas.

   (iii) General and Natural Open Space lands shall be used to provide protection to existing and/or proposed residential areas and natural features such as the brow of the Niagara Escarpment. The principal means of protection shall be the use of landscaped buffering strips which shall take advantage of existing vegetative areas or shall be achieved in conjunction with development and/or redevelopment.

c) The permitted uses on these lands are as follows:

   (i) Active and/or passive recreational activities such as bicycling and walking, and bicycle and walking paths.

   (ii) Natural landscaped buffering strips primarily associated with existing vegetative areas as well as man-made landscaping areas produced in conjunction with development. Existing vegetation in these areas is to be preserved.
A.6.2.6.2  a) Physical development upon lands which have been designated under a development land use and which abut an Open Space designation shall be setback from the Open Space use. The specific dimension(s) of the setback shall be addressed in the Zoning By-law; in general, these setbacks shall be approximately 15 metres (50 feet) in depth so that the minimum distance separation of any permitted structure from the boundary of the I.B.P. shall be approximately 30 metres (100 feet). The distance separation shall consist of setbacks and minor open space areas.

b) Natural buffering strips and man-made landscaping features shall vary in dimension from a minimum of 15 metres (50 feet) to 30 metres (100 feet) as indicated on Schedule 'A-1' - Land Use Plan."

(3). That the term “Major Open Space” in Subsection A.6.2.6.3 be deleted and replaced with "parkland"; and that reference to the "Planning Act, 1983" be revised to read “Planning Act”.

(4). That a new Subsection titled “Utilities” be added and numbered A.6.2.8 as follows:

“A.6.2.8 Utilities

a) Lands designated as Utilities shall serve as a servicing corridor for piped sewerage, flood reduction and storm water management facilities.

b) Permitted uses on these lands includes:

(i) sanitary sewerage trunk servicing;
(ii) flood reduction and storm water management;
(iii) pipeline and Ontario Hydro transmission corridor and adjacent transformer facilities

c) Secondary uses that are complimentary to the hydro/transmission function to those lands, such as recreational paths, walkways and municipal infrastructure may be permitted subject to the approval of Ontario Hydro.”

The West Waterdown Secondary Plan

(1) That Section A.7.5, Preamble, be revised by changing the standard from “approximately 2 hectares (5 acres) per 1,000 persons” to “approximately 0.7 ha per 1,000 persons”, so that the preamble now reads:
“It is the intent of this Secondary Plan that a Park and Open Space System shall be provided to meet the passive and active recreational needs of the residents of the Secondary Plan Area. The standard for the provision of parkland in this Plan shall be approximately 0.7 hectares per 1,000 persons. The parkland standard shall be used as a guide to determine the appropriate distribution and size of the Park and Recreation facilities. It shall not be intended that these standards be fixed, but rather that they be flexible to meet varying circumstances and user demands”.

(2) That a new Policy, to be numbered A.7.5.6, be added as follows:

“A.7.5.6 The Park and Open Space System designations on Schedule A-2 include the following designations:

(i) Neighbourhood Park;
(ii) Parkette;
(iii) General Open Space”

4.4 FORMER TOWNSHIP OF GLANBROOK

a) That Policy B.2.1.2 (e) be amended by deleting the words “designed primarily for local use”:

b) That Subsection B.2.1.23 be revised by deleting the word “Conservation” and replacing it with “Parks”.

c) That a new Subsection be added to Section B.2:

“B.2.7 Parkland Policies

B.2.7 Parkland Policies

It is the Township’s (now the City of Hamilton) goal to establish and maintain an integrated parks and recreation system. This system contributes to a healthy, environmentally sound, and economically diverse community by providing benefits critical for good quality of life. As part of the natural fabric of a community, parks and open spaces are a source of pride and identity. Wherever possible parks will be linked with other open space lands, walkways, bicycle /multi- use paths and trails. Parkland classifications and standards will be used to determine the amount and type of parkland required for the community.

Permitted Uses

B.2.7.1 The uses permitted on lands designated as Open Space and Parks – Neighbourhood, Community, City Wide - on Secondary Plans
shall be parks for both active and passive recreational uses, community/recreational facilities, and other open space uses.

B.2.7.2 Ancillary commercial uses that are complimentary to Community and City Wide Parks and support the primary open space use such as, but not limited to food concessions, recreational equipment rentals, and water oriented recreational uses may be permitted provided such uses do not interfere with or have negative impacts on the open space nature of the land.

B.2.7.3 The lands designed as Natural Open Space on the Secondary Plans are generally a part of a park area or conservation area. They have environmental features and are intended to be preserved in their natural state. Where appropriate, limited recreational activities/uses may be permitted including trails, picnic areas, forest management, conservation management.

Hierarchy

B.2.7.4 The City shall establish a hierarchy of parks as follows which are applicable to park types in both the urban area and the rural areas;

(i) Neighbourhood Parks primarily cater to the recreational needs and interests of the residents living within its general vicinity. Residents can easily walk or bike to these parks. Neighbourhood parks are generally comprised of municipal parkland, containing a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas. They serve a population of approximately 5,000 people and have a minimum size of approximately 2 hectares.

(ii) Community Parks serve more than one neighbourhood, but are not intended to serve the city as a whole. Community Parks have more intensive recreational facilities such as sports fields, recreational and community centres. These facilities will have good transportation access along adjacent arterial and/or collector roadways and provide adequate parking to meet anticipated demand. Community Parks in urban areas should appropriately be located along transit routes. They serve a population of approximately 20,000 people and have a minimum size of approximately 7 hectares city wide.

(iii) City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. These facilities are
often associated with major recreation, education or leisure activities and may have natural or unique features. They range greatly in size and type.

(iv) Parkettes are small open spaces which have no or limited recreational facilities. They are generally located in the older urban areas where they serve an important function in the provision of open space opportunities. They have a minimum size of approximately 0.25 ha and serve the immediate area.

B.2.7.5 In addition to the parks hierarchy outlined in B.2.7.4, there are two open space categories not considered as parks but which contribute to the City’s Open Space and Parks System:

(i) General Open Space shall include golf courses, community gardens, pedestrian and bicycle trails, walkways, picnic areas, beaches, remnant parcels of open space lands and urban plazas, squares and core spaces. These areas do not function as parks but are used for both active and passive recreational activities.

(ii) Natural Open Space shall include lands with significant natural features and landscapes such as woodlots, hazard lands, forested slopes, creek/ravine corridors, the Niagara Escarpment, environmentally sensitive areas (of natural and scientific interest) and areas of wildlife habitat. These areas perform important biological and ecological functions and provide passive recreational opportunities.

B.2.7.6 In certain cases, single parks may have dual classifications, such as natural/community, which recognize that parks can have multiple functions.

B.2.7.7 Parks and natural areas shall be linked in a continuous public Open Space and Parks System, including those lands identified in the Niagara Escarpment Parks and Open Space System, wherever possible.

B.2.7.8 All Open Space and Parks in the urban area are designated as Open Space on Schedule A, Land Use Plan. The classification of parkland will be identified in Secondary Plans. These classifications will be used to determine parkland needs in accordance with Policy B.2.7.4.

Parkland Standards

B.2.7.9 To ensure the provision of an adequate amount of parkland, the following standards will be used in the determination of parkland needs
(i) Urban Area (as defined on Schedule “A” of this Plan)

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Neighbourhood Parks</td>
<td>0.7 ha/1000</td>
<td>800 m</td>
</tr>
<tr>
<td>Community Parks</td>
<td>0.7 ha/1000</td>
<td>2 km</td>
</tr>
</tbody>
</table>

(ii) Rural and Urban Areas in all areas of the City

[Calculation requires City-wide parks to be evaluated in all the former municipalities]

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>City Wide Parks</td>
<td>0.7 ha/1000</td>
<td>n/a</td>
</tr>
</tbody>
</table>

B.2.7.10 Parkettes have no parkland standards because of their small size and limited recreational opportunities. The purchase of parkettes will not only be made in exceptional circumstances where no other parks or open spaces exist in the vicinity nor are there any other opportunities to purchase neighbourhood or community parks.

B.2.7.11 General Open Space and Natural Open Space Areas are not considered parkland. Therefore no standards are applied.

B.2.7.12 Where parkland standards may not be met in existing built up areas, the City will endeavour to increase the supply of parkland by through bequests, donations, partnerships with other public agencies and other methods as set out in Policy G.15.4.

B.2.7.13 Notwithstanding Policy B.2.7.9, the City may consider a lower parkland standard in those neighbourhoods where a Neighbourhood and Community Park may be feasibly combined on the same site.

B.2.7.14 Through the preparation of Secondary Plans/Neighbourhood Plans, the City will determine the amount and type of park required based on the following considerations:

(i) the parkland standards in Policy B.2.7.9;
(ii) projected population
(iii) the location of other parks in adjacent areas;
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(iv) feasibility of locating parks near schools and, Natural Open Spaces;
(v) site characteristics (slope, natural features, frontage in a public road) as defined by the Landscape Manual for Parks, adopted by City Council.

B.2.7.15 Preference will be given to locating Neighbourhood or Community Parks adjacent to public school sites.

B.2.7.16 Where lands are deemed surplus by the City, public agency or other land owner, the following criteria will be used in the evaluation of parkland needs;

(i) the amount of parkland deficit/surplus based on the standards in Policy B.2.7.9;
(ii) the size, the location and site characteristics of the surplus land;
(iii) the size and location of other Neighbourhood, Community or City Wide Parks in the area; and,
(iv) available municipal funds.

B.2.7.17 Whenever land designated or used for Open Space and Parks is acquired or used by a City department or other public agency for non-recreational public purposes, the City or public agency will be required to compensate for the resulting loss of parkland by paying the full current market value of the parcel of land into the Parkland Reserve.

Mount Hope Urban Settlement Area

(1) That the title “Parkland” in B.2.1.24.1 (b) be revised to read “Open Space and Parks”.

(2) That Subsection B.2.1.24.1 (b), be deleted in its entirety and replaced with the following Policies:

(i) To provide adequate open space and parks for both active and passive recreational uses throughout the Residential areas of the Mount Hope Urban Settlement Area to satisfy the recreational needs and interests of the residents living in the immediate area.

(ii) To provide an additional neighbourhood park adjacent to Mount Hope elementary Public School and the proposed elementary separate school.
(ii) To preserve the majority of the existing woodlot at the westerly end of Aberdeen Avenue to maintain its environmental and wildlife habitat functions as natural open space.

(3) That the Policies in Subsection B.2.1.24.2 (b) be deleted in its entirety and be replaced with the following new Policies:

“(b) Open Space and Parks

It is intended that the lands designated as “Community Park”, “Neighbourhood Park”, and “Natural Open Space” shall be used for passive and/or active recreational uses in accordance with Schedule “C” - Mount Hope Urban Settlement Area Land Use Plan, the pertinent Policies of the Official Plan, and the following specific Policies:

(i) The wooded area of approximately 1.0 hectare (2.5 acres) at the western end of Aberdeen Avenue is designated Natural Open Space. This woodlot shall be preserved to maintain its environmental functions and shall function as a passive and natural area.

(ii) The lands located directly to the south of the existing Mount Hope Elementary School as well as lands located in the south-west portion of the Mount Hope Urban Settlement Area, adjacent to both Medium and High Density residential sites, are designated Neighbourhood Park.

(iii) The lands located in the north-east portion of Mount Hope Urban Settlement Area, adjacent to both General Commercial and Institutional uses sites, are designated Community Park. The community park will have more intensive recreational facilities and will serve more than one neighbourhood.”

North-West Glanbrook Planning Area

(1) That the title and term “Parkland” in B.2.1.25.1 (a) (b) be revised to read “Open Space and Parks”.

(2) That the Policies in Subsection B.2.1.25.2 b (i), (ii) and (iv) be deleted in their entirety and be replaced with the following new Policies:

“(b) Open Space and Parks

It is intended that lands designated “Neighbourhood Park” and “Natural Open Space” shall be used for passive and active recreational uses in accordance with Schedule "G" - North-West Glanbrook Planning Area Land Use Plan and the following specific Policies:
(i) The lands located to the westerly portion of the North-West Glanbrook Planning Area, adjacent to Low Density Residential sites, is designated Neighbourhood Park. The Neighbourhood Park will primarily cater to the recreational needs of people in its general vicinity. Residents can easily walk or bike to this park.

(ii) The lands located at the northeast corner of Twenty Road and Garth Street with an area of approximately 2.4 hectares (6 acres) are designated Natural Open Space. These lands are largely comprised of an existing woodlot, and as such, it is intended to preserve the existing trees within this woodlot for passive open space purposes.”

Binbrook Village Secondary Plan

(1) That the title “Open Space” in Subsection B.2.2.2.3 be revised to read “Open Space and Parks (Neighbourhood Parks, Community Parks, Parkettes, Natural Open Space and General Open Space)”.

(2) That the term “parkland” in Subsections B.2.2.1(o), B.2.2.3.3 and B.2.2.3.4 (b) be revised to read “Parks”.

(3) That the title and preamble in Policy B.2.2.3.5 Policies B.2.2.3.5.1 and B.2.2.3.5.2, be deleted in its entirety and replaced with the following new Policies, including the addition of one new Policy:

“B.2.2.3.5 Open Space and Parks

Land designated Open Space and Parks shall be used for either active or passive parks purposes or maintained as natural open space (woodlands), to provide a variety of recreational opportunities for the residents of Binbrook Village and to preserve significant existing natural vegetation.

B.2.2.3.5.1 Hierarchy of Parks

The following Hierarchy of Parks has been established in Binbrook Village:

B.2.2.3.5.1.1 Community Park

(a) The lands located at the north-west corner of Binbrook Road and the Core By-pass are designated Community Park. This park will serve as a vital focal point and link to the four (4) Neighbourhoods within Binbrook Village

(b) The Community Park shall incorporate active recreation, organized sports, playing fields, as well as more passive recreational uses such as playgrounds, walkways, picnic areas and seating areas.
(c) Permitted uses may include outdoor community and recreational facilities, festivals, cultural and ceremonial uses, and passive recreational uses such as walking trails and nature viewing.

(d) An identifiable focal building or structure shall be provided in the Community Park (e.g., gazebo, band shell, fountain, etc.).

B.2.2.3.5.1.2 Neighbourhood Parks

(a) Neighbourhood Parks shall be smaller in scale and focus than the Community Park, and will primarily cater to the recreational needs and interests of the residents living with their general vicinity.

(b) Where possible, Neighbourhood Parks shall be linked to a natural environmental feature such as a naturalized storm channel/walkway or woodlot to provide a continuous link through the neighbourhood.

B.2.2.3.5.1.3 Parkettes

Parkettes are small open spaces intended for more passive recreational uses such as passive open space, picnic areas, seating areas and gardens. They serve the immediate areas and have no or limited recreational facilities.

(a) Land designated Parkettes shall provide smaller localized open spaces which focus on the distinctive delivery of children’s play and casual meeting of adults.

(b) Parkettes are open space amenities that can be experienced at the pedestrian scale.

(c) Parkettes are intended to enhance visual interest, provide “pocket-sized” places for passive recreation apart from the Active parks and Open Space System, and allow residents the opportunity to walk to a convenient place for meeting, greeting, meditation and play.

(d) Parkettes should be of sufficient size (minimum 0.25 ha) to support a local recreational amenity such as a playground.”

(4) That Policies B.2.2.3.5.4 and B.2.2.3.6 be deleted in their entirety and replaced with the following new Policies:

“B.2.2.3.5.2 General Open Space and Natural Open Space

In addition to the Parks hierarchy outlined in Policies B.2.2.3.5.1 above, the Parks and Open Space System include two Open Space categories not considered as parks but which contribute to the City’s Open Space System.
These lands are General Open and Natural Open Space referred to in Policy B.2.2.3.5.2.1 and B.2.2.3.5.2.2.

B.2.2.3.5.2.1 General Open Space

The Open Space System is designed to provide opportunities for non-motorized transportation throughout Binbrook Village. Residents should be able to travel from one open space node to another, as well as connect to surrounding neighbourhoods without having to drive a car. Connecting the open space nodes relies upon the use of streets, sidewalks, easements, walkways and trails to provide the structure for walkers, joggers, cyclists, and rollerbladers.

(a) The lands located to the north-westerly portion of the Binbrook Village Planning Area, adjacent to Low Density, Medium Density Residential, an elementary school and Natural Open Space sites, is designated General Open Space. Although this parcel of open space land does not function as a “park”, it shall provide for both active and passive recreational activities.

(b) Walkways or trails shall be provided adjacent to the top of bank demarcation of naturalized stormwater drainage channels. Where necessary, appropriate setbacks (e.g., 3 metres) from the top of bank shall be incorporated to ensure stability and maintenance.

(c) Maintenance routes in stormwater management areas shall be incorporated with the pedestrian and bicycle trail system wherever possible.

(d) Walking and bicycle path systems should be desirable routes, recreational circuits or loops.

(e) The Township shall be encouraged to establish an open space linkage system along the Hydro and Pipeline easements that form the southern and northern boundaries, respectively, of Binbrook Village, subject to the approval of the individual property owners and utility companies. The design of this open space linkage system, among other matters, must consider and be sensitive to the adjacent residential and agricultural uses. (For information purposes, Appendix 5 – Open Space Linkage Plan illustrates how the open space linkages connect to the Community Core Area.)

B.2.2.3.5.2.2 Natural Open Space

Land designated Natural Open Space on Schedule B –Binbrook Village Land Use Plan, recognize two existing significant woodlands in Binbrook Village. These lands are located to the west and to north side of Binbrook Road land to north west of Binbrook Village Planning Area. These woodlots perform
important ecological and biological functions and provides passive recreational opportunities to the residents of Binbrook Village.

(a) Lands designated Natural Open Space shall be conserved in their existing natural state through protection, management and/or stewardship.

(b) Natural Open Space lands may be publicly or privately owned.

(c) Public access and passive recreational uses such as walking or nature appreciation may be permitted in these woodlands, where appropriate, provided they do not interfere with the area’s environmental features and ecological functions, and where they are publicly owned.

(d) Fragmentation of these Natural Open Spaces shall be discouraged.

(e) Where possible, street systems shall be oriented around and not through Natural Open Space.

(f) Notwithstanding (d) and (e) above, the construction of one (1) public roadway shall be permitted through the eastern end of the woodlot on the north side of Binbrook Road. Appropriate precautions shall be taken at the design stage of this roadway, to minimize the impact on the woodland.

(g) Adjacent development shall be sensitive to the edges of these woodlands to ensure appropriate protection.

(h) The Township and other pertinent public agencies shall endeavor to investigate and employ appropriate and effective approaches in dealing with the private property owners of lands upon which these two existing significant woodlands are located. These approaches may include acquisition, land trusts, conservation easements, tax credits, assessment and property tax mechanisms, land stewardship and additional measures.

(i) Where possible, a woodland management plan shall be prepared to address trails, walkways, etc. within and through the woodlands.

(5) That Policy B.2.2.3.5.6 be deleted in its entirety.

Rymal Road Secondary Plan

(1) That the Policies in Subsection B.3.1.1(c) be revised by deleting the number “400” and replacing it with “800”, so that B.3.1.1 c) reads:

“To provide for maximum distance of generally 800 metres to Neighbourhood Parks.”
(2) That the title “Parkland Designation” in B.3.2.4 be revised to read “Open Space and Parks”.

(3) That Subsection B.3.2.4 (c) be revised to read as follows:

“Parks are encouraged to be located to and in conjunction with public school sites”.

(4) That Subsection B.3.2.4 (d), be revised by deleting the number “1.9” hectares and replacing it with “1” hectare, so that it reads: “Neighbourhood Parks …, be a minimum of approximately 1 hectare in size….”

4.5 FORMER CITY OF HAMILTON

a) That Section A.2.4, Open Space, be revised by deleting the existing Open Space Policies in their entirety and replacing with the following:

“A.2.4 Open Space

Hamilton has a diverse and complex network of open spaces including the Niagara Escarpment - a world biosphere reserve, Lake Ontario shoreline, significant environmental features such as wetlands, woodlands, environmentally significant areas, city wide parks and small neighbourhood parks. The Bruce Trail is an essential component of the Niagara Escarpment Parks and Open Space System, linking parks, open space areas, and natural features. Open spaces, both individually and collectively, provide health, environmental, aesthetic and economic benefits that are essential elements for a good quality of life in our community. In addition, open spaces play an important role in defining the character of the City and in preserving its natural environment.

Open spaces are an essential part of the fabric of our City, providing common linkages between communities and complementing and enhancing our built environments. Planning Policies are needed to ensure that sufficient and viable opens spaces are retained, enhanced, expanded and appropriately acquired. Such Policies are necessary to achieve the environmental, social, economic, health and aesthetic benefits that parklands and open space provide for our communities.

2.4.1 Lands designated as OPEN SPACE are greater than 0.4 ha in size, are public or private areas where the predominant use or function of the land is for recreational activities, conservation management and other open space uses. These uses include, but are not limited to, parks for both active and passive recreational activities, recreation/community centres, pedestrian pathways, trails, bikeways and walkways, seasonal campgrounds, marinas, woodlots, forestry and wildlife
management areas, fishing reserves, hazard lands and cemeteries. Ancillary commercial uses may be permitted as defined by the open space and parkland policies of this Plan.

2.4.2 Where land designated OPEN SPACE is under private ownership, it is not intended that this land will necessarily remain so indefinitely, nor will the Plan be construed as implying that these areas are free and open to the general public or will be purchased by the City.

2.4.3 OPEN SPACE lands which are identified in the Niagara Escarpment Parks and Open Space System shall comply with the Policies of the Niagara Escarpment Plan."

b) That Section C.1.1, Parklands be deleted in its in entirety, and replaced with the following new Policy:

“C.1.1 Parkland Policies

It is the City’s goal to establish and maintain an integrated parks and recreation system. This system contributes to a healthy, environmentally sound, and economically diverse community by providing benefits critical for good quality of life. As part of the natural fabric of a community, parks and open spaces are a source of pride and identity. Wherever possible, parks will be linked to other open space lands, walkways, bicycle/multi use paths and trails. Parkland classifications and standards will be used to determine the amount and type of parkland required for the community.

Permitted Uses

1.1.1 The uses permitted on lands designated as Open Space and Parks – Neighbourhood, Community, City Wide - on Appendix “1”, Parks Classification Map and Secondary Plans shall be for both active and passive recreational uses, community/recreational facilities, and other open space uses.

1.1.2 Ancillary commercial uses which are complimentary to Community and City Wide Parks and support the primary Open Space use such as, but not limited to food concessions, recreational equipment rentals, and water oriented recreational uses, may be permitted provided such uses do not interfere with or have negative impacts on the open space nature of the land.

1.1.3 The lands designated as Natural Open Space on Appendix “1” – Parks Classification Map and on Secondary Plans, are generally part of a park area or conservation area. They have environmental features and are intended to be preserved in their natural state.
Where appropriate, passive recreational activities/uses may be permitted including trails, picnic areas, forest management, conservation management.

Hierarchy

1.1.4. The City shall establish a hierarchy of parks as follows which are applicable to park types in the urban area;

i) Neighbourhood Parks primarily cater to the recreational needs and interests of the residents living within their general vicinity. Residents can easily walk or bike to these parks. Neighbourhood Parks are generally comprised of municipal parkland, containing a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas. They serve a population of approximately 5,000 people and have a minimum size of approximately 2 hectares.

ii) Community Parks serve more than one neighbourhood, but are not intended to serve the City as a whole. Community Parks have more intensive recreational facilities such as sports fields, recreational and community centres. These facilities will have good transportation access along adjacent arterial and/or collector roadways and provide adequate parking to meet anticipated demand. Community Parks in urban areas should appropriately located along transit routes. They serve a population of approximately 20,000 people and have a minimum size of approximately 7 hectares.

iii) City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. These facilities are often associated with major recreation, education or leisure activities and may have natural or unique features. They range greatly in size and type of features.

iv) Parkettes are small open spaces which have no or limited recreational facilities. They are generally located in the older urban areas where they serve an important function in the provision of open space opportunities. They have a minimum size of approximately 0.25 hectare and serve the immediate area.

1.1.5 In addition to the parks hierarchy outlined in 1.1.4, there are two Open Space categories not considered as Parks but which contribute to the City’s Open Space System:
i) General Open Space shall include golf courses, community gardens, pedestrian and bicycle trails, walkways, picnic areas, beaches, remnant parcels of open space lands and urban plazas, squares and core spaces. These areas do not function as parks but are used for both active and passive recreational activities.

ii) Natural Open Space will include lands with significant natural features and landscapes such as woodlots, hazard lands, forested slopes, creek/ravine corridors, City-owned lands on the Niagara Escarpment, Lake Ontario shoreline, environmentally sensitive Areas (of natural and scientific interest) and areas of wildlife habitat. These areas perform important biological and ecological functions and provide non-intensive recreational opportunities.

1.1.6 In certain cases, single parks may have dual classifications, such as natural/community, which recognize that parks can have multiple functions.

1.1.7 Parks and Natural Open Spaces shall be linked in a continuous public Open Space System, including those lands identified in the Niagara Escarpment Parks and Open Space System, wherever possible.

1.1.8 All Open Space and Parks in the Urban Area are designated as Open Space on Schedule A, Land Use Concept. The classification of parkland will be identified in Secondary Plans. Where no Secondary Plans exist, Appendix “1” to the Official Plan will be used to refer to the classifications of City-owned or managed open spaces. These classifications will be used to determine parkland needs in accordance with Policy 1.1.9.

Appendix 1 has been included for information purposes only. Changes or additions to the classifications shown shall not require an amendment to this Plan.

**Parkland Standards**

1.1.9 To ensure the provision of an adequate amount of parkland, the following standards will be used in the determination of parkland needs.

i) Urban Area (as defined on Schedule “A” of this Plan)

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Neighbourhood</td>
<td>0.7 ha/1000</td>
<td>800 m</td>
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</table>
ii) Rural and Urban Areas in all areas of the city

[Calculation requires City Wide parks to be evaluated in all the former municipalities]

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<td>City Wide Parks</td>
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1.1.10 Parkettes have no parkland standards because of their small size and limited recreational opportunities. The purchase of parkettes will only be made in exceptional circumstances where no other parks or open spaces exist in the vicinity or where there are no other opportunities to purchase a neighbourhood or community park.

1.1.11 General Open Space and Natural Open Space Areas are not considered parkland. Therefore no standards are applied.

1.1.12 Where parkland standards may not be met in existing built up areas, the City will endeavour to increase the supply of parkland through bequests, donations, partnerships with other public agencies and other methods as set out in Policy 1.1.20.

1.1.13 Notwithstanding Policy 1.1.9, the City may consider a lower parkland standard in those neighbourhoods where a Neighbourhood and Community Park may be feasibly combined on the same site.

1.1.14 Through the preparation of Secondary Plans/Neighbourhood Plans, the City will determine the amount and type of park required based on the following considerations:

i) the parkland standards in Policy 1.1.9;
ii) projected population;
iii) the location of other parks in adjacent areas;
iv) feasibility of locating near schools and Natural Open Spaces; and,
v) site characteristics (slope, natural features, frontage in a
1.1.15 Preference will be given to locating Neighbourhood or Community Parks adjacent to public school sites.

1.1.16 Where lands are deemed surplus by the City, public agency or other land owner, the following criteria will be used in the evaluation of parkland needs;

   i) the amount of parkland deficit/surplus based on the standards in Policy 1.1.9;
   ii) the size, the location and site characteristics of the surplus land;
   iii) the size and location of other Neighbourhood, Community or City Wide parks in the area; and,
   iv) available municipal funds.

1.1.1.17 Whenever land designated or used for Open Space and Parks is acquired or used by a City department or other public agency for non-recreational public purposes, the City or public agency will be required to compensate for the resulting loss of parkland by paying the full current market value of the parcel of land into the Parkland Reserve."

c) That Policy D.5.9 be revised by deleting the words “City of Hamilton” and replacing it with the word “Council”.

4.6 FORMER CITY OF STONEY CREEK

a) That the title of “Subsection A.7 OPEN SPACE”, be revised to read, “Subsection A.7 OPEN SPACE AND PARKS”.

b) That Policies A.7.1 to A.7.10 be deleted in its entirety and replaced with the following new Policy.

7.1 Open Space Policies

The City (now the City of Hamilton) has a diverse and complex network of open spaces including the Niagara Escarpment - a world biosphere reserve, Lake Ontario shoreline, significant environmental features such as wetlands, woodlands, environmentally significant areas; city wide parks and small neighbourhood parks. The Bruce Trail is an essential component of the Niagara Escarpment Parks and Open Space System, linking parks, open space areas, and natural features. Open spaces, both individually and collectively, provide health, environmental, aesthetic and economic benefits that are essential
elements for a good quality of life in our community. In addition, open spaces play an important role in defining the character of the City and in preserving its natural environment.

Open space is the essential part of the fabric of our City, providing common linkages between communities and complementing and enhancing our built environments. Planning Policies are needed to ensure sufficient and viable opens spaces are retained, enhanced expanded and appropriately acquired. Such Policies are necessary to achieve the environmental, social, economic, health and aesthetic benefits that parklands and open space provide for our communities.

7.1.1 Lands designated as OPEN SPACE on Schedule “A” and greater than 0.4 ha in size, are public or private areas where the predominate use of or function of the land is for recreational activities, conservation management and other open space uses. These uses include, but not limited to, parks for both active and passive recreational activities, recreation/community centres, pedestrian pathways, trails, bikeways and walkways, seasonal campgrounds, marinas, woodlots, forestry and wildlife management areas, fishing reserves, hazard lands and cemeteries. Ancillary commercial uses may be permitted as defined by the open space and parks policies of this Plan.

7.1.2 Where land is designated OPEN SPACE is under private ownership, it is not intended that this land will necessarily remain so indefinitely, nor will the Plan be construed as implying these areas are free and open to the general public or will be purchased by the City.

7.1.3 Open space lands which are identified in the Niagara Escarpment Parks and Open Space System shall comply with the Policies of the Niagara Escarpment Plan.

7.2 PARKLAND POLICIES

It is the City’s (now the City of Hamilton) goal to establish and maintain an integrated parks and recreation system. This system contributes to a healthy, environmentally sound, and economically diverse community by providing benefits critical for good quality of life. As part of the natural fabric of a community, parks and open spaces are a source of pride and identity. Wherever possible parks will be linked with other open space lands, walkways, bicycle /multi use paths and trails. Parkland classifications and standards will be used to determine the amount and type of parkland required for the community.
Permitted Uses

7.2.1 The uses permitted on lands designated as parks – Neighbourhood, Community, City Wide - on Appendix Map “3”, Parks Classification Map, and on Secondary Plans shall be parks for both active and passive recreational uses, community/recreational facilities, and other open space uses.

7.2.2 Ancillary commercial uses that are complimentary to community and city wide parks and support the primary open space use such as, but not limited to food concessions, recreational equipment rentals, and water oriented recreational uses may be permitted provided such uses do not interfere with or have negative impacts on the open space nature of the land.

7.2.3 The lands designed as natural open space on Appendix Map “3” and on Secondary Plans, are generally a part of a park area or conservation area. They have environmental features and are intended to be preserved in their natural state. Where appropriate, passive recreational activities/uses may be permitted including trails, picnic areas, forest management, conservation management.

Hierarchy

7.2.4 The City shall establish a hierarchy of parks as follows which are applicable to park types in both the urban area and the rural areas;

a) Neighbourhood Parks primarily cater to the recreational needs and interests of the residents living within its general vicinity. Residents can easily walk or bike to these parks. Neighbourhood Parks are generally comprised of municipal parkland, containing a mixture of passive areas, sports facilities, informal and formal play areas, and may include natural areas. They serve a population of approximately 5,000 people and have a minimum size of approximately 1 hectares

b) Community Parks serve more than one neighbourhood, but are not intended to serve the city as a whole. Community Parks have more intensive recreational facilities such as sports fields, recreational and community centres. These facilities will have good transportation access along adjacent arterial and/or collector roadways and provide adequate parking to meet anticipated demand. Community Parks in urban areas should be appropriately located along transit routes. They serve a population of approximately 20,000 people and have a minimum size of approximately 7 hectares
c) City Wide Parks are municipally, regionally, provincially or nationally significant destinations that meet the needs of residents and are of interest to visitors. These facilities are often associated with major recreation, education or leisure activities and may have natural or unique features. They range greatly in size and type of features.

d) Parkettes are small open spaces which have no or limited recreational facilities. They are generally located in the older urban areas where they serve an important function in the provision of open space opportunities. They have a minimum size of approximately 0.25 ha and serve the immediate area.

7.2.5 In addition to the parks hierarchy outlined in A.7.2.4, there are two Open Space categories not considered as Parks but which contribute to the City’s Open Space System:

a) General Open Space shall include golf courses, community gardens, pedestrian and bicycle trails, walkways, picnic areas, beaches, remnant parcels of open space lands and urban plazas, squares and core spaces. These areas do not function as parks but are used for both active and passive recreational activities.

b) Natural Open Space will include lands with significant natural features and landscapes such as woodlots, hazard lands, forested slopes, creek/ravine corridors, city owned lands on the Niagara Escarpment and Lake Ontario shoreline, environmentally sensitive areas (of natural and scientific interest) and areas of wildlife habitat. These areas perform important biological and ecological functions and provide passive recreational opportunities.

7.2.6 In certain cases, parks may have dual classifications, such as natural/community, which recognize that parks can have multiple functions on one parcel of land.

7.2.7 Parks and natural areas shall be linked in a continuous public Open Space System, including those lands identified in the Niagara Escarpment Parks and Open Space System, wherever possible.

7.2.8 All Open Spaces and Parks in the Urban Area are designated as Open Space on Schedule A, General Land Use Plan. The classification of parkland will be identified in Secondary Plans. Where no Secondary Plans exist, an Appendix Map “3” to this Official Plan will be used to refer to the classifications of City-owned open spaces. These classifications will be used to determine parkland needs in accordance with Policy A.7.2.9.

Appendix 3 has been included for information purposes only. Changes
or additions to the classifications shown shall not require an amendment to this Plan.

Parkland Standards

7.2.9 To ensure the provision of an adequate amount of parkland, the following standards will be used in the determination of parkland needs

a. Urban Area (as defined on Schedule “A” of this Plan)

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Neighbourhood Parks</td>
<td>0.7 ha/1000</td>
<td>800 m</td>
</tr>
<tr>
<td>Community Parks</td>
<td>0.7 ha/1000</td>
<td>2 km</td>
</tr>
</tbody>
</table>

b. Rural and Urban Areas (in all the areas of the city)

[Calculation requires City-wide Parks to be evaluated in all the former municipalities]

<table>
<thead>
<tr>
<th>Park Classification</th>
<th>Per 1,000 Population (Ratios)</th>
<th>Minimum Service Radius/Walking Distance</th>
</tr>
</thead>
<tbody>
<tr>
<td>City Wide Parks</td>
<td>0.7 ha/1000</td>
<td>n/a</td>
</tr>
</tbody>
</table>

7.2.10 Parkettes have no parkland standards because of their small size and limited recreational opportunities. The purchase of parkettes will not only be made in exceptional circumstances where no other Parks or Open Spaces exist in the vicinity nor are there any other opportunities to purchase neighbourhood or community parks.

7.2.11 General Open Space and Natural Open Space Areas are not considered parkland. Therefore no standards are applied.

7.2.12 Where parkland standards may not be met in existing built up areas, the City will endeavour to increase the supply of parkland by through bequests, donations, partnerships with other public agencies and other methods as set out in Policy F.8.5.

7.2.13 Notwithstanding Policy A.7.2.9, the City may consider a lower parkland standard in those neighbourhoods where a Neighbourhood Park and Community Park may be feasibly combined on the same site.

7.2.14 Through the preparation of Secondary Plans/Neighbourhood Plans, the City will determine the amount and type of park required based on the following considerations:
a) the parkland standards in Policy A.7.2.9;
b) projected population;
c) the location of other parks in adjacent areas;
d) feasibility of locating parks near schools and Natural Open Spaces;
e) site characteristics (slope, natural features, frontage in a public road) as defined by the Landscape Manual for Parks, adopted by City Council.

7.2.15 Preference will be given to locating Neighbourhood or Community Parks adjacent to public school sites.

7.2.16 Where lands are deemed surplus by the City, public agency or other land owner, the following criteria will be used in the evaluation of parkland needs;

a) the amount of parkland deficit/surplus based on the standards in Policy A.7.2.9;
b) the size, the location and site characteristics of the surplus land;
c) the size and location of other Neighbourhood, Community or City Wide Parks in the area; and,
d) available municipal funds.

7.2.18 Whenever land designated or used for Open Space and Parks is acquired or used by a City department or other public agency for non-recreational public purposes, the City or public agency will be required to compensate for the resulting loss of parkland by paying the full current market value of the parcel of land into the Parkland Reserve.”

c) That existing Policies A.7.2.11, A.7.2.12 and A.7.14 be renumbered to A.7.3, A.7.4 and A.7.5 respectively.

d) That Policy F.8.3 be revised by deleting the words “City of Hamilton” and replacing it with the word “Council”.

**Schedule Changes:**

**Ancaster**

(1) That the designation “Open Space and Conservation” be revised to read Open Space on the Legend, of Schedule “B”, Land Use – Urban Area.

(2) That Map 1-Land Uses, Meadowbrook West Neighbourhood Secondary Plan, be revised by:
   • Redesignating land from “Open Space and Conservation” to “Natural Open Space”
   • Deleting the designation “Open Space and Conservation” from the
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Legend;
• Adding the designation “Natural Open Space” to Legend, as shown on Schedule “A”, attached to this Amendment.

(3) That Map 1-Land Uses, Shaver Neighbourhood, be revised by:
• Redesignating lands from: “Sub-Community Park” to “Neighbourhood Park”, and “Medium Density Residential” to “Neighbourhood Park”.
• Deleting the designations “Sub-Community Park” and “Open Space and Conservation” from the Legend, as shown on Schedule “A-1” attached to this amendment;

(4) That Map 1-Meadowlands Mixed Use Secondary, be revised by:
• Redesignating land from: “Open Space and Conservation” to “Natural Open Space”, and, “Open Space and Conservation” to “General Open Space”;
• Designating lands “General Open Space”;
• Deleting the designation “Open Space and Conservation” from the Legend;
• Adding the designations “General Open Space”, and “Natural Open Space” to the Legend, as shown on Schedule “A-2”, attached to this Amendment) 

(5) That Map 1-Land Uses, Meadowlands Neighbourhood V Secondary Plan, be revised by:
• Redesignating lands from: “SWM Pond/Park Area” to “Community Park”; “SWM Pond/Park Area” to “SWM Pond Area”;
• Designating lands “SWM Pond Area”, and, “General Open Space”
• Deleting the designations “Open Space and Conservation”, “Park Area”, “SWM Pond/Park Area”, from the Legend; and
• Adding the designations “General Open Space”, “Natural Open Space” to Legend, as shown on Schedule “A-3”, attached to this Amendment.

(6) That the Legend on Map 1-Land Uses Meadowlands III Secondary Plan (no schedule attached) be amended by renaming “Open Space and Conservation” to “Natural Open Space”;

(7) That the Legend of Map 1-Land Uses, Meadowlands Neighbourhood IV Secondary Plan (no schedule attached) be amended by renaming “Open Space and Conservation” to “Natural Open Space” and “Park” to “Neighbourhood Park”.

(8) That the Legend on Map 1- Land Use, Garner Neighbourhood Secondary Plan (no schedule attached) be amended by renaming “Open Space and Conservation” to “Natural Open Space”
Dundas

(1) That the Legend of Schedule ‘A’ – Land Use Plan be amended by renaming the designation “Parkland” to “Open Space”.

(2) That the Legend of Schedule ‘A’ – Land Use Plan be amended by renaming the designation “Conservation/Hazard Lands” to “Natural Open Space”.

Flamborough

(1) That Schedule ‘A’ – Land Use Plan, Waterdown Urban Area, be revised by:
   • Redesignating various parcels of land from: “Parks and Open Space” to “Natural Open Space”; “Residential” to “Natural Open Space”; “Residential to Neighbourhood Park”; Parks and Open Space” to “Community Park”; “Parks and Open Space” to “Neighbourhood Park”; “Parks and Open Space” to “General Open Space”; “Parks and Open Space” to “Parkette”; “Hazard Lands” to “Neighbourhood Park”;
   • Deleting the designation “Parks and Open Space” from the Legend;
   • Adding the designations “Parkette”; “Neighbourhood Park”, “Community Park”, General Open Space” and “Natural Open Space” to the Legend; as shown on Schedule “B”, attached to this Amendment.

(2) That Schedule ‘A-1’ – Flamborough Business Park Secondary Plan, be revised by:
   • Redesignating various parcels of land from: Open Space to “Natural Open Space”; “Prestige Industrial” to “General Open Space” and, Open Space to “Utilities”;
   • Deleting the designation Open Space from the Legend; and
   • Adding the designations “General Open Space”, “Natural Open Space”, and “Utilities” to the Legend; as shown on Schedule “B-1” attached to this Amendment.

(3) That Schedule ‘A-2’ – West Waterdown Secondary Plan, be revised by:
   • Redesignating various parcels of land from: “Park and Open Space” to “Neighbourhood Park”, “Park and Open Space” to “Parkette”, “Park and Open Space” to “General Open Space”, and “Low Density Residential” to “Parkette”;
   • Deleting the designation “Park and Open Space” from the Legend; and
   • Adding the designations “Parkette”, “Neighbourhood Park”, and “General Open Space” to the Legend; as shown on Schedule “B-2” attached to this Amendment.

Glanbrook

(1) That the designation “Open Space and Conservation”, on Schedule A - Land Use Plan, be revised to read “Open Space”.

(2) That Schedule ‘B’-Land Use Plan, Binbrook Village Secondary Plan, be revised by:
• Redesignating various parcels of land from: “Passive Parkland” to “Parkette”; “Active Parkland” to “Neighbourhood Park”; “Active Parkland” to “Community Park”; “Active Parkland” to “General Open Space”; “Woodlands” to “Natural Open Space”;
• Deleting the designations “Active Parkland”, “Passive Parkland”, and “Woodlands”, from the Legend;
• Adding the designations, “Parkette”, “Neighbourhood Park”, “Community Park”, “General Open Space”, and “Natural Open Space” to Legend; as shown on Schedule “C” attached to this Amendment.

(3) That Schedule ‘C’-Land Use Plan, Mount Hope Urban Settlement Area, Land use Plan be revised by:
• Redesignating various parcels of land from: “Parkland” to “Community Park”, “Parkland” to “Natural Open Space”, “Parkland” to “Neighbourhood Park”;
• Deleting the designation “Parkland” from the Legend; and,
• Adding the designations, “Neighbourhood Park”, “Community Park”, and “Natural Open Space”, to Legend;
as shown on Schedule “C-1” attached to this Amendment.

(4) That Schedule ‘G’, North West Glanbrook Planning Area, Land Use Plan be revised by:
• Redesignating various parcels of land from “Parkland” to “Neighbourhood Park” and from “Parkland” to “Natural Open Space”;
• Deleting the designation “Parkland” from the Legend;
• Adding the designations, “Neighbourhood Park” and “Natural Open Space” to Legend,
as shown on Schedule “C-2” attached to this Amendment.

(5) That Schedule ‘I’- Secondary Plan, Rymal Road Secondary Plan, be revised by:
• Redesignating parcels of land from “Public Park” to “Parkette” and “Public Park” to “Neighbourhood Park”;
• Deleting the designation “Public Park” from the Legend; and,
• Adding the designations, “Parkette”, and “Neighbourhood Park” to the Legend,
as shown on Schedule “C-3” attached to this Amendment.

Hamilton

(1) That Schedule ‘L-1’-Land Use and Development Permit Area, be revised by:
• Redesignating various parcels of land from: “Public Open Space” to “Community Park”, and “Public Open Space” to “General Open Space”;
• Deleting the designation “Public Open Space” from the Legend; and,
• Adding the designations “Community Park” and “General Open Space” to the Legend,
as shown on Schedule “D”, attached to this Amendment.
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(2) That Schedule ‘L-3’ – Building Heights, be revised by:
   • Redesignating various parcels of land from: “Public Open Space” to “Community Park”, and “Public Open Space” to “General Open Space”;
   • Deleting the designation “Public Open Space” from the Legend; and,
   • Adding the designations “Community Park” and “General Open Space” to the Legend,
as shown on Schedule “D-1” attached to this Amendment.

(3) That the Legend of Schedule ‘L-4’- Development Permit Sub Area (no schedule attached) be amended by renaming “Green Space” to “General Open Space”.

(4) That Schedule ‘L-5’ – Downtown Commercial Areas, be revised by:
   • Redesignating various parcels of land from: “Public Open Space” to “Community Park” and “Public Open Space” to “General Open Space”;
   • Deleting the designation “Public Open Space” from the Legend; and,
   • Adding the designations “Community Park” and “General Open Space” to the Legend,
as shown on Schedule “D-2”, attached to this Amendment.

(5) That Schedule ‘L-8’- Overall Land Use Strategy, be revised by:
   • Redesignating various parcels of land from: “Public Open Space” to “Community Park” and “Public Open Space” to “General Open Space”, as shown on Schedule “E-3” attached to this Amendment.
   • Deleting the designation “Public Open Space” from the Legend; and,
   • Adding the designations “Community Park” and “General Open Space” to the Legend,
as shown on Schedule “D-3”, attached to this Amendment.

(6) That Schedule “N-1”, Land Use Plan, Ainslie Wood Westdale Secondary Plan, be revised by:
   • Redesignating various parcels of land from: Open Space to “General Open Space”, Open Space to “Natural Open Space”, “Park” to “Parkette”, “Park” to “Neighbourhood Park”, “Park” to “Community Park”, “Park” to “Natural Open Space”, “Park” to “Utilities”, “Utilities” to “Natural Open Space”, and, “Park” to “Major Institutional”;
   • Deleting the designation Open Space from the Legend; and,
   • Adding the designations “Parkette”, “Neighbourhood Park”, “Community Park”, “General Open Space” and “Natural Open Space” to the Legend,
as shown on Schedule “D-4”, attached to this Amendment.

Stoney Creek

(1) That Schedule ‘A-1’ – Secondary Plan, Western Development Area, be revised by:
   • Redesignating specific parcels of land from: “Open-Space Community Park”
to “Community Park”; “Neighbourhood Park” to “Parkette”; “Low Density Residential” to “Natural Open Space”, and “Low Density Residential” to “Parkette”;
• Revise the designation “Open-Space Community Park” to read “Community Park”;
• Adding the designations “Parkette” and “Natural Open Space” to the Legend;
as shown on Schedule “E” attached to this Amendment.

(2) That Schedule ‘A-2’—Secondary Plan, Winona Urban Community, be revised by redesignating lands “Open Space Community Park” to “Community Park” and adding the designation “Community Park”, to the Legend, as shown on Schedule “E-1” attached to this Amendment.

(3) That Schedule ‘A-3’ - West Mountain Planning District, Heritage Green Section, be revised by:
• Redesignating land from: “Open-Space Community Park/DP-Detention Pond” to “Community Park”; “Open-Space Community Park/DP-Detention Pond” to “City-wide Park”; “Open-Space Community Park/DP-Detention Pond” to “General Open Space”; “Special Policy Area ‘B’” to “City Wide Park”; “Neighbourhood Park” to “Community Park”; Low Density Residential” to “Neighbourhood Park”; Medium Density Residential” to “Parkette”; Open-Space Community Park/DP-Detention Pond” to “DP-Detention Pond”;
• Revising the designation “Open-Space Community Park/DP-Detention Pond” to read “DP-Detention Pond”
• Adding the designations “Community Park”, “City Wide Park”, “Parkette” and “General Open Space” to the Legend,
as shown on Schedule “E-2” attached to this Amendment.

(4) That Schedule ‘A-4’- Secondary Plan, Urban Lakeshore, be revised by:
• Redesignating various parcels of land from: “Open-Space Special Park” to “General Open Space”; “Low Density Residential” to “Natural Open Space”, “Special Policy Area ‘E’” to “Neighbourhood Park”;
• Revising the designation “Open-Space Special Park” and “Open Space - Storm Water Management Facility”, to read “Storm Water Management Facility”, on the Legend;
• Adding the designations “Neighbourhood Park”, “General Open Space”, “Natural Open Space” to the Legend,
as shown on Schedule “E-3” attached to this Amendment.

(5) That Schedule ‘A-5’- Old Town Planning District, be revised by:
• Redesignating various parcels of land from: “Open-Space/ CP-Community Park/Special Park” to “General Open Space”; Open-Space/CP-Community Park/SP-Special Park” to “Natural Open Space”; Open-Space/CP-Community Park/SP-Special Park” to “Community Park”; Open-Space/CP-Community Park/SP-Special Park” to “Parkette”; Open-Space/CP-Community Park/SP-Special Park” to “Neighbourhood Park”;
• Deleting the designation “Open-Space/CP-Community Park/SP-Special Park”, from the Legend; and

• Adding the designations “Parkette”, “Neighbourhood Park”, “Community Park”, “General Open Space”, and “Natural Open Space” to the Legend, as shown on Schedule “E-4” attached to this Amendment.

4.0 Implementation:

The provisions of Section 7 – Implementation, of the Official Plan for the former Town of Ancaster, Section 5 – Implementation and Administration, of the Official Plan for the former Town of Dundas, Section F – Implementation of the Official Plan for the former Town of Flamborough, Section G – Implementation, of the Official Plan for the former Township of Glanbrook, Section D – Implementation, of the Official Plan for the former City of Hamilton, and Section F – Implementation, of the Official Plan for the former City of Stoney Creek, will give effect to the amendments.

This is Schedule “1” to By-law No. _____ passed on the ___th day of, 2006.

The
City of Hamilton

_________________________________________   ____________________________
MAYOR                                       CITY CLERK
CITY OF HAMILTON

BY-LAW No. ______

To Amend By-law 05-200 to create new Open Space and Parks Zones for the City of Hamilton

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

AND WHEREAS the City of Hamilton is the lawful successor to the former Municipalities identified in Section 1.7 of this By-law;

AND WHEREAS it is desired to enact a new Zoning By-law to comprehensively deal with zoning throughout the City;

AND WHEREAS the said new comprehensive Zoning By-law will be enacted and come into force and effect in several stages;

AND WHEREAS, Council enacted the first stage of the Zoning By-law, being By-law 05-200, on May 25, 2005;

AND WHEREAS this By-law is the second stage and is applicable to the Parks and Open Space lands within the Urban Area of the City, as hereinafter described and depicted;

AND WHEREAS this By-law is in conformity with:

- The Official Plan of the former Town of Ancaster, as amended by Official Plan Amendment No. ____;
- The Official Plan of the former Town of Dundas, as amended by Official Plan Amendment No. ____;
- The Official Plan of the former Town of Flamborough, as amended by Official Plan Amendment No. ____;
- The Official Plan of the former City of Hamilton, as amended by Official Plan Amendment No. ____;
- The Official Plan of the former Township of Glanbrook, as amended by Official Plan Amendment No. ____; and,
- The Official Plan of the former City of Stoney Creek, as amended by Official Plan Amendment No. ____.
NOW THEREFORE the Council of the City of Hamilton hereby enacts as follows:

1. That Section 2.1, of By-law 05-200, be amended by adding the following additional land use classifications zones and symbols:

“b) Open Space and Parks Classification

<table>
<thead>
<tr>
<th>Zones</th>
<th>Zone Symbol</th>
</tr>
</thead>
<tbody>
<tr>
<td>Neighbourhood Park Zone</td>
<td>P1</td>
</tr>
<tr>
<td>Community Park Zone</td>
<td>P2</td>
</tr>
<tr>
<td>City Wide Park Zone</td>
<td>P3</td>
</tr>
<tr>
<td>Open Space Zone</td>
<td>P4</td>
</tr>
<tr>
<td>Conservation/Hazard Land Zone</td>
<td>P5</td>
</tr>
</tbody>
</table>


3. That Map Numbers 910, 911, 952, 953 and 994 of Schedule “A” to By-law 05-200, be amended by incorporating additional zone boundaries as shown on the corresponding new maps, attached as Schedule A to this By-law.

5. That Section 3, of By-law 05-200, be amended by adding the following definitions:

<table>
<thead>
<tr>
<th>Definition</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cemetery</td>
<td>Shall mean land used for the interment of human remains and may include a mausoleum, columbarium, crematorium or structure intended for, or used in, the interment of human remains.</td>
</tr>
<tr>
<td>Conservation</td>
<td>Shall mean the use of land, buildings or structures for the purpose of the protection and management of the natural environment.</td>
</tr>
<tr>
<td>Marina</td>
<td>Shall mean a commercial establishment or premises, containing docking or mooring facilities where boats or boat accessories are berthed, stored, serviced, repaired, constructed or kept for sale or lease and where facilities for the sale of marine fuels or lubricants, ancillary retail sales, ancillary restaurants and taxi and/or barge service may also be provided.</td>
</tr>
<tr>
<td>Recreation</td>
<td>Shall mean the use of lands for leisure, passive and/or athletic activities, and shall include Recreation, Passive.</td>
</tr>
<tr>
<td>Recreation, Passive</td>
<td>Shall mean activities that involve relatively unorganized recreational pursuits, generally in the outdoors, such as walking, sitting and picnicking.</td>
</tr>
</tbody>
</table>

6. That Section 4.4, of By-law 05-200, be amended by adding the words to the last sentence “the Neighbourhood Park (P1) Zone or” between the words “shall not apply to” and “any use.”

7. That Section 5.6, of By-law 05-200, be amended by adding the following new subsection:

```
“c) Parking Schedule for All Zones, except the Downtown Zones

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>i. Residential Uses</td>
<td></td>
</tr>
<tr>
<td>ii. Institutional Uses</td>
<td></td>
</tr>
</tbody>
</table>
```
### iii. Educational Uses

### iv. Commercial Uses

<table>
<thead>
<tr>
<th>Activity</th>
<th>Quantity/Measure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bowling Alley</td>
<td>4 per lane, not including restaurant</td>
</tr>
<tr>
<td>Driving Range/Mini Golf</td>
<td>1.5 per tee or hole</td>
</tr>
<tr>
<td>Fitness Club</td>
<td>1 for each 15.0 square metres of gross floor area, which accommodates such use.</td>
</tr>
<tr>
<td>Golf Course</td>
<td>6 for each hole</td>
</tr>
<tr>
<td>Marina</td>
<td>1 for each boat slip</td>
</tr>
<tr>
<td>Other Commercial Uses</td>
<td>1 for each 30 square metres of gross floor area, which accommodates such use.</td>
</tr>
</tbody>
</table>

8. That By-law 05-200 be amended by adding a new Section 7, and the following:

**“7.1 NEIGHBOURHOOD PARK (P1) ZONE**

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a Neighbourhood Park (P1) Zone for any purpose other than one or more of the following uses, or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

**7.1.1 PERMITTED USES**

Recreation

**7.1.2 PROHIBITED USES**

Notwithstanding Section 7.1.1, the following uses are prohibited, even as an accessory use:

- Arena
- Community Centre
- Lawn Bowling/Bocce Court
- Stadium
- Swimming Pool
- Tennis Courts
7.1.3 REGULATIONS

a) Minimum Side and Rear Yard 7.5 metres

b) Maximum Building Height 5.0 metres

c) Parking In accordance with the requirements of Section 5 of this By-law.

d) Maximum Gross Floor Area 100 square metres

7.2 COMMUNITY PARK (P2) ZONE

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a Community Park P2 Zone for any purpose other than one or more of the following uses, or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

7.2.1 PERMITTED USES Recreation

7.2.2 REGULATIONS

a) Minimum Side and Rear Yard 7.5 metres

b) Maximum Building Height 11 metres

c) Parking In accordance with the requirements of Section 5 of this By-law.

7.3 CITY WIDE PARK (P3) ZONE

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a City Wide Park (P3) Zone for any purpose other than one or more of the following uses, or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

7.3.1 PERMITTED USES Commercial Entertainment
Commercial Parking Facility
Commercial Recreation
Marina
Recreation
Restaurant
Retail
7.3.2 PROHIBITED USES

Drive-through Facility

7.3.3 REGULATIONS

a) Minimum Side and Rear Yard 7.5 metres

b) Maximum Building Height 11 metres

c) Parking

In accordance with the requirements of Section 5 of this By-law.

d) Maximum Size for Retail

No retail use shall exceed 100 square metres of gross floor area for any individual establishment

7.4 OPEN SPACE (P4) ZONE

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within an Open Space (P4) Zone for any purpose other than one or more of the following uses, or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

7.4.1 PERMITTED USES

Agriculture; Botanical Gardens; Cemetery; Conservation; Golf Course (excluding mini-golf); Nature Centres; Marina; Recreation

7.4.2 REGULATIONS

a) Minimum Side and Rear Yard 7.5 metres

b) Minimum Lot Frontage 30 metres

c) Maximum Building Height 11 metres

d) Parking

In accordance with the requirements of Section 5 of this By-law.

e) Minimum Side and Rear Yard for Accessory Buildings

7.5 metres in the case of any building or structure abutting a Residential or Institutional Zone
7.5 CONSERVATION/HAZARD LAND (P5) ZONE

No person shall erect, or use any building in whole or in part, or use any land in whole or in part, within a Conservation/Hazard Land (P5) Zone for any purpose other than one or more of the following uses, or uses accessory thereto. Such erection or use shall also comply with the prescribed regulations:

7.5.1 PERMITTED USES

Conservation
Flood and Erosion Control Facilities
Recreation, Passive

9. The Clerk be hereby authorized and directed to proceed with the giving of notice of the passing of this By-law, in accordance with the Planning Act.

10. This By-law No. ____ shall be deemed to have come into effect on the date of the passing thereof by the Council of the City of Hamilton subject to the final approval of the following:

a. The Official Plan of the former Town of Ancaster, as amended by Official Plan Amendment No. ____;
b. The Official Plan of the former Town of Dundas, as amended by Official Plan Amendment No. ____;
c. The Official Plan of the former Town of Flamborough, as amended by Official Plan Amendment No. ____;
d. The Official Plan of the former City of Hamilton, as amended by Official Plan Amendment No. ____;
e. The Official Plan of the former Township of Glanbrook, as amended by Official Plan Amendment No. ____; and,
f. The Official Plan of the former City of Stoney Creek, as amended by Official Plan Amendment No. ____.

PASSED and ENACTED this ___ day of ________, 2006.

__________________________  ________________
MAYOR     CLERK

CI-06-B