

THE CORPORATION OF THE CITY OF NORTH BAYBY-LAW NO. 114-69

BEING A BY-LAW TO CLOSE AND STOP UP PART OF MERCER DRIVE AND A PUBLIC WALK AS SHOWN ON PLAN M-368 FILED IN THE OFFICE OF LAND TITLES AT NORTH BAY, IN THE DISTRICT OF NIPISSING.

WHEREAS it is deemed expedient in the interest of The Corporation of the City of North Bay, hereinafter called the Corporation, that part of Mercer Drive and the Public Walk as shown on Plan M-368 filed in the Office of Land Titles at North Bay, in the District of Nipissing, more particularly described in Schedule "A" attached hereto be closed and stopped up;

AND WHEREAS Notice of this By-law was published once a week for four consecutive weeks in the North Bay Daily Nugget, published in the City of North Bay;

AND WHEREAS no person by himself or herself or by his or her Counsel, Solicitor or Agent acting on his or her behalf applied or appeared to be heard to claim that his, her or their lands would be prejudicially affected by the passing of this By-law;

AND WHEREAS Plan of Subdivision M-368 was registered at the Land Titles Office, at North Bay, Ontario, on the 18th day of October, 1963, and pursuant to The Municipal Act, Statutes of Ontario, 1961-62, Chapter 86, Section 49, this By-law shall take effect after the approval of the Minister of Municipal Affairs is endorsed hereto.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. THAT upon and after the passing of this By-law that part of Mercer Drive and the Public Walk set out and described in Schedule "A" attached hereto, be and the same is hereby closed and stopped up.
2. THAT this By-law shall take effect forthwith after obtaining the approval of the Minister of Municipal Affairs.

READ A FIRST TIME IN OPEN COUNCIL THIS 10th DAY OF DECEMBER, 1969.

READ A SECOND TIME IN OPEN COUNCIL THIS 10th DAY OF DECEMBER, 1969.

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS 26TH DAY OF JANUARY , 1970.

.....  
MAYOR

..... *E. A. Armstrong*  
CITY CLERK

SCHEDULE "A"

ALL AND SINGULAR THAT CERTAIN PARCEL OR TRACT OF LAND SITUATE, LYING AND BEING IN THE FORMER TOWNSHIP OF WEST FERRIS, NOW IN THE CITY OF NORTH BAY, IN THE DISTRICT OF NIPISSING AND THE PROVINCE OF ONTARIO AND BEING PART OF MERCER DRIVE AND A PUBLIC WALK AS SHOWN ON A PLAN OF SUBDIVISION REGISTERED IN THE LAND TITLES OFFICE AT NORTH BAY AS PLAN No.M-368 AND WHICH SAID PARCEL OR TRACT OF LAND MAY BE MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PREMISING that all bearings mentioned herein are assumed and are derived from the west limit of Registered Plan M-355, having a course of North 22° 04' 50" West, by Peter T. Clarke, O.L.S., and Registered at the Office of Land Titles at North Bay, Ontario.

COMMENCING at a point in the west limit of Mercer Drive, where it is intersected by the southerly limit of Lot 12, according to the said Registered Plan M-368,

THENCE South 22° 04' 50" East and following the easterly limit of Lot 13, according to the said plan a distance of 50.00 feet,

THENCE on a curve to the right having a radius of 90.00 feet and following the easterly limits of Lots 14 and 15, according to the said plan an arc distance of 62.04 feet, the extremities of which are connected by the following chords, South 5° 19' 43" East, 51.88 feet and South 14° 25' 12" West, 9.41 feet,

THENCE on a curve to the left having a radius of 60.00 feet and following the easterly limit of Lots 15 and 16 and the northerly limit of Lot 17, according to the said plan, an arc distance of 128.39 feet, the extremities of which are connected by the following chords, South 0° 09' 10" West, 35.59 feet, South 39° 06' 48" East, 45.00 feet, and South 83° 09' 44" East, 45.00 feet,

THENCE South 1° 10' 10" East and following the east limit of the said Lot 17 a distance of 78.81 feet,

THENCE North 66° 03' 30" East and following the northerly limit of Block "A", according to the said plan a distance of 10.85 feet,

THENCE North 1° 29' 10" West and following the west limit of Lot 18, according to the said Plan a distance of 77.90 feet,

THENCE on a curve to the left having a radius of 60.00 feet and following the northerly limit of the said Lot 18 and the westerly limit of Lots 19 and 20, according to the said Plan an arc distance

of 125.90 feet the extremities of which are connected by the following chords, North  $43^{\circ} 06' 48''$  East, 45.00 feet, North  $0^{\circ} 56' 08''$  West, 45.00 feet, and North  $39^{\circ} 01' 18''$  West, 33.20 feet, THENCE on a curve to the right having a radius of 62.33 feet and following the westerly limits of Lots 20 and 21, according to the said Plan, an arc distance of 35.93 feet, the extremities of which are connected by the following chords, North  $49^{\circ} 39' 22''$  West, 11.80 feet and North  $33^{\circ} 09' 17''$  West, 23.96 feet, THENCE North  $22^{\circ} 04' 50''$  West and still following the westerly limit of the said Lot 21, a distance of 27.31 feet to a point where the easterly limit of Mercer Drive is intersected by the southerly limit of Lot 22, according to the said Plan M-368, THENCE North  $74^{\circ} 08' 30''$  West a distance of 83.69 feet more or less to the point of commencement.

North Bay, Ontario.  
November 4th, 1969.

"Peter T. Clarke"  
Peter T. Clarke,  
Ontario Land Surveyor.