CITY OF HAMILTON

BY-LAW NO. 10-082

Being a By-law to Permanently Close a Portion of Kelly Street road allowance, City of Hamilton, being part of Kelly Street, Registered Plan 255, designated as Part 1 on Plan 62R-18597, 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 June 24, 2009, in adopting Item 6 of Public Works Committee Report 09-010, authorized the City to permanently close lands known as a portion of Kelly Street road allowance, being part of Kelly Street, Registered Plan 255, designated as Part 1 on Reference Plan 62R-18597, City of Hamilton;

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 a portion of Kelly Street, set out as:

   Part of Kelly Street, Registered Plan 255, designated as Part 1 on Plan 62R-18597, now City of Hamilton

   is hereby permanently closed.

2. That the soil and freehold of Part 1 on Reference Plan 62R-18597, hereby permanently closed, be sold to The Hamilton-Wentworth District School Board, for the sum of Thirty-Three Thousand and Five Hundred Dollars ($33,500.00).
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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 on this 28th day of April, 2010.

Fred Eisenberger  Rose Caterini
Mayor  City Clerk