

Authority: Item 1, Public Works Committee
Report 19-002 (PW19011)
CM: August 16, 2019
Ward: 11

Bill No. 194

CITY OF HAMILTON

BY-LAW NO. 19-194

To Permanently Close and Sell a Portion of Wetenhall Court, Hamilton, Ontario, namely Part of Wetenhall Court, Registered Plan 62M-1229, in the City of Hamilton, designated as Parts 4, 5 and 6, Plan 62R-21136, being Part of PIN 17399-0500 (LT); City of Hamilton

WHEREAS Sections 8, 9 and 10 of the *Municipal Act, 2001* authorize the City of Hamilton to pass by-laws necessary or desirable for municipal purposes, and in particular by-laws with respect to highways; and

WHEREAS Section 34(1) of the *Municipal Act, 2001* provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office; and

WHEREAS highways to be closed by by-law are declared to be surplus to the needs of the City of Hamilton under the Sale of Land Policy By-law; and

WHEREAS at its meeting of February 13, 2019, Council approved of Item 8.2 of Public Works Committee Report 19-002, and authorized the City of Hamilton to permanently close and sell a portion of Wetenhall Court, Hamilton, namely Part of Wetenhall Court, Registered Plan 62M-1229, in the City of Hamilton, designated as Parts 4, 5 and 6, Plan 62R-21136, being Part of PIN 17399-0500 (LT); City of Hamilton;

WHEREAS notice to the public of the proposed sale of the portion of Wetenhall Court has been given in accordance with the requirements of the Sale of Land Policy By-law.

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

1. The portion of Wetenhall Court set out as:

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Part of Wetenhall Court, Registered Plan 62M-1229, in the City of Hamilton, designated as Parts 4, 5 and 6, Plan 62R-21136, being part of PIN 17399-0500 (LT)

is permanently closed.

2. The soil and freehold of Parts 4, 5 and 6, Plan 62R-21136, hereby permanently closed, be sold to Hamilton Airport Lands Limited Partnership, by its General Partner, 11035380 Canada Inc. and GreyCan 8 Properties Limited Partnership, by its General Partner, GreyCan 8 Properties Inc., for the sum of Two Dollars (\$527,228.00).
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 this 16th day of August, 2019.

A. VanderBeek
Acting Mayor

J. Pilon
Acting City Clerk