

Authority: Item 7, Public Works, Infrastructure and Environment Committee Report; 06-012 (PW06114)
CM: September 13, 2006

Bill No. 340

CITY OF HAMILTON

BY-LAW NO. 06-340

Being a By-law to Permanently Close an Unassumed Portion of the East/West Laneway at the Rear of 502-510 Concession Street, and North/South Laneway at the Rear of 500-502 Concession Street, established by Registered Plan 372, City of Hamilton, designated as Parts 1 and 2 on Plan 62R-17653.

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 September 13, 2006, in adopting Item 7 of the Public Works Infrastructure and Environment Committee Report 06-012, 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 portion of the east/west laneway at the rear of 502-510 Concession Street, and north/south laneway at the rear of 500-502 Concession Street, established by Registered Plan 372, City of Hamilton, designated as Parts 1 and 2 on Plan 62R-17653;

AND WHEREAS a Judge's Order was issued and registered on title on November 20, 2006, as Instrument No. WE433411 to close an unassumed portion of the east/west laneway at the rear of 502-510 Concession Street, and north/south laneway at the rear of 500-502 Concession Street, established by Registered Plan 372, City of Hamilton, designated as Parts 1 and 2 on Plan 62R-17653 ;

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:

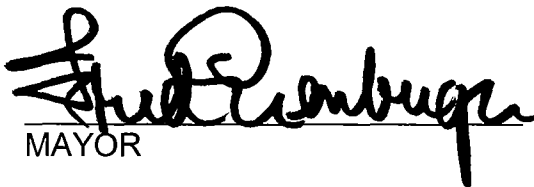
Part of Lane, Plan 372, lying west of Lot 17, Plan 372, designated as Part 1 on Plan 62R-17653, City of Hamilton

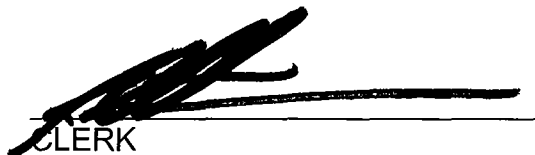
is hereby permanently closed.
2. That the part of the unopened road allowance, set out as:

Part of Lane, Plan 372, lying between Upper Wentworth and East 19th Street and lying South of Lots 15-20, Plan 372, designated as Part 2 on Plan 62R-17653, City of Hamilton

is hereby permanently closed.
3. That the soil and freehold of Parts 1 and 2 on Plan 62R-17653, hereby permanently closed, be sold to Concession Street Holdings Ltd. for the sum of Thirty-Five Thousand and Nine Hundred Dollars (\$35,900.00).
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 13th day of December, 2006.


MAYOR


CLERK