

**Authority:** Item 6.2, Public Works  
Committee Report 15-008  
CM: December 12, 2007

**Bill No. 197**

## **CITY OF HAMILTON**

### **BY-LAW NO. 16-**

#### **Being a By-law to Permanently Close a Portion of an Unassumed Alley Abutting 170 Locke Street North, Hamilton, Established by Registered Plan 284, City of Hamilton, Designated as Part 2 on Plan 62R-19145, City of Hamilton**

**WHEREAS** the Council of the City of Hamilton is empowered under Section 34 of the *Municipal Act, 2001*, S.O. 2001, c.25 as amended, to permanently close any highway or part of a highway;

**AND WHEREAS** the Council of the City of Hamilton on June 10, 2015, in adopting Item 6.2 of Public Works Committee Report 15-008, authorized that the applicant make an application to an Ontario Superior Court of Justice, under Section 88 of the Registry Act, R.S.O. 1990, Chap. R.20., for an order to permanently close and purchase a portion of a unassumed alley abutting 170 Locke Street North, established by Registered Plan 284, now City of Hamilton, designated as Part 2 on Plan 62R-19145;

**AND WHEREAS** a Judge's Order was issued and registered on title on June 26, 2016 as Instrument No. WE1129381 to close a portion of unassumed alley abutting 170 Locke Street North, established by Registered Plan 284, City of Hamilton, designated as Part 2 on Plan 62R-19145, City of Hamilton;

**AND WHEREAS** the road is a highway under the jurisdiction of the City of Hamilton;

**AND WHEREAS** notice of the City's intention to pass this By-law has been published pursuant to the *Municipal Act, 2001*, S.O. 2001, c.25 as amended.

Being a By-law to Permanently Close a Portion of an Unassumed Alley Abutting 170  
Locke Street North, Hamilton, Established by Registered Plan 284, City of Hamilton,  
Designated as Part 2 on Plan 62R-19145, City of Hamilton

(Page 2 of 2)

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

1. That the part of the unopened road allowance, set out as:  
  
Portion of a Unassumed Alley abutting 170 Locke Street North, Hamilton  
  
is hereby permanently closed.
2. That the soil and freehold of Part 2 on Plan 62R-19145, hereby permanently closed, be sold to Dominic Barbaro and Saveria Barbaro for the sum of Two Dollars (\$2.00).
3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

**PASSED** this 8<sup>th</sup> day of July, 2016.

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L. Ferguson  
Acting Mayor

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R. Caterini  
City Clerk