

Authority: Item 4, Public Works Committee
Report 20-008 (PW20060)
CM: September 30, 2020
Ward: 3

Bill No. 002

CITY OF HAMILTON

BY-LAW NO. 22-002

To Permanently Close and Sell a Portion of the Public Unassumed Alley Abutting 401 Victoria Avenue North, Hamilton, namely Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT)

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;

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;

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;

WHEREAS, at its meeting of September 30, 2020, Council approved of Item 4 of Public Works Committee Report 20-008, and authorized the City of Hamilton to permanently close and sell a portion of the public unassumed alley abutting 401 Victoria Avenue North, Hamilton, namely Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT); and

WHEREAS, notice to the public of the proposed sale of the part of the road allowance has been given in accordance with the requirements 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 public unassumed alley set out as follows:

Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT)
is permanently closed.

To Permanently Close and Sell a Portion of the Public Unassumed Alley Abutting 401 Victoria Avenue North, Hamilton, namely Part of the Alleyway, on Registered Plan 174 in the City of Hamilton, designated as Part 1 on Plan 62R-21596, being part of PIN 17188-0010 (LT)

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2. The soil and freehold of the Part 1 on Plan 62R-21596, hereby permanently closed, be sold to 2681270 Ontario Inc. for the sum of Sixty-Eight Thousand Dollars (\$68,000.00).
3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

PASSED this 19th day of January, 2022.



L. Ferguson
Acting Mayor



A. Holland
City Clerk

