

# **The Corporation of the Town of Tecumseh**

## **By-Law Number 2022-075**

Being a by-law to close up and authorize the sale of the alley located 374 and 382 Barry Avenue and 12748 Little River Boulevard

**Whereas** pursuant to Section 268 of the *Municipal Act* S.O. 2001 Chapter 25, as amended, provide that every Council with authority to sell land shall by by-law establish procedures governing the sale of real property, including the giving of notice;

**And Whereas** pursuant to Section 268 of the *Municipal Act* S.O. 2001 Chapter 25, as amended, the Council of the Corporation of the Town of Tecumseh enacted By-law No. 2003-09 establishing procedures for the sale of surplus property and the notice of sale;

**And Whereas** notice of intention of the Council of The Corporation of the Town of Tecumseh to pass a by-law to convey the Alley abutting Lot 84, Plan 1183 and Lots 85 to 88, Plan 1183, in the Town of Tecumseh, County of Essex was published on the Town's website and the Shoreline Week from September 14, 2014 to October 3, 2014 in accordance with By-law No. 2003-06.

**Now Therefore the Council of The Corporation of The Town of Tecumseh enacts as follows:**

1. **That** the lands legally descried as alley abutting Lot 84, Plan 1183 and Lots 85 to 88, Plan 1183, in the Town of Tecumseh, County of Essex, being all of PIN 75259-0193 situated between 374 and 382 Barry Avenue and 12748 Little River Boulevard in the Town of Tecumseh be and the same hereby stopped-up and closed.
2. **That** the property owners whose lands abut upon the stopped-up and closed alley shall have the right to purchase a portion of the Alley which abuts his or her lands.
3. **That** the sale price of the closed Alley to the abutting property owners shall be a proportionate share of the survey, advertising, legal and any other costs incurred by The Corporation of the Town of Tecumseh to effect the Alley closing and transfer
4. **That** the Mayor and Clerk be and they are hereby authorized to execute on behalf of The Corporation of the Town of Tecumseh, and to seal any and all documents necessary to implement this by-law and the sale of the subject property.
5. **That** this by-law shall come into full force and take effect after its final passing, and upon its registration in the Land Registry Office for the County of Essex.

**Read** a first, second, third time and finally passed this 11th day of October, 2022.

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Gary McNamara, Mayor

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Jennifer Alexander, Acting Clerk