File No. DAC 22/01

EXPLANATION TO COUNCIL FOR BY-LAW NO. 8147/2002

The closing of part of Swailes Avenue, east of Carina Cove was approved by the Standing Policy Committee on Property and Development and adopted by Council at its meeting held September 25, 2002.

Ursula B. Goeres
City Solicitor/Manager of Legal Services

BY-LAW NO. 8147/2002

A By-law of THE CITY OF WINNIPEG to close part of Swailes Avenue, east of Carina Cove.

WHEREAS it is desirable and expedient to close part of Swailes Avenue, east of Carina Cove in the manner provided in this by-law;

NOW THEREFORE THE CITY OF WINNIPEG, in Council assembled, enacts as follows, namely:

1. Part of Swailes Avenue, east of Carina Cove shall be closed by taking and using the land described as follows:

FIRSTLY: IN THE CITY OF WINNIPEG IN THE PROVINCE OF MANITOBA BEING PARCEL LETTERED "A" WHICH PARCEL IS SHOWN BORDERED ON A PLAN OF SURVEY OF PART OF RIVER LOTS 20 AND 21 OF THE PARISH OF KILDONAN, PREPARED BY ANDRE VAN DE WALLE OF THE CITY OF WINNIPEG, MANITOBA LAND SURVEYOR, AND SWORN TO BY HIM ON THE 30TH DAY OF AUGUST, 2002, HERETO ATTACHED;

SECONDLY: IN THE CITY OF WINNIPEG IN THE PROVINCE OF MANITOBA BEING PARCEL LETTERED "A" WHICH PARCEL IS SHOWN BORDERED ON A PLAN OF

SURVEY OF PART OF RIVER LOTS 20 AND 21 OF THE PARISH OF KILDONAN, PREPARED BY ANDRE VAN DE WALLE OF THE CITY OF WINNIPEG, MANITOBA LAND SURVEYOR, AND SWORN TO BY HIM ON THE 10TH DAY OF OCTOBER, 2002, HERETO ATTACHED.

2. Pursuant to Section 498 of The City of Winnipeg Act, it is determined that no person or class of persons shall be regarded as being injuriously affected by the closing of part of Swailes Avenue, east of Carina Cove as aforesaid.

3. The proper officers of the City are hereby authorized and directed to do all things necessary to close part of Swailes Avenue, east of Carina Cove as mentioned in Section 1 and otherwise to give effect to this by-law and whatsoever those officers may have done heretofore in this behalf is hereby ratified and confirmed.

4. The cost of and incidental to this by-law shall be borne by the Developer of lands thereby affected.

DONE AND ENACTED by Council assembled, this day of , A.D., 2002.

MAYOR

CITY CLERK

Certified as to form:

for CITY SOLICITOR
[File No. R.6/2002(23)WT]