

CITY OF HAMILTON

BY-LAW NO. 10-265

Respecting:

Removal of Part Lot Control
Block 69, Registered Plan No. 62M-1142
Binbrook Heights

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;

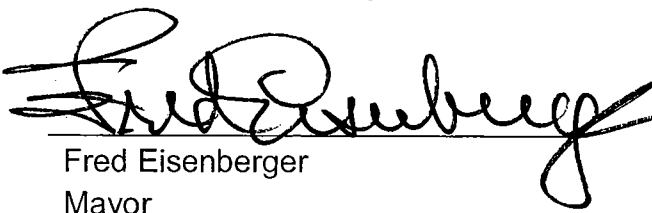
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 28 individual street townhouse lots/units shown as Parts 1-56, inclusive, including utility/servicing easements shown as Parts 29-56, inclusive, and for the purpose of creating one (1) part, for a common element condominium consisting of, but not limited to, a common element roadway, visitor's parking area, landscaped area and a utility/servicing easement, shown as Part 57, on the deposited Reference Plan 62R-18861, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 69, Registered Plan No. 62M-1142, formerly the Township of Glanbrook, now 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 13th day of October, 2012.

PASSED this 13th day of October, 2010.


Fred Eisenberger
Mayor


Rose Caterini
City Clerk