



The Corporation of the Town of Pelham

By-law No. 06-2023

Being a By-law to assume the subdivision known as Ryan's Grove (formerly known as Homesteads Extension #2) and to designate the streets (Emily Lane and Brayden Way) as shown on Registered Plan 59R-15100 (Ryan's Grove) as public highway and to name the street accordingly.

WHEREAS section 8 of the *Municipal Act, 2001*, S.O. 2001, c. 25 ("*Municipal Act, 2001*" or "the statute") provides that the powers of a municipality under the statute or any other Act shall be interpreted broadly so as to confer broad authority to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the statute or any other Act;

AND WHEREAS by By-law #3458(2014) and By-Law #3459(2014), the Council of the Corporation of the Town of Pelham entered into a Subdivision Agreement with Lucchetta Construction Limited with respect to the lands and development known as "Ryan's Grove" (formerly known as Homesteads Extension #2);

AND WHEREAS all of the terms and conditions under the said subdivision agreement have been met;

AND WHEREAS the Council of the Corporation of the Town of Pelham deems it desirable to assume the Ryan's Grove subdivision which is situated in the Town of Pelham;

AND WHEREAS the Council of the Corporation of the Town of Pelham deems it desirable and necessary to designate, as public highways, the lands as shown on Registered Plan 59R-15100 known as "Ryan's Grove" (formerly known as Homesteads Extension #2);

NOW THEREFORE the Council of the Corporation of the Town of Pelham enacts as follows:


- 1. THAT** all services pursuant to the "Ryan's Grove" (formerly known as Homesteads Extension #2) Subdivision are hereby accepted by the Town and the Town hereby assumes the said subdivision for municipal purposes, the said subdivision being described in Schedule "A" attached hereto.
- 2. THAT** the roads and/or streets as shown on Registered Plan 59R-15100 known as "Ryan's Grove" (formerly known as Homesteads Extension #2), be dedicated for the use of the public as a public highways and that the public highways be named "Brayden Way" and "Emily Lane".

3. Effective Date

3.1. This By-law shall come into force on the date that it is enacted.

Read, enacted, signed and sealed this 30th day of January, 2023.


Marvin Junkin, Mayor


Holly Wilford, Town Clerk

Schedule "A" to By-law 06-2023

"Ryan's Grove" (formerly known as Homesteads Extension #2) – consisting of 12 single detached lots, and two public streets being Brayden Way and Emily Lane according to one plan deposited in the land registry office (No. 59) Land Titles Division of Niagara South Registered Plans 59R-15100.