

Authority: Item 2, Public Works,
Committee Report 12-011
CM: October 30, 2012

Bill No. 287

CITY OF HAMILTON

BY-LAW NO. 13-287

Being a By-law to Permanently Close a Portion of Public Unassumed Alley abutting 2 Thorndale Street North, Hamilton, established by Registered Plan 647, City of Hamilton, designated as Part 1 on Plan 62R-19461

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 October 30, 2012, in adopting Item 2 of Public Works Committee Report 12-011, 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 2 Thorndale Street North, Hamilton, established by Registered Plan 647, City of Hamilton, designated as Part 1 on Plan 62R-19461;

AND WHEREAS a Judge's Order was issued and registered on title on November 4, 2013 as Instrument No. WE932863, to close a portion of Public Unassumed Alley abutting 2 Thorndale Street North, Hamilton, established by Registered Plan 647, City of Hamilton, designated as Part 1 on Plan 62R-19461;

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:

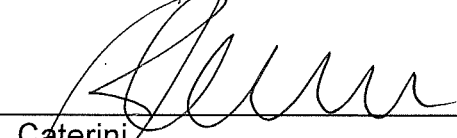
1. That the part of the unopened road allowance, set out as:

Part of an Alleyway, Registered Plan 647, lying south of Parts 2 and 4 on Plan 62R-12021, designated as Part 1 on Plan 62R-19461, City of Hamilton is hereby permanently closed.
2. That the soil and freehold of Part 1 on Plan 62R-19461, hereby permanently closed, be sold to Wladyslaw Zawadowicz and Ingrid Zawadowicz, for the sum of Two Dollars (\$2.00).
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 AND ENACTED on this 13 day of November, 2013.



R. Bratina
Mayor



R. Caterini
City Clerk