

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

Bill No. 210

CITY OF HAMILTON

BY-LAW NO. 08-210

Respecting:
Removal of Part Lot Control
Block 244, Registered Plan No. 62M-1061, Summerlea – Phase 2

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.”

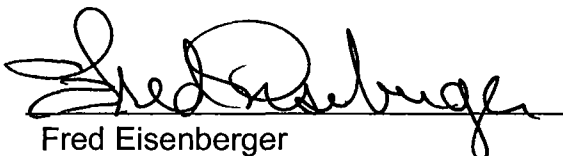
AND WHEREAS the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

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 forty-six (46) lots for street townhouse dwellings, shown as Parts 1 - 56, inclusive, and a block for a future common-element condominium, that will include: a private road; parking spaces; walkways; and, landscaped amenity area, shown as Part 57, on deposited Reference Plan 62R-78279, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 244, Registered Plan No. 62M-1061, 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 10th day of September, 2010.
4. **PASSED and ENACTED** this 10th day of September, 2008.



Fred Eisenberger
Mayor
PLC-08-009



Kevin C. Christenson
City Clerk