

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001
Ward: 8

Bill No. 266

CITY OF HAMILTON

BY-LAW NO. 22-266

Respecting Removal of Part Lot Control

Blocks 21 to 25 and 27 to 34 (inclusive) and Lots 1 to 13 and 15 to 19 (inclusive), Registered Plan of Subdivision No. 62M-1284, "Stonegate Park", Municipally Known As, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49 to 53, 55 to 70, 72, and 74 Genoa Drive, Hamilton; 88, 90, 92, 94, 95, 97, 99, 101 to 105, 107 to 111, 113, 115, 117, 119, 121, 123, 125, 127, 129 to 143, and 145 to 157 Aquasanta Crescent, Hamilton; and 3 to 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, and 45 Mia Drive, 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:

"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. Subsection 5 of Section 50 of the *Planning Act*, for the purpose of creating 92 lots for street townhouse dwellings (Parts 11 to 67, 84 to 118, and 129 to 153 inclusive) and 36 lots for semi detached dwellings (Parts 1 to 10, 68 to 83, and 119 to 128 inclusive) and encroachments and maintenance easements (Parts 129 to 132 inclusive and 152) as shown on Deposited Reference Plan 62R-22009, shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

Blocks 21 to 25 and 27 to 34 (inclusive) and Lots 1 to 13 and 15 to 19 (inclusive), Registered Plan of Subdivision No. 62M-1284, in the City of Hamilton.

Respecting Removal of Part Lot Control, Blocks 21 to 25 and 27 to 34 (inclusive) and Lots 1 to 13 and 15 to 19 (inclusive), Registered Plan of Subdivision No. 62M-1284, "Stonegate Park", Municipally Known As, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, 45, 47, 49 to 53, 55 to 70, 72, and 74 Genoa Drive, Hamilton; 88, 90, 92, 94, 95, 97, 99, 101 to 105, 107 to 111, 113, 115, 117, 119, 121, 123, 125, 127, 129 to 143, and 145 to 157 Aquasanta Crescent, Hamilton; and 3 to 19, 21, 23, 25, 27, 29, 31, 33, 35, 37, 39, 41, 43, and 45 Mia Drive, Hamilton

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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 7th day of December 2024.

PASSED this 7th day of December, 2022.

A. Horwath
Mayor

A. Holland
City Clerk

PLC-22-017