File No. DAC 4/2004

EXPLANATION TO COUNCIL FOR
BY-LAW NO. 116/2004

The closing of part of the north half of Foley Avenue, Gibbs Street north of Foley Avenue and the public lane north of Foley Avenue was approved by the Standing Policy Committee on Property and Development and adopted by Council at its meeting held June 23, 2004.

Ursula B. Goeres
City Solicitor/Manager of Legal Services

BY-LAW NO. 116/2004

A By-law of THE CITY OF WINNIPEG to close part of the north half of Foley Avenue, Gibbs Street north of Foley Avenue and the public lane north of Foley Avenue.

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

1. Part of the north half of Foley Avenue, Gibbs Street north of Foley Avenue and the public lane north of Foley Avenue shall be closed by taking and using the land described as follows:

IN THE CITY OF WINNIPEG, IN THE PROVINCE OF MANITOBA AND BEING PARCEL A AS THE SAME IS SHOWN BORDERED ON A PLAN (DEPOSIT 564/2004) IN RL 25 AND 26 PARISH OF KILDONAN PREPARED BY JAMES EDWARD BAILIE, OF THE CITY OF WINNIPEG, MANITOBA LAND SURVEYOR AND CERTIFIED BY HIM ON THE 15TH DAY OF NOVEMBER, 2002, HERETO ATTACHED

2. It is determined that no person or class of persons shall be considered as being injuriously affected by the closing of part of the north half of Foley Avenue, Gibbs Street north of Foley Avenue and the public lane north of Foley Avenue.

3. The proper officers of the City are hereby authorized and directed to do all things necessary to close part of the north half of Foley Avenue, Gibbs Street north of Foley Avenue and the public lane north of Foley Avenue 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 owners of the lands lying immediately adjacent to part of the north half of Foley Avenue, Gibbs Street north of Foley Avenue and the public lane north of Foley Avenue.

DONE AND ENACTED by Council assembled, this day of , A.D., 2004.

MAYOR

CITY CLERK

Certified as to form:

for CITY SOLICITOR
[File No. R.6/2004(25)WT]