

Authority: Item 6, Public Works Committee Report 24-013 (PW24056)
CM: October 9, 2024 Ward: 5
Written approval for this by-law was given by Mayoral Decision MDE-2025-017
Dated October 29, 2025

Bill No. 196

CITY OF HAMILTON

BY-LAW NO. 25-196

To Permanently Close and Sell a Portion of the Road Allowance known as 37 Mountain Avenue North, Hamilton; Being Part of Lot 62 on Registrar's Compiled Plan 1424 in the Geographic Township of Stoney Creek, in the City of Hamilton, Designated as Parts 1 and 2 on Plan 62R-22501, Being all of PIN 17318-0109 (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; 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 October 9, 2024, Council approved of Item 6 of Public Works Committee Report 24-013 and authorized the City of Hamilton to permanently close and sell a portion of the Road Allowance known as 37 Mountain Avenue North, Hamilton; Being Part of Lot 62 on Registrar's Compiled Plan 1424 in the Geographic Township of Stoney Creek, in the City of Hamilton. Designated as Parts 1 and 2 on Plan 62R-22501. Being all of PIN 17318-0109 (LT).

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 road allowance set out as follows:

Being Part of Lot 62 on Registrar's Compiled Plan 1424 in the Geographic Township of Stoney Creek, in the City of Hamilton. Designated as Parts 1 and 2 on Plan 62R-22501. Being all of PIN 17318-0109 (LT).

To Permanently Close and Sell a portion of the Road Allowance known as 37 Mountain Avenue North, Hamilton; Being Part of Lot 62 on Registrar's Compiled Plan 1424 in the Geographic Township of Stoney Creek, in the City of Hamilton, Designated as Parts 1 and 2 on Plan 62R-22501, Being all of PIN 17318-0109 (LT)

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is hereby permanently closed.

2. The soil and freehold of Part 1 on Reference Plan 62R-22501, hereby permanently closed, be sold to the Estate/and or the Executor of Robert John Roubos.
3. The soil and freehold of Part 2 on Reference Plan 62R-22501, hereby permanently closed, be sold to Grace Lake Holdings Inc.
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 29th day of October, 2025.

A. Horwath
Mayor

M. Trennum
City Clerk