

**Authority:** Item 3, Public Works Committee  
Report 17-011 (PW17074)  
CM: September 27, 2017  
Ward: 13

**Bill No. 068**

## **CITY OF HAMILTON**

### **BY-LAW NO. 18-068**

**To Permanently Close and Sell a Portion of Road Allowance Abutting 786 Governors Road, Dundas, namely Part of Road Allowance between Townships of Ancaster and West Flamborough Unopened (not closed by by-law), being Part 2, Plan 62R-11957, 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** at its meeting of September 27, 2017, Council approved Item 6.1 of Public Works Committee Report 17-011, and authorized the City of Hamilton to permanently close and sell the portion of road allowance abutting 786 Governors Road, Dundas; and

**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. The part of the road allowance abutting 786 Governors Road, Dundas, described as Part of Road Allowance between Townships of Ancaster and West Flamborough Unopened (not closed by by-law), being Part 2, Plan 62R-11957, 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 the Estate of William Arthur Kennedy for the sum of Two Dollars (\$2.00).

To Permanently Close and Sell a Portion of Road Allowance Abutting 786 Governors Road, Dundas, namely Part of Road Allowance between Townships of Ancaster and West Flamborough Unopened (no closed by by-law), being Part 2, Plan 62R-11957, City of Hamilton

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3. This by-law comes into force on the date of its registration in the Land Registry Office (No. 62).

**PASSED** this 28th day of March, 2018.

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F. Eisenberger  
Mayor

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R. Caterini  
City Clerk