CITY OF HAMILTON

BY-LAW NO. 12-

Respecting:

Removal of Part Lot Control
Lots 59-61, 64-71 and 74-76, Plan 62M-1172,
3, 5, 7, 9, 15, 17, 19 Trafalgar Drive and 136, 138, 140, 142, 148, 150, 152 Penny Lane

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 creating 18 maintenance easements shown as Parts 19 to 36, inclusive, on the deposited Reference Plan 62R-19381, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

   Lots 59-61, 64-71 and 74-76, Plan 62M-1172, formerly in the City of Stoney Creek, now 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 12th day of September, 2014.

PASSED this 12th day of September, 2012.

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R. Bratina                      R. Caterini
Mayor                          City Clerk

PLC-12-012