

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 Plan 152, in The Geographic Township of Manvers, City of Kawartha Lakes Described as Parts 1 and 2 on Plan 57R-10596 being Part of PIN: 63260-0203 (LT) and to Authorize a Grant of Easement in favour of Hydro One Networks Inc. over Part 2 on Plan 57R-10596

Recitals

1. The subject land was declared to be surplus to municipal needs by City Council on the 24th 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 notice duly published in the Kawartha Lakes This Week newspaper in the City of Kawartha Lakes on the 9th, 16th, and 23rd days of February, 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 26th 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 24th 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 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 and Easement

- 2.01 **Sale:** Block A Plan 152, in the Geographic Township of Manvers, City of Kawartha Lakes Described as Parts 1 and 2 on Plan 57R-10596 Being Part of PIN: 63260-0203 (LT) is hereby authorized to be sold to 2085634 Ontario Limited for One Hundred Twenty-Five Thousand Dollars (\$125,000.00), plus HST, if applicable, inclusive of all additional costs associated with this transaction.
- 2.02 **Easements:** Prior to the transfer of Block A Plan 152, in the Geographic Township of Manvers, City of Kawartha Lakes Described as Parts 1 and 2 on Plan 57R-10596 Being Part of PIN: 63260-0203 (LT), the City of Kawartha Lakes is authorized to grant an easement in favour of Hydro One Networks Inc. over Part 2 on Plan 57R-10596.

Section 3.00: Effective Date

- 3.01 **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 26th day of September, 2017.

Andy Letham, Mayor

Ron Taylor, Acting City Clerk