

Authority: Item 12, Committee of the Whole
Report 01-033 (PD01184)
CM: October 16, 2001

Bill No. 016

CITY OF HAMILTON

BY-LAW NO. 09-016

Respecting:
Removal of Part Lot Control
Block 1, Registered Plan No. 62M-1081, "Flamborough Power Centre – Phase 3"

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;

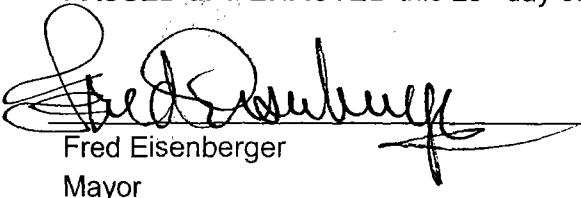
NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. Sub-section 5 of Section 50 of the *Planning Act*, for purposes of creating a parcel of land containing existing parking and access driveways does not apply to that part of Block 1, Registered Plan No. 62M-1081, described as Part 3 on Deposited Reference Plan 62R-18382.
2. Sub-section 5 of Section 50 of the *Planning Act*, for the purpose of establishing long term leases, rights-of-way and any required servicing easements over Parts 1 through 3 on Deposited Reference Plan 62R-18382 in favour of Parts 1 through 3 on deposited Reference Plan 62R-18382, shall not apply to the portion of the registered plan of subdivision that is designated as follows, namely:

Block 1, Registered Plan No. 62M-1081, in the City of Hamilton (Flamborough)

3. 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.
4. This by-law shall expire and cease to be of any force or effect on the 28th day of January, 2011.

PASSED and ENACTED this 28th day of January, 2009.


Fred Eisenberger
Mayor


Kevin C. Christenson
City Clerk