

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 9

Bill No. 271

CITY OF HAMILTON

BY-LAW NO.

Respecting: Removal of Part Lot Control

Lots 173-181 and 185-195 on Registered Plan No. 62M-1257 "Red Hill Phase 3-4", municipally known as 71, 67, 63, 59, 55, 51, 47, 43, 39, 12, 16, 20, 24, 28, 32, 36, 40, 44, 50, and 56 Magdalena Boulevard

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 twenty (20) easements for access and maintenance purposes, shown as Parts 1 to 20, inclusive, on deposited Reference Plan 62R-21270, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 173 to 181 and 185 to 195 on Registered Plan No. 62M-1257, 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 13th day of November 2021.
4. **PASSED** this 13th day of November 2019.

F. Eisenberger
Mayor

A. Holland
City Clerk