

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2002-53

BEING A BY-LAW TO STOP UP, CLOSE AND
CONVEY A PORTION OF THE LANEWAY
ABUTTING LOTS 96, 97 & 98, PLAN M-176,
ALGONQUIN AVENUE, SPENCER AVENUE, STOCKDALE ROAD
& VINCENT AVENUE IN THE CITY OF NORTH BAY

WHEREAS it is deemed expedient and in the interest of The Corporation of the City of North Bay that part of the laneway abutting Lots 96, 97 & 98, Plan M-176 be closed, stopped and conveyed to the abutting owners;

AND WHEREAS notice of this by-law was published once a week for four consecutive weeks in the North Bay Nugget, published in the City of North Bay;

AND WHEREAS no person has claimed that his lands will be prejudicially affected by the passing of this by-law nor applied to be heard in person or by his counsel, solicitor, or agent, the Council of the City nor a Committee of said Council;

AND WHEREAS the Council of the City of North Bay has approved of the closing and conveying of part of the laneway by Resolution No. 2002-21 passed at its regular meeting held January 14,2002;

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

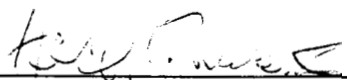
1. That certain part of the laneway abutting Lots 96, 97 & 98, Plan M-176 and designated as Parts 1 & 2 on Reference Plan 36R-11270 is hereby closed, stopped up and conveyed subject to the granting of easements in favour of Bell Canada, Union Gas and the City of North Bay.
2. The City shall transfer Parts 1 & 2, Plan M-176 to the owners of the lands abutting thereon, their successors, or assigns, upon receipt in writing of the abutting registered owner, if the transfer is to be to a person other than the abutting owner.
- 3.(a) Subject to paragraph (b), in the event that an abutting owner to the said laneway does not consent to the disposition of the laneway within 60 days of the passing of this by-law, then the Clerk shall, upon request of an abutting owner of the opposite side of the laneway, give 30 days notice by prepaid registered mail to the abutting owner of the laneway to the effect that if the abutting owner does not agree to purchase one-half of the abutting laneway at a pro-rata share of the survey, legal, advertising costs and purchase price incurred in the laneway closing, then the said one-half of the laneway may be transferred to the opposite owner for the same cost.

(b) Upon receipt of an Irrevocable Consent of the disposition of the laneway from the adjacent owner then that portion of the laneway may be transferred upon registration of the by-law.
4. This by-law comes into force and effect upon a certified copy of the by-law being registered in the Land Registry Office for the District of Nipissing.

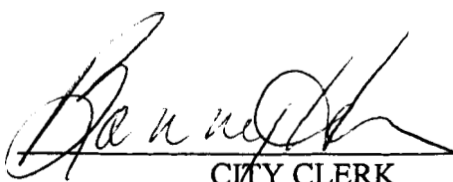
READ A FIRST TIME IN OPEN COUNCIL THE 3RD DAY OF JUNE, 2002.

READ A SECOND TIME IN OPEN COUNCIL, THE 8TH DAY OF JULY, 2002.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THE 8TH DAY OF JULY, 2002.



MAYOR



CITY CLERK