

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

**Bill No. 268**

## **CITY OF HAMILTON**

### **BY-LAW NO. 19-268**

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

**Lots 94-113, 150-163, 212-225, 229, 230, and 232-238, Plan 62M-1257, 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 28, 32, 36, 40, 44, 48, 52, 56, 69, 73, 77, 81, 85, 89, 93, 101, 105, 125, 129, 130, 133, 134, 137, 138, 141, 142, 146, 147, 150, 153, 154, 157, 158, 161, 162, 165, 166, 169, 170, 174, 175, 178, 179, 182, and 183 Cactus Crescent**

**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 sixty (60) easements for maintenance and access purposes, shown as Parts 1 to 60 , inclusive, on deposited Reference Plan 62R-21275, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 94 to 113, 150 to 163, 212 to 225, 229, 230, and 232 to 238, Registered Plan No. 62M-1257, 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 13<sup>th</sup> day of November 2021.

**PASSED** this 13<sup>th</sup> day of November 2019.

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F. Eisenberger  
Mayor

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A. Holland  
City Clerk