

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

**Bill No. 223**

**CITY OF HAMILTON**

BY-LAW NO. 07-223

Respecting:

Removal of Part Lot Control  
Block 89, Registered Plan No. 62M-1057  
Fifty Road Joint Venture Phase 3

**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;

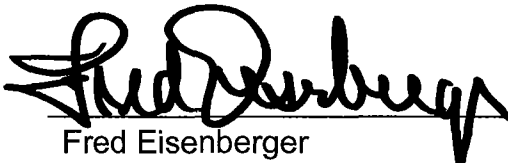
**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating four (4) lots for street townhouse dwellings, shown as Parts 1 to 8, inclusive, including maintenance/encroachment easements, shown as Parts 3, 5, 6, and 7, on deposited Reference Plan 62R-17919 shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 89, Registered Plan No. 62M-1057, 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 11<sup>th</sup> day of July, 2009.

**PASSED and ENACTED** this 11<sup>th</sup> day of July, 2007.

  
Fred Eisenberger  
Mayor

  
Kevin C. Christenson  
City Clerk