

**Authority:** Item 3, Public Works Committee  
Report 10-006 (PW10041)  
CM: April 28, 2010

**Bill No. 246**

**CITY OF HAMILTON**

**BY-LAW NO. 11-246**

**Being a By-law to Permanently Close an Unassumed Portion of the Alley between 176 Locke Street North and 170 Locke Street North, Hamilton established by Registered Plan 284, City of Hamilton, designated as Part 1 on Plan 62R-18786.**

**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 April 28, 2010, in adopting Item 3 of Public Works Committee Report 06-010, authorized that the applicant make an application to a District Court Judge, under Section 88 of the Registry Act, R.S.O. 1990, Chap. R.20., for an order to permanently close and purchase an unassumed portion of the Alley between 176 Locke Street North and 170 Locke Street, North, Hamilton, established by Registered Plan 284, City of Hamilton, designated as Part 1 on Plan 62R-18786;

**AND WHEREAS** a Judge's Order was issued and registered on title on September 28, as Instrument No. WE787836 to close an unassumed portion of the Alley between 176 Locke Street North and 170 Locke Street North, Hamilton established by Registered Plan 284, City of Hamilton, designated as Part 1 on Plan 62R-18786;

**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 the part of the unopened road allowance, set out as:

Part of Alley, Registered Plan 284, designated as Part 1 on Plan 62R-18786, City of Hamilton

is hereby permanently closed.

2. That the soil and freehold of Part 1 on Plan 62R-18786, hereby permanently closed, be sold to Ana Paula Abelha and Paul Jorge Abelha for the sum of One Dollar (\$1.00).
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 12th day of October, 2011.

  
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R. Bratina  
Mayor

  
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R. Caterini  
City Clerk