



Town of Whitby

By-law # 8121-24

Part Lot Control Extension By-law

Being a By-law to amend Part Lot Control By-law # 7941-22 to extend the expiry period for an additional two (2) years, to designate certain portions of registered Plan of Subdivision (SW-2003-06) as not being subject of Part Lot Control.

Whereas section 50(5) of the Planning Act, R.S.O. 1990, c. P.13, as amended (the "Act"), provides that no person shall convey part of any lot or block within a Plan of Subdivision;

And whereas in accordance with subsection 50(7) of the Act, The Corporation of the Town of Whitby passed By-law # 7941-22 on December 12, 2022, exempting Block 121, Plan 40M-2313 from the part-lot control provisions in subsection 50(5) of the Act;

And whereas By-law # 7941-22 was registered in the Land Registry Office against the respective lots or blocks on January 3, 2023 by Instrument No. DR2201390;

And whereas, the developer has not yet completed the construction and transfer of all of the proposed 24 townhouse dwelling units;

And whereas in accordance with subsection 50(7.4) of the Act, The Corporation of the Town of Whitby now wishes to amend By-law # 7941-22 to extend the period specified for the expiration of the said By-law;

And whereas, the Council of The Corporation of the Town of Whitby considers it appropriate to pass such a by-law relating to the lands hereinafter described.

Now therefore, the Council of The Corporation of the Town of Whitby hereby enacts as follows:

1. General

- 1.1. That By-law # 7941-22 be amended to extend the period specified for expiration of the By-law from December 12, 2024 to now expire on December 12, 2026 for the following lands, all situated in the Town of Whitby, Regional Municipality of Durham:
 - (a) PART BLOCK 121, PLAN 40M-2313, BEING PART 6, 40R32076, being all of PIN 26562-2088 (LT);
 - (b) PART BLOCK 121, PLAN 40M-2313, BEING PART 8, 40R32076, being all of PIN 26562-2090 (LT);
 - (c) PART BLOCK 121, PLAN 40M-2313, BEING PART 9, 40R32076, being all of PIN 26562-2091 (LT);
 - (d) PART BLOCK 121, PLAN 40M-2313, BEING PART 10, 40R32076, being all of PIN 26562-2092 (LT);
 - (e) PART BLOCK 121, PLAN 40M-2313, BEING PART 11, 40R32076, being all of PIN 26562-2093 (LT);

- (f) PART BLOCK 121, PLAN 40M-2313, BEING PART 12, 40R32076, being all of PIN 26562-2094 (LT);
- (g) PART BLOCK 121, PLAN 40M-2313, BEING PART 14, 40R32076, being all of PIN 26562-2096 (LT);
- (h) PART BLOCK 121, PLAN 40M-2313, BEING PART 15, 40R32076, being all of PIN 26562-2097 (LT);
- (i) PART BLOCK 121, PLAN 40M-2313, BEING PART 16, 40R32076, being all of PIN 26562-2098 (LT);
- (j) PART BLOCK 121, PLAN 40M-2313, BEING PART 17, 40R32076, being all of PIN 26562-2099 (LT); and
- (k) PART BLOCK 121, PLAN 40M-2313, BEING PART 24, 40R32076, being all of PIN 26562-2106 (LT).

1.2. That a copy of this By-law be registered in the appropriate Land Registry Office on title on the lands set out herein.

2. Effective Date

2.1 The by-law shall be in force and effect upon final passage thereof, and shall remain in force and effect for a period ending December 12th, 2026.

By-law read and passed this 4th day of November, 2024.

Elizabeth Roy, Mayor

Christopher Harris, Town Clerk