

**Authority:** Item 1, Public Works Committee Report 22-013 (PW22074)  
CM: September 14, 2022      Ward: 3

**Bill No. 172**

**CITY OF HAMILTON**

**BY-LAW NO. 24-**

**To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 798 Barton Street East, Hamilton, namely Part of the Alleyway on Registered Plan 619 in the City of Hamilton, designated as Part 1 on Plan 62R-22169, being part of PIN 17216-0003 (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 14, 2022, Council approved of Item 1 of Public Works Committee Report 22-013, and authorized the City of Hamilton to permanently close and sell a portion of the unassumed alleyway abutting 798 Barton Street East, Hamilton, namely Part of the Alleyway on Registered Plan 619, in the City of Hamilton, designated as Part 1 on Plan 62R-22169, being part of PIN 17216-0003 (LT); and

**WHEREAS** notice to the public of the proposed sale of the part of the unassumed alleyway 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 unassumed alleyway set out as follows:

Part of the Alleyway on Registered Plan 619 in the City of Hamilton,  
designated as Part 1 on Plan 62R-22169, being part of PIN 17216-0003 (LT);

is permanently closed;

To Permanently Close and Sell a Portion of the Unassumed Alleyway Abutting 798 Barton Street East, Hamilton, namely Part of the Alleyway on Registered Plan 619, designated as Part 1 on Plan 62R-22169, being part of PIN 17216-0003 (LT)

Page 2 of 2

2. The soil and freehold of the Part 1 on Plan 62R-22169, hereby permanently closed, be sold to Duplicitious B2 Holdings Inc.; and
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 9<sup>th</sup> day of October, 2024.

---

A. Horwath  
Mayor

---

M. Trennum  
City Clerk