

**Authority:** Item 4, Public Works, Infrastructure  
And Environment Committee  
Report: 06-002 (PW06020/PED0046)  
CM: May 27, 2009

**Bill No. 049**

**CITY OF HAMILTON**

**BY-LAW NO. 12-049**

**Being a By-law to Permanently Close an Unassumed Portion of Webster Street, Established by Registered Plan 780, formerly in the Township of West Flamborough, now City of Hamilton, designated as Part 6 on Reference Plan 62R-17776**

**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 May 27, 2009, in adopting a motion, being Item 8.1 of the Council meeting, authorized that steps be commenced pursuant to the *Registry Act*, R.S.O. 1990, Chap. R.20., as amended, for a Judge's Order to close an unassumed portion Webster Street, established by Registered Plan 780, formerly in the Township of West Flamborough, now City of Hamilton, designated as Part 6 on Reference Plan 62R-17776;

**AND WHEREAS** a Judge's Order was issued and registered on title on February 15, 2012, as Instrument No. WE814042 to close an unassumed portion of Webster Street, established by Registered Plan 780, formerly in the Township of West Flamborough, now City of Hamilton, designated as Part 6 on Reference Plan 62R-17776;

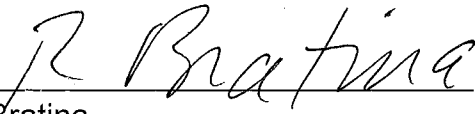
**AND WHEREAS** the road is a highway under the jurisdiction of the City of Hamilton;

**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 unassumed road, set out as:  
  
Part of Webster Street, Registered Plan 780, designated as Part 6 on  
Reference Plan 62R-17776, City of Hamilton  
  
is hereby permanently closed.
2. That the soil and freehold of Part 6 on Plan Reference Plan 62R-17776,  
hereby permanently closed, be sold to 1502732 Ontario Ltd. 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 22<sup>nd</sup> day of February, 2012.

  
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R. Bratina  
Mayor

  
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R. Caterini  
City/Clerk