

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001

Bill No. 089

CITY OF HAMILTON

BY-LAW NO. 16-089

Respecting Removal of Part Lot Control

Block 1, Registered Plan of Subdivision No. 62M-1211,

1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 36, 38, 40, 42, 44, 51, 53, 55, 57, 59, 61, 63, 65, 67, 69, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91 and 93 Southshore Crescent; 1, 3, 5, 7, 8 to 10, 12, 14, 16, 18 and 20 Lakefront Drive; 1 to 14 Waterview Drive; 1, 3, 5, 7, 9, 11 and 13 Lakewalk Drive; 315, 317, 319, 321, 323, 325, 327 and 329 Frances Avenue; 35 Southshore Crescent (Multiple Dwelling); and, 311 Frances Avenue (Common Element)

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 seventy-eight (78) lots for townhouse units (Parts 1 to 78 inclusive, and Parts 81 to 132 inclusive) and one (1) lot for a multiple dwelling (Part 80), utility and service easements (Parts 103 to 116 inclusive and Parts 127 to 132 inclusive), access and maintenance easements (Parts 81 to 102 inclusive and Parts 117 to 126 inclusive) and the Common Element Condominium Corporation (Part 79), as shown on Deposited Reference Plan 62R-20253 shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

Block 1, Registered Plan of Subdivision 62M-1211, in the City of Hamilton.

Removal of Part Lot Control

Block 1, Registered Plan of Subdivision No. 62M-1211,

1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 36, 38, 40, 42, 44, 51, 53, 55, 57, 59, 61, 63, 65, 67, 69, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91 and 93 Southshore Crescent; 1, 3, 5, 7, 8 to 10, 12, 14, 16, 18 and 20 Lakefront Drive; 1 to 14 Waterview Drive; 1, 3, 5, 7, 9, 11 and 13 Lakewalk Drive; 315, 317, 319, 321, 323, 325, 327 and 329 Frances Avenue; 35 Southshore Crescent (Multiple Dwelling); and, 311 Frances Avenue (Common Element)

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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 30th day of March, 2018.

PASSED this 30th day of March, 2016.

F. Eisenberger
Mayor

R. Caterini
City Clerk

PLC-16-002