

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

CM: October 16, 2001 Ward: 11

Written approval for this by-law was given by Mayoral Decision MDE-2024 29

Dated December 11, 2024

Bill No. 219

CITY OF HAMILTON

BY-LAW NO. 24-219

Respecting Removal of Part Lot Control

**Blocks 84, 85, and 87, Registered Plan of Subdivision No. 62M-1298,
Municipally Known as 32, 34, 36, 38, 40, 42, 44, and 46 Blain Drive (Block
84); 50, 52, 54, 56, 58, 60, 62, and 64 Blain Drive (Block 85); 127, 129, 131,
133, 135, 137, 139, and 141 Alway Road (Block 87), Glanbrook**

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:

“(7) **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 24 lots for street townhouse dwellings (Parts 1 to 20 inclusive of Block 84, Parts 1 to 20 inclusive of Block 85, and Parts 1 to 18 inclusive of Block 87) and 34 utility and maintenance access easement (Parts 2, 4, 5, 6, 8, 10, 12, 14, 16, 17, 18, and 20 of Block 84, Parts 2, 4, 5, 6, 8, 10, 12, 14, 16, 17, 18, and 20 of Block 85, and Parts 2, 4, 5, 7, 9, 11, 13, 15, 16, and 18 of Block 87), as shown on Deposited Reference Plans 62R-22397, 62R-22391, and 62R-22425, shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

Blocks 84, 85 and 87, Registered Plan of Subdivision No. 62M-1298, in the City of Hamilton.

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.

Respecting Removal of Part Lot Control
Blocks 84, 85, and 87, Registered Plan of Subdivision No. 62M-1298, Municipally Known as 32,
34, 36, 38, 40, 42, 44, and 46 Blain Drive (Block 84); 50, 52, 54, 56, 58, 60, 62, and 64 Blain
Drive (Block 85); 127, 129, 131, 133, 135, 137, 139, and 141 Alway Road (Block 87), Glanbrook

Page 2 of 2

3. This By-law shall expire and cease to be of any force or effect on the 11th day of December, 2026.

PASSED this 11th day of December, 2024.

A. Horwath
Mayor

M. Trennum
City Clerk

PLC-24-009