

Authority: Item 6, Public Works Committee Report 16-015 (PW16078)
CM: September 28, 2016 Ward(s): 1
Written approval for this by-law was given by Mayoral Decision MDE-2024 01
Dated January 24, 2024

Bill No. 009

CITY OF HAMILTON

BY-LAW NO. 24-009

Being a By-law to Permanently Close a Portion of a Portion of Public Unassumed Alley Abutting 4 Mountain Avenue, Hamilton, established by Registered Plan 272, in the City of Hamilton, designated as Part 1 on Reference Plan 62R-20776, being Part of PIN 17077-0095 (LT), 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 at its meeting of September 28, 2016, the Council approved Item 6 of Public Works Committee Report 16-015, and authorized the City to permanently close and sell a portion of a unassumed alley abutting 4 Mountain Avenue, Hamilton Ontario, established by Registered Plan 272, in the City of Hamilton, designated as Part 1 on Reference Plan 62R-20776, being Part of PIN 17077-0095 (LT), City of Hamilton;

AND WHEREAS notice of the City's intention to pass this By-law has been published pursuant to the *Municipal Act, 2001*, S.O. 2001, c.25 as amended.

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

1. That the portion of the unassumed alley, set out as:

Part of Alleyway lying between Aberdeen Avenue, Orchard Hill Street, Cottage Avenue and Mountain Avenue, Registered Plan 272, in the City of

Hamilton, designated as Part 1, Plan 62R-20776, being Part of PIN 17077-0095 (LT)

is hereby permanently closed.

2. That the soil and freehold of Part 1 on Reference Plan 62R-20776, hereby permanently closed, be sold to Cory James Bobiak and Sandra Jane Thompson for the sum of One Thousand, Five Hundred and Two Dollars (\$1,502.00).
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 AND ENACTED on this 24th day of January, 2024.

A. Horwath
Mayor

J. Pilon
Acting City Clerk