

# The Corporation of the City of Kenora

## By-Law Number 40 - 2020

### Being a By-law to Permanently Close, Declare Surplus and Authorize the Sale of a Portion of Mining Street, also known as Fourth Street North

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Whereas it is desirable to close the portion of highway hereinafter described ("the Highway"); to declare it surplus to the requirements of the Municipality; and to authorize its sale; and

Whereas notice to the public of the intention of the Council to pass this by-law has been given as required by the Municipal Act, 2001 and the Corporation's Notice By-law; and

Whereas the Council has heard all persons wishing to make submissions with respect to the closing and proposed sale of the Highway;

Now Therefore the Council of the Corporation of the City of Kenora Hereby Enacts As Follows:-

The following highway, namely,

1. PT MINING ST PL 3 AKA FOURTH AV N, BTN THIRD ST N & FIFTH ST N; PT 1 PL 23R14694; KENORA

BEING PART OF THE PIN 42170-0145 {LT)

IS PERMANENTLY CLOSED as a highway of The Corporation of the City of Kenora.

2. Upon registration of this By-law:
  - (a) The said Highway is declared to be surplus to the requirements of the Municipality; and
  - (b) Notwithstanding any provisions of the City's Land Sale Policy as adopted by By-law 158-2017 to the contrary, the said lands may be sold by direct sale to Kenora District Services Board for a price of Two (\$2.00) Dollars together with reimbursement of the Municipality's costs relating to the sale and the procedures leading thereto, as determined by the Acting Chief Administrative Officer.
3. The Acting Chief Administrative Officer is authorized and directed to take such action and execute such documents, under the Corporate Seal of the Corporation where required, as may be necessary and expedient to give effect to this By-law.
4. This By-law shall come into force and take effect upon the final passing hereof, subject to compliance with Subsection 34(1) the Municipal Act, 2001 as to the coming into effect of the Highway closure by registration in the Land Registration System, District of Kenora, Ontario.

**By-Law Read a First and Second Time this 18<sup>th</sup> day of February, 2020**

**By-Law Read a Third and Final Time this 18<sup>th</sup> day of February, 2020**

**The Corporation of the City of Kenora:-**

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**Rory McMillan, Deputy Mayor**

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**Heather Pihulak, City Clerk**