

The Corporation of the City of Kawartha Lakes

By-law 2019-XXX

A By-law to Assume Liam Street, Plan 383, (PIN:63205-0528) and Newton Avenue, Plan 383, (PIN: 63205-0536), previously dedicated and conveyed to the municipality upon the registration of Plan 383, and to Dedicate and Assume Maloney Street, Plan 383, (PINs: 63205-0855, 63205-0857, and 63205-0859) and associated 0.3 metre reserve (PIN: 63205-0856), and more specifically described as Parts 28, 31, 32, and 33, Plan 57R-9054, and Road Widenings as part of Liam Street, Plan 383, (PINs: 63205-0841, 63205-0843, 53205-0845, 63205-0847, 63205-0849, 63205-0851, and 63205-0853), more specifically described as Parts 1 to 12, inclusive, Plan 57R-9889, Plan 383, and Road Widenings as part of Angeline Street, (PINs: 63205-0861 and 63205-0864), more specifically described as Blocks A and B, respectively, Plan 383, and the associated 0.3 metre reserves, (PINs: 63250-0492 and 63205-0830), Plan 383, Geographic Township of Ops, The Corporation of the City of Kawartha Lakes

Recitals

1. Subsection 31(4) of the *Municipal Act, 2001* authorizes Council to assume unopened road allowances or road allowances shown on registered plans of subdivision for public use, by by-law.
2. Council now deems it desirable to assume Liam Street, Newton Avenue, and to dedicate and assume Maloney Street and associated 0.3 metre reserve and Liam Street widenings, and Angeline Street widenings and associated 0.3 metre reserves, Plan 383, Geographic Township of Ops, the Corporation of the City of Kawartha Lakes as public highways in the City of Kawartha Lakes.
3. Council now deems it desirable to assume the Stormwater Management Facility (Oil and Grit Separator), located on an easement at the east end of Liam Street, Plan 383, Geographic Township of Ops, in the City of Kawartha Lakes.

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

Section 1.00: Definitions and Interpretation

- 1.01 **Definitions**: In this by-law,

“City”, “City of Kawartha Lakes” or “Kawartha Lakes” means The Corporation of the City of Kawartha Lakes.

"City Clerk" means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

“Council” or “City Council” means the municipal council for the City.

1.02 Interpretation Rules:

- (a) 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.

1.03 Statutes: References to laws in this by-law are meant to refer to the statutes, as amended from time to time, which are applicable within the Province of Ontario.

1.04 Severability: If a court or tribunal of 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 2.00: Assumption of Services

2.01 Assumption: The following highways are assumed by the City:

- a) The road known as Liam Street, Plan 383, Geographic Township of Ops, City of Kawartha Lakes
- b) The road known as Newton Avenue, Plan 383, Geographic Township of Ops, City of Kawartha Lakes

2.02 Assumption: The following facility is assumed by the City:

- a) The stormwater management facility – oil and grit separator located in the registered easement at the east end of Liam Street, Plan 383, Geographic Township of Ops, City of Kawartha Lakes

Section 3.00: Highway Dedication and Assumption

3.01 Dedication and Assumption: The following lands are to be dedicated as highway and assumed by the City:

- a) The road known as Maloney Street, Plan 383, Geographic Township of Ops, City of Kawartha Lakes
- b) The 0.3 metre reserve associated with Maloney Street, Plan 383, Geographic Township of Ops, City of Kawartha Lakes
- c) The road widenings known as Liam Street, Plan 383, Geographic Township of Ops, City of Kawartha Lakes
- d) The road widenings known as Angeline Street, Plan 383, Geographic Township of Ops, City of Kawartha Lakes
- e) The 0.3 metre reserves associated with the Angeline Street road widenings, Plan 383, Geographic Township of Ops, City of Kawartha Lakes

Section 4.00: Effective Date

4.01 **Effective Date**: 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 XX day of December, 2019.

Andy Letham, Mayor

Cathie Ritchie, City Clerk