

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 120-78

A BY-LAW RESPECTING THE ACQUISITION OF TITLE TO PART OF THE TRAVELLED ROAD THAT LIES EAST OF PARCEL 943 PURSUANT TO A COMMITTEE OF ADJUSTMENT DECISION REGARDING THE APPLICATION OF FLORA AMELIA BYERS.

WHEREAS The Committee of Adjustment has severed land subject to a condition that the title to parts of certain travelled roads (being the Old Ferguson Highway and the B-Line Road) be conveyed to the City;

AND WHEREAS a survey of the travelled road known as the Old Ferguson Highway indicates an encroachment by a one storey frame house on approximately seven feet (7') of the lands proposed to be transferred;

AND WHEREAS it is deemed desirable to acquire the designated lands and acknowledge the encroachment;

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

1. The Corporation of the City of North Bay is hereby authorized to acquire the title to Part of the road allowance known as the Old Ferguson Highway, which property is more particularly described as follows:

FIRSTLY: All and singular that certain parcel or tract of land and premises situate, lying and being in the former Township of Widdifield, now in the City of North Bay in the District of Nipissing and that comprises Part of the Remainder of Parcel 943 in the District of Nipissing and that is designated as Parts 2 and 3 on a Reference Plan No. 36R-4912, deposited in The Land Titles Division of Nipissing.

SECONDLY: All and singular that certain parcel or tract of land situate, lying and being in the former Township of Widdifield, now in the City of North Bay, in the District of Nipissing, and that comprises part of the remainder of Parcel 5792, Widdifield and Ferris, in the said District of Nipissing and that is designated as Parts 3 and 4 on a Reference Plan No. 36R-4066,

deposited in the Land Titles Division of Nipissing.

2. The Corporation of the City of North Bay is authorized to acquire the title to the travelled road known as the "B-Line Road" which is described as follows:

FIRSTLY: All and singular that certain parcel or tract of land situate, lying and being in the former Township of Widdifield, now in the City of North Bay, in the District of Nipissing, and being Part of the Remainder of Parcel 943, Nipissing, designated as Part 1, on a Reference Plan No. 36R-4912 deposited in the Land Titles Division of Nipissing.

SECONDLY: All and singular that certain parcel or tract of land situate, lying and being in the former Township of Widdifield, now in the City of North Bay, in the District of Nipissing, and being Part of the Remainder of Parcel 943, Nipissing, designated as Part 1 on a Reference Plan No. 36R-4355 designated in the Land Titles Division of Nipissing.

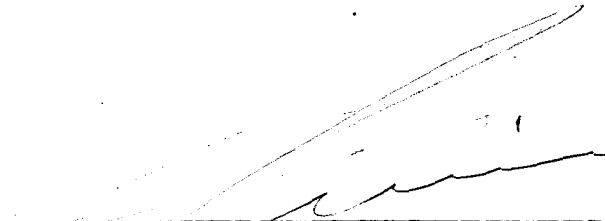
3. The Corporation of the City of North Bay does hereby authorize the encroachment of a one storey frame house for a period not exceeding the life of the building now erected on the lands and premises described as said Part 3 on Reference Plan No. 36R-4912 on the condition that upon the demolition or destruction of the building upon the said premises either completely or in such substantial degree as to be incapable of restoration except by reconstruction, The Corporation of the City of North Bay may restore the lands occupied by such encroachment to a suitable condition for use by The Corporation of the City of North Bay for the purposes of a street.

5. This by-law shall come into force and effect upon being finally passed.


READ A FIRST TIME IN OPEN COUNCIL THIS 10TH DAY OF OCTOBER , 19

READ A SECOND TIME IN OPEN COUNCIL THIS 10TH DAY OF OCTOBER , 19

READ A THIRD TIME IN OPEN COUNCIL AND FINALLY ENACTED AND PASSED THIS
23RD DAY OF OCTOBER , 1978.



MAYOR



CITY CLERK