

THE CORPORATION OF THE MUNICIPALITY OF POWASSAN

BY-LAW NO. 2003-09

Being a By-Law to require the removal of fences on unopened road allowances located between Lots 10 and 11, Concession 4 through 15 inclusive.

WHEREAS the Municipal Act, 2001, Section 11 (2) and Section 28 grants the Corporation of the Municipality of Powassan jurisdiction over all road allowances located in the municipality that were made by Crown surveyors and all road allowances, highways, streets and lanes shown on a registered plan of subdivision; and

WHEREAS the Municipal Act, 2001 Section 27 authorizes the Council of the Corporation of the Municipality of Powassan to pass by-laws in respect of highways under its jurisdiction; and

WHEREAS certain owners of property abutting the unopened road allowances located between Lots 10 and 11, Concession 4 through 15 inclusive, in the former Township of South Himsworth, now in the Municipality of Powassan, have erected fences on such unopened road allowances;

NOW THEREFORE the Council of the Corporation of the Municipality of Powassan enacts as follows:

1. That all persons or property owners having erected or maintained or caused to be erected or maintained a fence or fences on unopened road allowances located between Lots 10 and 11, Concession 4 through 15 inclusive, in the former Township of South Himsworth, now in the Municipality of Powassan are required to remove such fences on or before the 31st day of May 2003.
2. That where any fences located on the unopened road allowances located between Lots 10 and 11, Concession 4 through 15 inclusive, in the former Township of South Himsworth, now in the Municipality of Powassan are not removed on or before the 31st day of May 2003, the Municipality may remove the fence anytime thereafter at the expense of the person or property owner who erected or maintained or caused to be erected or maintained such fence.

READ A FIRST time as such in open Council this 18th day of March 2003.

Mayor

Clerk

READ A SECOND and THIRD time and passed as such in open Council this 1st day of April 2003.

Mayor

Clerk