

Authority: Item 4, Public Works Committee Report 22-014 (PW22077)
CM: September 28, 2022 Ward: 15
Written approval for this by-law was given by Mayoral Decision MDE-2024 01
Dated October 9, 2024

Bill No. 180

CITY OF HAMILTON

BY-LAW NO. 24-180

Being a By-law to Permanently Close a Portion of Road Allowance Abutting 400 McCrae Station Road, Flamborough, established by Townships East Flamborough and Puslinch, in the City of Hamilton, designated as Parts 1 and 2 on Reference Plan 62R-22159, being Part of PIN 17525-0182 (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 September 28, 2022, the Council approved Item 4 of Public Works Committee Report 22-014, and authorized the City to permanently close and sell a portion of road allowance abutting 400 McCrae Station Road, Flamborough, established by Townships East Flamborough and Puslinch, in the City of Hamilton, designated as Parts 1 and 2 on Reference Plan 62R-22159, being Part of PIN 17525-0182 (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 the Townships of East Flamborough and Puslinch, in the City of Hamilton, designated as Parts 1 and 2 on Plan 62R-22159, being Part of PIN 17525-0182 (LT)

is hereby permanently closed.

Being a By-law to Permanently Close a Portion of Road Allowance Abutting 400 McCrae Station Road, Flamborough, established by Townships East Flamborough and Puslinch, in the City of Hamilton, designated as Parts 1 and 2 on Reference Plan 62R-22159, being Part of PIN 17525-0182 (LT)

Page 2 of 2

2. That the soil and freehold of Parts 1 and 2 on Reference Plan 62R-22159, hereby permanently closed, be sold to Andrew Donlan and Elizabeth Donlan for the sum of Sixteen Thousand Dollars (\$16,000.00).
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 on this 9th day of October, 2024.

A. Horwath
Mayor

M. Trennum
City Clerk