

The Corporation of the City of Kawartha Lakes

By-Law 2022 -

A By-Law To Dedicate Land Within the City of Kawartha Lakes, Described as Part of Blocks 108 and 109, 57M-802, PIN # 63205-1041 (LT) and PIN # 63205-1042 (LT), Alcorn Drive, Former Town of Lindsay, Now City Of Kawartha Lakes

File D05-2021-003, Report PLAN2022-013, respecting Part of Blocks 108 and 109, Plan 57M-802, abutting Alcorn Drive.

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. Blocks 108 and 109, Plan 57M-802, PIN # 63205-1041 (LT) and PIN # 63205-1042 (LT) were established to limit access beyond the boundaries of the development within the associated Plan of Subdivision. The 0.3 metre (one foot) reserves are located within the Alcorn Drive right of way and were conveyed to the City of Kawartha Lakes at the time of registration of the Plan of Subdivision.
3. The Director of Development Services has reviewed the parcels of land as referenced in this By-law. Council passed a by-law to temporarily suspend the application of subsection 50(5) of the Planning Act under Application D05-2021-003 to permit 15 lots for residential development and the dedicating of the 0.3 metre reserves along a portion of Blocks 108 and 109, Plan 57M-802 being Part 9, Plan 57R-10974 and Part 8, Plan 57R-10973 will grant access to the lots to be created.
4. Council deems it appropriate to lift the 0.3 metre reserves on the subject land and to dedicate as public highway.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2022-__.

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 Dedication

- 4.01 **Dedication:** That the parcel of land affected by this By-law abutting Alcorn Drive, described as Part of Blocks 108 and 109, Plan 57M-802, designated as Part 9, Plan 57R-10974 and Part 8, Plan 57R-10973 PIN # 63205-1041 (LT) and PIN # 63205-1042 (LT), former Town of Lindsay, City of Kawartha Lakes, be dedicated as a public highway now forming part of Alcorn Drive.

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 **, 2022

Andy Letham, Mayor

Cathie Ritchie, Clerk

Schedule “A” to City of Kawartha Lakes By-law Number 2022-_____

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 Alcorn Drive described as Part of Blocks 108 and 109, Plan 57M-802, designated as Part 9, Plan 57R-10974 and Part 8, Plan 57R-10973 PIN # 63205-1041 (LT) and PIN # 63205-1042 (LT).