CITY OF HAMILTON

BY-LAW NO. 12-

Respecting:

Removal of Part Lot Control

Lots 13-15, 18-29, 31-45, 89-97, inclusive, and 99, and Blocks 107, 108, 120 and 121, Plan 62M-1172, “Penny Lane Estates – Phase 1”, 183, 187, 191, 211 to 255, and 200 to 256 Penny Lane and 12 to 44 and 52 Bellroyal Crescent

WHEREAS 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 maintenance easements, shown as Parts 1 to 49, inclusive, on deposited Reference Plan 62R-19264, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

   Lots 13-15, 18-29, 31-45, 89-97 and 99, and Blocks 107, 108, 120 and 121, Registered Plan No. 62M-1172, 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 7th day of March, 2014.

PASSED this 7th day of March, 2012.

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R. Bratina                                R. Caterini
Mayor                                    City Clerk

PLC-11-022