

The Corporation of the City of Kawartha Lakes

By-law 2021-XXX

A By-law to Assume Holtom Street, Plan 57M-796, PIN: 63232-0130 and associated 0.3 metre reserve, PIN: 63232-0175, Milner Court, Plan 57M-796, PIN: 63232-0279 and associated 0.3 metre reserves, Blocks 47 and 48, Plan 57M-796, PINs: 63232-0277 and 63232-0278, respectively, Moynes Court, Plan 57M-796, PIN: 63232-0280, previously dedicated and conveyed to the municipality upon the registration of Plans 57M-777 and 57M-796, and to assume Walkway Block 40, Plan 57M-796, PIN: 63232-0270, and to assume the Stormwater Management Pond, PIN: 63233-0295, and to Dedicate and Assume PIN: 63232-0018 and Road Widenings as part of Logie Street, Blocks 41 and 42, Plan 57M-796, PINs: 63232-0271 and 63232-0272, respectively, 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 Holtom Street, Milner Court, and Moynes Court, and to dedicate and assume the Logie Street widenings, and parcel of land at the intersection of Logie Street and Holtom Street, Geographic Town of Lindsay, 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 Pond, located on the west side of Logie Street at Parkside Drive, and the walkway connecting Milner Court to Parkside Drive, Geographic Town of Lindsay, in the City of Kawartha Lakes.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2019-183.

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 Holtom Street, Plan 57M-796, Geographic Town of Lindsay, City of Kawartha Lakes
- b) The road known as Milner Court, Plan 57M-796, Geographic Town of Lindsay, City of Kawartha Lakes
- c) The road known as Moynes Court, Plan 57M-796, Geographic Town of Lindsay, City of Kawartha Lakes

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

- a) The stormwater management pond located on the west side of Logie Street at Parkside Drive, Geographic Town of Lindsay, City of Kawartha Lakes
- b) The walkway, Plan 57M-796, Geographic Town of Lindsay, 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 parcel of land at the intersection of Holtom Street and Logie Street, PIN: 63232-0018, Geographic Town of Lindsay, City of Kawartha Lakes
- b) The road widenings known as Logie Street, Plan 57M-796, Geographic Town of Lindsay, 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 ____ day of February, 2021.

Andy Letham, Mayor

Cathie Ritchie, City Clerk