

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 11

**Bill No. 043**

## **CITY OF HAMILTON**

### **BY-LAW NO. 21-043**

#### **Respecting Removal of Part Lot Control**

**Blocks 90 and 91, Registered Plan No. 62M-1249 “Empire Caterini – Phase 1”, municipally known as 325, 327, 329, 331, 333, 335, 337, 339, 341 and 343 Pumpkin Pass**

**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 10 lots for street townhouse dwellings and one hydro easement, shown as Parts 1 to 5, inclusive, on deposited Reference Plan 62R-21526, and shown as Parts 1 to 6, inclusive, on deposited Reference Plan 62R-21527, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Blocks 90 and 91, Registered Plan No. 62M-1249, 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 31<sup>st</sup> day of March, 2023.

**PASSED** this 31<sup>st</sup> day of March, 2021.

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F. Eisenberger  
Mayor

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A. Holland  
City Clerk

PLC-20-011