

Authority: Item 8, Public Works Committee
Report 17-010 (PW17065)
CM: August 18, 2017
Ward: 9

Bill No. 002

CITY OF HAMILTON

BY-LAW NO. 18-

**To Permanently Close and Sell Moonlight Court, Hamilton, Ontario
established by Registered Plan 62M-1172, in the City of Hamilton,
designated as Part 6 on Plan 62R-20674; and Part of Lot 26, Concession 7,
in the Geographic Township of Saltfleet, in the City of Hamilton, designated
as Part 4 on Plan 62R-20674**

WHEREAS sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

WHEREAS section 34(1) of the *Municipal Act, 2001* provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office; and

WHEREAS highways to be closed by by-law are declared to be surplus to the needs of the City of Hamilton under the Sale of Land Policy By-law; and

WHEREAS at its meeting of August 18, 2017, Council approved of Item 8 of Public Works Committee Report 17-010, and authorized the City of Hamilton to permanently close and sell Moonlight Court, Hamilton, Ontario established by Registered Plan 62M-1172, in the City of Hamilton, designated as Part 6 on Plan 62R-20674; and Part of Lot 26, Concession 7, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 4 on Plan 62R-20674.

WHEREAS notice to the public of the proposed sale of the part of the road allowance has been given in accordance with the requirements of the Sale of Land Policy By-law.

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

1. That Moonlight Court, Hamilton, Ontario, established by All of Moonlight Court, Registered Plan 62M-1172, in the City of Hamilton, designated as Part 6 on Plan 62R-20674, being all of PIN 17090-0282 (LT); and Part of Lot 26, Concession 7, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 4 on Plan 62R-20674, being all of PIN

17090-0294 (LT), which is owned by the City of Hamilton, is permanently closed.

2. The soil and freehold of the part of the road allowance permanently closed under section 1 is to be sold to Parkside Developments (Albion) Limited for the sum of two dollars (\$2.00).
3. This by-law comes into force on the date of its registration in the Land Registry Office (No. 62).

PASSED this 24th day of January, 2018.

F. Eisenberger
Mayor

R. Caterini
City Clerk