

THE TOWNSHIP OF KILLALOE, HAGARTY AND RICHARDS

BY-LAW NO. 26 - 2023

(being a by-law to acquire and dedicate land as a public highway)

WHEREAS:

1. By virtue of Section 6 of the *Municipal Act, S.O. 2001, c. 5* as amended (the "Act"), a municipal corporation has authority to acquire land for the purposes of the municipality; and
2. Section 31 (2) of the Act, provides that a municipality may, by by-law, establish a highway; and
3. Section 31 (6) of the Act provides that if a Municipality acquires land for the purpose of widening a highway that the land acquired forms part of the highway to the extent of the designated widening; and
4. A section of a public travelled road known as "Cardinal Road" passing through Lot 23, Concession 6 in the Geographic Township of Hagarty is a forced road, and the owner of the said land has tendered to the Municipality a Transfer for that 66-foot-wide-strip of his land which is occupied by the said section of the said public travelled road,

NOW THEREFORE the Council of The Corporation of the Township of Killaloe, Hagarty and Richards enacts as follows:

1. That the Municipality do accept from Joseph W. Olsheski, the owner thereof, and authorize the registration of a Transfer to the Municipality of that strip of land more particularly described in **Schedule "A"** to this By-law, which is occupied by a section of Cardinal Road.
2. That the said land described as **Schedule "A"** hereto be and is hereby declared to be and dedicated as a public highway within the Municipality to which all by-laws relating to roads and highways shall apply.
3. That the Mayor and the CAO/Clerk-Treasurer be and they are hereby authorized to sign and to authorize the registration of a Transfer from the owner and such other documents as may be required in order to carry out the foregoing provisions of this By-law.
4. That the said owner do assume and pay all expenses in connection with the preparation and deposit of Plan 49R-20376 and preparation and registration of this By-law and the Transfer.

READ A FIRST, SECOND and THIRD TIME and FINALLY PASSED THIS 4th DAY OF JULY, 2023.

Mayor – Dave Mayville

CAO Clerk-Treasurer – Tammy Gorgerat

Schedule "A"

That part of Lot 23, Concession 6 in the Geographic Township of Hagarty laid out as Part 1 on Plan 49R-20376 in the Township of Killaloe, Hagarty and Richards, being part of PIN 57519 – 0039 (LT).