

Authority: Item 47, Committee of the Whole
Report 01-025 (PD01146)
CM: August 22, 2001
Ward: 12

Bill No. 250

CITY OF HAMILTON

BY-LAW NO. 17-250

To Permanently Close a Portion of Woodhouse Street being Blocks 313 and 314 on Plan 62M-1158, designated as Parts 1 to 9, inclusive, on Plan 62R-20605, City of Hamilton, and,

To Sell a Portion of Woodhouse Street being Part of Block 313 on Plan 62M-1158, designated as Parts 2 to 4, inclusive, on Plan 62R-20605 and All of Block 314 on Plan 62M-1158, designated as Parts 5 to 9, inclusive, on Plan 62R-20605, City of Hamilton

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 by execution of a Subdivision Agreement dated April 5, 2011 between the City of Hamilton and 2054971 Ontario Inc., the City has authorized and agreed to the closure and conveyance of a certain portion of Woodhouse Street being Blocks 313 and 314 on Plan 62M-1158, designated as Parts 2 to 9, inclusive, on Plan 62R-20605, when deemed by the City to no longer be required for road purposes; and

WHEREAS notice to the public of the proposed sale of the part of the road allowance has been given in accordance with the provisions of the Sale of Land Policy By-law.

To Permanently Close a Portion of Woodhouse Street being Blocks 313 and 314 on Plan 62M-1158, designated as Parts 1 to 9, inclusive, on Plan 62R-20605, City of Hamilton, and,

To Sell a Portion of Woodhouse Street being Part of Block 313 on Plan 62M-1158, designated as Parts 2 to 4, inclusive, on Plan 62R-20605 and All of Block 314 on Plan 62M-1158, designated as Parts 5 to 9, inclusive, on Plan 62R-20605, City of Hamilton

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NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The part of the road allowance, being Woodhouse Street, in the City of Hamilton, described as Part of Block 313 on Plan 62M-1158, designated as Part 1 on Plan 62R-20605, City of Hamilton, is permanently closed.
2. The part of the road allowance, being Woodhouse Street, in the City of Hamilton, described as Part of Block 313 on Plan 62M-1158, designated as Parts 2 to 4, inclusive, on Plan 62R-20605 and All of Block 314 on Plan 62M-1158, designated as Parts 5 to 9, inclusive, on Plan 62R-20605, City of Hamilton, is permanently closed.
3. The soil and freehold of the part of the road allowance permanently closed under section 2 is to be sold to 2054971 Ontario Inc. for the sum of two dollars (\$2.00) pursuant to the terms of the Subdivision Agreement dated April 5, 2011 between City of Hamilton and 2054971 Ontario Inc. registered as Instrument No. WE766980.
4. This by-law comes into force on the date of its registration in the Land Registry Office (No. 62).

PASSED this 22nd day of November, 2017.

F. Eisenberger
Mayor

R. Caterini
City Clerk