



The Municipal Corporation of the Town of Fort Erie

By-law 139-2023

Being a By-law to Accept and Declare Lands as Public Highway on the East Side of Schooley Road 0-17100, 0-17101 and 17102 Schooley Road

Whereas pursuant to the Decision of the Town of Fort Erie Committee of Adjustment, File B21/23 F.E. the applicant, Marz Homes (Crystal Beach) Inc., is required to convey lands to The Corporation of the Town of Fort Erie for the purpose of a road widening on the east side of Schooley Road, gratuitously, free and clear of all encumbrances; and

Whereas the *Municipal Act, 2001*, as amended, provides that if a municipality acquires land for the purpose of widening a highway, the land acquired forms part of the highway to the extent of the designated widening; and

Whereas it is deemed desirable to authorize the acceptance of lands for road widening purposes and declare and assume same as public highway forming part of Schooley Road;

Now therefore the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

- 1. That** the acceptance of land legally described as Part of Lot 45, Plan M-65, designated as Part 8 on Reference Plan 59R17743; Fort Erie, being part of PIN 64184-0054 (LT) and Part of Lot 46, Plan M-65, designated as Part 7 on Reference Plan 59R17743; Fort Erie, being part of PIN 64184-0055 (LT) (the "Lands"), for road widening purposes, free and clear of all encumbrances, is authorized and approved.
- 2. That** the Lands are established, laid out, declared and assumed as public highway forming part of Schooley Road, for public use.
- 3. That** the Clerk of the Town is authorized to affect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

Read a first, second and third time and finally passed this 18th day of September, 2023.

Mayor

Clerk