

By-Law No. _____

A By-Law to provide for the assumption of the public highways in Woodhaven Tamarack Subdivision, Phase 3-3, Registered Plan 13M-112, in the City of Kingston, in accordance with section 31(4) of the Municipal Act, Chapter 25, S.O. 2001; and to provide acceptance by the City of Kingston, of the associated public works within.

Passed: _____, 2024

Whereas the owner, Tamarack (Catarauqui West 2) Corporation, entered into a Subdivision Agreement with The Corporation of The City of Kingston for Woodhaven Tamarack Subdivision, Phase 3-3, registered as Instrument # FC251328 on November 6, 2017;

And Whereas the owner, Tamarack (Catarauqui West 2) Corporation, has completed the construction of the associated public works for Woodhaven Tamarack Subdivision, Phase 3-3, Registered Plan 13M-112, based on the subdivision agreement registered as Instrument # FC251328 on November 6, 2017, including the streets and the appurtenances thereto in accordance with the terms of the subdivision agreement and subsequent amendments thereto;

And Whereas the subdivision agreement provides for acceptance of these works in whole or in part by the Municipality upon satisfactory completion subject to certain provisions for maintenance as laid out in the subdivision agreement;

And Whereas the streets in Woodhaven Subdivision, Phase 3-3 as shown on Registered Plan 13M-112 are dedicated as public highways and are now vested in the City of Kingston;

And Whereas Section 31, Chapter M45 of the Municipal Act, R.S.O. 2001 provides for the assumption of public highways.

Now Therefore the Council of the Corporation of the City of Kingston enacts as follows:

1. That Council authorize the Director of the Planning Services to issue a “Preliminary Certificate of Approval of the Works” to accept the associated public works which service Woodhaven Tamarack Subdivision, Phase 3-3, Registered Plan 13M-112.
2. That Horizon Drive, Gwen Avenue and Holden Street, as established as a public highway in Woodhaven Tamarack Subdivision, Phase 3-3, Registered Plan 13M-112, be assumed by the Municipality under Section 31(4), of the Municipal Act, Chapter 25, S.O. 2001.

Given all Three Readings and Passed:

Janet Jaynes
City Clerk

Bryan Paterson
Mayor