

Authority: Item 6, Public Works Committee  
Report 09-010 (PW09066)  
CM: June 24, 2009

**Bill No. 082**

**CITY OF HAMILTON**

**BY-LAW NO. 10-082**

**Being a By-law to Permanently Close a Portion of Kelly Street road allowance, City of Hamilton, being part of Kelly Street, Registered Plan 255, designated as Part 1 on Plan 62R-18597, City of Hamilton**

**WHEREAS** the Council of the City of Hamilton is empowered under Section 34 of the *Municipal Act, 2001*, S.O. 2001, c.25 as amended, to permanently close any highway or part of a highway;

**AND WHEREAS** the Council of the City of Hamilton on June 24, 2009, in adopting Item 6 of Public Works Committee Report 09-010, authorized the City to permanently close lands known as a portion of Kelly Street road allowance, being part of Kelly Street, Registered Plan 255, designated as Part 1 on Reference Plan 62R-18597, City of Hamilton;

**AND WHEREAS** the road is a highway under the jurisdiction of the 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 a portion of Kelly Street, set out as:

Part of Kelly Street, Registered Plan 255, designated as Part 1 on Plan 62R-18597, now City of Hamilton

is hereby permanently closed.

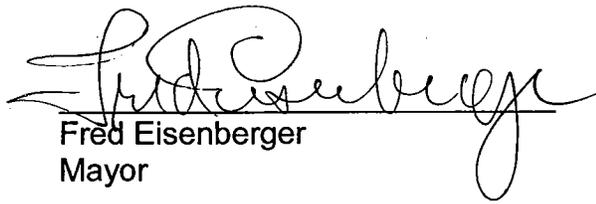
2. That the soil and freehold of Part 1 on Reference Plan 62R-18597, hereby permanently closed, be sold to The Hamilton-Wentworth District School Board, for the sum of Thirty-Three Thousand and Five Hundred Dollars (\$33,500.00).

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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 28<sup>th</sup> day of April, 2010.



Fred Eisenberger  
Mayor



Rose Caterini  
City Clerk