

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

Bill No. 260

CITY OF HAMILTON

BY-LAW NO. 16-

Respecting Removal of Part Lot Control from Lots 1, 4, 5, 8-10, 13, 14, 33-35, 46, 47, 49-61, 74-84, 98, 99, 101-105, 120, 121, 123 and 124 and Blocks 125 and 126 on Registered Plan 62M-1218, “Waterdown Meadows – Phase 3” and from Lot 80 on Registered Plan 62M-1131, “MC2 Homes – Phase 1”, Flamborough

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, as shown as Parts 1-12 (inclusive) on Plan 62R-20359, Parts 1-20 (inclusive) on Plan 62R-20360, and Parts 1-26 (inclusive) on Plan 62R-20361 and for the purpose of creating 12 lots for street townhouses, inclusive of additional maintenance easements, as shown as Parts 21-33 (inclusive) on Plan 62R-20360 and Parts 27-39 on Plan 62R-20361 shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

Lots 1, 4, 5, 8-10, 13, 14, 33-35, 46, 47, 49-61, 74-84, 98, 99, 101-105, 120, 121, 123 and 124 and Blocks 125 and 126 on Registered Plan 62M-1218, and Lot 80 on Registered Plan 62M-1131.
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.

Removal of Part Lot Control from Lots 1, 4, 5, 8-10, 13, 14, 33-35, 46, 47, 49-61, 74-84, 98, 99, 101-105, 120, 121, 123 and 124 and Blocks 125 and 126 on Registered Plan 62M-1218, "Waterdown Meadows – Phase 3" and from Lot 80 on Registered Plan 62M-1131, "MC2 Homes – Phase 1", Flamborough

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3. This By-law shall expire and cease to be of any force or effect on the 28th day of September, 2018.

PASSED this 28th day of September, 2016.

F. Eisenberger
Mayor

R. Caterini
City Clerk

PLC-16-025
PLC-16-030
PLC-16-031