

CITY OF HAMILTON

BY-LAW NO. 06-018

To Amend Downtown Hamilton Business Improvement Area By-law No. 82-151, as amended

WHEREAS on June 29, 1982, the Council of The Corporation of the City of Hamilton passed and enacted By-law No. 82-151, known and referred to as "The Downtown Hamilton Business Improvement Area By-law" in accordance with subsection 217(1) of the *Municipal Act*, R.S.O. 1980, Chapter 302;

AND WHEREAS pursuant to the *City of Hamilton Act, 1999*, S.O. 1999, c. 14, Schedule "C", The Corporation of the City of Hamilton was dissolved on January 1, 2001 and the City of Hamilton stands in the place of The Corporation of the City of Hamilton for all purposes;

AND WHEREAS pursuant to the *City of Hamilton Act, 1999*, S.O. 1999, c. 14, Schedule "C", every by-law of an old municipality, such as the former Corporation of the City of Hamilton, that is in force on December 31, 2000 shall be deemed to be a by-law of the City of Hamilton until it expires or is repealed or amended to provide otherwise;

AND WHEREAS pursuant to section 209 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, a municipality may alter the boundaries of an improvement area;

AND WHEREAS on the 13th day of April, 2005, the Council of the City of Hamilton did approve of Item 7 of Report 05-008 of the Planning and Economic Development Committee and did authorize the expansion of the boundaries of the Downtown Hamilton Business Improvement Area;

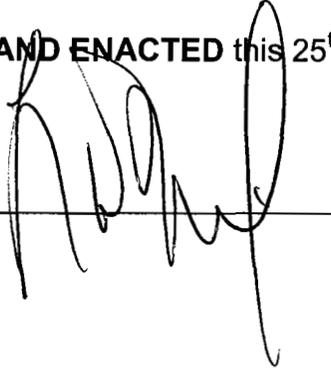
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That Schedule "A" to By-law No. 82-151, as amended, be repealed and that Schedule "A" attached to this by-law be substituted therefor;
2. That Schedule "B" to By-law No. 82-151, as amended, be repealed and that Schedule "B" attached to this By-law be substituted therefor;

3. In all other respects, the contents of By-law 82-151, as amended, are hereby confirmed as unchanged.

PASSED AND ENACTED this 25th day of January, 2006.

Mayor



Clerk



SCHEDULE "A"

LAND DESCRIPTION

**DOWNTOWN
BUSINESS IMPROVEMENT AREA**

All and singular that certain parcel or tract of land and premises, situate, lying and being in the City of Hamilton, in the Province of Ontario and which said parcel may be more particularly described as follows:

Commencing at the intersection of the east limit of Hughson Street and the north limit of Jackson Street, being the south-west corner of the Court House Square as shown on Registered Plan 1431.

Thence northerly along the east limit of Hughson Street to a point of intersection of the easterly production of the south limit of Lot 37 as shown on Registered Plan 1431.

Thence westerly across Hughson Street and along the south limit of Lots 37, 38, 39 and 40 of Registered Plan 1431, being in the eastern limit of James Street.

Thence across James Street to the south-east corner of Lot 45 in the Peter Hamilton Survey.

Thence along the southerly boundary of Lots 45, 46, 47 and across an alleyway to the north-east corner of Lot 71 in the Peter Hamilton Survey.

Thence northerly from the north-east corner of Lot 71 and along the east limit of Lot 48 to the southerly limit of Main Street.

Thence westerly along Main Street to the intersection point of the southerly production of the eastern limit of MacNab Street.

Thence northerly along the eastern limit of MacNab Street in all its courses to the south limit of King Street.

Thence along the southerly limit of King Street to its intersection with the western limit of James Street.

Thence northerly along the west limit of James Street and all its courses to the intersection point of the north limit of Rebecca Street produced westerly.

Thence easterly across James Street to the south-west corner of Lot 49 in the Nathaniel Hughson Survey.

Thence easterly along the north limit of Rebecca Street to the south-west corner of Part 2 on Plan 62R-15305.

Thence northerly along the west limit of Parts 1 and 2 to the limit between Lots 56 and 57 in the Nathaniel Hughson Survey.

Thence easterly along the limit between Lots 56 and 57 being the north limit of Part 1 on Plan 62R-15305.

Thence southerly a distance of 24.683 meters to a bar planted in the limit between Lots 55 and 50 in the Nathaniel Hughson Survey.

Thence easterly along the limit between Lots 55 and 50 in the Nathaniel Hughson Survey to the west limit of Hughson Street.

Thence southerly along the west limit of Hughson Street to the south-east corner of Lot 50 in the Nathaniel Hughson Survey.

Thence easterly across Rebecca Street to the south-west corner of Lot 51 in the Nathaniel Hughson Survey.

Thence easterly along the north limit of Rebecca Street to a point in the south limit of Lot 51 being the south-east corner of PIN 17165-0051.

Thence northerly along the west limit of PIN 17165-0051 to the north west corner of said PIN.

Thence easterly along the limit of Lots 51 and 54 and continuing easterly along the limit between Lots 52 and 53 all in the Nathaniel Hughson Survey to a point in the west limit of John Street, as confirmed by Plan B.A.-744, being the north-east corner of Lot 52 in the Nathaniel Hughson Survey.

Thence easterly across John Street to the north-west corner of Part 1 on Plan 62R-11359.

Thence easterly along the north limit of Part 1 on Plan 62R-11359 in its various courses to the westerly limit of Catharine Street.

Thence easterly across Catharine Street on the easterly production of the line between Lots 2 and 3 in the Nathaniel Hughson Survey to the east limit of Catharine Street.

Thence southerly along the east limit of Catharine Street to the south-west corner of PIN 17165-0104, being the north-west corner of Part 2 on Plan 62R-6843.

Thence easterly along the north limit of Parts 1 and 2 on Plan 62R-6843 to a point in the east limit of Lot 2 in the Nathaniel Hughson Survey.

Thence southerly along the east limit of Lot 1 and 2 in the Nathaniel Hughson Survey and the production southerly to a point in the south limit of Rebecca Street being the north-east corner of Lot 13 in the Nathaniel Hughson Survey.

Thence westerly along the south limit of Rebecca Street and south-westerly as widened by Instrument 79197CD to a point in the west limit of Lot 14 in the Nathaniel Hughson Survey being in the east limit of Catharine Street.

Thence southerly along the east limit of Catharine Street to the south-west corner of Lot 14 in the Nathaniel Hughson Survey being the north-west corner of Part 1 on 62R-10823.

Thence easterly along the south limit of Lot 14 in the Nathaniel Hughson Survey being the north limit of Part 1 on Plan 62R-10823 to a point being in the south-east corner of Lot 14.

Thence southerly along the east limit of Lots 11, 6 and 3 in the Nathaniel Hughson Survey being the east limit of Part 1 on Plan 62R-10823, and continuing southerly on the production of the aforementioned line to the south limit of King William Street.

Thence easterly along the south limit of King William Street to the west limit of Mary Street.

Thence southerly along Mary Street to the intersection of the north limit of King Street as confirmed by B.A.-784.

Thence southerly across King Street to the south limit of King Street being the north-west corner of Part 1 on Plan 62R-9733.

Thence southerly along the east limit of PINS 17168-0022 and 17168-0026 to the north limit of Main Street as confirmed by Plan BA-783.

Thence southerly across Main Street to the south limit of Main Street being the north-east corner of Part 1 on Plan 62R-15264, being the south-east corner of Part 1, Plan 62R-15264.

Thence southerly along the east limit of Part 1 on Plan 62R-15264 to a point in the north limit of a lane way.

Thence westerly along the south limit of Part 1 on Plan 62R-15264 to a point in the east limit of Catharine Street, said point being the south-west corner of Lot 36 on Registered Plan 1431.

Thence westerly on a production of the above-mentioned line to a point in the west limit of Catharine Street.

Thence southerly along the west limit of Catharine Street to a point in said limit being the north-east corner of Part 3 on Plan 62R-3916.

Thence westerly along the north limit of Part 3 to a point in the east limit of Bowen Street.

Thence northerly along the east limit of Bowen Street to a point intersected by the easterly production of the line between PINS 17170-0052 and 17170-0051.

Thence westerly crossing Bowen Street and along the limit between PINS 17170-0052 and 17170-0051 to a point in the east limit of John Street as confirmed by Plan B.A.-774.

Thence westerly on the production of the above-mentioned line to a point in the east limit of the Court House Square on Registered Plan 1431.

Thence southerly along the west limit of John Street as confirmed by Plan B.A.-774 to the north limit of Jackson Street.

Thence westerly along the north limit of Jackson Street to the point of commencement.

SCHEDULE B TO BY-LAW 06-018



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Scale:
N.T.S.
Date:
May, 2005



DOWNTOWN HAMILTON BIA

 Business Improvement Area



Hamilton

Planning & Economic Development Department