

Authority: Item 12, Committee of the Whole Report 01-033 (PD01184)

CM: October 16, 2001 Ward: 11

Written approval for this by-law was given by Mayoral Decision MDE-2025-07

Dated April 16, 2025

Bill No. 061

CITY OF HAMILTON

BY-LAW NO. 25-061

Respecting Removal of Part Lot Control

**Part of Lots 2 to 14, 17 to 19, 22 to 30, 33 to 45, 47, 48, 50 to 55, 58 to 68 and 71 to 81
(All Inclusive) on Registered Plan 62M-1298, Municipally Known as
189, 190, 193, 194, 197, 198, 201, 202, 205, 209, 215, 217, and 221 Alway Road,
7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27, 28 and 31 Blain Drive, 47, 51, 55, 59, 63, 67, 71,
75, 79, 83, 87, 104, 108, 112, 116, 120, and 124 Teskey Crescent, and 580, 584, 592,
596, 599, 600, 603, 604, 607, 608, 611, 612, 615, 616, 619, 620, 623, 624, 627, 628, 631,
632, 635, 636, 639, 640, and 643 Windwood Drive, Glanbrook**

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 72 maintenance easements, shown as Parts 1 to 72, on deposited Reference Plan 62R-22377, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Part of Lots 2 to 14, 17 to 19, 22 to 30, 33 to 45, 47, 48, 50 to 55, 58 to 68 and 71 to 81 (All Inclusive) on Registered Plan 62M-1298, in the City of Hamilton.

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 16th day of April, 2027.

Respecting Removal of Part Lot Control, Part of Lots 2 to 14, 17 to 19, 22 to 30, 33 to 45, 47, 48, 50 to 55, 58 to 68 and 71 to 81 (All Inclusive) on Registered Plan 62M-1298, Municipally Known as 189, 190, 193, 194, 197, 198, 201, 202, 205, 209, 215, 217, and 221 Alway Road, 7, 8, 11, 12, 15, 16, 19, 20, 23, 24, 27, 28 and 31 Blain Drive, 47, 51, 55, 59, 63, 67, 71, 75, 79, 83, 87, 104, 108, 112, 116, 120, and 124 Teskey Crescent, and 580, 584, 592, 596, 599, 600, 603, 604, 607, 608, 611, 612, 615, 616, 619, 620, 623, 624, 627, 628, 631, 632, 635, 636, 639, 640, and 643 Windwood Drive, Glanbrook

Page 2 of 2

PASSED this 16th day of April, 2025.

A. Horwath
Mayor

M. Trennum
City Clerk

PLC-25-005