CITY OF HAMILTON

BY-LAW NO. 18-269

To Permanently Close and Sell a Portion of a Road Allowance Abutting 40 Maple Drive, Stoney Creek, namely Part of Road Allowance between Lots 18 & 19, Concession 3, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1, Plan 62R-20595, being Part of PIN 17319-0569 (LT)

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 December 14, 2016, Council approved Item 5 of Public Works Committee Report 16-020, and authorized the City of Hamilton to permanently close and sell the portion of a road allowance abutting 40 Maple Drive, Stoney Creek; and

WHEREAS notice to the public of the proposed sale of the portion of a public unassumed alley 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 portion of a road allowance abutting 40 Maple Drive, Stoney Creek, described as Part of Road Allowance between Lots 18 & 19, Concession 3, in the Geographic Township of Saltfleet, in the City of Hamilton, designated as Part 1, Plan 62R-20595, 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 Marko Pavunkovic for the sum of Forty Thousand and Two Dollars ($40,002.00).

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

PASSED this 12th day of September, 2018.

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F. Eisenberger                         J. Pilon
Mayor                                Acting City Clerk