BEING A BY-LAW TO PERMANENTLY CLOSE AND SELL PART OF THE ORIGINAL ROAD ALLOWANCE BETWEEN BROKEN FRONT CONCESSION AND CONCESSION 1 IN THE GEOGRAPHIC TOWNSHIP OF SALTFLEET, DESIGNATED AS PART 1 ON PLAN 62R-17063 AND PART OF LOT 2, CONCESSION 1, IN THE GEOGRAPHIC TOWNSHIP OF SALTFLEET, DESIGNATED AS PART 2 ON PLAN 62R-17063, CITY OF STONEY CREEK, NOW CITY OF HAMILTON

WHEREAS the Council of the City of Hamilton is empowered under Section 34 of the Municipal Act, 2001, S.O. 2001, c.25 as amended, to permanently close any highway or part of a highway;

AND WHEREAS the Council of the City of Hamilton on January 26, 2005, in adopting Item 2 of the Public Works, Infrastructure and Environment Committee Report 05-002, authorized the City to permanently close and sell part of the original road allowance between Broken Front Concession and Concession 1 in the geographic Township of Saltfleet, designated as Part 1 on Plan 62R-17063 and part of Lot 2, Concession 1, in the geographic Township of Saltfleet, designated as Part 2 on Plan 62R-17063, City of Stoney Creek, now City of Hamilton.

AND WHEREAS the road is a highway under the jurisdiction of the City of Hamilton;

AND WHEREAS notice of the City’s intention to pass this By-law has been published pursuant to the Municipal Act, 2001, S.O. 2001; c.25 as amended;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. That the part of the unopened road allowance, set out as:

   Part of the Original Road Allowance between Broken Front Concession and Concession 1, in the geographic Township of Saltfleet, designated as Part 1 on Plan 62R-17063 and part of Lot 2, Concession 1, in the geographic Township of Saltfleet, designated as Part 2 on Plan 62R-17063, City of Stoney Creek, now City of Hamilton

   is hereby permanently closed.

2. That the soil and freehold of Parts 1 and 2 on Plan 62R-17063, subject to an Easement to Hamilton Hydro Inc. over Part 1 on Plan 62R-17162, hereby
permanently closed, be sold to Fifty Road Joint Venture Inc. for the sum of One Hundred and Twenty Thousand Dollars ($120,000.00).

3. That this by-law shall come into force and effect on the date of its registration in the Land Registry Office for the Land Titles Division of Wentworth (No. 62).

PASSED AND ENACTED on this 14th day of September, 2005.

[Signatures]

Mayor

City Clerk