

**Authority:** Item 4, Public Works Committee  
Report 20-008 (PW20060)  
CM: September 30, 2020  
Ward: 3

**Bill No. 002**

## **CITY OF HAMILTON**

### **BY-LAW NO. 22-**

**To Permanently Close and Sell a Portion of the Public Unassumed Alley Abutting 401 Victoria Avenue North, Hamilton, namely Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT)**

**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;

**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;

**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;

**WHEREAS**, at its meeting of September 30, 2020, Council approved of Item 4 of Public Works Committee Report 20-008, and authorized the City of Hamilton to permanently close and sell a portion of the public unassumed alley abutting 401 Victoria Avenue North, Hamilton, namely Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT); and

**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. The part of the public unassumed alley set out as follows:

Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT)  
is permanently closed.

To Permanently Close and Sell a Portion of the Public Unassumed Alley Abutting 401 Victoria Avenue North, Hamilton, namely Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT)

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2. The soil and freehold of the Part 1 on Plan 62R-21596, hereby permanently closed, be sold to 2681270 Ontario Inc. for the sum of Sixty-Eight Thousand Dollars (\$68,000.00).
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 19<sup>th</sup> day of January, 2022.

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F. Eisenberger  
Mayor

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A. Holland  
City Clerk