



# The Municipal Corporation of the Town of Fort Erie

## By-law No. 129-2021

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### Being a By-law to Deem Part of a Certain Registered Plan of Subdivision Not to be a Registered Plan of Subdivision

**Agent: Upper Canada Consultants (M. Kernahan)**  
**Owners: Bojan Pavlovic & Dragana Rakovac-Pavlovic**

**146 Haun Road**

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**Whereas** subsection 50(4) of the *Planning Act*, R.S.O. 1990, c. P.13 (the "*Planning Act*") authorizes the Council of a municipality to designate by by-law any plan of subdivision, or part thereof, that has been registered for eight years or more, which shall be deemed not to be a registered plan of subdivision for the purposes of the subdivision control provisions of subsection 50(3) of the *Planning Act*; and

**Whereas** Lots 23, 24 and 25, Plan 395, are within a plan of subdivision registered for more than eight years; and

**Whereas** By-law No. 115-2021 was passed by the Municipal Council of the Town of Fort Erie on September 20, 2021, exempting Lots 23, 24 and 25, Plan 395, from the part lot control provisions of the *Planning Act* for the purpose of creating two lots for residential development, as shown on Plan 59R17018; and

**Whereas** in order to eliminate the underlying plan of subdivision, the applicant has made an application to designate these lands pursuant to the provisions of subsection 50(4) of the *Planning Act* to merge a full lot with a part lot on title;

**Now therefore** the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

- 1. That** the following lands are designated and hereby deemed not to be within a registered plan of subdivision for the purposes of subsection 50(3) of the *Planning Act*.

Lot 23, Plan 395 Bertie; Lot 24, Plan 395 Bertie; Lot 25, Plan 395 Bertie;  
Town of Fort Erie, being all of PIN 64184-0292

- 2. **That** the Town Law Clerk shall cause this by-law to be registered in the local Land Registry Office.
- 3. **That** this by-law shall come into force and take effect when registered in the local Land Registry Office by the Town Law Clerk.
- 4. **That** the Clerk of the Town is authorized to effect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

**Read a first, second and third time and finally passed this 25<sup>th</sup> day of October, 2021.**

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Mayor

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Clerk

I, Carol Schofield, Clerk of The Corporation of the Town of Fort Erie, certify the foregoing to be a true copy of By-law No. 129-2021 of the said Town. Given under my hand and the seal of the said Corporation, this     day of     , 20     .

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