

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

Bill No. 200

CITY OF HAMILTON

BY-LAW NO. 11-200

Respecting:

Removal of Part Lot Control

Block 79, Registered Plan No. 62M-1143 and Part of Block 1, Registered Plan No. 62M-1103 "The Gardens at Summit Park— 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 herein after 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-six (26) lots for street townhouse dwellings, shown as Parts 1 to 52 and 62 to 67, inclusive, including utility servicing/maintenance easements, shown as Parts 27 to 52, inclusive, and for the purpose of creating a common element condominium consisting of, but not limited to, a common element roadway, utility easements, visitor's parking areas and landscaped areas, shown as Parts 53 to 61 and Part 68, on deposited Reference Plan 62R-19102 and establishing an easement for vehicular and pedestrian access over Part 54 on deposited Reference Plan 62R-19102 in favour of the lands to the east being Wentworth Common Elements Condominium No. 437, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:


Block 79, Registered Plan No. 62M -1143 and part of Block 1, Registered Plan No. 62M-1103, in the City of Hamilton (Glanbrook).

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 11th day of August, 2013.

PASSED this 11th day of August, 2011.



R. Bratina
Mayor



R. Caterini
City Clerk

PLC-10-038