



**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 4

**Bill No. 244**

## **CITY OF HAMILTON**

BY-LAW No. 19-244

Respecting: Removal of Part Lot Control from Lot 172 of Registered Plan 865 "North Airfield Park" known as 89 Martha Street, Hamilton

**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:

Sub-section 5 of Section 50 of the *Planning Act*, for the purposes of creating two lots for a semi-detached dwelling being Part 2 and Part 5, and for the purposes of dedicating a daylight triangle being Part 3 and Part 4 of Lot 172 shown on deposited Reference Plan 62R-21254, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lot 172, Registered Plan No. 865, in the City of Hamilton.

1. 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.
2. This By-law shall expire and cease to be of any force or effect on the 25<sup>th</sup> day of September, 2021.

**PASSED** this 25<sup>th</sup> day of September, 2019.

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F. Eisenberger  
Mayor

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A. Holland  
City Clerk