

Authority: Item 1, Public Works Committee Report 22-007 (PW22028)
Council Meeting: May 11, 2022 Ward: 10
Written approval for this by-law was given by Mayoral Decision MDE-2023-02 dated
September 13, 2023

Bill No. 163

CITY OF HAMILTON

BY-LAW NO. 23-

Being a Bylaw to Permanently Close and Sell a Portion of Denison Avenue, Stoney Creek, Established by Plan 1023, in the City of Hamilton, being Denison Avenue, Plan 1023, being all of PIN 17365-0277(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 May 11, 2022, the Council approved of Item 1 of Public Works Committee Report 22-007, and authorized the City to permanently close and sell a Portion of Denison Avenue, established by Plan 1023, in the City of Hamilton, being Denison Avenue, Plan 1023, being All of PIN 17365-0277 (LT), City of Hamilton; and

WHEREAS notice of the City's intention to pass this By-law has been published pursuant to the *Municipal Act, 2001*, S.O. 2001, as amended.

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

1. The Portion of Denison Avenue set out as follows:

Denison Avenue, Plan 1023, City of Hamilton, being All of PIN 17365-0277 (LT)

is permanently closed.
2. That the soil and freehold of Denison Avenue, Plan 1023, hereby permanently closed, be sold to Lora Fontana and John Charles Cunnane for the sum of Six Hundred and Two Thousand Dollars (\$602,000.00).

To Permanently Close and Sell a Portion of Denison Avenue being Denison Avenue, Stoney Creek,
Established by Plan 1023, in the City of Hamilton, being Denison Avenue, Plan 1023, being all of PIN
17365-0277 (LT)

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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 13th day of September, 2023.

A. Horwath
Mayor

J. Pilon
Acting City Clerk