

Authority: Item 2, Public Works, Committee
Report 12-012 (PW12091)
CM: November 14, 2012

Bill No. 149

CITY OF HAMILTON

BY-LAW NO. 14-149

Being a By-law to Permanently Close an Unassumed Portion of Alleyway East of Liberty Street, established by Registered Plan 31, City of Hamilton, designated as Part 1 on Plan 62R-19478, City of Hamilton

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 November 14, 2012, in adopting Item 2 of Public Works Committee Report 12-012, 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 11 Liberty Street, Hamilton, established by Registered Plan 31, City of Hamilton, designated as Part 1 on Plan 62R-19478;

AND WHEREAS a Judge's Order was issued and registered on title on June 9, 2014 as Instrument No. WE968402 to close an Unassumed Portion of Alleyway East of Liberty Street, established by Registered Plan 31, City of Hamilton, designated as Part 1 on Plan 62R-19478, City of Hamilton;

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 31, East of Liberty Street, designated as Part 1 on Plan 62R-19478, City of Hamilton

is hereby permanently closed.
2. That the soil and freehold of Part 1 on Plan 62R-19478, hereby permanently closed, be sold to Irene Sarah Costie 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 25th day of June, 2014



R. Bratina
Mayor



R. Caterini
City Clerk