

**TOWN OF NIVERVILLE**

**BY-LAW NO. 876-25**

BEING a By-law of the Town of Niverville to close Venture Way,  
sell the land, and open a municipal road allowance.

**WHEREAS** *The Municipal Act* of Manitoba, C.C.S.M. Cap M225 and amendments thereto (the "*Municipal Act*") gives the Council of a municipality the authority to:

**"Powers respecting municipal roads"**

288 "A municipality may  
(b) subject to subsection 290, close a municipal road;  
(d) subject to subsection 291(3), authorize the sale of land on which was located a  
municipal road that has been closed under section 290;"

**"Opening a municipal road"**

289 "A municipality may open land for public use as a municipal road by  
(a) passing a by-law opening the road; and  
(b) registering the by-law and a plan at the appropriate land titles office.

**"Closing a municipal road"**

290(1) "Subject to subsection (2), a municipality may close a municipal road by  
(a) passing a by-law closing the road;  
(c) registering the approved by-law and a plan at the appropriate land titles office."

**"Mines and minerals in land with closed municipal road"**

291(3) "Where a municipality authorizes the sale of land on which was situated a municipal road that has been closed under section 290, a transfer of the land to a person vests in the person the fee simple, but the title to the mines and minerals remains vested in the Government of Manitoba unless their sale is approved in writing by the member of the Executive Council charged with the administration of *The Crown Lands Act*."

**"Sale of land shown as road allowance"**

291(4) "A municipality may authorize the sale of land shown as a road allowance in the Dominion Government Survey only with the written approval of the member of the Executive Council charged with the administration of *The Crown Lands Act*."

**AND WHEREAS** the following described municipal road is no longer required for public purposes, and it is necessary and desirable and in the public interest that the portion of the road be closed;

**AND WHEREAS** it is deemed necessary and desirable to open a municipal road, over, upon and across the lands hereinafter described;

**NOW THEREFORE** the Council of the Town of Niverville in meeting duly assembled, enacts as follows:

1. That all that portion of Venture Way Plan No. 66192 WLTO to be closed, contained within the limits of a Plan prepared by Ian Wray Baldwin, Manitoba Land Surveyor, sworn to by him on the \_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_ and deposited into the Winnipeg Land Titles Office as Deposit \_\_\_\_\_ in SE ¼ 36-7-3EPM.
2. That all that portion of the municipal road so closed shall be transferred to 10177289 Manitoba Inc., excepting all mines and minerals, title to which shall remain in the Crown.
3. That all that portion of Public Road to be opened, as shown on a Plan prepared by Ian Wray Baldwin, Manitoba Land Surveyor, sworn to by him on the \_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_ and deposited into the Winnipeg Land Titles Office as Deposit \_\_\_\_\_ in SE ¼ 36-7-3EPM.
4. That the Mayor and Chief Administrative Officer of the Town of Niverville are hereby authorized and directed to endorse their names under the Corporate Seal of the Town of Niverville on any documents required to give effect to the closing of Venture Way and the closing of a portion of the public reserve and sale of the closed road and portion of the public reserve.

DONE AND PASSED by the Council of the Town of Niverville, duly assembled this     day of  
A.D. 2025.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Administrative Officer

Read a first time this 6<sup>th</sup> day of May 2025  
Read a second time this     day of     AD 2025  
Read a third time this     day of     AD 2025

Certified a true copy of By-Law 876-25  
of the Town of Niverville, given 3<sup>rd</sup> reading  
on the     day of     AD 2025

\_\_\_\_\_  
Chief Administrative Officer

