



## CITY OF DAUPHIN

### BYLAW 05/2019

#### BEING A BYLAW OF THE CITY OF DAUPHIN TO CLOSE A PUBLIC WALKWAY AND AUTHORIZE THE SALE OF LAND

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WHEREAS the *Municipal Act* provides, in part, as follows:

Section 290(1) "Subject to subsection (2), a municipality may close a municipal road by

- (a) passing a by-law closing the road;
- (b) obtaining written approval of the by-law from the minister; and
- (c) registering the approved by-law and a plan at the appropriate land titles office".

Section 291(2) "A municipality may authorize the sale of land on which was situated a municipal road that has been or is to be closed under section 290 only with the written approval of the minister."

Section 291(3) "Where a municipality authorizes the sale of land on which was situated a municipal road that has been closed under section 290, a transfer of land to a person vests in the person the fee simple, but the title to the mines and minerals remains vested in the Government of Manitoba unless their sale is approved in writing by the member of the Executive Council charged with the administration of The Crown Lands Act".

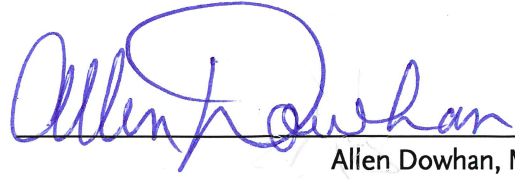
**AND WHEREAS** the following described municipal road is no longer required for public purposes and it is necessary and desirable and in the public interest that the road be closed;


**NOW THEREFORE**, the Council of the **City of Dauphin**, in meeting duly assembled, enacts as follows:

1. **THAT** Public Walkway, Across Part of NW ¼ Section 11-25-19W Between Lots 13 & 14, Plan No. 2281 be and the same is hereby closed.
  2. **THAT** all that portion of the Public Walkway between Lots 13 and 14, Plan No. 2281 DLTO, shown as Parcel A on a Plan of Public Walk To Be Closed, prepared by Gregory Stephen Molnar of the City of Dauphin, Manitoba Land Surveyor, on file in the Winnipeg Land Titles Office as Deposit No. 0903/2019 and sworn by him on the 7<sup>th</sup> day of August 2019, so closed shall be transferred to the adjacent land, title 2625429/6, 216 Centennial Drive, Dauphin, MB, R7N 2V3, no Crown Lands Act reservation is intended, and the proper officers of the City are hereby authorized and directed to do all acts and execute all documents required for the purpose of implementing said transfers.
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3. **THAT** this Bylaw shall be valid and in effect on, from, and after the day it received the approval of the Minister, by written order.

DONE AND PASSED by the Council of the City of Dauphin in regular session assembled this 9<sup>th</sup> day of September 2019.

  
Allen Dowhan, Mayor

  
Sharla Griffiths, City Manager

READ A FIRST TIME this 15<sup>th</sup> day of July 2019.  
READ A SECOND TIME this 9<sup>th</sup> day of September 2019.  
READ A THIRD TIME this 9<sup>th</sup> day of September 2019.



**SCHEDULE "A"**

To and forming part of

**Bylaw No. 05/2019**

Amending Zoning Map 6

of the City of Dauphin

Zoning Bylaw No. 04/2015

**LEGEND:**

Closure of a Municipal Road and Authorizing the Sale of Land.

Is shown bordered:

