

The Corporation of the Town of Minto
By-law No. 2016-42

to authorize the Mayor and CAO Clerk to Execute an Amending
Development Agreement between The Corporation of the Town of Minto
and Wellingdale Construction Ltd.,

WHEREAS Section 9 of the Municipal Act, S.O. 2001, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS Section 5 (3) of the Municipal Act, S.O. 2001, as amended, provides that municipal power, including a municipality's capacity, rights, powers and privileges under section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS Minto and the Owner entered into a Development Agreement dated the 2nd day of May 2012 regarding, among other things, the development of certain lots in the Town of Minto, Ontario known as Parts 1 through 11 in Reference Plan 61R-11808 which area lots on Lorne Street between John Street and Margaret Street;

AND WHEREAS much of the work on Lorne Street between John Street and Margaret Street is complete except however certain works to be identified and completed pursuant to this amending agreement;

AND WHEREAS Minto and the Owner wish to amend the May 2, 2012 Development Agreement to provide for the installation of water, sanitary sewer, roadway, drainage and other applicable services approximately 86 metres northeasterly which will constitute an extension of Lorne Street once dedicated to the Town of Minto as hereinafter provided;

AND WHEREAS the Owner wishes to comply with all applicable requirements of conditions of severance for files B23, 24, 25, 26 and 27 of 2015 pertaining to creating five severed lots fronting on the said future Lorne Street extension and one retained lot with access to a future extension of John Street from Lorne Street South;

NOW THEREFORE the Parties agree as follows:

1. That the Mayor and C.A.O. Clerk are hereby authorized to sign and execute the Agreement attached hereto as Schedule "A".
2. That Schedule "A" of By-law 2012-17 is hereby amended
2. That this By-law shall come into force and take effect on the date of final passing thereof.

Read a first, second, third time and passed in open Council this 7th day of June, 2016.

Mayor George A. Bridge

C.A.O. Clerk Bill White