

**Authority:** Item 12, Committee of the Whole  
Report 01-033 (PD01184)  
CM: October 16, 2001  
Ward: 11

**Bill No. 159**

## **CITY OF HAMILTON**

### **BY-LAW NO. 18-159**

#### **Respecting Removal of Part Lot Control**

**Part of Lots 1 to 15, 17 to 33, 58 to 67 and 100 to 136, Registered Plan of Subdivision No. 62M-1251, "Summit Park – Phase 10" municipally known as, 238, 242, 246, 250, 254, 258, 262, 266, 270, 274, 278, 282, 286, 290, 294, 298, 302, 306, 310, 404, 408, 412, 416, 420, 424, 428, 432, 436, 440, 444, 448, 452, 456 and 460 Dalgleish Trail; 4, 8, 12, 16, 20, 24, 28, 32, 36, 40, 44, 45, 48, 49, 52, 53, 56, 57, 60, 61, 64 and 68 Dolomiti Court; 33, 37, 39, 43 and 47 Cittadella Boulevard and 2, 4, 8, 10, 12, 16, 20, 22, 26, 28, 32, 36, 40, 42, 44, 48, 52 and 54 Bethune Avenue (Glanbrook)**

**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. Subsection 5 of Section 50 of the *Planning Act*, for the purpose of creating seventy-nine (79) access and maintenance easements (Parts 1 to 79 inclusive), as shown on Deposited Reference Plan 62R-20900, shall not apply to the portion of the Registered Plan of Subdivision that is designated as follows, namely:

Part of Lots 1 to 15, 17 to 33, 58 to 67 and 100 to 136, Registered Plan of Subdivision 62M-1251, 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.

Respecting Removal of Part Lot Control, Part of Lots 1 to 15, 17 to 33, 58 to 67 and 100 to 136, Registered Plan of Subdivision No. 62M-1251, "Summit Park – Phase 10" municipally known as, 238, 242, 246, 250, 254, 258, 262, 266, 270, 274, 278, 282, 286, 290, 294, 298, 302, 306, 310, 404, 408, 412, 416, 420, 424, 428, 432, 436, 440, 444, 448, 452, 456 and 460 Dalgleish Trail; 4, 8, 12, 16, 20, 24, 28, 32, 36, 40, 44, 45, 48, 49, 52, 53, 56, 57, 60, 61, 64 and 68 Dolomiti Court; 33, 37, 39, 43 and 47 Cittadella Boulevard and 2, 4, 8, 10, 12, 16, 20, 22, 26, 28, 32, 36, 40, 42, 44, 48, 52 and 54 Bethune Avenue (Glanbrook)

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3. This By-law shall expire and cease to be of any force or effect on the 27<sup>th</sup> day of June, 2020.

**PASSED** this 27<sup>th</sup> day of June, 2018.

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F. Eisenberger  
Mayor

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J. Pilon  
Acting City Clerk

PLC-18-013 (20900)