

**Authority:** Item 47, Committee of the Whole  
Report 01-025 (PD101146)  
CM: August 22, 2001  
Ward: 12

**Bill No. 248**

## **CITY OF HAMILTON**

### **BY-LAW NO. 17-248**

**To Permanently Close and Sell a Portion of Curran Road being Blocks 315 and 316 on Plan 62M-1158, designated as Parts 10 to 17, inclusive, on Plan 62R-20605, City of Hamilton**

**WHEREAS** sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

**WHEREAS** section 34(1) of the *Municipal Act, 2001* provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office; and

**WHEREAS** highways to be closed by by-law are declared to be surplus to the needs of the City of Hamilton under the Sale of Land Policy By-law; and

**WHEREAS** by execution of a Subdivision Agreement dated April 5, 2011 between the City of Hamilton and 2054971 Ontario Inc., the City has authorized and agreed to the closure and conveyance of a certain portion of Curran Road being Blocks 315 and 316 on Plan 62M-1158, designated as Parts 10 to 17, inclusive, on Plan 62R-20605, when deemed by the City to no longer be required for road purposes; and

**WHEREAS** notice to the public of the proposed sale of the part of the road allowance has been given in accordance with the provisions of the Sale of Land Policy By-law.

**NOW THEREFORE** the Council of the City of Hamilton enacts as follows:

1. The part of the road allowance, being Curran Road, in the City of Hamilton, described as Blocks 315 and 316 on Plan 62M-1158, designated as Parts 10 to 17, inclusive, on Plan 62R-20605, City of Hamilton, is permanently closed.

2. The soil and freehold of the part of the road allowance permanently closed under section 1 is to be sold to 2054971 Ontario Inc. for the sum of two dollars (\$2.00) pursuant to the terms of the Subdivision Agreement dated April 5, 2011 between City of Hamilton and 2054971 Ontario Inc. registered as Instrument No. WE766980.
3. This by-law comes into force on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 22<sup>nd</sup> day of November, 2017.

---

F. Eisenberger  
Mayor

---

R. Caterini  
City Clerk