

THE CORPORATION OF THE
MUNICIPALITY OF CALVIN
BY-LAW NUMBER 2024-12

BEING A BY-LAW TO ENTER INTO A ROAD USE AGREEMENT

Legal Authority

Scope of Powers

Section 8(1) of the *Municipal Act*, 2001, S.O. 2001, c.25, ("*Municipal Act*") as amended, provides that the powers of a municipality shall be interpreted broadly so as to confer broad authority on municipalities to enable them to govern their affairs as they consider appropriate, and to enhance their ability to respond to municipal issues.

Powers of a Natural Person

Section 9 of the *Municipal Act* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act.

Powers Exercised by Council

Section 5 (1) of the *Municipal Act* provides that the powers of a municipality shall be exercised by its Council.

Powers Exercised by By-law

Section 5(3) of the *Municipal Act* provides that a municipal power, including a municipality's capacity, rights, powers and privileges under section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise.

Preamble

WHEREAS Council of the Municipality of Calvin deems it expedient to enter into a Road Use Agreement between the Corporation and Tamara Silverthorne as per the attached agreement;
AND WHEREAS Section 5 (3) requires that Council exercise their powers by By-law;

Decision/Direction

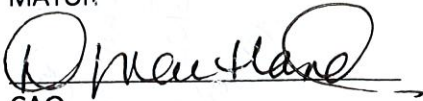
NOW THEREFORE the Council of the Municipality of Calvin directs as follows:

1. THAT the Mayor and CAO are hereby designated as signing officers and are authorized to execute a Road Use Agreement between the Corporation of the Municipality of Calvin (owner of the seasonally maintained road called 222 Latimer Lane) and Tamara Silverthorne, the applicant.
2. THAT the attached Agreement identified forms part of this By-law.
3. THAT this Agreement shall be signed and come into effect once funds have been received by the Municipality, and approved signage has been erected by the property owner.

READ A FIRST, SECOND AND THIRD TIME, ENACTED AND PASSED THIS 13th DAY OF February, 2024.



MAYOR



CAO

Adopted by Resolution ___2024-50_____ this 13th Day of February 2024.