

**Authority:** Item 12, Committee of the  
Whole  
Report 01-033 (PD01184)  
CM: October 18, 2001

**Bill No. 125**

**CITY OF HAMILTON**  
BY-LAW No. 14-125

Removal of Part Lot Control

Lots 1 to 7, inclusive, Lots 10 to 25, inclusive, Lots 27 to 42, inclusive, and Block 46 of Registered Plan No. 62M-1200, "Orchard Park"; known municipally as, 3, 4, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27 and 31 Saxony Court; and, 415, 418, 419, 422, 423, 426, 427, 430, 431, 434, 435, 438, 439, 442, 443, 446, 447, 450, 451, 454, 455, 459, 463, 467, 471 and 475 Macintosh Drive (Stoney Creek) (Ward 10)

**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 maintenance easements, shown as Parts 1-41, inclusive, on deposited Reference Plan 62R-19766, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Lots 1 to 7, inclusive, Lots 10 to 25, inclusive, Lots 27 to 42, inclusive, and Block 46, Registered Plan No. 62M-1200, "Orchard Park", in the City of Stoney Creek

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 28th day of May, 2016.

**PASSED** this 28th day of May, 2014.

  
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R. Bratina  
Mayor

  
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R. Caterini  
City Clerk