

**Authority:** Item 3, Public Works Committee Report 24-009 (PW24043)  
CM: July 12, 2024 Ward: 3  
Written approval for this by-law was given by Mayoral Decision MDE-2024 07  
Dated April 1, 2026

**Bill No. 061**

**CITY OF HAMILTON**

**BY-LAW NO. 26-061**

**To Permanently Close and Sell a Portion of Public Highway Abutting 191 Victoria Avenue South, Hamilton; Being Part of Lots 3, 4, & 5 and Part of the Alleyway (closed by By-Law 4803), on the East side of Victoria Avenue, on Registered Plan 217, and Part of Lot 12, Concession 3, Geographic Township of Barton, in the City of Hamilton; Designated as Part 4 on Plan 62R-22444; Being PART of PIN 17595-0003 (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 July 12, 2024, Council approved of Item 3 of Public Works Committee Report 24-009 and authorized the City of Hamilton to permanently close to permanently close and sell a portion of public highway Abutting 191 Victoria Avenue South, Hamilton; Being Part of Lots 3, 4, & 5 and Part of the Alleyway (closed by By-Law 4803), on the East side of Victoria Avenue, on Registered Plan 217, and Part of Lot 12, Concession 3, Geographic Township of Barton, in the City of Hamilton; Designated as Part 4 on Plan 62R-22444; Being PART of PIN 17595-0003 (LT); and

**WHEREAS** notice to the public of the proposed sale of the public highway 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 public highway set out as follows:

Part of Lots 3, 4 & 5 and Part of the Alleyway (closed by By-Law 4803), on the East side of Victoria Avenue, on Registered Plan 217, and Part of Lot 12,

**To Permanently Close and Sell a Portion of Public Highway Abutting 191 Victoria Avenue South, Hamilton; Being Part of Lots 3, 4, & 5 and Part of the Alleyway (closed by By-Law 4803), on the East side of Victoria Avenue, on Registered Plan 217, and Part of Lot 12, Concession 3, Geographic Township of Barton, in the City of Hamilton; Designated as Part 4 on Plan 62R-22444; Being PART of PIN 17595-0003 (LT).**

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Concession 3, Geographic Township of Barton, in the City of Hamilton;  
Designated as Part 4 on Plan 62R-22444, Being PART of PIN 17595-0003 (LT)

is hereby permanently closed.

2. The soil and freehold of Part 4 on Reference Plan 62R-22444, hereby permanently closed, be sold to 867103 Ontario 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 1<sup>st</sup> day of April, 2026.

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A. Horwath  
Mayor

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M. Trennum  
City Clerk