



THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1637

Being a By-Law of the Rural Municipality of Victoria Beach to close a municipal road and authorize the sale of land.

WHEREAS *The Municipal Act*, CCSM c M225 provides, in part, as follows:

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

- (a) passing a by-law closing the road; and
- (b) [repealed];
- (c) registering the approved by-law and a plan at the appropriate land titles office."

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 the 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*."

291(4) "A municipality may authorize the sale of land shown as a road allowance in the Dominion Government Survey only with the written approval of 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 Rural Municipality of Victoria Beach enacts as follows:

1. The portion of a municipal road described as follows is hereby closed:

ALL THAT PORTION NOW SHOWN AS PARCEL A ON PLAN OF PUBLIC LANE TO BE CLOSED AS SHOWN ON DEPOSIT NO. 1557/21 ACROSS PART OF FRAC. NORTHEAST $\frac{1}{4}$ SECTION 9, TOWNSHIP 20, RANGE 7 E.P.M. being PART PUBLIC LANE, BLOCK 30, PLAN NO. 2483, PREPARED BY DWAYNE DENCHUK OF THE CITY OF SELKIRK, PROVINCE OF MANITOBA, LAND SURVEYOR AND SWORN TO BY HIM ON THE 14th DAY OF DECEMBER, 2021.

2. THAT all that portion of Public Lane so closed shall be transferred to the registered owner(s) of LOT 44 BLOCK 30 PLAN 2483 WLTO, SUBJECT TO THE RESERVATIONS AND PROVISIOES CONTAINED IN THE GRANT FROM THE CROWN IN SECTIONS 9 AND 16-20-7 EPM, Title Number 2411446/1.
3. THAT the proper officers of The Rural Municipality of Victoria Beach are hereby authorized to execute, on behalf of His Majesty the King In Right Of

The Province Of Manitoba under corporate seal of the Municipality, a transfer of land and any other documents necessary to carry out this By-Law.

BYLAW 1630 is hereby repealed.

DONE AND PASSED in Council duly assembled in the Rural Municipality of Victoria Beach, in the Province of Manitoba, this 6th day of December A.D. 2022.

Penny McMorris - Mayor

Lon Turner - CAO

Read a FIRST time this 4th day of October, 2022

Read a SECOND time this 6th day of December, 2022

Read a THIRD time this this 6th day of December, 2022