

THE CORPORATION OF THE TOWN OF LINCOLN

BY-LAW NO. 2018-88

A BY-LAW TO AUTHORIZE THE CONVEYANCE OF PART OF THE UNOPENED ROAD ALLOWANCE BETWEEN CONCESSION 1 AND CONCESSION 2, LOT 9 AND LOT 10, IN THE TOWN OF LINCOLN, MUNICIPALITY OF NIAGARA,

WHEREAS pursuant to the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the Council of every municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS the Council of the Town of Lincoln has enacted By-law No. 2018 – 88 to permanently stop up and close the road described as Part of the road allowance Between Concession 1 and Concession 2, in Lots 9 and 10, in the Town of Lincoln, Regional Municipality of Niagara;

AND WHEREAS the Council of the Town of Lincoln has determined the said closed road to be surplus to the needs of the municipality and has satisfied all other requirements of the Municipal Act, S.O. 2001, c. 25, as amended, and Town of Lincoln Council Policy PL-2017-01 governing the closing and sale of municipal road allowances;

AND WHEREAS the Council of the Town of Lincoln deems it expedient to convey the said closed road allowance lands, shown as Part 1 on 30R-15292, and described as Part of PIN 46144-0336 (R) surplus to the needs of the municipality;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF LINCOLN ENACTS AS FOLLOWS:

1. This Council does hereby declare the lands shown as Part 1 on 30R-15292 and described as Part of PIN 46144-0336 (R), and being part of the closed road allowance between Concession I and Concession II, in Lot 9 and Lot 10, in the Town of Lincoln, Regional Municipality of Niagara, to be surplus to the needs of the municipality.
2. This Council authorizes the sale and conveyance of the said to the adjacent owner to the north and south, 1650607 Ontario Ltd.
3. It shall be a condition of the conveyance of the said lands that the lands be merged in title with the lands immediately north and south and owned by the purchasers so as to ensure that no new lot is created.
4. The Mayor and the Clerk and each of them are hereby authorized and directed to prepare and execute an Agreement of Purchase and Sale and to execute all necessary documents to convey the said lands.
5. This By-law shall come into force and take effect on the date of its final passing.

BY-LAW read a FIRST time this 1st day of October, 2018.

BY-LAW read a SECOND time this 1st day of October, 2018.

BY-LAW read a third time and FINALLY PASSED this 1st day of October, 2018.


MAYOR: SANDRA EASTON


CLERK: JULIE KIRKELOS