

THE CORPORATION OF THE
MUNICIPALITY OF ARRAN-ELDERSLIE

BY-LAW NO. 10-2024

BEING A BY-LAW TO PERMANENTLY CLOSE A HIGHWAY (ALBERT STREET UNOPENED ROAD ALLOWANCE) PARTS 1 AND 2, REGISTERED PLAN NO. 3M-10854 (GEOGRAPHIC VILLAGE OF PAISLEY)

WHEREAS Section 9 of the *Municipal Act, 2001, S.O. 2001, c. 25, as amended*, grants to municipalities the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; and

WHEREAS Section 11(3)1. of the *Municipal Act, 2001, S.O. 2001, c. 25, as amended*, authorizes lower tier municipalities to pass By-laws under the “Highways, including parking and traffic on highways” sphere of jurisdiction; and

WHEREAS Section 27(1) of the *Municipal Act, 2001, S.O. 2001, c. 25, as amended*, allows a municipality to pass By-laws in respect of a highway only if it has jurisdiction over the highway; and

WHEREAS Section 34 (1) of the *Municipal Act, 2001, S.O. 2001, C. 25, as amended*, states that a By-law permanently closing a highway does not take effect until a certified copy of the By-law is registered in the property land registry office; and

Whereas the land described as ALBERT STREET, PARTS 1 AND 2, PLAN 3M-10854, ARRAN-ELDERSLIE, geographic Village of Paisley, PIN 33181-0324 is a “highway” within the meaning of Section 26 of the *Municipal Act, 2001, S.O. 2001, c.15, as amended*; and

Whereas the Highway has never been assumed by the municipality for public use, and the municipality wishes to close the Highway;

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF ARRAN-ELDERSLIE HEREBY ENACTS AS FOLLOWS:

1. THAT the Highway is hereby permanently closed.
2. THAT the Highway has been declared surplus.
3. THAT this By-law be registered in the property registry office.
4. THAT this By-law shall come into force and take effect as of the final passing thereof.

READ a FIRST and SECOND time this 26TH day of February, 2024.

READ a THIRD time and finally passed this 26TH day of February, 2024.

Steve Hammell, Mayor

Christine Fraser-McDonald, Clerk