

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

**Bill No. 154**

**CITY OF HAMILTON**

**BY-LAW NO. 10-154**

Respecting:

Removal of Part Lot Control  
Lots 1, 4-8, 10-13, 16, 17, 21-23, 30, 31, 34, 42, 43 and 81-83 of Plan No. 62M-1131,  
"Rosehaven Homes"

**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:

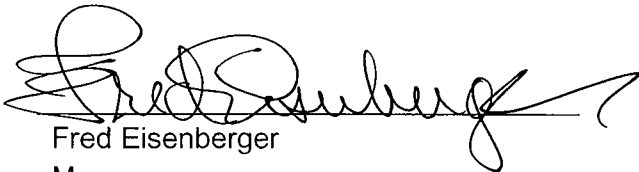
"(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law."

**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 twenty-five (25) maintenance easements shown as Parts 1-25 inclusive, on deposited Reference Plan 62R-18753, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:  
  
Lots 1, 4-8, 10-13, 16, 17, 21-23, 30, 31, 34, 42, 43 and 81-83, Registered Plan No. 62M-1131, 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 23rd day of June, 2012.

**PASSED** this 23<sup>rd</sup> day of June, 2010.



Fred Eisenberger  
Mayor



Rose Caterini  
City Clerk