

**Authority:** Item 8, Public Works Committee  
Report 17-010 (PW17065)  
CM: August 18, 2017  
Ward: 9

**Bill No. 002**

## **CITY OF HAMILTON**

### **BY-LAW NO. 18-002**

**To Permanently Close and Sell Moonlight Court, Hamilton, Ontario established by Registered Plan 62M-1172, in the City of Hamilton, designated as Part 6 on Plan 62R-20674; and Part of Lot 26, Concession 7, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 4 on Plan 62R-20674**

**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 August 18, 2017, Council approved of Item 8 of Public Works Committee Report 17-010, and authorized the City of Hamilton to permanently close and sell Moonlight Court, Hamilton, Ontario established by Registered Plan 62M-1172, in the City of Hamilton, designated as Part 6 on Plan 62R-20674; and Part of Lot 26, Concession 7, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 4 on Plan 62R-20674.

**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. That Moonlight Court, Hamilton, Ontario, established by All of Moonlight Court, Registered Plan 62M-1172, in the City of Hamilton, designated as Part 6 on Plan 62R-20674, being all of PIN 17090-0282 (LT); and Part of Lot 26, Concession 7, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 4 on Plan 62R-20674, being all of PIN

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- 17090-0294 (LT), which is owned by the City of Hamilton, is permanently closed.
2. The soil and freehold of the part of the road allowance permanently closed under section 1 is to be sold to Parkside Developments (Albion) Limited for the sum of two dollars (\$2.00).
  3. This by-law comes into force on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 24<sup>th</sup> day of January, 2018.

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F. Eisenberger  
Mayor

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R. Caterini  
City Clerk