

**THE CORPORATION OF THE TOWNSHIP OF
SOUTH ALGONQUIN
BY-LAW NO. 21-668**

Being a By-law to provide for the stopping up and closing parts of the shore road allowance along Ayleen Lake in front of Lot 12 Concession 14, designated as Part 2 on Reference Plan 36R-14617 in the Geographic Township of Dickens, within the Township of South Algonquin, in the District of Nipissing.

WHEREAS:

1. The original road allowance laid out by the original Crown survey along the shore Ayleen Lake is a "highway" by virtue of Section 26 of The Municipal Act, 2001, S.O.2001, c.25 (the "Act") as amended; and
2. By Section 9 and Section 11 of the Act, a municipality is empowered to permanently close a highway; and
3. The owners of land abutting part of the said original road allowance laid out in Schedule A of this by-law have applied to the Municipality to close it and sell it to the said owners; and
4. The closure will not result in any person having no motor vehicle access to and from that person's land over any highway; and
5. The part of the said road allowance closed by this By-law is not covered with water and does not abut any land owned by the Crown in right of Canada or lead to any work owned by the Crown in right of Canada, and therefore, the consent of neither the Ministry of Natural Resources of Ontario, nor the Government of Canada to the passing of this By-law is required by Section 43 or Section 34(2) respectively of the Act;
6. Bell Canada requires an easement with respect to parts of the said shore road allowance; and
7. Adequate and reasonable public notice of its intention to pass this by-law was given by the Municipality, in accordance with Township of South Algonquin By-Law, 2017-546.

NOW THEREFORE the Council of The Corporation of the Township of South Algonquin hereby enacts as follows:

1. That those parts of the original allowance for road along the shore of Ayleen Lake lying in front of Lot 12 Concession 14, designated as Part 2 on Reference Plan 36R-14617 in the geographic Township of Dickens in the Township of South Algonquin in the District of Nipissing are declared surplus and hereby permanently closed.
2. That the municipality grant Bell Canada an easement in the form required with respect to Part 3 of Reference Plan 36R-14617.
3. That those parts of the said road allowance described in paragraph 1 hereof be sold and conveyed to the owners of the land abutting same (or their successors in title) for a price calculated at the rate of \$5.00 per linear foot or \$16.50 per metre plus all survey, advertising, administrative, legal and other costs and expenses associated with the said closure, sale and conveyance.
4. That the Mayor and CAO/Clerk Treasurer of the Municipality be hereby authorized and directed to perform all acts and to take such steps and execute such documents under the seal of the Municipality as are required to transfer the said road allowance permanently closed by this By-law to the owners of the abutting land, and to authorize the electronic registration of a Transfer in the Land Registry Office for the Land Titles Division of Nipissing (#36) North Bay in consideration of and upon payment of the sale price and costs and expenses aforesaid.

5. That this By-Law shall take effect upon the final passing hereof.
6. Any other By-Law antedating this By-Law is hereby repealed.

READ A FIRST AND SECOND TIME THIS 6th DAY OF OCTOBER, 2021.

Jane A.E. Dumas, Mayor

Bryan Martin, CAO/Clerk-Treasurer

READ A THIRD TIME AND FINALLY PASSED THIS 6th DAY OF OCTOBER, 2021.

Jane A.E. Dumas, Mayor

Bryan Martin, CAO/Clerk-Treasurer

SCHEDULE				
PART	LOT	CONCESSION	PIN	AREA (HA)
1	12	14	49225-0372 (LT)	0.275
2	SHORELINE ROAD ALLOWANCE ALONG AYLEN LAKE (FRONTING LOT 12, CONN. 14)			0.216
3	NOT CLOSED OR TRANSFERRED			27.56M

PART 1 ON THIS PLAN IS ALL OF PIN 49225-0372 (LT).

PLAN 36R - 14617
 RECEIVED AND DEPOSITED
 13 SEPTEMBER 2021
 (date) *KS*
 Representative for LAND REGISTRAR FOR THE LAND TITLES DIVISION OF NIPISSING (No. 36)
 I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT
 DATE: SEPTEMBER 8, 2021
Simon Kasprzak
 SIMON KASPRZAK

PLAN OF SURVEY
 OF PART OF
LOT 12
CONCESSION 14
 AND PART OF
SHORELINE ROAD ALLOWANCE
ALONG AYLEN LAKE
 (FRONTING LOT 12, CONCESSION 14)
 GEOGRAPHIC TOWNSHIP OF DICKENS
 DISTRICT OF NIPISSING
 SCALE 1 : 250
 ADAM KASPRZAK SURVEYING LTD.

BEARING NOTE:
 BEARINGS ARE UTM GRID, DERIVED FROM SIMULTANEOUS GPS OBSERVATIONS ON MONUMENTS A AND B, SHOWN HEREON, HAVING A GRID BEARING OF N66°58'00"E, NAD83 AND ARE REFERRED TO THE CENTRAL MERIDIAN OF UTM ZONE 18, 75° WEST.
 ASTRONOMIC BEARINGS CAN BE CALCULATED BY ROTATING THE GRID BEARINGS COUNTER CLOCKWISE 1'56"00" AS REFERRED TO PLAN BY C. G. TAYLOR, O.L.S., DATED SEPTEMBER 24, 1947.

METRIC NOTE:
 DISTANCES AND COORDINATES SHOWN ON THIS PLAN ARE IN METRES AND CAN BE CONVERTED TO FEET BY DIVIDING BY 0.3048.

DISTANCE NOTE:
 DISTANCES SHOWN ON THIS PLAN ARE GROUND DISTANCES AND CAN BE CONVERTED TO GRID DISTANCES BY MULTIPLYING BY A COMBINED SCALE FACTOR OF 1.00018.

NOTE:
 TIES TO THE WATER'S EDGE ARE PERPENDICULAR TO THEIR RESPECTIVE TRAVERSE LINES UNLESS OTHERWISE NOTED.

NOTE:
 SSIB PLANTED DUE TO INSUFFICIENT OVERBURDEN.

INTEGRATION DATA:

COORDINATES ARE DERIVED FROM GPS OBSERVATIONS USING THE PRECISE POINT POSITIONING (PPP) SERVICE AND ARE REFERRED TO UTM ZONE 18 (75° WEST) NAD83 (CSRS) (1997)

POINT ID	NORTHING	EASTING
A	5 058 804.355	274 686.185
B	5 058 828.229	274 742.256
C	5 058 774.217	274 749.886

COORDINATE VALUES ARE TO RURAL ACCURACY PER SEC. 14 (2) OF O. REG. 218/10 AND CANNOT, IN THEMSELVES, BE USED TO RE-ESTABLISH CORNERS OR BOUNDARIES SHOWN ON THIS PLAN.

LEGEND (If Applicable)

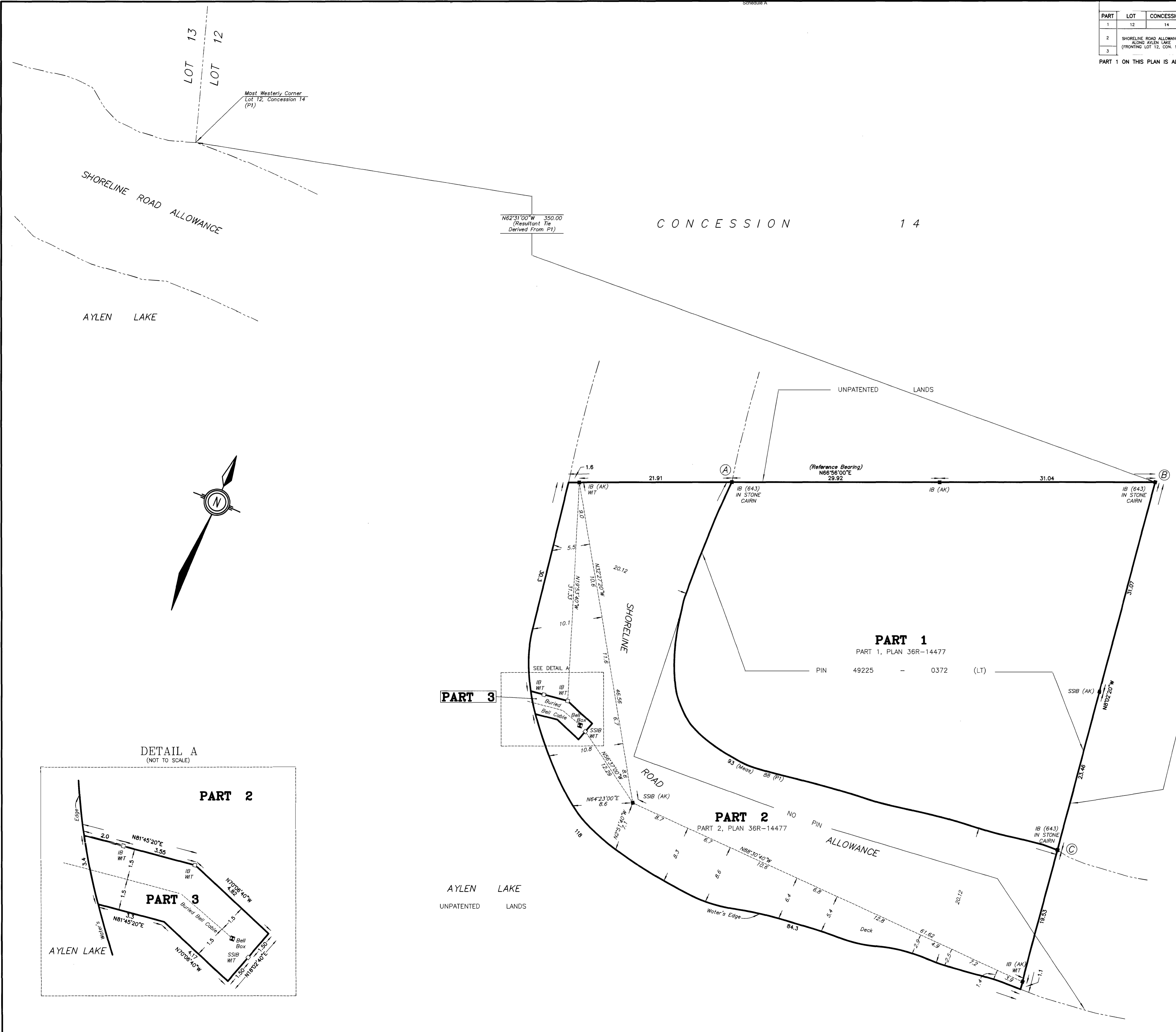
- IB - IRON BAR
- SIB - STANDARD IRON BAR
- SSIB - SHORT STANDARD IRON BAR
- - MONUMENT FOUND
- - MONUMENT SET
- CP - CONCRETE PIN
- WIT - WITNESS
- (643) - C. G. TAYLOR, O.L.S.
- (AK) - ADAM KASPRZAK SURVEYING LTD.
- (P1) - PLAN BY C. G. TAYLOR, O.L.S., DATED SEPTEMBER 24, 1947, ON FILE IN THIS OFFICE

SURVEYOR'S CERTIFICATE
 I CERTIFY THAT:
 1. THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT, THE SURVEYORS ACT, THE LAND TITLES ACT AND THE REGULATIONS MADE UNDER THEM.
 2. THE SURVEY WAS COMPLETED ON JUNE 24th, 2021.
 DATE: SEPTEMBER 8, 2021
Simon Kasprzak
 SIMON KASPRZAK
 ONTARIO LAND SURVEYOR

AK ADAM KASPRZAK SURVEYING LTD.
 ONTARIO LAND SURVEYORS
 432 PEMBRROKE ST. W., P.O. BOX 492
 PEMBRROKE, ONTARIO K8A 6X7
 PHONE (613) 735-0764

SCALE: 1 : 250 REF: 21-5091 - D
 FILE No :

SCHEDULE A



LOT 13
 LOT 12

Most Westerly Corner
 Lot 12, Concession 14
 (P1)

SHORELINE ROAD ALLOWANCE

N62°31'00"W 350.00
 (Resultant Tie
 Derived From P1)

CONCESSION 14

AYLEN LAKE

UNPATENTED LANDS

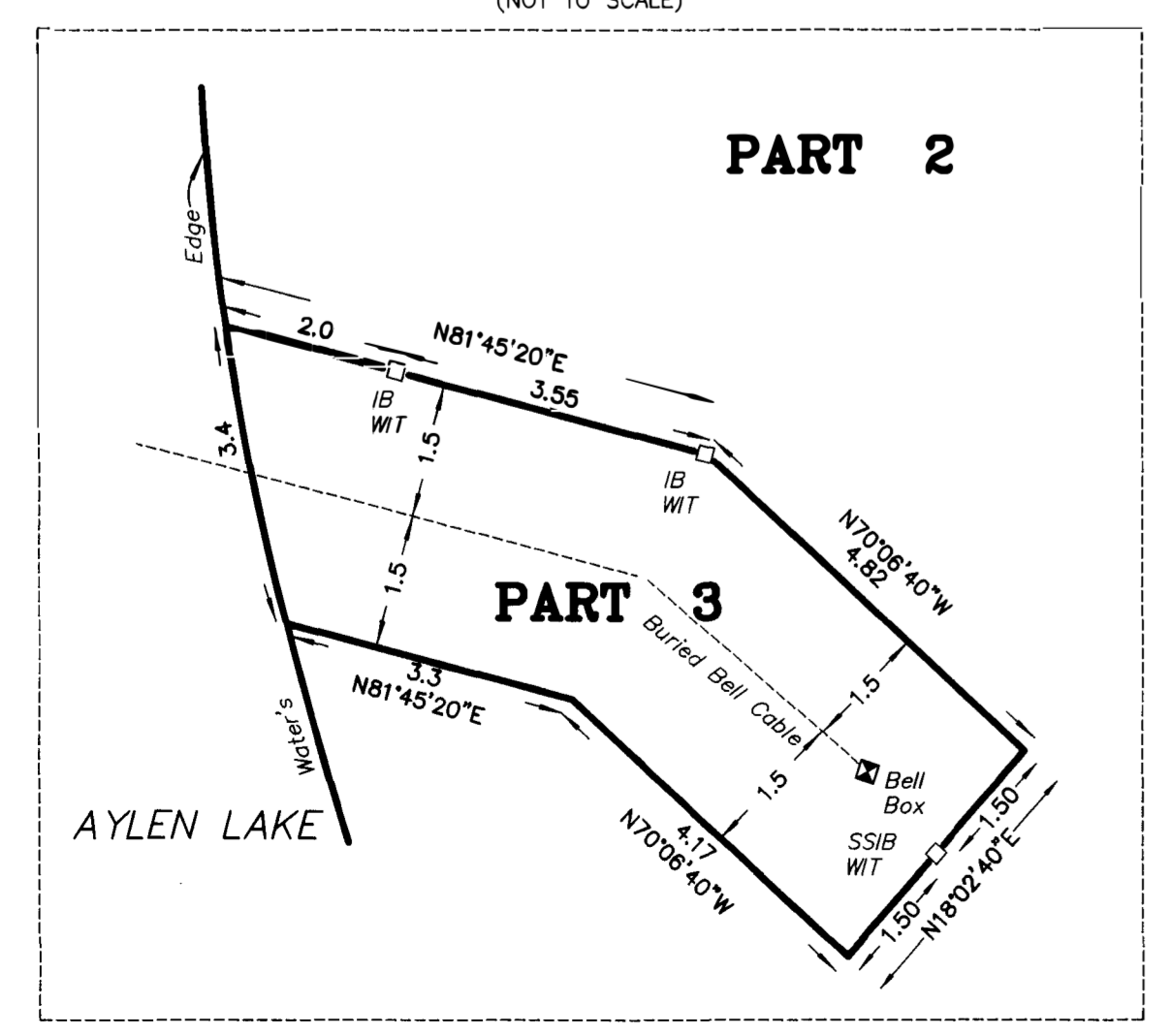
(Reference Bearing)
 N66°58'00"E
 29.92

PART 1
 PART 1, PLAN 36R-14477

PIN 49225 - 0372 (LT)

PART 3

DETAIL A
 (NOT TO SCALE)



AYLEN LAKE
 UNPATENTED LANDS

PART 2
 PART 2, PLAN 36R-14477

NO PIN ALLOWANCE

Water's Edge

AK ADAM KASPRZAK SURVEYING LTD.
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