

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

Bill No. 125

CITY OF HAMILTON
BY-LAW No. 14-

Removal of Part Lot Control

Lots 1 to 7, inclusive, Lots 10 to 25, inclusive, Lots 27 to 42, inclusive, and Block 46 of Registered Plan No. 62M-1200, "Orchard Park"; known municipally as, 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27 and 31 Saxony Court; and, 415, 418, 419, 422, 423, 426, 427, 430, 431, 434, 435, 438, 439, 442, 443, 446, 447, 450, 451, 454, 455, 459, 463, 467, 471 and 475 Macintosh Drive (Stoney Creek) (Ward 10)

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 1-41, inclusive, on deposited Reference Plan 62R-19766, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 1 to 7, inclusive, Lots 10 to 25, inclusive, Lots 27 to 42, inclusive, and Block 46, Registered Plan No. 62M-1200, "Orchard Park", 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 28th day of May, 2016.

PASSED this 28th day of May, 2014.

R. Bratina
Mayor

R. Caterini
City Clerk