

## **BY-LAW**

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To stop up and close the sale of part of	

214-98

WHEREAS if is deemed expedient in the interest of The Corporation of The Corporation of the City of Brampton that the part of Chinguacousy Road described in Schedule A to this by-law be stopped up and closed, and sold to the owner of the abutting land;

AND WHEREAS notice of the intention to pass this by-law has been published once a week for four consecutive weeks in the Brampton Guardian, a newspaper published in the City of Brampton;

AND WHEREAS the said Corporation has given notice to The Regional Municipality of Peel, pursuant to Section 44 of the <u>Regional Municipalities Act</u> (R.S.O. 1990, c.R. 8, as amended) and The Regional Municipality of Peel has indicated that it does not object to such stopping up;

AND WHEREAS the Council for the said Corporation has heard in person or by counsel, solicitor or agent, all persons claiming that their land will be prejudicially affected by this by-law and who applied to be heard;

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS as follows:

- 1. The part of Chinguacousy Road described in Schedule A to this by-law is hereby stopped up and closed.
- 2. The sale of the part of Chinguacousy Road described as part 1 on Plan 43R-22042 to the owners of Meadowvale Cemetery is hereby authorized. The consideration for the sale is the prior conveyance to The Corporation of the City of Brampton of a sewer easement registered as Instrument No.933688. The sale shall be subject to an easement in favour of The Corporation of the City of Brampton and Brampton Hydro-Electric Commission for the existing pole line.
- 3. The sale of the part of Chinguacousy Road described as part 2 on Plan 43R-22042 to the Regional Municipality of Peel for \$2.00 is hereby authorized.
- 4. The Mayor and Clerk are hereby authorized to execute all documents and instruments approved by the City Solicitor as may be necessary to effect the conveyance of the said lands.
- 5. The affidavit of Leonard J. Mikulich attached as Schedule B to this by-law forms part of this by-law.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 28<sup>th</sup> day of September, 1998.

PETER ROBERTSON

LEONARD J. MIKULICH

CLERK

Approved as to Content

W. Clay Connor

WCC/W30.58

## SCHEDULE A TO BY-LAW 214-98

The part of Lot 14, Concession 3 West of Hurontario Street established by By-law 173-76 registered as Instrument No. 39281VS and the part of the road allowance between Concessions 2 and 3 West of Hurontario Street in the former Township of Toronto designated as parts 1 and 2 on plan 43R-22042.

City of Brampton, Regional Municipality of Peel

## SCHEDULE B TO BY-LAW **214-98** Affidavit of Leonard J. Mikulich

I, LEONARD J. MIKULICH, of the City of Brampton, in the Regional Municipality of Peel, MAKE OATH AND SAY:

- 1. I am employed as City Clerk for The Corporation of the City of Brampton and as such, I have knowledge of the facts herein contained.
- 2. Notice of intention to pass this by-law was published in the Brampton Guardian on the dates listed below:

September 2, 9, 16 and 23, 1998.

- 3. In accordance with Section 44 of the Regional Municipalities Act (R.S.O. 1990, c.R.8, as amended), a notice from The Corporation of the City of Brampton was served upon The Regional Municipality of Peel advising the Region of the City's intention to pass this by-law. D. R. Billett, Director of Development Control for the Region, to whom the Region delegated approving authority for street closures, indicated to the City of Brampton that The Regional Municipality of Peel had no objection.
- 4. The matter of the proposed enactment of this by-law came before City Council at its meeting of the 28th day of September, 1998. No persons applied to be heard in respect of this matter.

SWORN BEFORE ME at the City of Brampton, in the Regional Municipality Of Peel, this pday of Jeph. -, 1998.

Leonard J. Mikulich

)City Clerk

A Commissioner, etc.

Dianne Rita Lightowler a Commissioner etc., Regional Municipality of Peel, for The Corporation of The City of Branchise Expires March 2, 1999