

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001

**Bill No. 074**

## **CITY OF HAMILTON**

### **BY-LAW NO. 13-074**

#### **Respecting**

#### **Removal of Part Lot Control**

**Lots 61 – 68, 91, 92, 95 – 99, 102, 103, Registered Plan No. 62M-1183,  
“Kaleidoscope – Phase 1”**

**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 maintenance easements, shown as Parts 50 – 57, 87, inclusive and encroachment easements, shown as Parts 78 – 86, inclusive, on deposited Reference Plan 62R-19465, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:  
  
Lots 61 – 68, 91, 92, 95 – 99, 102, 103, Registered Plan No. 62M-1183, 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 27<sup>th</sup> day of March, 2015.

**PASSED** this 27<sup>th</sup> day of March, 2013.

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R. Bratina  
Mayor

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R. Caterina  
City Clerk