

Authority: Item 15, Committee of the Whole
Report 07-001 (PW07004)
CM: January 10, 2007

Bill No. 135

CITY OF HAMILTON

BY-LAW NO. 08-135

Being a By-law to Permanently Close a Portion of Barton Street East, Hamilton, being Part Lot 112, Plan 287, designated as Part 1 on Reference Plan 62R-17065; and part of Cathcart Street, Plan 287 (as closed by By-law 3957, registered as By-law 948 on February 4, 1930) designated as Part 2 on Reference Plan 62R-17065, 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 10, 2007, in adopting Item 15 of Committee of the Whole Report 07-001, authorized the closure of that portion of Barton Street East, Hamilton, Ontario, being Part Lot 112, Plan 287, designated as Part 1 on Reference Plan 62R-17065; and part of Cathcart Street, Plan 287 (as closed by By-law 3957, registered as By-law 948 on February 4, 1930) designated as Part 2 on Reference Plan 62R-17065

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:

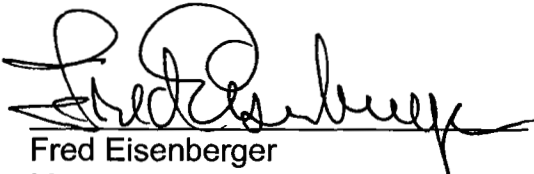
1. That the part of Barton Street East, Hamilton, set out as:

Part Lot 112, Plan 287, designated as Part 1 on Reference Plan 62R-17065; and part of Cathcart Street, Plan 287 (as closed by By-law 3957, registered as By-law 948 on February 4, 1930) designated as Part 2 on Reference Plan 62R-17065, City of Hamilton

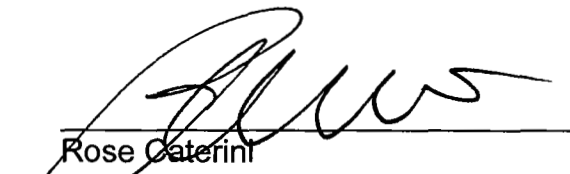
is hereby permanently closed.

2. That the soil and freehold of Parts 1 and 2 on Plan Reference Plan 62R-17065, hereby permanently closed, be sold to 2039888 Ontario Inc., for the sum of Three Thousand One Hundred and Twenty-Five Dollars (\$3,125.00).
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 28th day of May, 2008.



Fred Eisenberger
Mayor



Rose Caterini
Acting City Clerk