

7 Third Avenue, P.O. Box 217 Whitney, ON KOJ 2M0 613-637-2650

SHORE ROAD ALLOWANCE CLOSURE APPLICATION AND SALE POLICY FOR ABUTTING OWNERS

INTRODUCTION:

The Corporation of the Township of South Algonquin (the "Municipality") came into existence on June 1, 1998 and since that date the closure and sale of any portion of shore road allowance within its boundaries are completed by the Municipality.

This memorandum sets out the policies and procedures the Municipality intends to follow in evaluating and processing applications from owners for the closure and sale of the shore road allowance abutting their property.

POLICIES:

Each application for the closure and sale of abutting shore road allowance will be considered individually on its merits. In deciding whether or not to approve any particular application the Municipality will have regard for and be guided by the following policies:

- 1. No portion of shore road allowance will be closed if:
- (a) it is part of a flood plan (if there is an existing building on it, consideration may be given to closing and selling to the owner that portion of the shore road allowance actually occupied by the building);
- (b) it is used for road or pedestrian access to an adjacent property or properties (unless an alternate, suitable access approved by the owners of the affected properties and is acceptable to the Municipality);
- (c) it is below the ordinary high water mark (flooded land will not be closed or sold);
- (d) it includes a portage trail;
- (e) it is regarded as having historic or cultural value; or
- (f) it has been identified as required Municipal recreational purposes.
- 2. Unopened road allowances <u>leading to</u> water (as opposed to shore road allowances) will not be closed unless it is demonstrated there is suitable nearby access to the water body. This alternative access to the water body will be the responsibility of the applicant.

- 3. Portions of shore road allowance will be closed only on application of and will be sold only to the owner or owners of the abutting land (the "Applicant").
- 4. The Applicant must receive written consent from adjacent neighbours on either side of their property, and the neighbours must ultimately agree with the location of the surveyed lines defining the portion of shore road allowance to be closed and sold. (The Municipality will not become involved in or resolve any 'disputes', and will generally decline to process or to continue to process the applications of owners involved in any such 'dispute').
- 5. Unless an alternative location has been agreed upon between the Applicant and the Applicant's neighbours, the surveyed lines across the shore road allowance should be drawn perpendicular to the water's edge.
- 6. The applicant shall be responsible for the survey, all administrative and legal costs including legal fees and disbursements of the Municipality's solicitor, the Municipality's application fees, administrative costs, and advertising costs as outline in the current Schedule of Fees By-Law.
- 7. The Municipality will charge frontage fees as outlined in the current Schedule of Fees By-law. This calculation is measured from the portion of the shore road allowance in the current survey.
- 8. No application for closure and sale will be accepted or processed unless all property taxes are paid up-to-date.



Application
(for the closure and purchase of shore road allowances)

Applicant Information			
Address and Phone#			
Name and Address of Auth	orized Agent		
Tel No:	Fax No:		
Property Information			
	Con./Plan:		
Township:	Lake or River:		
Chara Daad Allawana	a Information		
Shore Road Allowanc	s or other properties YES NO		
Are there any Bell Canada/			
installation on the 66ft, sho	ore allowance YES NO		
installation on the ooit. Sho	Te anowance TES NO		
Enclosures:			
	Deed, Transfer, Patent, Certificate of Ownership)		
**	opy of survey) showing location of building(s)		
3. Signed consent of neight			
2	deposit by cheque, money-order or bank draft		
payable to "Township of			
	ordinarily accompany an Application; if any are not		
enclosed, please explain wh	hy		
The undersigned owner(s)	hereby confirms/acknowledges that he/she has read		
•	concerning the closure and sale of the shoreline road		
	that the filling fee in the amount of \$100.00 is non-		
	lies for closure and sale to the undersigned of the portion		
* = =	e described herein and illustrated on the sketch/plan enclosed.		
01 51101 011110 1 0 000 0110 W 0110 W	p.m. energed.		
Signed this day of	,		
Owner Signature	, Owner Signature		
- · · · · · · · · · · · · · · · · · · ·	, 5 ; 1101 5151101010		

Applicant's Consent (Freedom of Information):

I/We		and	
,	Name of Owner(s)	Name of Owner(s)
(our) consent, in Information and and any supportion solicitors, as well	of South Algonquin in the naccordance with the perotection of Privacy Act, ng documentation provided as commenting letters, reother review agencies will a general public.	rovisions of the Munic that the information or d by myself, my agents, eports and advertisemer	ipal Freedom on this application consultants and the issued by the
Signature of Owner(s) _		Date	
Signature of Owner(s)		Date	