

By-Law No. 2017-338

A by-law of the City of Ottawa to designate certain lands at 1890, 1896 and 1900 Carling Avenue, Plan 290559 as being exempt from Part Lot Control

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Be aware though that you may not be looking at the most recent version of this by-law. It is very possible that it has been amended by Council by another by-law, or even by the Ontario Municipal Board. So, um, just know that before assuming anything.

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Enacted On: 2017-10-25

OttWatch Bylaw Reference: <http://ottwatch.ca/bylaws/2017-338>

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BY-LAW NO. 2017 - 338

A by-law of the City of Ottawa to designate certain lands at 1890, 1896 and 1900 Carling Avenue, Plan 290559 as being exempt from Part Lot Control.

WHEREAS the *Planning Act*, R.S.O. 1990, c.P.13, as amended, (the "*Planning Act*") subsection 50(5) provides that all lands within a plan of subdivision are subject to part lot control;

AND WHEREAS authority is vested in Council by the *Planning Act*, subsection 50(7) to enact by-laws which provide that subsection 50(5) does not apply to such lands as are designated in the by-law;

THEREFORE the Council of the City of Ottawa enacts as follows:

1. Subject to Section 2 hereof, the *Planning Act*, subsection 50(5) does not apply to the land described as Part of Lot 13 on Plan 290559, designated as Parts 1, 2, 5, 8, 9, 15, 16 and 17 on Plan 4R-25430, all in the City of Ottawa.

2. This by-law shall be effective only to the extent necessary to permit:

- (a) the creation of parcels for construction purposes and to permit such parcels to be charged and/or discharged;
- (b) individual dwelling units, together with appurtenant rights and easements in land associated therewith, including percentage interests in common lands, to be conveyed to each initial purchaser thereof, and to be charged and discharged; and
- (c) any easements, including rights-of-way, as contained in the transfers to each initial purchaser of each individual dwelling unit;

and this by-law shall not be construed as to permit the further severance or resubdivision of any such parcel.

3. A conveyance or conveyances in favour of the City of Ottawa shall not for the purpose of this by-law be considered to be a severance and this by-law shall also be deemed to permit the grant or release of easements held in favour of the City on or with respect to the lands described above.

4. Registration of a certified copy of this by-law in the proper land registry office is authorized and this by-law shall thereupon become effective.

5. This by-law shall expire and be of no further force and effect as of the 25th day of October, 2019.

ENACTED AND PASSED this 25th day of October, 2017.

CITY CLERK

MAYOR

BY-LAW NO. 2017 - 338

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A by-law of the City of Ottawa to designate certain lands at 1890, 1896 & 1900 Carling Avenue as being exempt from Part Lot Control.

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Enacted by City Council at its meeting of October 25, 2017.

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LEGAL SERVICES
LCE/JM D07-08-17-0053
L01-01-October 25, 2017

COUNCIL AUTHORITY:
Delegation By-law No. 2016-369
Schedule "J", Paragraphs 10 and 11