

**TOWN OF DRUMHELLER
BYLAW NUMBER 15-09**

THIS IS A BY-LAW OF THE TOWN OF DRUMHELLER, in the Province of Alberta for the purpose of closing a portion of an undeveloped PUBLIC LANE AND ROADWAY (part of 10th Avenue S.W.) to public travel and acquiring title to this land in the name of the TOWN OF DRUMHELLER and selling and incorporating same with the adjacent lands in accordance with Section 22 of the Municipal Government Act, Chapter M-26, Revised Statutes of Alberta 2000, as amended.

WHEREAS; the certain PUBLIC LANE AND ROADWAY hereinafter described is not required for public travel and an application has been made by a developer to close a portion of the PUBLIC LANE AND ROADWAY hereinafter described and to acquire this closed portion of lane and roadway for incorporation and consolidation with adjacent lands, and;

WHEREAS; these PUBLIC LANE AND ROADWAY have not been developed or have ever been used for public travel nor will these lands be required for public lanes or other public purposes in the foreseeable future, and

WHEREAS; a notice was published in the Drumheller Mail once a week for two consecutive weeks; on June 24, 2009 and June 30, 2009 the last of such publications being at least five days before the day fixed for the passing of this By-Law, and;

WHEREAS the Council of the Town of Drumheller held a public meeting on the 6th day of July, 2009 at their regular or special meeting of Council in which all interested parties were provided an opportunity to be heard, and;

WHEREAS the Council of the TOWN OF DRUMHELLER is satisfied that closing this portion of public lanes and roadway will not adversely affect the traffic flow or prejudicially affect the public at large.

NOW THEREFORE; be it resolved that THE COUNCIL of THE TOWN OF DRUMHELLER, in the Province of Alberta does hereby enact to close the following described PUBLIC LANE AND ROADWAY from public use, obtain the title in the name of THE TOWN OF DRUMHELLER, a Municipal Body Corporate, of 703 - 2nd Avenue West, DRUMHELLER, Alberta, T0J 0Y3 and dispose of same for consolidation with adjacent lands.

ROADWAY CLOSED BY THIS BY-LAW

THOSE PORTIONS OF THE PUBLIC LANE AND ROADWAY SHOWN AS AREAS A
ON "SCHEDULE - A"

AND MORE PARTICULARLY DESCRIBED AS

All that portion of
lane as shown on Plan 8111554
lying within Subdivision Plan _____,

containing 0.024 hectares more or less

and

All that portion of
10th Avenue S.E. as shown on Plan 8111554
lying within Subdivision Plan _____,

containing 0.021 hectares more or less

EXCEPTING THEREOUT ALL MINES AND MINERALS

THIS BY-LAW takes effect on the day of the final passing thereof.

READ AND PASSED THE FIRST TIME BY THE
COUNCIL OF THE TOWN OF DRUMHELLER this 22nd of June A.D., 2009.

MAYOR, BRYCE NIMMO

Seal

RAYMOND M. ROMANETZ, P.ENG.
CHIEF ADMINISTRATIVE OFFICER

Approved this _____ day of _____, 2009

MINISTER OF TRANSPORTATION

READ AND PASSED THE SECOND TIME BY THE
COUNCIL OF THE TOWN OF DRUMHELLER this _____ of _____ A.D., 2009.

MAYOR, BRYCE NIMMO

Seal

RAYMOND M. ROMANETZ, P.ENG.
CHIEF ADMINISTRATIVE OFFICER

READ AND PASSED THE THIRD TIME BY THE
COUNCIL OF THE TOWN OF DRUMHELLER this _____ of _____ A.D., 2009.

MAYOR, BRYCE NIMMO

Seal

RAYMOND M. ROMANETZ, P.ENG.
CHIEF ADMINISTRATIVE OFFICER