



The Municipal Corporation of the Town of Fort Erie

By-law No. 117-2016

Being a By-law to Accept and Declare Lands as Public Highway on the South Side of Albany Street (DiMartile)

Whereas pursuant to a Decision of the Town of Fort Erie Committee of Adjustment, File No. B16/16 F.E., the owner, Deanna Marie DiMartile, is required to convey lands to The Corporation of the Town of Fort Erie for road widening purposes on the south side of Albany Street, 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 Albany Street;

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

1. **That** the acceptance of land from Deanna Marie DiMartile, legally described as Part Lot 17, Plan 993, Bertie; Fort Erie, designated as Parts 2 and 3, on Reference Plan 59R-15685, being Part of PIN 64212-0102 (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 Albany Street, for public use.
3. **That** upon final passage of this by-law, the Town Solicitor 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 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 24th day of October, 2016.

Mayor

Clerk

I, Laura Bubanko, the Clerk, of The Corporation of the Town of Fort Erie hereby certifies the foregoing to be a true copy of By-law No. 117-2016 of the said Town. Given under my hand and the seal of the said Corporation,
this day of , 20
