

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

**Bill No. 058**

## **CITY OF HAMILTON**

### **BY-LAW NO. 12-**

**Respecting:**

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

Lots 13-15, 18-29, 31-45, 89-97, inclusive, and 99, and Blocks 107, 108, 120 and 121, Plan 62M-1172, "Penny Lane Estates – Phase 1", 183, 187, 191, 211 to 255, and 200 to 256 Penny Lane and 12 to 44 and 52 Bellroyal Crescent

**WHEREAS** 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 to 49, inclusive, on deposited Reference Plan 62R-19264, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 13-15, 18-29, 31-45, 89-97 and 99, and Blocks 107, 108, 120 and 121, Registered Plan No. 62M-1172, 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 7<sup>th</sup> day of March, 2014.

**PASSED** this 7<sup>th</sup> day of March, 2012.

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R. Bratina  
Mayor

PLC-11-022

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R. Caterini  
City Clerk