

CITY OF HAMILTON

BY-LAW NO. 12-

Respecting:

**Removal of Part Lot Control
Part of Block 14, Registered Plan No. 62M-989
“Chappel East Estates”**

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 one (1) part for the creation of one (1) encroachment/maintenance easement for a single detached dwelling, shown as Part 3, inclusive, on deposited Reference Plan 62R-19435 shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Part of Block 14, Registered Plan No. 62M-989, in the City of Hamilton

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 12th of December, 2014.

PASSED this 12th day of December, 2012.

R. Bratina
Mayor

R. Caterini
City Clerk