

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

Bill No. 181

CITY OF HAMILTON

BY-LAW NO. 08-181

Respecting:

Removal of Part Lot Control
Marina Point on Baseline
Block 29, Registered Plan No. 62M-1109

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;

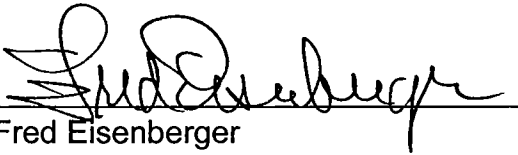
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating seventy-three (73) lots for street townhouse dwellings shown as Parts 1 to 73 and 77 to 150, inclusive, including utility/servicing easements, shown as Parts 77 to 150, inclusive, and an easement in favour of the City of Hamilton for construction, access and maintenance of a Stormwater Drainage Channel, shown as Part 108; and for the purpose of creating one (1) Common Elements Condominium Corporation, shown as Parts 74 to 76, inclusive, including utility/servicing easements, shown as Parts 74 to 76, inclusive, and including an easement in favour of the City of Hamilton for construction, access and maintenance of a Stormwater Drainage Channel, shown as Part 75, on deposited Reference Plan 62R-18252, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 29, Registered Plan No. 62M-1109, in the City of Hamilton.

2. 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.
3. This by-law shall expire and cease to be of any force or effect on the 7th day of August, 2010.

PASSED and ENACTED this 7th day of August, 2008.



Fred Eisenberger
Mayor



Kevin C. Christenson
City Clerk

PLC-08-007