



## The Corporation of the Town of Fort Erie By-law 105-2024

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### Being a By-law to Accept and Declare Land as Public Highway – Hazel Street and Prospect Point Road North (3624 Hazel Street – S.R. Niagara Investments Inc. (Salvatore and Rita Visca))

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**Whereas** pursuant to the decision of the Town of Fort Erie Committee of Adjustment regarding Application B39/23 F.E., the owner is required to convey land to The Corporation of the Town of Fort Erie for the purpose of a daylighting triangle at the northwest corner of Hazel Street and Prospect Point Road North, gratuitously, free and clear of all encumbrances; and

**Whereas** the *Municipal Act*, 2001, as amended, provides that if a municipality acquires land for the purposes 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 land for road widening purposes and declare and assume same as public highway forming part of Hazel Street and Prospect Point Road North;

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

- 1. That** the acceptance of land from S.R. Niagara Investments Inc., legally described as Part of Lot 19, Plan 405, designated as Part 8 on Reference Plan 59R-18006; Fort Erie, being part of PIN 64193-0104 (LT) (the "Land"), for road widening purposes, free and clear of all encumbrances, is authorized and approved.
- 2. That** the Land described in section 1 is established, laid out, declared and assumed as public highway forming part of Hazel Street and Prospect Point Road North, 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 21<sup>st</sup> day of October, 2024.

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Mayor

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Clerk