

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 Lot 14, Registrar's Compiled Plan No. 5, in the Geographic Township of Eldon, City of Kawartha Lakes, Designated as Parts 1, 2, and 3 on Reference Plan 57R-10548, being PIN: 63170-0709 (LT) and to Authorize a Grant of Easement in Favour of Hydro One Networks Inc. Over Part 3 on Reference Plan 57R-10548 and to Authorize a Grant of Easement in Favour of the City of Kawartha Lakes Over Part 2 on Reference Plan 57R-10548

Recitals

1. The subject land was declared surplus to municipal needs by City Council on the 28th day of January, 2014 by the adoption of Report LM2014-003 by CR2014-101.
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 17th, 24th, and 31st days of August, 2017, 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 12th day of September, 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 the City Council on the 28th day of January, 2014 by the adoption of Report LM2014-003 by CR2014-101.

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 and includes its entire geographic area;

"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

- 2.01 **Sale:** Lot 14, Registrar's Compiled Plan No. 5, in the Geographic Township of Eldon, City of Kawartha Lakes, designated as Parts 1, 2, and 3 on Reference Plan 57R-10548, being PIN: 63170-0709 (LT) is hereby authorized to be sold to Garry Joseph Steele and Marjorie Doris Steele for Seven Thousand Five Hundred Dollars (\$7,500.00), plus HST, if applicable, and all additional costs associated with this transaction.
- 2.02 **Easements:** Prior to the transfer of Lot 14, Registrar's Compiled Plan No. 5, in the Geographic Township of Eldon, City of Kawartha Lakes, designated as Parts 1, 2, and 3 on Reference Plan 57R-10548, being PIN: 63170-0709 (LT), the City of Kawartha Lakes is authorized to grant an easement in favour of Hydro One Networks Inc. over Part 3 on Reference Plan 57R-10548 and to authorize a grant in favour of the City of Kawartha Lakes over Part 2 on Reference Plan 57R-10548.

Section 3.00: Effective Date

- 3.01 **Effective Date:** This By-law shall come into force and take effect on the date it is finally passed by Council.

By-law read a first, second and third time, and finally passed, this 12th day of September, 2017.

Andy Letham, Mayor

Ron Taylor, Acting City Clerk