

# **The Corporation of the City of Kawartha Lakes**

## **By-Law 2021-**

### **A By-law to Authorize the Sale of Municipally Owned Property Legally Described as Part of Lots 6 and 7, Block O, on Registered Plan No. 1, in the Geographic Town of Lindsay, City of Kawartha Lakes, described as Parts 2, 3 and 4 on Plan 57R- 10824, Being Part of PIN: 63219-0178 (LT)**

And to Authorize a Grant of Easement in Favour of Hydro One Networks Inc. over Part of Lots 6 and 7, Block O, on Registered Plan No. 1, in the Geographic Town of Lindsay, City of Kawartha Lakes, described as Part 3 on Plan 57R-10824

#### **Recitals**

1. The subject property was declared surplus to municipal needs by City Council on the 19<sup>th</sup> day of February, 2019 by the adoption of Report RS2018-012 by CR2019-160.
2. A map of the subject property can be found attached hereto as Schedule "A".
3. Notice of the intention of City Council to pass this By-Law was given by ad notice published in the Kawartha Lakes This Week newspaper in the City of Kawartha Lakes on the 17<sup>th</sup>, 24<sup>th</sup>, and 31<sup>st</sup> days of January, 2019, in accordance with the Municipal Act, 2001, and By-Law 2018-020, as amended.
4. The proposed By-Law came before Council for consideration at its regular meeting on the 14<sup>th</sup> day of December, 2021 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.
5. The sale of this land was approved by Council on the 28<sup>th</sup> day of January, 2020 by CR2020-011.

**Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2021- .**

#### **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;

**“Manager of Realty Services”** means the person who holds that position and his or her delegate(s) or, in the event of organizational changes, another person designated by Council.

**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:** The property legally described as Part of Lots 6 and 7, Block O, on Registered Plan No. 1, in the Geographic Town of Lindsay, City of Kawartha Lakes, described as Parts 2, 3 and 4 on Plan 57R-10824, Being Part of PIN: 63219-0178 (LT) is hereby authorized to be sold to Lindsay Buick Holdings Inc. for Eighty Thousand Dollars (\$80,000.00), plus HST if applicable, plus the cost of the Reference Plan, advertising, appraisal, registrations, City staff time fee, legal fees and disbursements, and any other costs incurred by the City in connection to this transaction.

**2.02 Easement:** Prior to the transfer of the property legally described as Part of Lots 6 and 7, Block O, on Registered Plan No. 1, in the Geographic Town of Lindsay, City of Kawartha Lakes, described as Parts 2, 3 and 4 on Plan 57R-10824, Being Part of PIN: 63219-0178 (LT), the City of Kawartha Lakes is authorized to grant an easement in favour of Hydro One Networks Inc. over Part of Lots 6 and 7, Block O, on Registered Plan No. 1, in the Geographic Town of Lindsay, City of Kawartha Lakes, described as Part 3 on Plan 57R-10824.

**Section 3.00: Administration and Effective Date**

**3.01 Administration of the By-law:** The Manager of Realty Services is responsible for the administration of this by-law.

**3.02 Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 14<sup>th</sup> day of December, 2021.

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Andy Letham, Mayor

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Cathie Ritchie, City Clerk

Schedule A

