



# The Municipal Corporation of the Town of Fort Erie

## By-law No. 22-2023

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### **Being a By-law to Accept and Declare Lands as Public Highway on the North-East Corner of Parkside Avenue and Buffalo Road 589 Scott Avenue - Michel Courchesne & Marilyn Atherton**

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**Whereas** pursuant to the Decision of the Town of Fort Erie Committee of Adjustment, File No. B44/22 F.E., the owners are required to convey lands to The Corporation of the Town of Fort Erie for the purpose of a road widening and daylighting triangle on the north-east corner of Parkside Avenue and Buffalo Road, gratuitously, free and clear of all encumbrances; and

**Whereas** the *Municipal Act, 2001*, as amended, provides that if a municipality acquires land for the purpose of widening a highway, the land acquired forms part of the highway to the extent of the designated widening; and

**Whereas** it is deemed desirable to authorize the acceptance of lands for road widening purposes, and declare and assume same as public highway forming part of Buffalo Road;

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

1. **That** the acceptance of land from Michel Courchesne and Marilyn Atherton, legally described as Part of Lot 698, Plan 440, Bertie; Fort Erie, designated as Part 2 on Reference Plan 59R-17506, being part of PIN 64208-0151 (LT) (the "Lands"), for road widening purposes, free and clear of all encumbrances, is authorized and approved.
2. **That** the Lands are established, laid out, declared and assumed as public highway forming part of Buffalo Road, for public use.
3. **That** upon final passage of this by-law, the Town Law Clerk shall cause same to be registered in the Land Registry Office.
4. **That** the Mayor and Clerk are authorized and directed to execute all documentation necessary to complete this transaction.
5. **That** the Clerk of the Town is authorized to affect 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 27<sup>th</sup> day of February, 2023.**

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Mayor

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Clerk

I, Carol Schofield, Clerk of The Corporation of the Town of Fort Erie, hereby certify the foregoing to be a true copy of By-law No. 22-2023 of the said Town. Given under my hand and the seal of the said Corporation, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_