

**Authority:** Item 2, Public Works Committee  
Report 21-014 (PW21057)  
CM: October 13, 2021  
Ward: 15

**Bill No. 110**

## **CITY OF HAMILTON**

### **BY-LAW NO. 23-110**

**To Permanently Close and Sell a Portion of Road Allowance abutting 241 Dundas Street East, Waterdown, namely Part of Lot 8, Concession 3, in the Geographic Township of East Flamborough, in the City of Hamilton, Designated as Part 3 on 62R-21869, being part of PIN 17508-0033 (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 October 13, 2021, Council approved of Item 2 of Public Works Committee Report 21-014, and authorized the City of Hamilton to permanently close and sell a portion of the road allowance abutting 241 Dundas Street East, Waterdown, Hamilton, namely Part of Lot 8, Concession 3, in the Geographic Township of East Flamborough, in the City of Hamilton, Designated as Part 3 on 62R-21869, being part of PIN 17508-0033 (LT); and

**WHEREAS** notice to the public of the proposed sale of the part of the road allowance 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 part of the public road allowance set out as follows:

Part of Lot 8, Concession 3, in the Geographic Township of East Flamborough, in the City of Hamilton, Designated as Part 3 on 62R-21869, being part of PIN 17508-0033 (LT).  
is permanently closed.

To Permanently Close and Sell a Portion of Road Allowance Abutting 241 Dundas Street East, Hamilton, namely Part of Lot 8, Concession 3, in the Geographic Township of East Flamborough, in the City of Hamilton, Designated as Part 3 on 62R-21869, being part of PIN 17508-0033 (LT)

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2. The soil and freehold of the Part 3 on Plan 62R-21869, hereby permanently closed, be sold to 407240 Ontario Limited.
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** this 7<sup>th</sup> day of June, 2023.

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A. Horwath  
Mayor

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A. Holland  
City Clerk