

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001

Bill No. 172

CITY OF HAMILTON

BY-LAW NO.08-172

Respecting:

Removal of Part Lot Control
Block 187, Registered Plan No. 62M-991, "Meadowlands of Ancaster (Phase 7A)"

WHEREAS the sub-section 50(5) of the Planning Act, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS sub-section 50(7) of the Planning Act, provides as follows:

"(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law."

AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

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

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of permitting the sale of the following land into thirteen (13) residential parcels for their development as single detached residential lots, described as Parts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 37, 38, 39 and 40 on Reference Plan 62R-17049, shall not apply to lands within the portion of the registered plan of subdivision that is designated as follows:

Block 187, Registered Plan 62M-991, in the Former Town of Ancaster

2. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating twenty-one (21) utility easements within the thirteen (13) residential parcels, described as Parts 2, 3, 6, 7, 10, 11, 14, 15, 18, 19, 22, 25, 26, 29, 30, 33, 34, 37, 38, 39 and 40 on Reference Plan 62R-17049, shall not apply to lands within the portion of the registered plan of subdivision that is designated as follows:

Block 187, Registered Plan 62M-991, in the Former Town of Ancaster

Removal of Part Lot Control Block 187, Registered Plan No. 62M-991,
"Meadowlands of Ancaster (Phase 7A)"

3. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating nine (9) servicing easements within the thirteen (13) residential parcels, described as Parts 5, 6, 7, 8, 17, 18, 19, 20, and 23 on Reference Plan 62R-17049, shall not apply to lands within the portion of the registered plan of subdivision that is designated as follows:

Block 187, Registered Plan 62M-991, in the Former Town of Ancaster

4. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating a common element condominium driveway access for the thirteen (13) residential parcels, described as Part 36 on Reference Plan 62R-17049, shall not apply to lands within the portion of the registered plan of subdivision that is designated as follows:

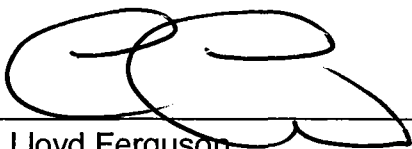
Block 187, Registered Plan 62M-991, in the Former Town of Ancaster

5. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating four (4) maintenance easements for the construction and maintenance of the gate, gate features and wrought iron fence, described as Parts 37, 38, 39, and 40 on Reference Plan 62R-17049, shall not apply to lands within the portions of the registered plan of subdivision that are designated as follows:

Block 187, Registered Plan 62M-991, in the Former Town of Ancaster

6. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
7. This by-law shall expire and cease to be of any force or effect on the 10th day of July, 2010.

PASSED and ENACTED this 10th day of July, 2008.



Lloyd Ferguson
Acting Mayor



Kevin C. Christenson
City Clerk