



The Corporation of the Municipality of Highlands East

By- law # 2021- 13

Being a by- law to allow for the purchase and fee associated with the Shoreline Road Allowance Closure within the Municipality of Highland East

Whereas under Section 9 of the Municipal Act, 2001, S.O. 2001, c.25, provides that a 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 Section 270(1.1) of the Municipal Act, 2001, S.O., 2001, c.25 provides a Municipality shall adopt and maintain policies with respect to the following matters: Its sale and other disposition of land;

And Whereas Section 391(1) of the Municipal Act, 2001, S.O., 2001, c.25 provides that the Council of a Municipality may pass by-laws to impose fees or charges on persons for services or activities provided or done by or on behalf of it;

And Whereas Section 34(1) of the Municipal Act, 2001, S.O., 2001, c.25 provides that a by-law permanently closing a highway does not take effect until a certified copy of the by-law is registered in the proper land registry office;

And Whereas Section 34(2) of the Municipal Act, 2001, S.O., 2001, c.25 provides that a by-law permanently closing a highway shall not be passed without the consent of the Government of Canada if the highway, abuts on land, including land covered by water, owned by the Crown in right of Canada; or leads to or abuts on a bridge, wharf, dock, quay or other work owned by the Crown in right of Canada;

And Whereas the Council of the Corporation of the Municipality of Highlands East deems it desirable to approve a policy and to establish a fee for the purchase of shoreline road allowances within the Municipality of Highlands East;

Now Therefore the Council of the Corporation of the Corporation of the Municipality of Highlands East hereby enacts as follows:

1. That the Shoreline Road Allowance Closure Policy attached as Schedule "A" with Appendix's be approved;
2. That this bylaw will come into force and effect upon the date of approval;
3. That the provisions of any policies contrary to this bylaw be hereby repealed;
4. That any and all bylaws and resolutions regarding the closure of shoreline road



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allowance contrary to this by- law be hereby repealed;

5. That By-law # 2019-116 be repealed in its entirety.

**Enacted, Approved and Signed with the Corporate Seal attached this 9th Day of
February, 2021.**

Dave Burton, Mayor

Robyn Rogers, Municipal Clerk