

Authority: Item 4, Public Works,
Committee Report 12-008
CM: June 27, 2012

Bill No. 273

CITY OF HAMILTON

BY-LAW NO. 13-273

**Being a By-law to Permanently Close a Portion of Public Unassumed Alley
abutting 211 Park Row South, Hamilton, established by Registered Plan
546, City of Hamilton, designated as Part 1 on Plan 62R-19369**

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 June 27, 2012, in adopting Item 4 of Public Works Committee Report 12-008, authorized that the applicant make an application to an Ontario Superior Court of Justice, under Section 88 of the Registry Act, R.S.O. 1990, Chap. R.20., for an order to permanently close and purchase a portion of Public Unassumed Alley abutting 211 Park Row South, Hamilton, established by Registered Plan 546, City of Hamilton, designated as Part 1 on Plan 62R-19369;

AND WHEREAS a Judge's Order was issued and registered on title on October 24, 2013 as Instrument No. WE930802 to close a portion of Public Unassumed Alley abutting 211 Park Row South, Hamilton, established by Registered Plan 546, City of Hamilton, designated as Part 1 on Plan 62R-19369;

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 an Alleyway, Registered Plan 546, bounded by Justine Avenue, Province Street on Registered Plan 546 and Park Row Avenue on Registered Plan 531, designated as Part 1 on Plan 62R-19369, City of Hamilton

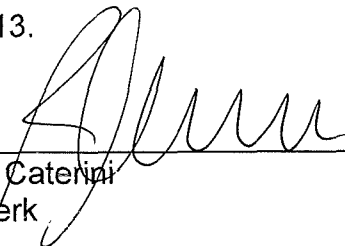
is hereby permanently closed.

2. That the soil and freehold of Part 1 on Plan 62R-19369, hereby permanently closed, be sold to John Ainslie Shuve and Pamela Louise Wagner 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 13th day of November, 2013.



R. Bratina
Mayor



R. Cateni
Clerk