

The Corporation of the City of Kawartha Lakes
By-Law 2019 -

to
REPORT PLAN2019-013
FILE NO: D03-2018-005

**A By-Law To Dedicate and Assume Land Within the City of Kawartha Lakes,
Described as Block 23, 57M-766 PIN 63237-0882 (LT), Mary Street West, Former
Town of Lindsay, Now City Of Kawartha Lakes**

File D03-2018-005, Report PLAN2019-013, respecting Block 23, Registered Plan 57M-766, abutting Mary Street West.

Recitals:

1. Council adopted By-law 2012-080 to delegate certain authority to the Director of Public Works and to the Director of Development Services regarding road widening lands, reserves and easements.
2. Block 23, 57M-766, PIN 63237-0882 (LT) was established to limit access beyond the boundaries of the development within the associated plan of subdivision. The 0.3 metre (one foot) reserve was conveyed to the former Town of Lindsay at the time of registration.
3. The Director of Development Services has reviewed the parcel of land as referenced in this By-law. The Director of Development Services, as delegated by Council, has granted provisional consent to Application D03-2018-005 and a condition of provisional consent is to proceed with dedicating and assuming the 0.3 metre (one foot) reserve and granting access to the lot to be created.
4. Council deems it appropriate to lift the 0.30 metre (one foot) reserve on the subject land and to dedicate and assume the land as public highway.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2019-__.

Section 1:00 Definitions and Interpretation

- 1.01 **“By-law”** means this By-law, as it may be amended from time to time. The Recitals to, and the Schedules attached to this By-law are considered integral parts of it.
- 1.02 **“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes and includes its entire geographic area.
- 1.03 **“Council” or “City Council”** means the municipal Council for the City.
- 1.04 **“Director”** means the Director of Development Services or the Director of Public Works or the person who holds either position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

- 1.05 The Schedules attached to this By-law form part of the By-law and are enforceable as such.
- 1.06 The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

Section 2:00 Statutes

- 2.01 References to laws in this By-law are meant to refer to the statutes, as amended from time to time, that are applicable within the Province of Ontario.

Section 3:00 Severability

- 3.01 If a court or tribunal or competent jurisdiction declares any portion of this By-law to be illegal or unenforceable, that portion of this By-law shall be considered to be severed from the balance of the By-law, which shall continue to operate in full force and effect.

Section 4:00 Highway Assumption

- 4.01 **Assumption:** That the parcel of land affected by this By-law abutting Mary Street West, described as Block 23, 57M-766, PIN 63237-0882 (LT), Former Town of Lindsay, City of Kawartha Lakes, be dedicated and assumed as a public highway now forming part of Mary Street West.

Section 5:00 Effective Date

- 5.01 **Force and Effect:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this ** day of **, 2019.

Andy Letham, Mayor

Cathie Ritchie, Clerk

Schedule “A” to City of Kawartha Lakes By-law Number 2019-_____

Description of Land

All and Singular that certain parcel or tract of land and premises situate, lying and being in the former Town of Lindsay, in the City of Kawartha Lakes and the Province of Ontario, and being composed of land abutting Mary Street West described as Block 23, Registered Plan 57M-766, PIN 63237-0882 (LT)