

A BY-LAW TO STOP UP AND CLOSE A PORTION
OF WELLINGTON ROAD AND N.B. ROUTE 776

BY IT ENACTED by the Council of Blacks Harbour as follows:

1. All that portion of Wellington Road and New Brunswick Route 776 in Blacks Harbour, in the Parish of Pennfield, in the County of Charlotte and Province of New Brunswick hereinafter in this paragraph bounded and described is hereby permanently stopped up and closed and shall no longer be public thoroughfare:

All that certain lot, piece or parcel of land situate, lying and being in Blacks Harbour, in the Parish of Pennfield, in the County of Charlotte and Province of New Brunswick and bounded and described as follows:

An irregular parcel of land having its point of beginning located near the intersection of Route 776 with Wellington Road (known formerly as Toonerville 12 Rd.) at a point on the southern side of the aforementioned Wellington Road, east of the Association of United Baptist Churches Cemetery Property fence. Said point having a NB Grid Coordinate of north 7 340 098.126 metres and east 2 477 422.517 metres.

Thence along the arc of a curve to the right on the south western side of the former Toonerville Road, said curve having a radius of 55.87 metres a chord equivalent distance of forty-one and eighty hundredths metres (41.80 m) on a New Brunswick Grid Coordinate azimuth of one hundred and thirty degrees (130°) and thirty-two minutes (32') zero seconds (00") a distance of forty-two and eighty-four hundredths metres (42.84 m).

Thence continuing along the southwest side of the aforementioned Toonerville Road on an azimuth of one hundred and fifty-two degrees (152°) thirty minutes (30') zero seconds (00"), a distance of twelve and fifty-two hundredths metres (12.52 m) to the beginning of a curve to the right having a radius of 165.00 m a chord equivalent distance of 35.06 on an azimuth of one hundred and fifty-eight degrees (158°) thirty-five minutes (35') fifty seconds (50"), a distance of 35.12 m to the western side of Route #776.

Thence along the arc of a curve to the right on the western side of Route 776 said curve having a radius of 79.92 metres a chord equivalent distance of 40.69 on an azimuth of six degrees (6°) seventeen minutes (17') zero seconds (00"), a distance of forty-one and fourteen hundredths metres (41.14 m) to the intersection with the northeastern side of the aforementioned Toonerville Road.

Thence along the northeastern side of the aforementioned Toonerville Road along the arc of a curve to the left having a radius of 75.99 metres a chord equivalent distance of 23.09 metres on an azimuth of three hundred and thirty-four degrees (334°) zero two minutes (02') twenty seconds (20"), a distance of twenty-three and eighteen hundredths metres (23.18 m) to the southern side of the aforementioned Wellington Road.

Thence along the arc of a curve to the right having a radius of two hundred and fifty-two and sixty-seven hundredths metres (252.67 m) a chord equivalent of forty-five and seventy-two metres (45.72 m) on an azimuth of two hundred and eighty-two degrees (282°) fifteen minutes (15') zero seconds (00"), a distance of forty-five and seventy-nine hundredths metres (45.79 m) to the point of beginning.

A tract of land containing an area of 899 square metres, and being more particularly shown on a plan of survey showing portion of Wellington Road to be closed by the Village of Blacks Harbour, Village of Blacks Harbour, Parish of Pennfield, Charlotte County, New Brunswick. Said plan hereto attached certified correct by Hughes Surveys & Consultants Ltd., surveyed by Richard B. Stewart, N.B.L.S., dated June 26, 2001.

IN WITNESS WHEREOF Blacks Harbour has caused the corporate seal of the said village to be affixed to this by-law the 19 day of September, A.D. 2001.

Kenneth Hooper

Mayor

Deanna Hunter

Town Clerk

First Reading: August 15, 2001 – By Title and in its Entirety

Public Hearing: September 19, 2001 – By Title and in its Entirety

Second Reading: September 19, 2001 – By Title

Third Reading: September 19, 2001 – By Title and Enacted

Approved by Lieutenant Governor-in-Council: June 19, 2003

CERTIFICATE

I, Deanna Hunter, of the Village of Blacks Harbour, in the County of Charlotte and the Province of New Brunswick, Village Clerk, DO HEREBY CERTIFY that I have compared the copy of By-law No. 01-90, being "A By-Law to Stop Up and Close a Portion of Wellington Road and N.B. Route 776 hereunto annexed marked "A", with the original of said By-law, and the said copy is a true copy in every respect.

I FURTHER CERTIFY that the said By-law was passed by the Village Council of the Village of Blacks Harbour in regular session assembled on the 19 day of September, A.D. 2001 and has not been amended, revoked nor annulled.

DATED this 21 day of September, A.D. 2001.

Deanna Hunter

Village Clerk

JUNE 19, 2003

2003-165

Under subsection 187(8) of the Municipalities Act, the Lieutenant-Governor in Council approves the Village of Blacks Harbour By-Law No. 01-90 – A By-law to Stop Up and Close a Portion of Wellington Road and N.B. Route 776.

Marifyn Trenholm Counsell

Marilyn Trenholme Counsell
Lieutenant-Governor

This is to certify that the foregoing is a true copy of an Order of Lieutenant-Governor in Council of the
Je certifie que le document qui precede est une copie conforme d'un decret du lieutenant-gouverneur en
conseil

Province of New Brunswick, made on the 19 June 2003.
De la province du Nouveau-Brunswick, pris le

Assistant Clerk of the Executive Council