

**THE CORPORATION OF THE MUNICIPALITY OF SOUTH DUNDAS**

**BY-LAW NO. 2021-05**

**A By-law to authorize the closure of specified sidewalks on a seasonal basis.**

**WHEREAS** the *Municipal Act, 2001*, as amended, provides that the powers of the municipality shall be exercised by by-law;

**AND WHEREAS** the *Municipal Act, 2001*, as amended, authorizes a municipality to pass a by-law to permanently close a highway or part of a highway.

**AND WHEREAS** Ontario Regulation 239/02 defines a "sidewalk" as the part of the highway specifically set aside or commonly understood to be for pedestrian use, typically consisting of a paved surface but does not include crosswalks, medians, boulevards, shoulders or any part of the sidewalk where cleared snow has been deposited;

**AND WHEREAS** Ontario Regulation 239/02 states that when a municipality closes a highway or part of a highway pursuant to its powers under the Act, the highway is deemed to be in a state of repair in respect of all conditions described in Ontario Regulation 239/02 from the time of the closure until the highway is re-opened by the municipality.

**AND WHEREAS** the Municipality of South Dundas deems it expedient to authorize the seasonal closure of specified sidewalks.

**NOW THEREFORE** the Council of the Corporation of the Municipality of South Dundas enacts as follows:

1. That all sidewalks, save and except the sidewalks identified in Schedule "A", as attached, and forming part of this By-law, shall be closed on November 1 and reopened on April 1 of the following year.
2. That any By-law inconsistent with this By-law is hereby repealed.
3. And that this By-law shall come into full force and effect on the date of its passing.

**READ** and passed in open Council, signed and sealed this 18<sup>th</sup> day of January 2021.

  
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**MAYOR**

  
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**CLERK**

**SCHEDULE "A"**  
**To By-law No. 2021-05**

**Winter Maintained Sidewalks**

*Iroquois:*

- Miller Street from John Street to Dundas Street
- Dundas Street from Elizabeth Drive to Carman Road
- Carman Road from Dundas Street to Elizabeth Drive
- All asphalt pathways south side of Elizabeth Drive
- Adair Road from Elizabeth Drive to Beach House
- Elizabeth Drive from Frank Street to Church Avenue
- Beach Street from Elizabeth Drive to Island Park Drive
- Island Park Drive from Beach Avenue to Lakeview Drive
- Lakeview Drive from Island Park Avenue to Elizabeth Drive
- Pathways connecting Elizabeth Drive to Caldwell Drive, Caldwell Drive to Church Avenue and Caldwell Drive to Bay Street
- Pathway connecting Island Park Drive to Meadowbrook Drive

*Morrisburg:*

- Augusta Street from Fifth Street West to Lakeshore Drive
- Lakeshore Drive from Cruickshank Way to 83 Lakeshore Drive (south side)
- Lakeshore Drive from Gibson Lane to 54 Lakeshore Drive (north side)
- Second Street from Augusta Street to St. Lawrence Street (north side)
- Second Street from St. Lawrence Street to Trillium Street (south side)
- First Street from August Street to Ottawa Street (north side)
- St. Lawrence Street from Second Street to Lakeshore Drive
- Fifth Street West from St. Lawrence Street to Ottawa Street (north side)
- Fifth Street West from Chartwell Hartford Retirement Residence to Ottawa Street (south side)
- Fifth Street East from Ottawa Street to Laurier Drive (south side)
- Fifth Street East from Laurier Drive to Pilot Way (north side)
- Maud Street from Ottawa Street to Farlinger Avenue (north side)
- Ontario Street from Fifth Avenue East to Cruickshank Way
- Sir James Morris Drive from Fifth Street East to Cruickshank Way
- Farlinger Avenue from Fifth Street East to Maud Street
- All asphalt pathways south side of Cruickshank Way

*Williamsburg:*

- County Road 18 from park entrance to County Road 31 (north side)
- County Road 18 from County Road 31 to 12433 County Road 18 (north side)
- County Road 31 from County Road 18 to 4296 (west side)
- County Road 31 from County Road 18 to 4255 (east side)
- County Road 31 from County Road 18 to 4358 (west side)
- County Road 31 from County Road 18 to 4373 (east side)