



The Corporation of the Town of Pelham

By-law No. 51-2023

Being a By-law to Stop Up and Close a Portion of the Unopened Road Allowance Between Concession 3 and Concession 4, Part Lot 1-2, Concession 3 and Part Lot 1, Concession 4, Pelham.

WHEREAS sections 11 and 27 of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("*Municipal Act, 2001*") provide that a lower-tier municipality may pass by-laws respecting highways under its jurisdiction;

AND WHEREAS section 34 of the *Municipal Act, 2001* permits a municipality to pass a by-law permanently closing a public highway under its jurisdiction;

AND WHEREAS the unopened road allowance described herein is a public highway under the jurisdiction of the Town of Pelham;

AND WHEREAS the Council of The Corporation of the Town of Pelham deems it desirable to stop up and permanently close a portion of the unopened road allowance described herein and to enact this By-law for that purpose;

NOW THEREFORE the Council of the Corporation of the Town of Pelham enacts as follows:

1. The portion of the unopened road allowance contained within PIN 64039-0087(LT), being between Concession 3 and Concession 4 on the property legally described as PT LT 1-2 CON 3 PELHAM; PT LT 1 CON 4 PELHAM; PT RDAL BTN CON 3 & 4 PELHAM AS IN RO696483 (FIRSTLY), S/T INTEREST OF THE MUNICIPALITY; S/T PE12978, PE13007; PELHAM, is hereby permanently stopped up and closed.
2. The Corporation of the Town of Pelham hereby releases its interest in the lands described in PIN 64039-0087 (LT) and consents to the deletion of the notation "S/T INTEREST OF THE MUNICIPALITY" from the property description set out therein.
3. The Mayor and the Clerk of the Town of Pelham are hereby authorized to execute all documentation as may be necessary in connection with the stopping up and closing of the said road allowance, the release of the municipality's interest in the said lands and/or the consent to delete the said notation from the property description.
4. The Clerk of the Town of Pelham is hereby directed to register a certified copy of this By-law in the proper Land Registry Office.
5. The Clerk of the Town of Pelham is hereby authorized to register the release of the municipality's interest in the lands described in PIN 64039-0087 (LT) in the proper Land Registry Office.
6. This By-law shall come into force and take effect on the date it is passed by Council and registered in the Land Registry Office.

Read, enacted, signed and sealed this 20th day of September, 2023.

John Wink, Deputy Mayor

William Tigert, Town Clerk