1973

The City of Hamilton Act, 1973 (No. 2)

Ontario
CHAPTER 191

An Act respecting the City of Hamilton

Assented to May 18th, 1973
Session Prorogued March 5th, 1974

WHEREAS The Corporation of the City of Hamilton, herein called the Corporation, hereby applies for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the application;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. — (1) In this section, "limited maintenance" includes removal of debris, leaves, weeds, trees, snow and health hazards, but does not include repair under section 427 of The Municipal Act.

(2) Notwithstanding section 399 of The Municipal Act and the expenditure of public money by the Corporation, no unassumed lane shall be deemed to be a common and public highway by reason only of the performance of limited maintenance of the lane by the Corporation.

(3) No performance or omission of performance of limited maintenance shall directly or indirectly impose on the Corporation any duty or liability or financial obligation by reason thereof.

2. The Corporation may provide at its own expense the clearing away and removing of snow or ice from the sidewalks on highways in front of, alongside or at the rear of buildings occupied by any class or classes of persons.

3. Subsection 1 of section 3 of The City of Hamilton Act, re-enacted 1960, being chapter 142, as re-enacted by the Statutes of Ontario 1966, chapter 171, section 1, is repealed and the following substituted therefor:

(1) The Commission shall be a body corporate and shall consist of seven members, one of whom shall be the Mayor of the City of Hamilton, or his appointee.
who shall be a member of the Council, and six of whom shall be residents of the City of Hamilton or of municipalities adjacent thereto and who shall be appointed by the Council on the nomination of the board of control, and the six members so appointed shall hold office for three years concurrently and until their successors are appointed.

4. This Act comes into force on the day it receives Royal Assent.

5. This Act may be cited as *The City of Hamilton Act, 1973* (No. 2).