

Authority: Item 3, Fifth Report of the Transport
and Environment Committee
CM: March 8, 1994

Item 17, Planning, & Economic
Development Committee
Report 06-005 (PED06092)
CM: April 12, 2006

Bill No. 302

CITY OF HAMILTON

BY-LAW NO. 06-302

**Being a By-law to Permanently Close an Unassumed alleyway to the east of
22 Head Street, established by Registered Plan 359, in the City of Hamilton,
designated as Part 2 on Plan 62R-13005**

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 March 8, 1994, in
adopting Item 3 of the Fifth Report of the transport and Environment Committee
Report as amended on April 12, 2006, in adopting Item 17 of the Planning &
Economic Development Committee Report 06-005, authorized that steps be
commenced pursuant to the *Registry Act*, R.S.O. 1990, Chap. R.20., as
amended, for a Judge's Order to close an unassumed alleyway to the east of 22
Head Street, established by Registered Plan 359, in the City of Hamilton,
designated as Part 2 on Plan 62R-13005;

AND WHEREAS a Judge's Order was issued and registered on title on
October 2, 2006, as Instrument No. WE423951 to close part of the Alley,
Registered Plan 359, designated as Part 2 on Plan 62R-13005;

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.

By-law to Close an Unassumed alleyway to the east of 22 Head Street 2

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

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

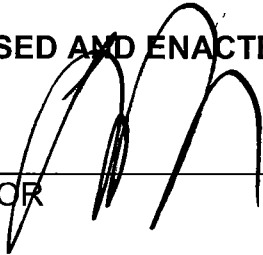
Part of the Alley, Plan 359, closed by Judge's Order registered as Instrument No. WE423951 on October 2, 2006, designated as Part 2 on Plan 62R-13005, City of Hamilton

is hereby permanently closed.

2. That the soil and freehold of Part 2 on Plan 62R-13005, hereby permanently closed, be sold to Hellenic Community of Hamilton and District for the sum of Eleven Thousand and One Hundred Dollars (\$11,100.00).
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 11th day of October, 2006.

MAYOR



CLERK

