

Authority: Item 19, General Issues
Committee Report 18-002
(PED18008)
CM: January 24, 2018
Ward: 7

Bill No. 069

CITY OF HAMILTON

BY-LAW NO. 18-069

To Permanently Close and Sell a Portion of Road Allowance between Limeridge Road East and Lincoln Alexander Parkway, Hamilton, namely Firstly: Part of Lot 10, Concession 7, in the Geographic Township of Barton, in the City of Hamilton, designated as Part 1, Plan 62R-20336, and Secondly: Part of Lot 10, Concession 7, in the Geographic Township of Barton, in the City of Hamilton, and designated as Part 2, Plan 62R-20336, 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 January 24, 2018, Council approved Item 19 of General Issues Committee Report 18-002, and authorized the City of Hamilton to permanently close and sell the portion of road allowance between Limeridge Road East and the Lincoln Alexander Parkway, Hamilton; 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 between Limeridge Road East and the Lincoln Alexander Parkway, Hamilton, described as Firstly: Part of Lot 10, Concession 7, in the Geographic Township of Stoney Barton, in the City of Hamilton, designated as Part 1, Plan 62R-20336, and Secondly: Part of Lot 10, Concession 7, in the Geographic Township of Barton, in the City of Hamilton, and designated as Part

To Permanently Close and Sell a Portion of Road Allowance between Limeridge Road East and Lincoln Alexander Parkway, Hamilton, namely Firstly: Part of Lot 10, Concession 7, in the Geographic Township of Barton, in the City of Hamilton, designated as Part 1, Plan 62R-20336, and Secondly: Part of Lot 10, Concession 7, in the Geographic Township of Barton, in the City of Hamilton, and designated as Part 2, Plan 62R-20336, City of Hamilton

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- 2, Plan 62R-20336, City of Hamilton, 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 CF/Realty Holdings Inc. for the sum of One Million, One Hundred and Sixty-Three Thousand, Nine Hundred and Fifty Dollars (\$1,163,950.00).
 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.

F. Eisenberger
Mayor

R. Caterini
City Clerk