

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2005-163

A BY-LAW TO AUTHORIZE AN EXCHANGE OF LANDS WITH MARSHALL PARK DEVELOPMENT LIMITED (BIRCH'S ROAD) IN RETURN FOR AN EASEMENT AND PARK LAND (SUMMIT DRIVE EASEMENT AND PARKS CREEK)

WHEREAS the Municipality is authorized by Section 268 of the *Municipal Act*, S.O. 2001, Chapter c.25, to dispose of lands no longer required for municipal purposes;

AND WHEREAS the lands herein are hereby declared surplus;

AND WHEREAS Council deems it desirable to convey Parcel 3-5, Plan 36M-540 Parts 1 and 2, Plan 36R-8545 to Marshall Park Development Limited in exchange for an easement for the municipal drainage beside Summit Drive and Block F, Plan 36M-355, (Parks Creek).

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. The Corporation of the City of North Bay is hereby authorized and directed to transfer Parcel 3-5, Plan 36M-540, Parts 1 and 2, Plan 36R-8454 save and except Part 4, Plan 36R-8566 (Birch's Road Industrial Park) to Marshall Park Development Limited, in exchange for an easement for the municipal drainage beside Summit Drive and Block F, Plan 36M-355 (Parks Creek) upon the payment of the sum of \$1.00.
2. The Mayor, City Clerk and City Solicitor are hereby authorized and directed to execute the said transfer and such further and other documents as may be reasonably required to complete the transfer of the said lands. The City Solicitor has the authority to electronically sign for completeness and release any document required to be registered on title electronically.
3. This By-Law shall come into effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THE 11TH DAY OF JULY, 2005.

READ A SECOND TIME IN OPEN COUNCIL THE 11TH DAY OF JULY, 2005.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 11TH DAY OF JULY, 2005.


MAYOR VIC FEDELI


CITY CLERK CATHERINE CONRAD