

# THE CORPORATION OF THE CITY OF KAWARTHA LAKES

## BY-LAW 2017 -

**A BY-LAW TO AUTHORIZE THE SALE OF MUNICIPALLY OWNED  
PROPERTY LEGALLY DESCRIBED AS BLOCK A REGISTERED PLAN NO.  
524, CITY OF KAWARTHA LAKES, BEING PIN: 63170-0364 (LT) AND  
DESIGNATED AS PART 1 & 2 ON PLAN 57R10567 AND TO AUTHORIZE A  
GRANT OF EASEMENT IN FAVOUR OF HYDRO ONE NETWORKS INC.  
OVER PART 2 ON PLAN 57R10567**

### Recitals

1. The subject land was declared to be surplus to municipal by City Council on the 24<sup>th</sup> day of September, 2013 by the adoption of Report LM2013-009 by CR2013-848.
2. Notice of the intention of City Council to pass this by-law was given by ad notice duly published in the *Kawartha Lakes This Week* newspaper in the City of Kawartha Lakes on the 22<sup>nd</sup> and 29<sup>th</sup> days of September, 2016 and the 6<sup>th</sup> day of October, 2016, in accordance with the provisions of the *Municipal Act* and By-laws 2008-065 and 2010-118, as amended.
3. The proposed by-law came before Council for consideration at its regular meeting on the 21<sup>st</sup> day of February, 2017 at 2:00 p.m. and at that time no person objected to the proposed by-law nor claimed that his land would be prejudicially affected.
4. The sale of this land was approved by City Council on the 24<sup>th</sup> day of September, 2013 by the adoption of Report LM2013-009 by CR2013-848.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2017-**

### Section 1.00: Definitions and Interpretation

#### 1.01 **Definitions:** In this by-law,

**“City”, “City of Kawartha Lakes” or “Kawartha Lakes”** means The Corporation of the City of Kawartha Lakes.

**“City Clerk”** means the person appointed by Council to carry out the duties of the clerk described in section 228 of the *Municipal Act, 2001*.

**“Council” or “City Council”** means the municipal council for the City.

#### 1.02 **Interpretation Rules:**

- (a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.
- (b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

#### 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time that are applicable within the Province of Ontario.

#### 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Sale of Surplus Property and Easement
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- 2.01 **Sale:** Block A Registered Plan No. 524, City of Kawartha Lakes, being PIN: 63170-0364(LT) designated as Parts 1 and 2 on Plan 57R10567, is hereby authorized to be sold to Shizhuo Zhang for Fifty-Eight Thousand Eight Hundred Dollars (\$58,800.00), plus HST, if applicable, inclusive of all additional costs associated with this transaction.
- 2.02 **Easements:** Prior to the transfer of Block A Registered Plan No. 524, City of Kawartha Lakes, being PIN: 63170-0364(LT) designated as Parts 1 and 2 on Plan 57R10567 the City of Kawartha Lakes is authorized to grant an easement in favour of Hydro One Networks Inc. over Part 2 on Plan 57R10567.

Section 3.00: Effective Date
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- 3.02 **Effective Date:** This By-law shall come into force and take effect when it has been finally passed by Council.

By-law read a first, second and third time, and finally passed, this 21<sup>st</sup> day of February, 2017.

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Andy Letham, Mayor

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Judy Currins, City Clerk