

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

Bill No. 337

CITY OF HAMILTON

BY-LAW NO. 07-337

Respecting:

**Removal of Part Lot Control
Blocks 127 and 130, Registered Plan No. 62M-1062
“Elizabeth Gardens – Phase 3”**

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 six (6) lots for street townhouse dwellings, shown as Parts 1-6, inclusive, on deposited Reference Plan 62R-18032, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 127, Registered Plan No. 62M-1062, in the City of Hamilton (Glanbrook)

2. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of a lot line adjustment, by adding Part 7 to Part 6, as shown on deposited Reference Plan 62R-18032, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Blocks 127 and 130, Registered Plan No. 62M-1062, in the City of Hamilton (Glanbrook)

3. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of a lot line adjustment, by adding Part 8 to 3056 Regional Road 56 (PIN 17384-0361), as shown on deposited Reference Plan 62R-18032, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 130, Registered Plan No. 62M-1062, in the City of Hamilton (Glanbrook)

**Removal of Part Lot Control Blocks 127 and 130, Registered Plan No. 62M-1062
"Elizabeth Gardens – Phase 3"**

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4. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of a lot line adjustment, by adding Part 9 to 3064 Regional Road 56 (PIN 17384-0362), as shown on deposited Reference Plan 62R-18032, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

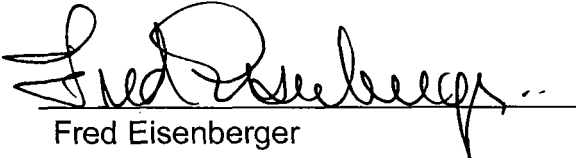
Block 130, Registered Plan No. 62M-1062, in the City of Hamilton (Glanbrook)

5. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of future development, shown as Part 10, on deposited Reference Plan 62R-18032, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 130, Registered Plan No. 62M-1062, in the City of Hamilton (Glanbrook)

6. 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.
7. This by-law shall expire and cease to be of any force or effect on the 28th day of November, 2009.

PASSED and ENACTED this 28th day of November, 2007.



Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk

PLC-07-027