

RAIL CORRIDOR/BLUFF PRESERVATION BY-LAW #77

A By-Law to preserve the Rail Corridor/Bluff area as a natural greenspace and to prohibit development of this area for any use outside those of the operations and membership of the Bay View Association.

The Rail Corridor/Bluff in Bay View was transferred to the Bay View Association by deed in 1983 ("Deed" see attached document) with the intention of becoming a permanent part of Bay View's walkable greenway. The Rail Corridor/Bluff consists of natural areas, green spaces, shoreline, and improved areas along the path that was previously encumbered by railroad tracks, ties and track bed. The description of the Rail Corridor/Bluff and property subject to this By-Law is described as:

That portion of Bay View Association and the former Grand Rapids and Indiana Railroad property lying between Highway US-31 and the shore of Lake Michigan and lying between Boulder Lane and the Easterly line of Sunset.

That portion of Bay View Association and the former Grand Rapids and Indiana Railroad property lying between the northernmost plat lines of leaseholds north of Woodland Ave. and the shore of Lake Michigan and lying between the Easterly line of Sunset and the Westerly line of Block 39, and

That portion of Bay View Association lying between the northernmost plat lines of leaseholds on Block 39 (the sidewalk) and the shore of Lake Michigan and lying between the Westerly line of Lot 39 at Reed and the Easterly line of Block 39 at Division, and

That portion of Bay View Association and the former Grand Rapids and Indiana Railroad property lying between the West line of Reed Avenue, The South line of Wesley Alley, the West line of Division Street, and the North line of Shier Avenue.

(Hereinafter "Rail Corridor/Bluff" see attached architect rendering.)

Pursuant to this By-Law the Rail Corridor/Bluff shall be preserved in its natural state as a walkable green area for the recreational use of Bay View members and their guests. No portion of the Rail Corridor/Bluff shall be sold, leased, divided, developed, or conveyed by easement for public use.