

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

**Bill No. 283**

## **CITY OF HAMILTON**

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

**Respecting Removal of Part Lot Control, Lots 1-8 (inclusive), 43-56 (inclusive), 58-70 (inclusive) and Part of Lot 2, Block 4, Concession 3 in the Geographic Township of Binbrook on Registered Plan 62M – 1233 (Plan 62R – 20437) known as “Binbrook Heights Addition - Phase 1” (Glanbrook) (Ward 11)**

**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:

**“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 thirty-six (36) maintenance easements, shown as Parts 1-36 (inclusive) as well as Part of Lot 2, Block 4, Concession 3 on deposited Reference Plan 62R-20437, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 1-8 (inclusive), 43-56 (inclusive), and 58-70 (inclusive) on Registered Plan No. 62M-1233, 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.

Respecting: Removal of Part Lot Control  
Lots 1-8 (inclusive), 43-56 (inclusive), 58-70 (inclusive) and Part of Lot 2, Block 4, Concession 3 in the  
Geographic Township of Binbrook on Registered Plan 62M – 1233 (Plan 62R – 20437) known as “Binbrook  
Heights Addition - Phase 1” (Glanbrook) (Ward 11)

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3. This by-law shall expire and cease to be of any force or effect on the 26th day of October, 2018.

**PASSED** this 26th day of October, 2016.

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F. Eisenberger  
Mayor

PLC-16-033

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R. Caterini  
City Clerk