

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 15

**Bill No. 095**

**CITY OF HAMILTON**

**BY-LAW NO. 19-095**

**Respecting Removal of Part Lot Control  
Lots 91 and 174, Registered Plan No. 62M-1238, Municipally known as 39 Mill Stone  
Terrace and 331 Humphrey Street, Flamborough**

**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 2 maintenance maintenance easements, shown as Part 1 on deposited Reference Plan 62R-21086, and Part 1 on deposited Reference Plan 62R-21088, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 91 and 174 on Registered Plan No. 62M-1238, 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 8<sup>th</sup> day of May, 2021.

**PASSED** this 9<sup>th</sup> day of May, 2019.

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M. Pearson  
Acting Mayor

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J. Pilon  
Acting City Clerk