

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 18, 2001

Bill No. 240

CITY OF HAMILTON

BY-LAW NO. 12-

Respecting:

Removal of Part Lot Control
Block 65, Registered Plan No. 62M-1141, "Mountain Garden",
70 Highgate Drive (Stoney Creek) (Ward 11)

WHEREAS the sub-section 50(5) of the Planning Act, R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS sub-section 50(7) of the Planning Act, provides as follows:

"(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law."

AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

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

1. Sub-section 5 of Section 50 of the Planning Act, for the purpose of creating 46 townhouse dwelling units, shown as Parts 1-82, inclusive, with associated access, maintenance and servicing easements, shown as Parts 47 to 82, inclusive, on deposited Reference Plan 62R-19394, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 65, Registered Plan No. 62M-1141, in the City of Stoney Creek

2. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
3. This by-law shall expire and cease to be of any force or effect on the 24th day of October, 2014.

PASSED this 24th day of October, 2012.

R. Bratina
Mayor

R. Caterini
City Clerk

PLC-12-024