

## THE CORPORATION OF THE TOWN OF LASALLE

### BY-LAW NO. 8225

A By-law to stop up, close and sell an alley lying to the west of Lots 123 to 125, Registered Plan 1064, and to the north of Lots 118 to 122, Registered Plan 1064.

**WHEREAS** the registered owners of 7875 Malden Road, have made an application to the Corporation to close and purchase an alley lying to the west and north of their lands;

**AND WHEREAS** the Council of the Corporation deems it expedient to grant this request;

**AND WHEREAS** by virtue of the provisions of Section 34 of the *Municipal Act, 2001*, R.S.O. 2001, c. 25, as amended, a by-law permanently closing a highway, including a lane on a registered plan of subdivision, does not take effect until a certified copy of the by-law is registered in the appropriate Land Registry Office;

**NOW THEREFORE the Council of the Corporation of the Town of LaSalle hereby enacts as follows:**

1. Those portions of alleys on Registered Plan 1064 lying to the north of Lots 118 to 122, and to the west of Lots 123 to 125, Registered Plan 1064, now designated as Parts 1, 2 and 3 on Reference Plan 12R-27529, in the Town of LaSalle, in the County of Essex be and the same is hereby stopped up and closed.

**PROVIDED** that all costs and expenses incurred in connection with this matter be borne by the applicant/ratepayers concerned.

2. Upon completion of the closing of the alleys more particularly described in Section 1 herein, that the said alleys so closed may be sold to the owners of the lands abutting same, at a sale price of \$1.50 per square foot plus H.S.T., which price shall include any and all costs incurred by the Corporation in completing the said sale.
3. It is hereby confirmed the lands described in Section 1 of this By-law are surplus to the needs of the Corporation.
4. (1) In the event any owner of land abutting the said alley does not purchase their proportionate share of the said alley so closed within the time frame as determined by the Chief Administrative Officer of the Corporation, the Corporation may issue an Order to the said owner:
  - (a) to stop using any portion of the Corporation's alley; and
  - (b) to remove any and all structures or other items that may be on the Corporation's alley; and
  - (c) to install a fence or erect some other physical barrier along the limit of the alley to delineate the boundary limit between the private property and the property of the Corporation, which barrier shall be of a sufficient type and size to prevent the use of the Corporation's property by the said property owner.

- (2) Any Order issued by the Corporation may also provide that in the event any property owner fails to comply with the provisions of the Order, the Corporation may remove the structures or other items from the Corporation’s alley, and may erect a fence along the limits of the Corporation’s alley that are abutting the adjacent property, at that property owner’s expense.
5. The Corporation may sell the said portions of the alleys to any person who may be interested in purchasing same.
6. The Mayor and the Deputy-Clerk of the Corporation be and they are hereby authorized to do all acts and sign all documents which may be necessary to complete the sale of the said alleys so closed as provided herein, and to otherwise carry out the intent of this By-law.
7. This By-law shall come into force and take effect after the final passing thereof on the date upon which this By-law is registered in the Land Registry Office for the County of Essex (No.12).

**Read** a first and second time and finally passed this 9<sup>th</sup> day of October, 2018.

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| 1st Reading – October 9, 2018 | _____        |
|                               | Mayor        |
| 2nd Reading – October 9, 2018 |              |
| 3rd Reading – October 9, 2018 | _____        |
|                               | Deputy Clerk |