

**Authority:** Item 2, Public Works  
Committee Report 19-004  
(PW19049)  
CM: March 27, 2019  
Ward(s): 15

**Bill No.199**

**CITY OF HAMILTON**

**BY-LAW NO. 20-199**

**Being a By-law to Permanently Close a Portion of Road Allowance Abutting 600 5<sup>th</sup> Concession Road West, Flamborough, established by Part of the Road Allowance between Lots 12 and 13, Concession 4, in the Geographic Township of West Flamborough, in the City of Hamilton, designated as Part 2 on Reference Plan 62R-21259, being Part of PIN 17545-0099 (LT), City of Hamilton**

**WHEREAS** Sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

**WHEREAS** Section 34(1) of the *Municipal Act, 2001* provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office; and

**WHEREAS** highways to be closed by by-law are declared to be surplus to the needs of the City of Hamilton under the Sale of Land Policy By-law;

**AND WHEREAS** at its meeting of March 27, 2019, the Council approved Item 2 of Public Works Committee Report 19-004, and authorized the City to permanently close and sell a portion of road allowance abutting 600 5<sup>th</sup> Concession Road West, Flamborough, established by Part of the Road Allowance between Lots 12 and 13, Concession 4, in the Geographic Township of West Flamborough, in the City of Hamilton, designated as Part 2 on Reference Plan 62R-21259, being Part of PIN 17545-0099 (LT), City of Hamilton;

**AND WHEREAS** notice of the City's intention to pass this By-law has been published pursuant to the *Municipal Act, 2001*, S.O. 2001, c.25 as amended.

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

1. That the portion of the unassumed alley, set out as:

Part of the Road Allowance between Lots 12 and 13, Concession 4, in the Geographic Townshio of West Flamborough, in the City of Hamilton, designated as Part 2 on Reference Plan 62R-21259, being Part of PIN 17545-0099 (LT), City of Hamilton

is hereby permanently closed.

2. That the soil and freehold of Part 2 on Reference Plan 62R-21259, hereby permanently closed, be sold to Countrywind Farm Inc. for the sum of Forty Thousand Dollars (\$40,000.00).
3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

**PASSED AND ENACTED** on this 16<sup>th</sup> day of September, 2020.

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F. Eisenberger  
Mayor

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A. Holland  
City Clerk