

The Corporation of the City of Kawartha Lakes

By-Law 2017-

A By-law to Establish and Assume a Parcel of Land Legally Described as Part of Lot 17, Concession 9 Designated as Parts 1, 2, 3, 4, 5, and 6 on Reference Plan 57R-5533 as Part of County Road 121, in the Geographic Township of Fenelon, City of Kawartha Lakes, Being PIN: 63160-0372 (LT)

Recitals

1. Section 31 of the *Municipal Act, 2001* authorizes Council to establish and assume a highway by by-law.
2. Pursuant to City of Kawartha Lakes By-law 2016-059, authority has been given to the Director of Engineering and Corporate Assets to present highway dedication by-laws directly to Council without separately reporting on the history of the individual parcel of land.
3. The Director of Engineering and Corporate Assets has reviewed the parcel of land acquired for road purposes, as referenced in this by-law, and approves it for assumption as a public highway.
4. That Part of Lot 17, Concession 9 designated as Parts 1, 2, 3, 4, 5, and 6 on Reference Plan 57R-5533 was transferred to the Corporation of the City of Kawartha Lakes for road purposes. The transfer/deed of land conveying the lands to the Corporation of the City of Kawartha Lakes was registered on December 21, 2016 at KL121230.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017-_____.

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 and includes its entire geographic area;

"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;

“Director of Engineering and Corporate Assets” means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

1.02 Interpretation Rules:

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) 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, that 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: Highway Assumption

2.01 **Assumption:** The parcel of land acquired for highway purposes, more particularly described as Part of Lot 17, Concession 9 designated as Parts 1, 2, 3, 4, 5, and 6 on Reference Plan 57R-5533, Being PIN: 63160-0372 (LT), is hereby established and assumed as a public highway and part of County Road 121, in the Geographic Township of Fenelon, 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 Council and has been deposited on title in the Registry Office for the Registry Division of Victoria (No. 57).

By-law read a first, second and third time, and finally passed, this 14th day of November, 2017.

Andy Letham, Mayor

Ron Taylor, Acting City Clerk