

CITY OF HAMILTON

BY-LAW NO. 20-119

Respecting Removal of Part Lot Control

Part of Lots 36, 39, 42, 43, 47 to 49, 53 to 55, 87, 90, 92 to 96, 137, 141 to 145, 148 to 150, Registered Plan of Subdivision No. 62M-1251, "Summit Park – Phase 10" municipally known as, 79, 80, 83, 87, 92, 103, 104, 107, 108 and 111 Dolomiti Court; 56, 60, 64, 66, 70, 84 and 88, Rockledge Drive; 68, 70, 74, 78, 80, 86 and 96 Bethune Avenue; 120 Cittadella Boulevard; and 234 Dalgleish Trail (Glanbrook)

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:

"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. Subsection 5 of Section 50 of the *Planning Act*, for the purpose of creating twenty-six (26) access and maintenance easements (Parts 3, 6, 9, 10, 12 to 14, 18, 19, 20, 36, 39, 41 to 45, and 49 to 57 inclusive), as shown on Deposited Reference Plan 62R-20902, shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

Part of Lots 36, 39, 42, 43, 47 to 49, 53 to 55, 87, 90, 92 to 96, 137, 141 to 145, 148 to 150, Registered Plan of Subdivision 62M-1251, 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 3rd day of June 2022.

PASSED this 3rd day of June 2020.

F. Eisenberger
Mayor

A. Holland
Acting City Clerk