

**THE CORPORATION OF THE CITY OF NORTH BAY**

**BY-LAW NO. 1999-119**

**BEING A BY-LAW TO STOP UP, CLOSE AND  
CONVEY A PORTION OF THE LANEWAY  
BETWEEN MCKENZIE AVENUE AND  
MONTROSE AVENUE IN THE CITY OF NORTH BAY**

**WHEREAS** it is deemed expedient and in the interest of The Corporation of the City of North Bay that part of the laneway between McKenzie Avenue and Montrose Avenue be closed, stopped up and conveyed to the abutting owners.

**AND WHEREAS** notice of this by-law was published once a week for four consecutive weeks in the North Bay Nugget, published in the City of North Bay;

**AND WHEREAS** no person has claimed that his lands will be prejudicially affected by the passing of this by-law nor applied to be heard in person or by his counsel, solicitor, or agent, the Council of the said City or a Committee of said Council;

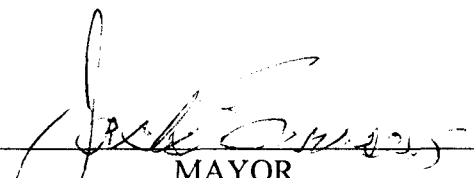
**NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS A FOLLOWS:**

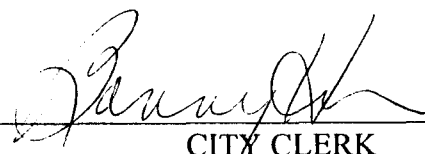
1. That certain part of the laneway shown on Registered Plan M-177 abutting Lots 1421, 1444, 1443 and part of Lot 1422, designated as Parts 1 and 2, on Reference Plan No. 36R-10704 is hereby closed, stopped and conveyed.
2. The City shall transfer Parts 1 and 2, Plan 36R-10704 to the owners of the lands abutting thereon, their successors or assigns, upon receipt of the consent in writing of the abutting registered owner, if the Transfer is to be to a person other than the abutting registered owner and subject to easements in favour of Bell Canada.
- 3.(a) Subject to paragraph (b), in the event that an abutting owner to the said laneway does not consent to the disposition of the laneway within 60 days of the date of the passing of this By-law, then the Clerk shall, upon request of an abutting owner on the opposite side of the laneway, give 30 days notice by prepaid registered mail to the abutting owner of the laneway, to the effect that if the abutting owner does not agree to purchase one-half of the abutting laneway at a pro-rata share of the survey, legal, and advertising costs incurred in the laneway closing, then the said one-half part of the laneway may be transferred to the opposite owner for the same cost.  
  
(b) Upon receipt of an Irrevocable Consent of the disposition of the laneway from the adjacent owner then that portion of the laneway may be transferred upon registration of the by-law.
4. This by-law comes into force and effect upon a certified copy of this by-law being registered in the Land Registry Office for the District of Nipissing.

READ A FIRST TIME IN OPEN COUNCIL THE 30<sup>TH</sup> DAY OF AUGUST, 1999.

READ A SECOND TIME IN OPEN COUNCIL THE 27<sup>TH</sup> DAY OF SEPTEMBER, 1999.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 27<sup>TH</sup> DAY OF SEPTEMBER, 1999.

  
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MAYOR

  
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CITY CLERK