

The Corporation of the Town of Minto
By-law No. 2017-83

to authorize a Subdivision Agreement with Clair Ridge Estates Limited with respect to lands north of Prospect Street East of Toronto Street in the former Town of Palmerston.

WHEREAS Clair Ridge Estates Limited is the owner of the following lands (herein called “the lands”):

In the Town of Minto (formerly Town of Palmerston), County of Wellington, Province of Ontario, being composed of Part of Park Lots 16, 17 and 18 Western Canada Loan and Savings Company Plan geographic Township of Minto, in the Town of Minto, in the County of Wellington.

AND WHEREAS Clair Ridge Estates Limited has applied to The Corporation of the County of Wellington pursuant to the provisions of Section 51 of the Planning Act as amended for approval of a residential plan of subdivision on the lands and the County has issued “Conditions of Approval for Draft Plan of Subdivision 23T-90021” October and the conditions require Clair Ridge Estates Limited to enter into an agreement with The Corporation of the Town of Minto as is provided for in subsection 51 (25) of the said Act.

AND WHEREAS Subsection 51 (26) of the Planning Act as amended provides that a municipality may enter into agreements imposed as a condition to the approval of a plan of subdivision and the agreement may be registered against the land to which it applies and the municipality is entitled to enforce the provisions of it against the owner, and subject to the Land Titles Act, any and all subsequent owners of the land.

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

NOW THEREFORE the Council of The Corporation of the Town of Minto enacts as follows:

1. The Corporation of the Town of Minto shall enter into a Subdivision Agreement with Clair Ridge Estates Limited with respect to the lands in substantially the same form as the draft agreement attached hereto as Schedule A.
2. Upon execution of the Subdivision Agreement by Clair Ridge Estates Limited the Mayor and the C.A.O. Clerk of the Corporation are hereby authorized and directed to sign the agreement, and upon receipt of the securities and insurance requirements provided for in it, the Clerk shall cause the agreement to be registered on the title to the lands.
3. This By-law shall come into force and takes effect on the date of its final passing.

Read a first, second, third time and passed in open Council this 17th day of October, 2017.

Mayor George A. Bridge

C.A.O. Clerk Bill White