

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 9

**Bill No. 044**

## **CITY OF HAMILTON**

### **BY-LAW NO. 21-044**

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

**Lot 57 within Registered Plan No. 62M-1257 as well as Blocks 9, 10, 11, and Lots 1 and 2 within Registered Plan No. 62M-1262, municipally known as 59, 63, 67, 71, 75 and 150 Cuesta Heights**

**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 establishing 11 maintenance easements for six single detached dwellings, shown as Parts 1 to 10 on deposited Reference Plan 62R-21351 and as Part 1 on deposited Reference Plan 62R-21510, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lot 57, Registered Plan No. 62M-1257 and Blocks 9, 10, 11, and Lots 1 and 2, Registered Plan No. 62M-1262, 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.

Respecting Removal of Part Lot Control  
Lot 57 within Registered Plan No. 62M-1257 as well as Blocks 9, 10, 11, and Lots 1 and 2 within Registered Plan  
No. 62M-1262, municipally known as 59, 63, 67, 71, 75 and 150 Cuesta Heights

Page 2 of 2

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

---

F. Eisenberger  
Mayor

---

A. Holland  
City Clerk

PLC-20-007