

TOWN OF BERWICK

Policy Statement

Re: Street Closure Policy: Factory Street and Park Street

PURPOSE:

The purpose of this policy is to confirm the permanent closure of Factory Street, that part of Foster Street south of Front Street and those parts of Park Street not presently in use within the Town of Berwick.

PREAMBLE:

WHEREAS the Municipal Government Act Provides:

315 (1) The council may, by policy, permanently close any street or part of a street and the council shall hold a public hearing before passing the policy.

(2) The council shall give notice of its intent to close the street by advertisement in a newspaper circulating in the municipality.

(3) The notice shall set out the time and place of the public hearing at which those in favour or opposed to the street closing will be heard and describe the street to be closed sufficiently to identify it.

(4) A copy of the notice shall be mailed to the Minister of Transportation and Public Works before the public hearing.

(5) A copy of the policy passed by the council, certified by the clerk under the seal of the municipality, incorporating a survey or a metes and bounds description of the street that is closed, shall be filed in the registry and with the Minister of Transportation and Public Works.

(6) Upon filing the policy in the registry, all rights of public user in the land described in the policy are forever extinguished and the municipality may sell and convey the

land or may subsequently reopen the land as a street in the manner required by this Act. 1998, c. 18, s. 315.

AND WHEREAS on September 17, 2013, the Town Council of the Town of Berwick, having determined that the above noted streets are no longer of practical use, did pass the following policy at its meeting regularly held and after due compliance with the provisions of the Municipal Government Act set out above:

POLICY:

The streets or roads known as Factory Street, that part of Foster Street south of Front Street and those parts of Park Street not presently in use situated in the Town of Berwick, a metes and bounds description of which is hereunto attached, is hereby permanently closed.

Clerk's Annotation For Official Policy Book

Date of Notice to Public and Minister
of Intent to Consider:

Date of Passage of Current Policy:

September 17, 2013

Date of filing with the Minister of
Transportation and Infrastructure Renewal

I certify that this Policy was adopted by Council as indicated above.

January 8, 2014

Clerk

Date

Copy: Minister of Transportation and Public Works
