

**The Corporation of the Town of Essex**  
**By-Law Number 2017**  
**Being a by-law for the Declaration and**  
**Disposition of Surplus Lands by The**  
**Corporation of the Town of Essex**

**Whereas,** Council of The Corporation of the Town of Essex did pass By-Law Number 855, being a by-law to establish policies for the sale of disposition of surplus lands, on November 7, 2007;

**And whereas,** the Town has an interest in the lands legally described as: First Street on Plan 1461 Colchester; Essex, being PIN 75188-0070; Second Street on Plan 1461 Colchester; Essex, being PIN 75188-0072; and Erie Drive on Plan 1461 Colchester; Essex, being PIN 75188-0058 Street, these properties all being unopened road allowances within the property municipally known as 225 County Road 50 E, Harrow (hereinafter the "Road Allowances").

**And whereas,** such interest in these lands so described was hereby first presented to Council to be surplus to the needs of the Town and whereas such lands were so declared by Resolution of Council at its Regular Council Meeting of April 19, 2021.

**And whereas,** Notice of the Towns Declaration of Surplus Property and Intention to sell the subject lands was provided in open meeting at the April 19, 2021 Regular Meeting of Council and such notice was thereafter published in the local newspaper and posted to the Towns Website.

**And whereas,** the Municipal Act, S.O. 2001, C.25 as amended, permits the Council of a municipality to pass by-laws to permanently close any highway or part of a highway;

**And whereas,** it is deemed expedient to close the unopened Road Allowances referred to herein;

**Now therefore,** be it resolved that the Council of The Corporation of the Town of Essex enacts as follows:

1. That the unopened Road Allowances legally described as: First Street on Plan 1461 Colchester; Essex, being PIN 75188-0070; Second Street on Plan 1461 Colchester; Essex, being PIN 75188-0072; and Erie Drive on Plan 1461 Colchester; Essex, being PIN 75188-

0058 be permanently closed and that the Town's interest thereof in the said lands are hereby confirmed to be surplus to municipal needs and authorization is hereby provided for such interest to be released or disposed of by way of direct private transfer to the abutting land owner Giovanni Caboto Club in accordance with the provisions of By-Law Number 855 being a by-law to establish Policies and Procedures for the Sale and Disposition of Surplus Land by the Town of Essex;

- 2. That the Mayor and Clerk be hereby authorized to sign such further documents and give such further assurances as may be necessary to give effect to this By-Law; and
- 3. That this By-Law shall come into full force upon the final passing thereof.

**Read a first, second and third time and finally adopted on May 3, 2021.**

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Mayor

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Clerk