

Authority: Item 5, Public Works Committee
Report 10-003 (PW10024)
CM: March 10, 2010

Bill No. 105

CITY OF HAMILTON

BY-LAW NO. 12-

**Being a By-law to Permanently Close an Unassumed Portion of the Alley
abutting 48 Woodbine Crescent, established by Registered Plan 200, City of
Hamilton, designated as Part 1 on Plan 62R-18898**

WHEREAS the Council of the City of Hamilton is empowered under Section 34 of the *Municipal Act, 2001*, S.O. 2001, c.25 as amended, to permanently close any highway or part of a highway;

AND WHEREAS the Council of the City of Hamilton on March 10, 2010, in adopting Item 5 of Public Works Committee Report 10-003, authorized that the applicant make an application to a District Court Judge, under Section 88 of the Registry Act, R.S.O. 1990, Chap. R.20., for an order to permanently close and purchase an unassumed portion of the Alley abutting 48 Woodbine Crescent, Hamilton, established by Registered Plan 200, City of Hamilton, designated as Part 1 on Plan 62R-18898;

AND WHEREAS a Judge's Order was issued and registered on title on May 2, 2012, as Instrument No. WE828367, to close an unassumed portion of the Alley abutting 48 Woodbine Crescent, established by Registered Plan 200, City of Hamilton, designated as Part 1 on Plan 62R-18898;

AND WHEREAS the road is a highway under the jurisdiction of the City of Hamilton;

AND WHEREAS notice of the City's intention to pass this By-law has been published pursuant to the *Municipal Act, 2001*, S.O. 2001, c.25 as amended.

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

1. That the part of the unopened road allowance, set out as:

Part of the Alleyway lying south of Woodbine Crescent, Registered Plan 200, designated as Part 1 on Plan 62R-18898, City of Hamilton

is hereby permanently closed.
2. That the soil and freehold of Part 1 on Plan 62R-18898, hereby permanently closed, be sold to Randy Kay and Beatrice Lydia Ekwa-Ekoko, for the sum of One Dollar (\$1.00).
3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

PASSED on this 9th day of May, 2012.

R. Bratina
Mayor

R. Caterini
City Clerk