



Town of Whitby

By-law # 8207-25

Subdivision Assumption By-law (Armilia Place, Soltys Drive, Fruitful Crescent, Thelma Drive, Coronation Road, Walter Clifford Nesbitt Drive, Beasley Street, Arksey Street, Marcel Brunelle Drive, Auckland Drive, Yvette Street, Dumaine Street, Ogston Crescent, Hahn Street, Batty Lane, Guzman Lane, Rostek Lane, Cross Lane, Moles Lane, and Imrie Lane)

Being a By-law to accept and assume certain municipal services in respect of TFP Whitby Developments Inc. and 3125 Coronation Developments Limited Subdivision (Phase 1) and to assume Armilia Place, Soltys Drive, Fruitful Crescent, Thelma Drive, Coronation Road, Walter Clifford Nesbitt Drive, Beasley Street, Arksey Street, Marcel Brunelle Drive, Auckland Drive, Yvette Street, Dumaine Street, Ogston Crescent, Hahn Street, Batty Lane, Guzman Lane, Rostek Lane, Cross Lane, Moles Lane, and Imrie Lane as shown on Plan 40M-2644 as public highways.

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 a road allowance, highway, street, or lane that is shown on a registered plan of subdivision for public use, and that section 44 of the Act respecting maintenance of highways does not apply until such time as the municipality has passed such a by-law;

And whereas The Corporation of the Town of Whitby (the "Town") entered into a subdivision agreement with respect to the lands contained within registered Plan 40M-2644 (the "Plan") with TFP Whitby Developments Inc. and 3125 Coronation Developments Limited dated October 16, 2018 (the "Subdivision Agreement"), which provides that the Town will assume ownership, operation, and maintenance of certain municipal services as set out in the Subdivision Agreement;

And whereas the Council of The Corporation of the Town of Whitby deems it necessary and expedient to assume the municipal services and highways within the Plan.

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

1. General

- 1.1. That the Town hereby accepts and assumes ownership, operation and maintenance of the municipal services as contained in the Subdivision Agreement for Plan 40M-2644, save and except for Block 288, Block 292, Block 300, Block 301, Block 304, Block 307, Block 309, Block 310, and Lots 219 to 221 on Plan 40M-2644.
- 1.2. That the following lands in the Town of Whitby, Regional Municipality of Durham, be and are hereby assumed as a highway by the Town for public use:

- a. Armilia Place, being all of PIN 26548-4001 (LT);
- b. Soltys Drive, being all of PIN 26548-4002 (LT);
- c. Fruitful Crescent, being all of PIN 26548-4003 (LT) and all of PIN 26548-4004 (LT);
- d. Thelma Drive, being all of PIN 26548-4005 (LT);
- e. Coronation Road, being all of PIN 26548-4006 (LT);
- f. Walter Clifford Nesbitt Drive, being all of PIN 26548-4007 (LT);
- g. Beasley Street, being all of PIN 26548-4008 (LT);
- h. Arksey Street, being all of PIN 26548-4009 (LT);
- i. Marcel Brunelle Drive, being all of PIN 26548-4010 (LT), all of PIN 26548-4011 (LT), and all of PIN 26548-4012 (LT);
- j. Auckland Drive, being all of PIN 26548-4013 (LT);
- k. Yvette Street, being all of PIN 26548-4014 (LT);
- l. Dumaine Street, being all of PIN 26548-4015 (LT);
- m. Ogston Crescent, being all of PIN 26548-4016 (LT)
- n. Hahn Street, being all of PIN 26548-4017 (LT);
- o. Batty Lane, being all of PIN 26548-4018 (LT);
- p. Guzman Lane, being all of PIN 26548-4019 (LT);
- q. Rostek Lane, being all of PIN 266548-4020 (LT);
- r. Cross Lane, being all of PIN 26548-4021 (LT);
- s. Moles Lane, being all of PIN 26548-4022 (LT); and,
- t. Imrie Lane, being all of PIN 26548-4023 (LT).

1.3. That, if applicable, a copy of this By-law be registered in the appropriate Land Registry Office on title to lands and highways set out herein.

1.4. That this By-law shall come into full force and effect upon final passage thereof.

By-law Name: Subdivision Assumption By-law - Armilia Place, Soltys Drive, Fruitful Crescent, Thelma Drive, Coronation Road, Walter Clifford Nesbitt Drive, Beasley Street, Arksey Street, Marcel Brunelle Drive, Auckland Drive, Yvette Street, Dumaine Street, Ogston Crescent, Hahn Street, Batty Lane, Guzman Lane, Rostek Lane, Cross Lane, Moles Lane, and Imrie Lane

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By-law read and passed this 23rd day of June, 2025.

Elizabeth Roy, Mayor

Christopher Harris, Town Clerk