



The Corporation of the Town of Fort Erie By-law 105-2024

Being a By-law to Accept and Declare Land as Public Highway – Hazel Street and Prospect Point Road North (3624 Hazel Street – S.R. Niagara Investments Inc. (Salvatore and Rita Visca))

Whereas pursuant to the decision of the Town of Fort Erie Committee of Adjustment regarding Application B39/23 F.E., the owner is required to convey land to The Corporation of the Town of Fort Erie for the purpose of a daylighting triangle at the northwest corner of Hazel Street and Prospect Point Road North, gratuitously, free and clear of all encumbrances; and

Whereas the *Municipal Act*, 2001, as amended, provides that if a municipality acquires land for the purposes of widening a highway, the land acquired forms part of the highway to the extent of the designated widening; and

Whereas it is deemed desirable to authorize the acceptance of land for road widening purposes and declare and assume same as public highway forming part of Hazel Street and Prospect Point Road North;

Now therefore the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

1. **That** the acceptance of land from S.R. Niagara Investments Inc., legally described as Part of Lot 19, Plan 405, designated as Part 8 on Reference Plan 59R-18006; Fort Erie, being part of PIN 64193-0104 (LT) (the "Land"), for road widening purposes, free and clear of all encumbrances, is authorized and approved.
2. **That** the Land described in section 1 is established, laid out, declared and assumed as public highway forming part of Hazel Street and Prospect Point Road North, for public use.
3. **That** the Clerk of the Town is authorized to affect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

Read a first, second and third time and finally passed this 21st day of October, 2024.

Mayor

Clerk