

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

Bill No. 044

CITY OF HAMILTON

BY-LAW NO. 21-

Respecting Removal of Part Lot Control

Lot 57 within Registered Plan No. 62M-1257 as well as Blocks 9, 10, 11, and Lots 1 and 2 within Registered Plan No. 62M-1262, municipally known as 59, 63, 67, 71, 75 and 150 Cuesta Heights

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 establishing 11 maintenance easements for six single detached dwellings, shown as Parts 1 to 10 on deposited Reference Plan 62R-21351 and as Part 1 on deposited Reference Plan 62R-21510, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lot 57, Registered Plan No. 62M-1257 and Blocks 9, 10, 11, and Lots 1 and 2, Registered Plan No. 62M-1262, 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 31st day of March, 2023.

Respecting Removal of Part Lot Control
Lot 57 within Registered Plan No. 62M-1257 as well as Blocks 9, 10, 11, and Lots 1 and 2 within Registered Plan
No. 62M-1262, municipally known as 59, 63, 67, 71, 75 and 150 Cuesta Heights

Page 2 of 2

PASSED this 31st day of March, 2021.

F. Eisenberger
Mayor

A. Holland
City Clerk

PLC-20-007