



# Town of Whitby

## By-law # 8042-24

### Assumption By-law (Ouellette Drive)

Being a By-law to assume Ouellette Drive as show on Plan 40M-2674 as a public highway (Lack Lands Subdivision).

Whereas subsection 31(4) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended (the "Act"), requires a municipality to enact a by-law in order to assume highways for public use, and that section 44 of the Act respecting maintenance of highways does not apply to the highways until such time as the municipality has passed such a by-law;

And whereas The Corporation of the Town of Whitby (the "Town") and Lack Lands Subdivision entered into a subdivision agreement with respect to the lands contained within Plan 40M-2674 (the "Plan");

And whereas the Council of The Corporation of the Town of Whitby deems it necessary and expedient to assume the highways within the Plan for public use and be responsible to maintain the highways.

Now therefore, the Council of The Corporation of the Town of Whitby hereby enacts as follows:

#### 1. General

- 1.1. That the following highway in the Town of Whitby, Regional Municipality of Durham, be and is hereby assumed for public use and maintained by the Town:
  - a. Ouellette Drive, Plan 40M-2674, being all of PIN 26570-2078 (LT).
- 1.2. That a copy of this By-law be registered in the appropriate Land Registry Office on title to lands and highways set out herein.
- 1.3. That this By-law shall come into full force and effect upon final passage thereof.

By-law read and passed this 29th day of January, 2024.

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Elizabeth Roy, Mayor

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Christopher Harris, Town Clerk