

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

**Bill No. 073**

**CITY OF HAMILTON**

**BY-LAW NO. 11-073**

Respecting

Removal of Part Lot Control  
Blocks 149-151 of Plan No. 62M-1101  
"Upcountry Estates"

**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,

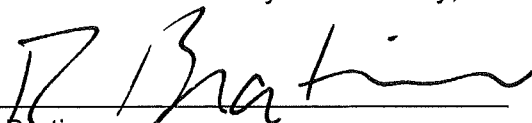
**NOW THEREFORE** the Council of the City of Hamilton enacts as follows

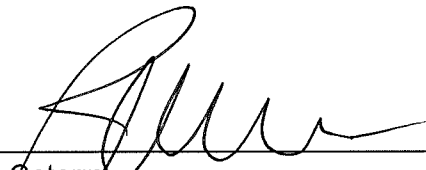
1 Sub-section 5 of Section 50 of the Planning Act, for the purpose of creating nineteen (19) street townhouse dwelling lots shown as Parts 1-46 inclusive, including maintenance easements shown as Parts 2, 4, 5, 8, 9, 11, 13, 14, 17, 18, 19, 21, 24, 25, 27, 28, 31, 32, 33, 35, 36, 39, 40, 42, 43, 44 and 46 inclusive, on deposited Reference Plan 62R-18880, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely

Blocks 149-151 of Registered Plan No 62M-1101, 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 23<sup>rd</sup> day of February, 2013

**PASSED** this 23rd day of February, 2011.

  
\_\_\_\_\_  
R. Bratina  
Mayor

  
\_\_\_\_\_  
R. Caterini  
City Clerk