

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 15

**Bill No. 328**

## **CITY OF HAMILTON**

### **BY-LAW NO. 18-328**

#### **Respecting Removal of Part Lot Control Block 201 within Registered Plan No. 62M-1238 “Waterdown Bay – Phase 2”, 301, 303, 305, 307 & 309 Humphrey Street**

**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 lots for street townhouse dwellings, shown as Parts 1, 3 and 5 to 7, inclusive, including maintenance easements, shown as Parts 2 and 4 , inclusive, on deposited Reference Plan 62R-20953, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 201, Registered Plan No. 62M-1238, 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 19<sup>th</sup> day of December, 2020.

Respecting Removal of Part Lot Control  
Block 201 within Registered Plan No. 62M-1238 "Waterdown Bay – Phase 2", 301, 303, 305, 307 & 309  
Humphrey Street

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4. **PASSED** this 19th day of December, 2018.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

PLC-18-029