

The Corporation of the Township of Southgate

By-law Number 2021-131

**being a by-law to establish a highway in the former
Township of Proton (Consent file B3-21)**

Whereas Section 26 of the Municipal Act, 2001 as amended ("the Act") provides that highways include all highways that existed on December 31, 2002 and all highways established by by-law of the municipality on and after January 1, 2003; and

Whereas Subsection 31(2) of the Act provides that after January 1, 2003 land may only become a highway by virtue of a by-law establishing the highway and not by the activities of the municipality or any other person in relation to the land; and

Whereas the corporation is a lower-tier municipality and Subsection 11(3) of the Act authorizes it to pass by-laws respective matters within the highways sphere of jurisdiction; and

Whereas at their regular meeting held on April 28, 2021, the Committee of Adjustment approved the aforementioned consent application subject to conditions, including that a 3 metre road widening along Southgate Road 14 and Southgate Sideroad 21 be deeded to the Township; and

Whereas it is deemed expedient to establish a highway on lands owned by the municipality within the Geographic Township of Proton,

Now therefore be it resolved that the Council of the Corporation of the Township of Southgate enacts as follows:

1. **That** the following lands are hereby established as a highway pursuant to Section 26 of the Act:

Part of Lot 32, Concession 10, Geographic Township of Proton, alternately described as, 146398 Southgate Road 14 being Part 1 on a plan of survey deposited as Plan XXX-XXXX on the XX day of August, 2021 (attached hereto as Schedule A) in the Township of Southgate, County of Grey.

Read a first, second and third time and finally passed this 1st day of September, 2021.

John Woodbury – Mayor

Lindsey Green – Clerk

