

Town of Yarmouth
**CLOSURE OF PORTION OF ROAD
ADJACENT TO 1 FOREST STREET POLICY**

Effective: March 12th, 2026
TOY 90



1.0 Policy Statement

Pursuant to Section 315 of the *Municipal Government Act*, Council of the Town of Yarmouth hereby adopts this Policy to authorize the closure of the portion of road identified herein, subject to the conditions set out in this Policy and following the completion of the required public hearing process. Upon adoption, the Clerk of the Town of Yarmouth is directed to provide notice and file the Policy in accordance with the requirements of the *Municipal Government Act*.

2.0 Closing Public Street

That the Council does close, to public use, a portion of an unnamed road adjacent to 1 Forest Street as shown on the Plan of Survey prepared by Michael S. Doucette dated the 9th of February, 2026 as Plan No. S-26-1346 (attached and further described below).

2.1 That the respective portion of road adjacent to 1 Forest Street as described in Section 2.0 of this Policy be closed and that all rights of public uses in the lands theretofore use as a street for the purpose of a public street are forever extinguished and the Town may sell and convey the street closed or any portion thereof or may subsequently reopen the land as a street in the manner required by the *Municipal Government Act* subject to the following conditions:

- a. Any existing utilities within the road closure area shall be protected by easement OR relocated at the developer's expense.
- b. The Developer is responsible for all costs associated with the closure including all (if any) necessary physical construction, removal, rehabilitation, utility relocation, etc.
- c. The closed road may be consolidated with the adjacent lands at the discretion of the Developer.
- d. Physical closure of the closed road shall not occur until new access from Horton Street has been approved by the Town and constructed by Developer and/or other parties.

ALL that certain parcel of land situated on the southern side of Forest Street, Town of Yarmouth, Yarmouth County, Nova Scotia shown as Parcel A on Encompass Surveying & Engineering Limited Plan No. S-26-1346 titled "Plan of Survey of: Parcel A, being a portion of unnamed street (proposed to be closed), lands of Town of Yarmouth", certified by Michael S. Doucette, N.S.L.S. on February 18, 2026.

Parcel A being more particularly described as follows:

BEGINNING on the southern side of Forest Street at the northwestern corner of P.I.D. #90342528, lands conveyed to Town of Yarmouth by indenture filed at Yarmouth County Land Registration Office as Doc. #124867939 (3rd described lot);

THENCE South 01 degrees 25 minutes 00 seconds West, 35.463 metres along the western boundary of lands conveyed to Town of Yarmouth;

THENCE North 86 degrees 23 minutes 27 seconds West, 14.934 to P.I.D. #90194770, other lands conveyed to Town of Yarmouth;

THENCE North 01 degrees 25 minutes 00 seconds East, 35.719 metres along the eastern boundary of lands conveyed to Town of Yarmouth;

THENCE South 85 degrees 24 minutes 39 seconds East, 14.946 along the southern boundary of Forest Street to the point of beginning.

CONTAINING an area of 531.1 square metres.

BEARINGS are Nova Scotia Coordinate Referencing System Grid Bearings based on the Nova Scotia 3 degree Modified Transverse Mercator Projection, referred to Central Meridian 64 degrees 30 minutes West.

THE above-described Parcel A being a portion of PID #90282690 (Unnamed Street), lands of Town of Yarmouth.

Clerk's Annotation for Official Policy Book

Date of Adoption by Council: March 12th, 2026

I certify that this 'Closure of a Portion of Road Adjacent to 1 Forest Street Policy' was adopted by Council as indicated above.

Town Clerk:

Date: