

**Authority:** Item 1, Public Works Committee  
Report 19-002 (PW19011)  
CM: August 16, 2019  
Ward: 11

Bill No. 194

**CITY OF HAMILTON**

**BY-LAW NO. 19-**

**To Permanently Close and Sell a Portion of Wetenhall Court, Hamilton, Ontario, namely Part of Wetenhall Court, Registered Plan 62M-1229, in the City of Hamilton, designated as Parts 4, 5 and 6, Plan 62R-21136, being Part of PIN 17399-0500 (LT); City of Hamilton**

**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 February 13, 2019, Council approved of Item 8.2 of Public Works Committee Report 19-002, and authorized the City of Hamilton to permanently close and sell a portion of Wetenhall Court, Hamilton, namely Part of Wetenhall Court, Registered Plan 62M-1229, in the City of Hamilton, designated as Parts 4, 5 and 6, Plan 62R-21136, being Part of PIN 17399-0500 (LT); City of Hamilton;

**WHEREAS** notice to the public of the proposed sale of the portion of Wetenhall Court 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. The portion of Wetenhall Court set out as:

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Part of Wetenhall Court, Registered Plan 62M-1229, in the City of Hamilton, designated as Parts 4, 5 and 6, Plan 62R-21136, being part of PIN 17399-0500 (LT)

is permanently closed.

2. The soil and freehold of Parts 4, 5 and 6, Plan 62R-21136, hereby permanently closed, be sold to Hamilton Airport Lands Limited Partnership, by its General Partner, 11035380 Canada Inc. and GreyCan 8 Properties Limited Partnership, by its General Partner, GreyCan 8 Properties Inc., for the sum of Two Dollars (\$527,228.00).
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 16<sup>th</sup> day of August, 2019.

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A. VanderBeek  
Acting Mayor

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A. Holland  
City Clerk