

THE CORPORATION OF THE
TOWN OF PELHAM

By-LAW #349 (1975)

Being a by-law to permit the encroachment of a cold storage shed on part of the unopened road allowance between the City of Thorold and the Town of Pelham, north of Hollow Road.

WHEREAS by paragraph 93 of Subsection 1 of Section 354 of the Municipal Act, R.S.O. 1970, Chapter 284, by-laws may be passed for allowing any person owning or occupying any building or other erection that by inadvertence has been wholly or partially erected upon any highway to maintain and use such erection thereon;

AND WHEREAS a one-storey concrete block cold storage shed, appurtenant to the land and premises of Orlin Cryslar in Township Lot 163 of the former Township of Thorold, now in the City of Thorold, encroaches upon the unopened road allowance between the City of Thorold and the Town of Pelham, lying west of the said lands and north of Hollow Road;

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM ENACTS AS FOLLOWS:

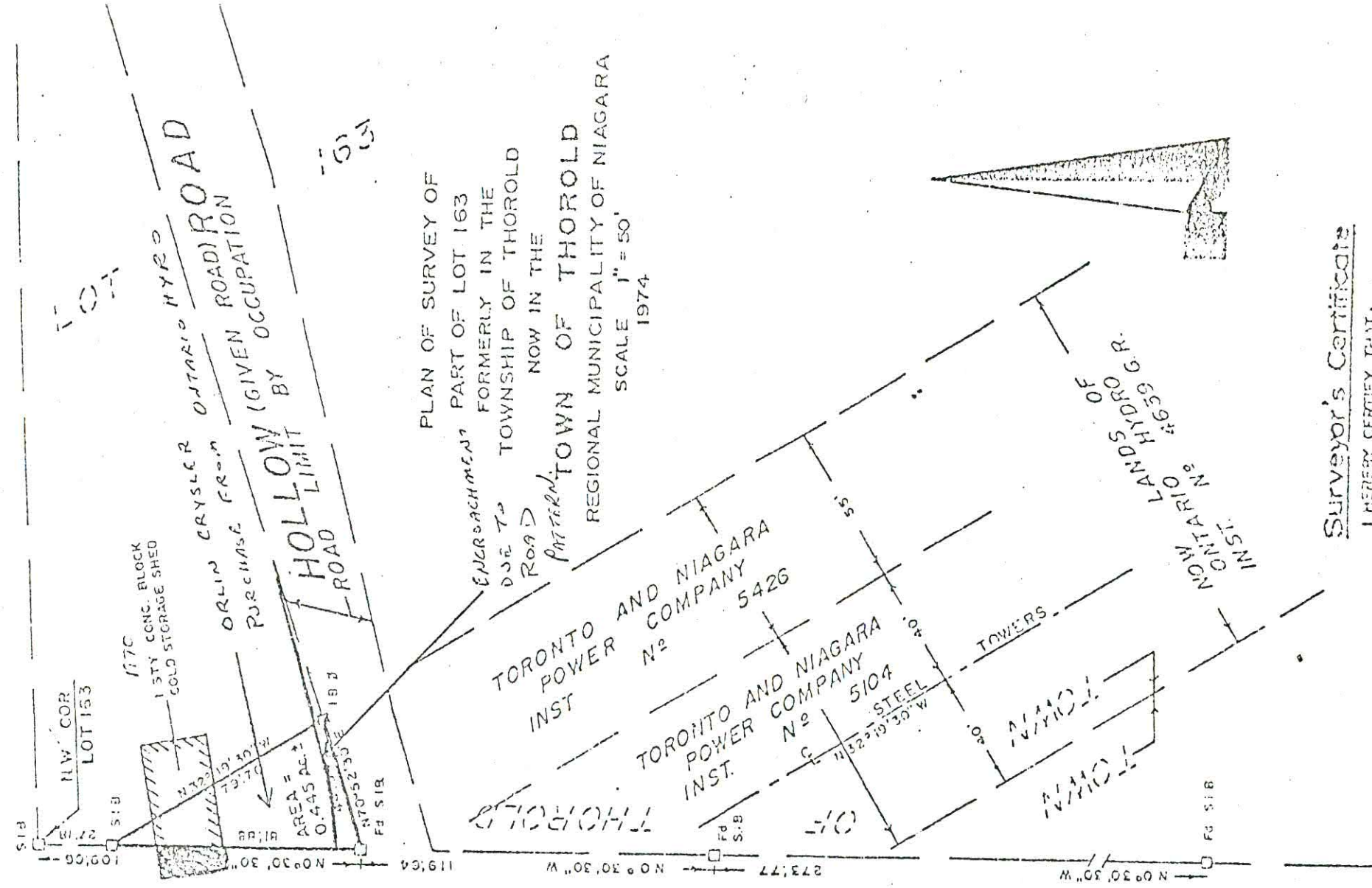
- (1) Permission is hereby granted to Orlin Cryslar, his heirs, executors, administrators and assigns, the owner or owners from time to time of that part of Township Lot 163 of the former Township of Thorold, now in the City of Thorold, bounded on the west by the westerly limit of the said lot, on the north by the northerly limit of the said lot, and on the south and east by the northwesterly limit of Hollow Road, to maintain and use the existing one-storey concrete block cold storage shed, appurtenant to the said lands and premises, on the unopened road allowance between the Town of Pelham and the City of Thorold, lying to the west of the said lands, to the extent set forth in Section 2 hereof.
- (2) The permission granted by Section 1 of the by-law shall extend to that part of the said unopened road allowance now occupied by the said cold storage shed, as shown on Plan of Survey of C. James Clarke dated October 23rd., 1974 hereto annexed.
- (3) Permission granted by this by-law shall remain in force at the pleasure of the Council of the Corporation of the Town of Pelham and is subject to be revoked by Council upon giving the grantee, 90 days written notice by prepaid first class mail.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
15th. DAY OF December, 1975 A.D.


MAYOR


CLERK

UNOPENED	ROAD	ALLOWANCE
157	157	



BEARINGS HEREON ARE ASTRONOMIC
AND DERIVED FROM THE W'LY LIMIT OF
LOT 123 ON A COURSE N08°30'30"W RE-
TURNED TO THE MERIDIAN THROUGH THE
W. CORNER OF LOT 120, TP THOROLD.

Surveyor's Certificate

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- 1) This survey and plan are correct in accordance with the Survey Act and The Register Act and the regulations made thereunder.
- 2) The survey was completed on the 12 day of OCT 19

Completed on the 13 day of 1900

James Clapton

JAMES CLAPTON

C. J. CLARKE, NIAGARA, ILL.
CLARKES CLARKE,
ONTARIO AND ILLINOIS
WELLAND

THE CORPORATION OF THE
TOWN OF PELHAM
BY-LAW #349 (1975)

Re: a by-law to permit the encroachment of a cold storage shed on part of the unopened road allowance between the City of Thorold and the Town of Pelham, north of Hollow Road.

WHEREAS by paragraph 93 of Subsection 1 of Section 354 of the Municipal Act, R.S.O. 1970, Chapter 284, by-laws may be passed for allowing any person owning or occupying any building or other erection that by inadvertence has been wholly or partially erected upon any highway to maintain and use such erection thereon;

AND WHEREAS a one-storey concrete block cold storage shed, appurtenant to the land and premises of Orlin Crysler in Township Lot 163 of the former Township of Thorold, now in the City of Thorold, encroaches upon the unopened road allowance between the City of Thorold and the Town of Pelham, lying west of the said lands and north of Hollow Road;

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE TOWN OF PELHAM ENACTS AS FOLLOWS:

- (1) Permission is hereby granted to Orlin Crysler, his heirs, executors, administrators and assigns, the owner or owners from time to time of that part of Township Lot 163 of the former Township of Thorold, now in the City of Thorold, bounded on the west by the westerly limit of the said lot, on the north by the northerly limit of the said lot, and on the south and east by the northwesterly limit of Hollow Road, to maintain and use the existing one-storey concrete block cold storage shed, appurtenant to the said lands and premises, on the unopened road allowance between the Town of Pelham and the City of Thorold, lying to the west of the said lands, to the extent set forth in Section 2 hereof.
- (2) The permission granted by Section 1 of the by-law shall extend to that part of the said unopened road allowance now occupied by the said cold storage shed, as shown on Plan of Survey of C. James Clarke dated October 23rd., 1974 hereto annexed.
- (3) Permission granted by this by-law shall remain in force at the pleasure of the Council of the Corporation of the Town of Pelham and is subject to be revoked by Council upon giving the grantee, 90 days written notice by prepaid first class mail.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
15th. DAY OF December, 1975 A.D.

TOWN OF PELHAM

CLERK & TRUE COPY

MAYOR, H. E. Black

CLERK, G. Cherney

DESCRIPTION ORLIN CRYSLER PARCEL IN LOT 163 TOWNSHIP OF THOROLD
NORTH OF THE HOLLOW ROAD
(CALCULATED FROM SEARCHES, RECORDS AND PLANS - NO SURVEY)

ALL AND SINGULAR that certain parcel or tract of land and premises situate lying and being in the Town of Thorold in the Regional Municipality of Niagara in the Province of Ontario and being composed of part of Lot 163 in the Township of Thorold formerly in the County of Welland and being more particularly described as follows:

COMMENCING at the north-west corner of the said Lot 163;

THENCE N 26°19'30"E along the northerly limit of the said lot 387.98 feet to a standard iron bar planted at its intersection with the north-westerly limit of the Hollow Road crossing said lot;

THENCE S 70°52'30"W along said limit 364.44 feet more or less to its intersection with the north-easterly limit of the lands conveyed to the Toronto and Niagara Power Company by registered instrument No. 5426;

THENCE N 32°19'30"W along the north-easterly limit of said lands, now being the lands conveyed to the Hydro Electric Power Commission of Ontario by registered instrument No. 4639G.R.; a distance of 79.7 feet more or less to a point in the westerly limit of the said lot;

THENCE N 0°30'30"W along said westerly limit 27.18 feet more or less to the Point of Commencement.

And Containing an area of 0.445 Acres be the same more or less.

Bearings herein are related to the westerly limit of Lot 163 Township of Thorold on a course N 0°30'30"W Astronomic referred to the meridian through the south-west corner of Lot 120 Township of Thorold.

CLARKE AND LANE,
Ontario Land Surveyors,

WELLAND, Ontario.

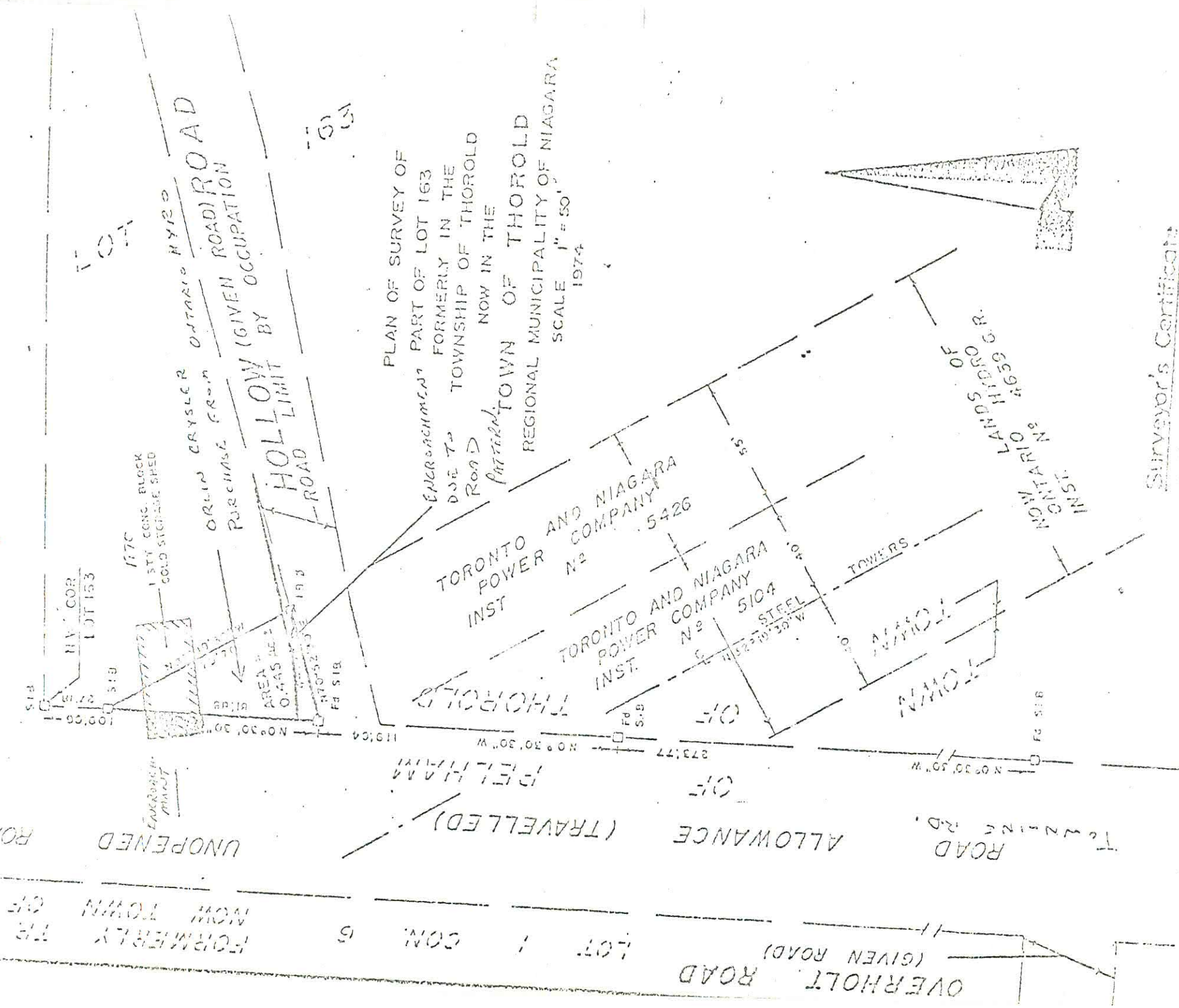
May 21, 1974.

File: 66-140

[Signature]
C. J. CLARKE, O.L.S.

FORMERLY TOWN OF PELHAM
NOW TOWN OF PELHAM

UNOPENED ROAD ALLOWANCE
UNOPENED ROAD ALLOWANCE



BEARINGS HEREON ARE ASTROLOGIC
AND DERIVED FROM THE W.C. 1974
LOT 163 ON A COURSE N0°20'30"W BE-
FORE TO THE MERIDIAN THROUGH THE
CORNER OF LOT 120, T2 THOROLD.

Surveyor's Certificate

- I HEREBY CERTIFY THAT:
1. This survey and plan are correct and in accordance with the provisions of the Survey Act and the Regulations thereunder.
 2. The survey was completed on the 19th day of 1974.

C. J. Clark
C. J. CLARK
SURVEYOR
NIAGARA

