

**City of Hamilton**

**BY-LAW NO. 08-232**

**Respecting:**

**Removal of Part Lot Control**

**Block 111**

**"Avalon Phase 3" — Registered Plan 62M-1040**

**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;

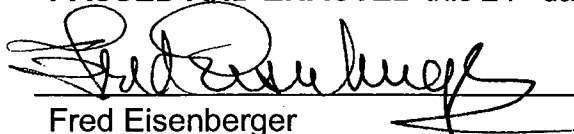
**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating four (4) lots described as Parts 1 – 7, inclusive, including three (3) maintenance easements, described as Parts 2, 4 and 6, on deposited reference plan 62R-18136, shall not apply to the portion of the registered plan of subdivision that is designated as follows:

Block 111 of Registered Plan Number 62M-1040, 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.
3. This By-law shall expire and cease to be of any force or effect on the 24<sup>th</sup> day of September, 2010.

**PASSED AND ENACTED** this 24<sup>th</sup> day of September, 2008.



Fred Eisenberger  
Mayor



Kevin C. Christenson  
City Clerk