

Authority: Item 5, Public Works Committee
Report 16-020 (PW16112)
CM: December 14, 2016
Ward: 10

Bill No. 269

CITY OF HAMILTON

BY-LAW NO. 18-269

To Permanently Close and Sell a Portion of a Road Allowance Abutting 40 Maple Drive, Stoney Creek, namely Part of Road Allowance between Lots 18 & 19, Concession 3, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1, Plan 62R-20595, being Part of PIN 17319-0569 (LT)

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 December 14, 2016, Council approved Item 5 of Public Works Committee Report 16-020, and authorized the City of Hamilton to permanently close and sell the portion of a road allowance abutting 40 Maple Drive, Stoney Creek; and

WHEREAS notice to the public of the proposed sale of the portion of a public unassumed alley has been given in accordance with the requirements of the Sale of Land Policy By-law.

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

1. The portion of a road allowance abutting 40 Maple Drive, Stoney Creek, described as Part of Road Allowance between Lots 18 & 19, Concession 3, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1, Plan 62R-20595, which is owned by the City of Hamilton, is permanently closed.

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2. The soil and freehold of the part of the road allowance permanently closed under section 1 is to be sold to the Marko Pavunkovic for the sum of Forty Thousand and Two Dollars (\$40,002.00).
3. This by-law comes into force on the date of its registration in the Land Registry Office (No. 62).

PASSED this 12th day of September, 2018.

F. Eisenberger
Mayor

J. Pilon
Acting City Clerk