

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

**Bill No. 126**

## **CITY OF HAMILTON**

### **BY-LAW NO. 15-**

#### **Respecting**

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

**Lots 1-3, 6, and 8-29 inclusive, Registered Plan No. 62M-1213,**

**“Adam Estates – Phase 4”**

**76, 80, 84, 96, 101, 105, 106, 109, 110, 113, 114, 117, 118, 121, 122, 125, 126, 129, 130,  
133, 134, 137, 138, 141, 142, and 146 Chartwell Circle**

**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/encroachment easements, shown as Parts 1 to 31, inclusive, on deposited Reference Plan 62R-19983, shall not apply to the portion of the registered Plan of Subdivision that is designated as follows, namely:

Lots 1-3 inclusive, 6, and 8-29 inclusive, Registered Plan No. 62M-1213, 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 13<sup>th</sup> day of May, 2017.

**PASSED** this 13<sup>th</sup> day of May, 2015.

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Fred Eisenberger  
Mayor

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Rose Caterini  
City Clerk

PLC-15-007