



The Municipal Corporation of the Town of Fort Erie

By-law No. 28-2022

Being a By-law to Stop Up, Close and Convey parts of certain Road Allowances within the Elizabeth Road Subdivision Plan 431

Crystal Beach Estates Inc. (Jose Marques)

Whereas at the Council-in-Committee meeting held on April 20, 2015, Report No. CDS-33-2015 was considered and approved, authorizing the acceptance of lands from Schooley Road Condominium and Elizabeth Road Subdivision to satisfy parkland dedication requirements for both the Schooley Road Condominium and Elizabeth Street Subdivision and to authorize future land exchanges requiring the stopping up, closing and conveying parts of the Elizabeth Road and Cherrywood Avenue road allowances and to stop up and close the Ashwood Avenue road allowance for the completion of the park; and

Whereas By-law No. 61-2015 was passed on April 20, 2015, authorizing and approving the acceptance and acquisition of lands for parkland dedication as outlined in Report No. CDS-33-2015; and

Whereas it is deemed desirable to proceed with the by-law to stop up, close and convey the said parts of the Elizabeth Road and Cherrywood Avenue road allowances and to stop up and close the Ashwood Avenue road allowance, and to complete the transaction to effect the exchange of lands as outlined in the said Report;

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

1. **That** part of Elizabeth Road, Plan 431 Bertie, lying between Schooley Road and Cherrywood Avenue, in the Town of Fort Erie, designated as Parts 38, 44, 45, 46, 75, 77 and 85 on Reference Plan 59R-17136, being part of PIN 64183-0014 (LT), is stopped up and closed.
2. **That** part of Cherrywood Avenue North, Plan 431, Bertie, in the Town of Fort Erie, designated as Parts 21, 35, 39, 76 and 84, on Reference Plan 59R-17136, being part of PIN 64183-0016 (LT), is stopped up and closed.
3. **That** part of Ashwood Avenue North, Plan 431 Bertie, in the Town of Fort Erie, designated as Part 1 on Reference Plan 59R-15110, being all of PIN 64183-0081 (LT) is stopped up and closed.
4. **That** the conveyance of the road allowances described in sections 1 and 2, to Crystal Beach Estates Inc., is authorized and approved.

5. **That** concurrently with the completion of the transfer of the parts of the said road allowances described in sections 1 and 2, the Town Solicitor, or her designate, shall cause this by-law to be registered in the local Land Registry Office.
6. **That** the Town Solicitor, or her designate, is authorized and directed to execute the transfer of the said road allowances described in sections 1 and 2 and any and all documentation necessary to complete the transaction and to affix the corporate seal thereto.
7. **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 28th day of March, 2022.

Mayor

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. 28-2022 of the said Town. Given under my hand and the seal of the said Corporation, this day of , 20 .