CITY OF HAMILTON

BY-LAW NO. 16-327

Respecting Removal of Part Lot Control
Blocks 1 to 4 (inclusive) for the creation of 24 residential lots on Parts 1, 5 to 8 (inclusive), 11, 12, 14, 16, 20, 22, 25, 26, 30 to 32 (inclusive), 34, 37, 38, 41, 43, 44, 46, and 49, as well as for the creation of 16 access easements and 10 maintenance easements on Parts 2 to 4 (inclusive), 9, 10, 13, 15, 17 to 19 (inclusive), 21, 23, 24, 27 to 29 (inclusive), 33, 35, 36, 39, 40, 42, 45, 47, 48, and 50 on Registered Plan 62M-1224 (Plan 62R-20470) known as “Park Place – Phase 2a” – 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, and 27 Savage Drive, and 120, 122, 124, 126, 128, 130, 132, 134, 136, 138, and 140 Cole Street, Flamborough (Ward 15)

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. Sub-section 5 of Section 50 of the Planning Act, for the purpose of creating 24 residential lots for townhouse dwellings, shown as Parts 1, 5 to 8 (inclusive), 11, 12, 14, 16, 20, 22, 25, 26, 30 to 32 (inclusive), 34, 37, 38, 41, 43, 44, 46, and 49, inclusive, including 26 easements for access and maintenance, shown as Parts 2 to 4 (inclusive), 9, 10, 13, 15, 17 to 19 (inclusive), 21, 23, 24, 27 to 29 (inclusive), 33, 35, 36, 39, 40, 42, 45, 47, 48, and 50, inclusive, on deposited Reference Plan 62R-20470, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:
Respecting: Removal of Part Lot Control

Blocks 1 to 4 (inclusive) for the creation of 24 residential lots on Parts 1, 5 to 8 (inclusive), 11, 12, 14, 16, 20, 22, 25, 26, 30 to 32 (inclusive), 34, 37, 38, 41, 43, 44, 46, and 49, as well as for the creation of 16 access easements and 10 maintenance easements on Parts 2 to 4 (inclusive), 9, 10, 13, 15, 17 to 19 (inclusive), 21, 23, 24, 27 to 29 (inclusive), 33, 35, 36, 39, 40, 42, 45, 47, 48, and 50 on Registered Plan 62M-1224 (Plan 62R-20470) known as “Park Place – Phase 2a” – 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, and 27 Savage Drive, and 120, 122, 124, 126, 128, 130, 132, 134, 136, 138, and 140 Cole Street, Flamborough (Ward 15)

Blocks 1 to 4 (inclusive) on Registered Plan No. 62M-1224, 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 14th day of December, 2018.

PASSED this 14th day of December, 2016.

F. Eisenberger  
Mayor

R. Caterini  
City Clerk

PLC-16-037