

CITY OF HAMILTON

BY-LAW NO. 20-117

To Repeal and Replace By-law No. 19-244, Respecting Removal of Part Lot Control from Lot 172 of Registered Plan 865 “North Airfield Park” known as 89 Martha Street and 3 Oriole Crescent, Hamilton

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:

Sub-section 5 of Section 50 of the *Planning Act*, for the purposes of creating two lots for a semi-detached dwelling being Part 2, Part 3 and Part 4, and Part 5 of Lot 172, and for the purposes of creating a servicing easement for the benefit of Part 5 being Part 3 of Lot 172, shown on deposited Reference Plan 62R-21254, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lot 172, Registered Plan No. 865, in the City of Hamilton.

1. 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.
2. This By-law shall expire and cease to be of any force or effect on the 3rd day of June, 2022.

PASSED this 3rd day of June, 2020.

F. Eisenberger
Mayor

A. Holland
City Clerk