

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE



**BY-LAW**

**No. 2024 -**

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**Being a By-law to Establish, Assume and Name Institute Road as Part of the Public Highway System for the Municipality of Kincardine**

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**Whereas** pursuant to Municipal Act, 2001, S.O, 2001, c.25, as amended, Sections 8(1) and 9 provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues and 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** Sections 11 (3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, gives lower tier municipalities the power to pass by-laws within the sphere of jurisdiction dealing with highways; and

**Whereas** Section 31 (2) of the *Municipal Act*, S.O. 2001, c.25, as amended, provides after January 1, 2003, land may only become a highway by virtue of a municipal By-law establishing the highway; and

**Whereas** The Corporation of the Municipality of Kincardine is the owner of the lands described in Schedule "A" of this By-law; and

**Whereas** the Council of the Municipality of Kincardine deems it advisable to name a portion of Institute Road; and

**Whereas** it is deemed appropriate to establish and assume the lands described in Schedule "A" of this By-law as public highways for public use; now therefore be it

**Resolved** that the Council of The Corporation of the Municipality of Kincardine **Enacts** as follows:

1. That the lands described in Schedule "A" to this By-law are hereby established and assumed as public highways under the jurisdiction of The Corporation of the Municipality of Kincardine.
2. That that the lands described as CEDAR LANE PL 485; KINCARDINE (PIN 33284-0143) be known as "Institute Road Extension".
3. That the lands described as RED PINE ST PL 485; KINCARDINE (PIN 33284-0141), be known as "Institute Road".
4. That the Mayor and Clerk are hereby authorized to execute the necessary documents to fulfill the intent of this By-law.
5. That this By-law shall come into full force and take effect upon third and final reading thereof.
6. This by-law may be cited as the "Assume, Establish and Name Institute Road By-law".

**Read a First, Second and Third Time and Finally passed** this 12<sup>th</sup> day of June, 2024.

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Mayor

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Clerk

**Schedule "A" to  
By-law No. 2024 -**

Legal Description:

CEDAR LANE PL 485; KINCARDINE (PIN 33284-0143); and

RED PINE ST PL 485 KINCARDINE (PIN 33284-0141).

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