

**CITY OF HAMILTON**

**BY-LAW NO. 20-075**

**Respecting Removal of Part Lot Control**

**Blocks 95 and 96, Registered Plan No. 62M-1249 “Empire Caterini – Phase 1”,  
municipally known as 401, 403, 405, 407, 409, 411, 413, 415, 417, 419, 421, 423, 425, and  
427 Pumpkin Pass**

**WHEREAS** the sub-section 50(5) of the *Planning Act*, (R.S.O. 1990, Chapter P.13, as amended, establishes part-lot control on land within registered plans of subdivision;

**AND WHEREAS** sub-section 50(7) of the *Planning Act*, provides as follows:

“(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.”

**AND WHEREAS** the Council of the City of Hamilton is desirous of enacting such a by-law with respect to the lands hereinafter described;

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

1. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of creating 14 residential parcels for street townhouse dwellings and three (3) easements for maintenance and access purposes, shown as Parts 1 to 9, inclusive, on deposited Reference Plan 62R-21316, and shown as Parts 1 to 8, inclusive, on deposited Reference Plan 62R-21317, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Blocks 95 and 96, Registered Plan No. 62M-1249, in the City of Hamilton.

2. This by-law shall be registered on title to the said designated land and shall come into force and effect on the date of such registration.
3. This by-law shall expire and cease to be of any force or effect on the 22<sup>nd</sup> day of April, 2022.
4. **PASSED** this 22<sup>nd</sup> day of April, 2020.

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F. Eisenberger  
Mayor

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A. Holland  
City Clerk