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 one (1) easement for access and maintenance (Part 1), as shown on Deposited Reference Plan 62R-20285, shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

   Part of Block 3, Registered Plan of Subdivision 62M-1217, 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 13th day of April, 2018.

PASSED this 13th day of April, 2016.

________________________________________  ________________________________
F. Eisenberger                          R. Caterini
Mayor                                City Clerk

PLC-16-007