

**Explanatory Note  
To By-Law  
2024-14**

In November of 2022, the Developer paved surface course asphalt on Middleton Drive within Phase 3 of the Baycliffe Homes - Villas of Upper Wasaga Subdivision, which initiated the start of the 1 year maintenance period.

Throughout the summer and fall of 2023, the Developer undertook completion of the outstanding deficiencies within Phase 3 (Middleton Drive), to the satisfaction of Town staff.

The purpose of this By-Law would allow for the municipal assumption of Middleton Drive from Morgan Road to Falvo Street (from STA. 0+000 to STA. 0+380) and associated services excluding, stormwater management pond Block 318 and sewage pumping station Block 319, forming part of Subdivision Plan 51M-1028.

This By-Law is properly before Council for consideration.

# THE CORPORATION OF THE TOWN OF WASAGA BEACH

## BY-LAW NO. 2024-14

A By-Law to assume certain Streets and the Associated Services in the Town of Wasaga Beach for Baycliffe Villas of Upper Wasaga Subdivision (Phase 3) Middleton Drive only Registered Plan 51M-1028

**WHEREAS** pursuant to the *Municipal Act, S.O. 2001, c. 25*, as amended, a municipality may pass by-laws in respect of a highway only if it has jurisdiction over the highway;

**AND WHEREAS** pursuant to the *Municipal Act, S.O. 2001, c. 25*, as amended, land may only become a highway by virtue of a by-law establishing the highway;

**AND WHEREAS** the Town of Wasaga Beach Staff has completed a final inspection of Baycliffe Villas of Upper Wasaga (Phase 3 – Middleton Drive) (Registered Plan 51M-1028) roadway works and recommends the assumption of the municipal road and services, and is now eligible for assumption;

**AND WHEREAS** the Council of the Town of Wasaga Beach deems it expedient to confirm the assumption of the streets or parts thereof as shown on Registered Plan 51M-1028 as a public highway;

### **NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF WASAGA BEACH HEREBY ENACTS AS FOLLOWS:**

1. THAT the following streets and associated services, shown on the attached Schedule "A" be assumed by the Town of Wasaga Beach:
  - Middleton Drive - from Morgan Road to Falvo Street
2. THAT the stormwater management pond Block 318 and the sewage pumping station Block 319 are excluded from this By-law.
3. THAT a copy of this By-Law shall be registered in the Registry Office for the Registry Division of Simcoe, No. 51.

4. THAT this By-Law shall come into force and take effect on the date of its final passing.

**BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 25<sup>TH</sup> DAY OF FEBRUARY, 2024.**

**THE CORPORATION OF THE TOWN OF WASAGA BEACH**

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Brian Smith, Mayor

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Nicole Rubli, Director, Legislative Services & Clerk



# Town of Wasaga Beach

## Schedule 'A'



This is Schedule 'A' to By-Law \_\_\_\_\_  
Passed the \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.  
Signatures of Signing Officers

Member \_\_\_\_\_

Member \_\_\_\_\_

