

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

BY-LAW NO. 96-23

BEING A BY-LAW FOR LICENSING THE USE  
OF A PORTION OF AN UNTRAVELLED HIGHWAY

WHEREAS under the provisions of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, Section 310, clause (a), by-laws may be passed by the council of every local municipality for licensing the use of untravelled portions of highways under the jurisdiction of the council, to the owners or occupants of adjoining property for such consideration and upon such terms and conditions as may be agreed;

AND WHEREAS under the provisions of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, Section 310, clause (b), by-laws may be passed by the council of every local municipality for regulating and controlling the use, including the use for parking purposes, of untravelled portions of highways under the jurisdiction of the council of which a licence is granted under clause (a);

AND WHEREAS the Corporation of the Township of Bonfield deems it necessary to licence the untravelled lakeshore road allowances;

NOW THEREFORE the Council of the Corporation of the Township of Bonfield ENACTS AS FOLLOWS:

1.0 DEFINITIONS

- 1.1 "Frontage" for the purpose of this By-Law is the portion of private land abutting an Original 66 foot Lakeshore Road Allowance.
- 1.2 "Licenced Area" shall be the required area of the Original 66 foot Lakeshore Road Allowance in front of and abutting private lands using the straight line method.
- 1.3 "Straight Line Method" means the method used in determining the portion of the Original 66 foot Lakeshore Road Allowance in front of abutting private lands which is the distance in a straight line between the two front survey pins to the waters edge, as shown in section 5.

2.0 GENERAL PROVISIONS

An application for a licence as set out in Schedule "A" attached hereto shall be submitted to the Council of the Corporation of the Township of Bonfield for the following:

- 2.1 To erect or alter any building or structure on the Original 66 foot Lakeshore Road Allowance, subject to all other applicable regulations such as Building Permit and permitting requirements of M.N.R. and N.B.M.C.A.
- 2.2 To remove, cut or plant any trees on the Original 66 foot Lakeshore Road Allowance.
- 2.3 To park or leave standing, any vehicles on the Original 66 foot Lakeshore Road Allowance.
- 2.4 To store boats, trailers, fish huts or any type of materials on the Original 66 foot Lakeshore Road Allowance.
- 2.5 Upon review of an application the Council may or may not issue a licence as set out in Schedule "B" attached hereto.
- 2.6 Notwithstanding the provisions of this By-Law, the Council of the Corporation of the Township of Bonfield may, under extenuating circumstances, grant property owners the use of neighboring road allowances upon review of a completed application for licence and under the recommendation of the Committee of the Whole Council.

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3.0 APPLICATION

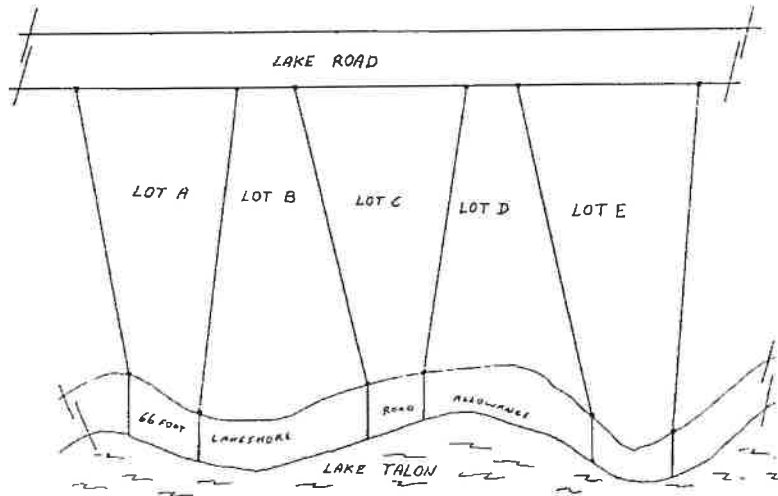
- 3.1 The following will be the procedures that will be used when determining what portion of the Original 66 foot Lakeshore Road Allowance abutting property owners will be able to obtain a licence.
- 3.2 When dealing with the Original 66 foot Lakeshore Road Allowance the frontage will be determined by using the Straight Line Method as defined in Section 1.3.
- 3.3 The frontage ascertained with the straight line method as shown in section 5 below will become the frontage on the Original 66 foot Lakeshore Road Allowance that the abutting property owners may obtain a Licence for or use for their enjoyment and pleasure.
- 3.4 Any requests to Council with respect to the Original 66 foot Lakeshore Road allowance are to be submitted in writing.
- 3.5 A request for a licence must be accompanied by a site plan showing all existing buildings, docks, vehicles or other materials and all proposed construction or work to be done on the Original 66 foot Lakeshore Road Allowance.

4.0 LICENCE FEES

- 4.1 The Licence fee for the use of the Original 66 foot Lakeshore Road Allowance will be a fee of \$100.00 for each Licence obtained.

5.0 STRAIGHT LINE METHOD

The sketch below is to clearly define the straight line method.



READ A FIRST AND SECOND TIME THIS 11th DAY OF JUNE 1996.

READ A THIRD TIME & FINALLY PASSED THIS 25TH DAY OF JUNE 1996.

REEVE

ADMINISTRATOR, CLERK-TREASURER