

The Corporation of the City of Kawartha Lakes

By-law 2023-XXX

A By-law to Assume Logie Street, PIN: 63238-0401, Deacon Crescent, PIN: 63238-0402, Maguire Street, PIN: 63238-0403, and Logan Lane, PIN: 63238-0404 all Previously Dedicated and Conveyed to the Municipality upon Registration of Plan 57M-797, and to Assume Logan Lane, PIN: 63238-0444 Previously Dedicated and Conveyed to the Municipality upon Registration of Plan 57M-798 and to Assume the Stormwater Management Pond, PIN: 63234-0127 and to Assume the Park Blocks 75, 76, and 77, PINs: 63238-0328, 63238-0329, and 63238-0330, respectively, Registered Plan 57M-797, and to Assume the Walkway, Block 78, PIN: 63238-0331, Registered Plan 57M-797 and to Dedicate and Assume the Maguire Street Temporary Cul-De-Sac, Part PIN: 63238-0079, Part of W ½ Lot 18, Concession 6, Being Part 1, Plan 57R-10305, 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 Logie Street, Deacon Crescent, Maguire Street, and Logan Lane and to dedicate and assume the temporary cul-de-sac of Maguire Street, Registered Plans 57M-797 and 57M-798, Geographic Town of Lindsay, the Corporation of the City of Kawartha Lakes as public highway in the City of Kawartha Lakes.
3. Council now deems it desirable to assume the Stormwater Management Facility, located on the west side of Logie Street at the Victoria Rail Trail, the park blocks along the west side of Logie Street and the walkway block connecting the Victoria Rail Trail to Deacon Crescent, 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 2023-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 Logie Street, Plan 57M-797, Geographic Town of Lindsay, City of Kawartha Lakes
- b) The road known as Maguire Street, Plan 57M-797, Geographic Town of Lindsay, City of Kawartha Lakes
- c) The road known as Deacon Crescent, Plan 57M-797, Geographic Town of Lindsay, City of Kawartha Lakes
- d) The road known as Logan Lane, both Plan 57M-797 and Plan 57M-798, 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 the Victoria Rail Trail, Plan 57R-9688, Geographic Town of Lindsay, City of Kawartha Lakes
- b) The park blocks along the west side of Logie Street, Plan 57M-797, Geographic Town of Lindsay, City of Kawartha Lakes

- c) The walkway between the Victoria Rail Trail and Deacon Crescent, Plan 57M-797, Geographic Town of Lindsay, City of Kawartha Lakes

Section 3.00: Highway Dedication and Assumption

3.01 **Dedication and Assumption:** The following land is to be dedicated as highway and assumed by the City:

- a) The Maguire Street temporary cul-de-sac, Part 1, Plan 57R-10305, 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 March, 2023.

Douglas J.F. Elmslie, Mayor

Cathie Ritchie, City Clerk