

BY-LAW NO. 18-93

BEING A BY-LAW TO STOP UP AND CLOSE A PORTION OF A LANEWAY BETWEEN FIFTH AVENUE AND WYLD STREET AND TO REPEAL BY-LAW NO. 215-92.

WHEREAS it is deemed expedient and in the interest of The Corporation of the City of North Bay that part of the laneway hereinafter described 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 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, by 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 AS FOLLOWS:

1. That certain land shown on Registered Plan 57 in the City of North Bay designated as Parts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, Plan 36R-9307 is hereby closed and stopped up.
2. The City shall transfer Parts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, Plan 36R-9307 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, subject to an easement to Bell Canada.
- 3.(a) Subject to Paragraph (b), in the event that an abutting owner to the said lane does not consent to the disposition of the lane 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 lane, give 30 days notice by prepaid registered mail to the abutting owner of the lane, to the effect that if the abutting owner does not agree to purchase one-half of the abutting lane for the sum of \$1.00 plus a pro-rata share of the survey, legal and advertising costs incurred in the lane closing, then the said one-half part of the lane may be transferred to the opposite owner for the same cost.  
  
(b) Upon receipt of an Irrevocable Consent of the disposition of the lane from the adjacent owner then that portion of the lane 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.
5. That By-Law No. 215-92 is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THE 25TH DAY OF JANUARY, 1993.

READ A SECOND TIME IN OPEN COUNCIL THE 1ST DAY OF MARCH, 1993.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 1ST DAY OF MARCH, 1993.

  
MAYOR

  
CITY CLERK