

# **The Corporation of the City of Kawartha Lakes**

## **By-law 2020-XXX**

**A By-law to Assume Cloverlea Phase 3 Subdivision, Plan 57M-800, specifically Blueberry Lane, PIN: 63237- 1786, Brackendale Trail, PIN: 63237-1787, Briarwood Avenue, PIN: 63237-1788, Broad Street, PIN: 63237-1789, Commerce Road, PIN: 63237-1790, and Silverbrook Avenue, PIN: 63237-1791, the 0.3 metre reserves, Blocks 87, 88, 89, and 90, PIN: 63237-1782, 63237-1783, 63237-1784, and 63237-1785, respectively, Trail Blocks 83, 84, and 85, PINs: 63237-1778, 63237-1779, and 63237-1780, respectively and the Stormwater Management Pond, Block 82, PIN: 63237-1777, Geographic Town of Lindsay, 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 Blueberry Lane, Brackendale Trail, Briarwood Avenue, Broad Street, Commerce Road, and Silverbrook Avenue, Plan 57M-800, Geographic Town of Lindsay, the Corporation of the City of Kawartha Lakes as public highways in the City of Kawartha Lakes.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020-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 Blueberry Lane, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.
- b) The road known as Brackendale Trail, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.
- c) The road known as Briarwood Avenue, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.
- d) The road known as Broad Street, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.
- e) The road known as Commerce Road, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.
- f) The road known as Silverbrook Avenue, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.

2.02 **Assumption:** The following facilities are assumed by the City:

- a) The stormwater management pond, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.
- b) The trail, Plan 57M-800, Geographic Town of Lindsay, City of Kawartha Lakes.

## **Section 3.00: Effective Date**

3.01 **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 June, 2020.

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Andy Letham, Mayor

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Cathie Ritchie, City Clerk