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## The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 81-2000

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**BEING A BY-LAW TO ACCEPT AND DECLARE LANDS AS A  
PUBLIC HIGHWAY – LOUISA STREET (L07.293) 295**

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**WHEREAS** Section 191(1) of the *Municipal Act*, R.S.O. 1990, Chapter M.45 as amended provides the council of every corporation may pass by-laws for acquiring or expropriating any land required for the purposes of the corporation, and for erecting and repairing buildings thereon, and for making additions to or alterations of such buildings, and may sell or otherwise dispose of the same when no longer so required, and

**WHEREAS** Section 261 of the said *Act* provides inter alia that except insofar as they have been stopped up according to law, all allowances for roads made by the crown surveyors, all highways laid out or established under the authority of any statute, all roads dedicated by the owner of the land to public use, are common and public highways, and

**WHEREAS** Section 297(1) of the said *Municipal Act* provides the council of every municipality may pass by-laws for establishing and laying out highways, and

**WHEREAS** as part of the Garrison Village plan of subdivision, a part of Louisa Street was to be relocated to coincide with the plan of subdivision and the proposed relocation of Louisa Street involved a closing of a portion of Louisa Street, and

**WHEREAS** part of Louisa Street was closed by By-law No. 406-74 and registered in the local Land Registry Office on the 23<sup>rd</sup> day of September, 1974 conveying the stopped up and closed highway to Garrison Village Developments Ltd., and

**WHEREAS** in turn the Garrison Village Developments Ltd. conveyed other lands to the municipality for the relocated Louisa Street described as part of Lot 2 on the south side of Louisa Street, and part of Lot 4 on the north side of Leopold Street according to Registered Plan 328, for the former Village of Fort Erie and Registered Plan 2371 for the former Township of Bertie, now known as Plan 992 and part of Lot 36 according to Registered Plan 16, now Plan 993 and designated as Part 3 on Reference Plan 59R-1241 (hereinafter called "the lands"), and

**WHEREAS** the aforesaid conveyance was completed however, a by-law was never passed accepting the lands and dedicating same as a public highway, and

**WHEREAS** it is deemed desirable to accept the lands and declare same as a public highway to be known as Louisa Street, and

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**WHEREAS** Report No. PPS-51-2000 was approved at the Council-in-Committee meeting of April 17, 2000 authorizing the execution of an amending subdivision agreement for Garrison Village plan of subdivision, Phase 4 and authorizing the consideration of a by-law to accept and declare Part 3 on 59R-1241 as a public highway to be known as Louisa Street with the by-law to be registered in the local Land Registry Office;

**NOW THEREFORE** the Municipal Council of the Town of Fort Erie hereby enacts as follows:

- (1) **THAT** the lands conveyed to The Corporation of the Town of Fort Erie by Garrison Village Developments Ltd. be and they are hereby accepted and declared as a public highway.
- (2) **THAT** the subject highway shall be known as Louisa Street.
- (3) **THAT** this by-law shall be registered in the local Land Registry Office.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 25th DAY OF APRIL, 2000.**

  
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**MAYOR**

  
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**CLERK**

I, the Clerk, Carolyn J. Booth, of The Corporation of the Town of Fort Erie hereby certify the foregoing to be a true certified copy of By-law No. 81-2000 of the said Town. Given under my hand and the seal of the said Corporation this day of \_\_\_\_\_, 2000

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