

Authority: Item 2, Public Works Committee Report 24-011 (PW24052)
CM: September 11, 2024 Ward: 3

Bill No. 099

CITY OF HAMILTON

BY-LAW NO. 25-

**To Permanently Close and Sell a Portion of the Unassumed Alleyway
Abutting the South Side of 39 Grosvenor Avenue South, Hamilton; Being
Part of the Alley lying South of Lots 44 and 65 and North of Maple Avenue,
on Registered Plan 586, in the City of Hamilton, Designated as Part 2 on
Plan 62R-22434, being Part of PIN 17229-0102 (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; and

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; and

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; and

WHEREAS at its meeting of September 11, 2024, Council approved of Item 2 of Public Works Committee Report 24-011 and authorized the City of Hamilton to permanently close and sell a portion of the Unassumed Alleyway Abutting the South Side of 39 Grosvenor Avenue South, Hamilton; Being Part of the Alley lying South of Lots 44 and 65 and North of Maple Avenue, on Registered Plan 586, in the City of Hamilton. Designated as Part 2 on Plan 62R-22434, being Part of PIN 17229-0102 (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:

To Permanently Close and Sell a portion of the Unassumed Alleyway Abutting the South Side of 39 Grosvenor Avenue South, Hamilton; Being Part of the Alley lying South of Lots 44 and 65 and North of Maple Avenue, on Registered Plan 586, in the City of Hamilton, Designated as Part 2 on Plan 62R-22434, being Part of PIN 17229-0102 (LT)

Page 2 of 2

1. The part of the unassumed alleyway set out as follows:

Part of the Alley lying South of Lots 44 and 65 and North of Maple Avenue, on Registered Plan 586, in the City of Hamilton. Designated as Part 2 on Plan 62R-22434, being Part of PIN 17229-0102 (LT);

is hereby permanently closed.

2. The soil and freehold of Part 2 on Reference Plan 62R-22434, hereby permanently closed, be sold to Nina Joesphine Stratemeyer and Matthew George Twynstra.
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 7th day of May, 2025.

A. Horwath
Mayor

M. Trennum
City Clerk