

## Township of North Kawartha

### Report to Council – Building and Planning Department

**To: Mayor and Council Members**

**Date: January 1, 2019**

**Author: Janet Woodbeck, Building/Planning Assistant/Secretary**

**Subject: Application to purchase Unopened Municipal Road Allowance**

#### **Recommendation:**

Council approve in principle, the sale of municipal road allowance shown in yellow on the attached Plan and Field Notes File #86818

#### **Background:**

Staff have received a request from the MNRF (Ministry of Natural Resources and Forestry) of the subject property at 48 Fire Route 76A on Eels Lake to purchase a piece of land that intersects the property. A request to purchase the unpinned property was provided to the MNRF and they have determined that the MNRF has no interest in this land and regard this land to be under the jurisdiction of the Township of North Kawartha.

#### **Analysis:**

Staff have reviewed the proposal, attended the site and see no reason for the Municipality to keep the land. The property in question is accessed by Fire Route 76A.

#### **Financial Implications:**

All associated costs would be borne by the applicant

#### **Strategic Plan:**

4. Protect and enhance the environment

#### **Attachment:**

PIN map



Rec'd Nov 30, 2018

**Ministry of Natural  
Resources and Forestry**  
Bancroft District  
PO Box 500  
106 Monck Street  
Bancroft, ON K0L 1C0

**Ministère des Richesses  
naturelles et des Forêts**

Telephone: (613) 332-3940  
Facsimile: (613) 332-0608



November 13, 2018

Township of North Kawartha  
280 Burleigh Street  
P.O. Box 550  
Apsley, ON K0L 1A0

ATTN: Alana Solman, CAO

**SUBJECT: Road Allowance – Dividing 48 Fire Route 76A**

Ms. Solman,

Our office has received an application from the property owner of 48 Fire Rout 76A (Eels Lake) whose lot (PINs 282810253 & 282810199) is divided by an unPINed road allowance.

In consultation with the Ontario Surveyor General's office, it has been confirmed that the Ministry of Natural Resources and Forestry has no interest in this land and therefore regard this land to be under the jurisdiction of the Township of North Kawartha.

Please advise if the Township of North Kawartha has an interest in the road allowance as illustrated on the original plans of survey (see attachment). We will respond to the applicants accordingly upon your reply.

Should you have any questions, please contact Christine Apostolov, Lands & Waters Technical Specialist, either by e-mail at [christine.apostolov@ontario.ca](mailto:christine.apostolov@ontario.ca) or by phone at 613-332-3940 Ext. 203.

Sincerely,

 Jesse Van Allen  
Resource Operations Supervisor

/CA  
Enclosure

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*In order for us to serve you better, please call ahead to make an appointment with our staff.*

**PLAN OF SURVEY**  
**OF LOCATION CL**  
**BEING PART OF LOTS 38 AND 39**  
**CONCESSION 15**  
**GEOGRAPHIC TOWNSHIP OF ANSTRUTHER**  
**TOWNSHIP OF NORTH KAWARTHA**  
**COUNTY OF PETERBOROUGH**  
**AND**  
**PLAN OF SURVEY**  
**OF PART OF THE ROAD ALLOWANCE**  
**LYING IN FRONT OF LOTS 38 AND 39**  
**CONCESSION 15**  
**GEOGRAPHIC TOWNSHIP OF ANSTRUTHER**  
**TOWNSHIP OF NORTH KAWARTHA**  
**COUNTY OF PETERBOROUGH**

SCHEDULE			
PART	DESCRIPTION	ACRES	HECTARES
1	PART OF ROAD ALLOWANCE IN FRONT OF LOTS 38 AND 39 CONCESSION 15	0.072	0.0284
2	PART OF LOT 38 CONCESSION 15	0.0872	0.0334
3	PART OF LOTS 38 AND 39 CONCESSION 15	0.3072	0.1244

I REQUIRE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.

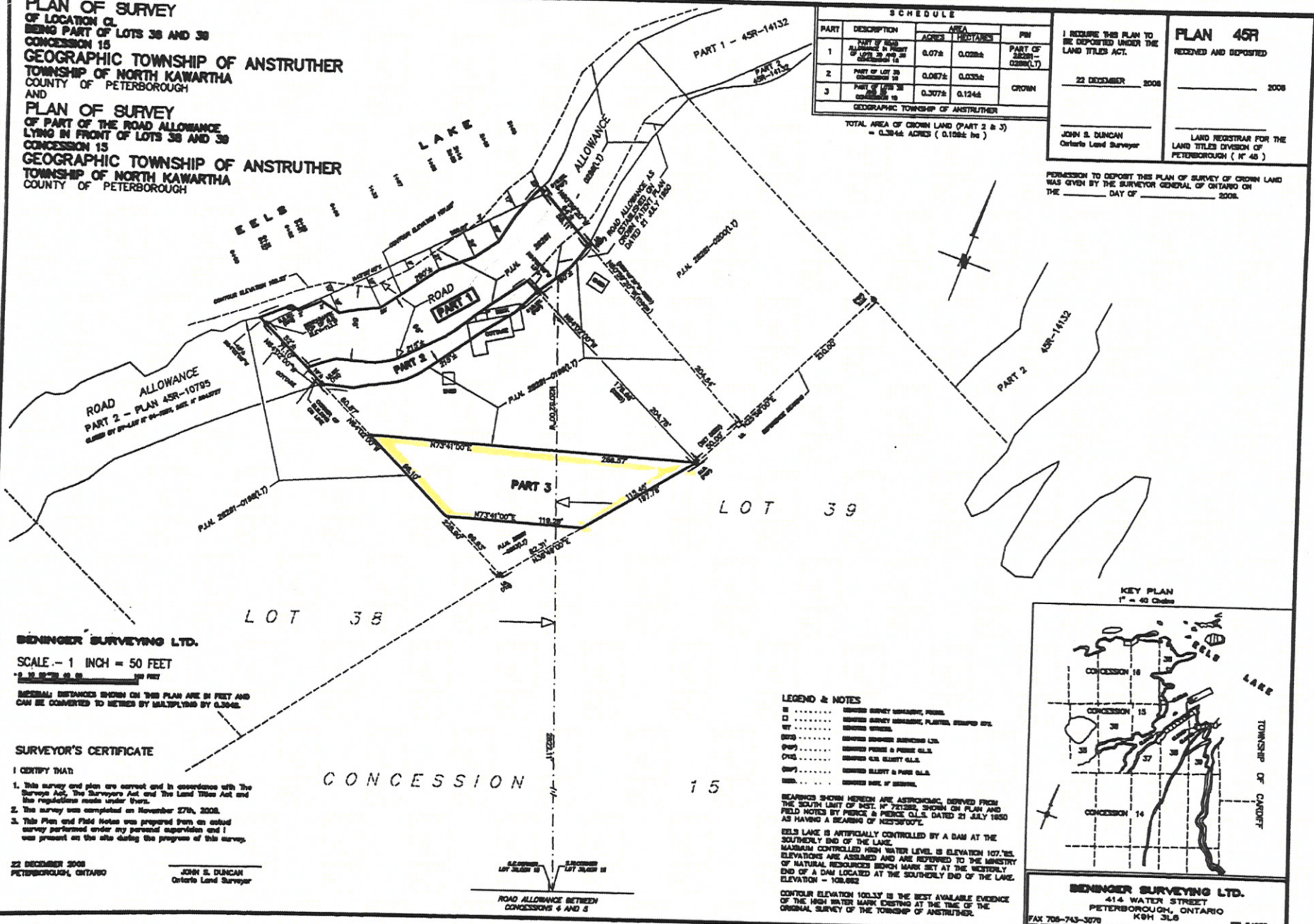
**PLAN 45R**  
 RECEIVED AND DEPOSITED

22 DECEMBER 2008

JOHN S. DUNCAN  
 Ontario Land Surveyor

LAND REGISTRAR FOR THE LAND TITLES DIVISION OF PETERBOROUGH (N° 45)

PERMISSION TO DEPOSIT THIS PLAN OF SURVEY OF CROWN LAND WAS GIVEN BY THE SURVEYOR GENERAL OF ONTARIO ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2008.



**BENINGER SURVEYING LTD.**  
 SCALE - 1 INCH = 50 FEET

MEASUREMENTS SHOWN ON THIS PLAN ARE IN FEET AND CAN BE CONVERTED TO METERS BY MULTIPLYING BY 0.3048.

**SURVEYOR'S CERTIFICATE**

I CERTIFY THAT:

- This survey and plan are correct and in accordance with the Survey Act, the Surveyors Act, and the Land Titles Act and the regulations made under them.
- The survey was completed on November 27th, 2008.
- This Plan and Field Notes was prepared from an actual survey performed under my personal supervision and I was present at the site during the progress of this survey.

22 DECEMBER 2008  
 PETERBOROUGH, ONTARIO

JOHN S. DUNCAN  
 Ontario Land Surveyor

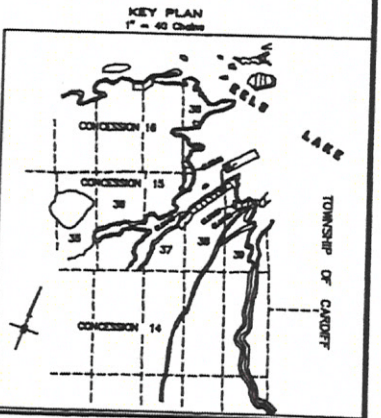
**LEGEND & NOTES**

- ..... BOUNDARY SURVEY MARKERS, PIERCE
- ..... BOUNDARY SURVEY MARKERS, PLANTER, BOUNDARY SURVEY
- ..... BOUNDARY SURVEY MARKERS, PIERCE & PIERCE O.L.S.
- ..... BOUNDARY SURVEY MARKERS, PIERCE & PIERCE O.L.S.
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- ..... BOUNDARY SURVEY MARKERS, PIERCE & PIERCE O.L.S.

BEARINGS SHOWN HEREIN ARE ASTROMETRIC, DERIVED FROM THE SOUTH LANT OF WEST 1/4 SECTION 38, PLAN AND FIELD NOTES BY PIERCE & PIERCE O.L.S. DATED 21 JULY 1930 AS HAVING A BEARING OF N23°20'00"E.

SELS LAKE IS ARTIFICIALLY CONTROLLED BY A DAM AT THE SOUTHERLY END OF THE LAKE. MAXIMUM CONTROLLED HIGH WATER LEVEL IS ELEVATION 107.72. ELEVATIONS ARE ASSUMED AND ARE REFERRED TO THE MINISTRY OF NATURAL RESOURCES BENCH MARK SET AT THE WESTERLY END OF A DAM LOCATED AT THE SOUTHERLY END OF THE LAKE. ELEVATION - 108.662

CONTOUR ELEVATION 100.37 IS THE BEST AVAILABLE EVIDENCE OF THE HIGH WATER MARK EXISTING AT THE TIME OF THE ORIGINAL SURVEY OF THE TOWNSHIP OF ANSTRUTHER.



**BENINGER SURVEYING LTD.**  
 414 WATER STREET  
 PETERBOROUGH, ONTARIO  
 K9H 3L6

TEL 705-743-3070  
 FAX 705-743-3074

JOB 24838  
 FILE ANSTRUTHER 40