

The Corporation of the City of Kawartha Lakes

By-Law 2020-

A By-Law to Authorize the Sale of Municipally Owned Property Legally Described Block D, Plan 386, in the Geographic Township of Somerville, City of Kawartha Lakes Designated as Parts 2 and 3 on Plan 57R-10763 Being Part of PIN: 63119-0232 (LT) and to Repeal and Replace By-law 2019-151

Recitals

1. The Subject Property was declared to be surplus to municipal needs and its sale was approved by City Council on the 19th day of March, 2019 by the adoption of Report RS2019-016 by CW2019-070.
2. The legal description of the Subject Property can be found at Schedule "A".
3. Notice of the intention of City Council to pass this by-law was given by notice duly published in the Kawartha Lakes This Week newspaper in the City of Kawartha Lakes on the 14th, 21st and 28th days of February, 2019, in accordance with the provisions of the *Municipal Act* and By-Law 2010-118, as amended.
4. The proposed by-law came before Council for consideration at its regular meeting on the 17th day of November, 2020 at 1:00 p.m. and at that time no person objected to the proposed by-law nor claimed that his land would be prejudicially affected.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020- .

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;

"Mayor" means the Chief Executive Officer of 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

- 2.01 **Sale:** Block D, Plan 386, in the Geographic Township of Somerville, City of Kawartha Lakes Designated as Parts 2 and 3 on Plan 57R-10763 being Part of PIN: 63119-0232 (LT) is hereby authorized to be sold to the Kenneth and Cheryl Cowling for Seven Hundred and Forty-Seven Dollars (\$747.00), plus HST, if applicable, plus the cost of the reference plan, advertising, registrations, City staff time expense, legal fees and disbursements and any other costs incurred by the City in connection to this transaction.
- 2.02 **Easements:** Prior to the transfer of Subject Property described in Schedule “A” to the Kenneth and Cheryl Cowling the City of Kawartha Lakes is authorized to grant an easement in favour of Hydro One Networks Inc. over Part 2 57R-10763.

Section 3.00: Repeal

- 3.01 **Repeal:** By-Law 2019-151 is repealed.

Section 4.00 Effective Date

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

By-law read a first, second and third time, and finally passed, this day of 2020.

Andy Letham, Mayor

Cathie Ritchie, City Clerk

Schedule "A" To City of Kawartha Lakes

By-Law 2020-

Passed This Day of , 2020

Description of Land to be Conveyed To The Abutting Owners

Block D, Plan 386, in the Geographic Township of Somerville, City of Kawartha Lakes Designated as Parts 2 and 3 on Plan 57R-10763 Being Part of PIN: 63119-0232 (LT)