

Municipal Corporation of the Township of Killaloe, Hagarty and Richards

By-Law # 61-2019

Being a By-Law to Authorize the Execution of a Development Agreement between SAMANTHA SCHLUPP and DONALD SCHLUPP, "Owner" and ROBERT DUGGAN and MARGARET DUGGAN "Proposed Future Owner" and the Township of Killaloe, Hagarty and Richards, pursuant to Sections 51.(26) and 53.(12) of the Planning Act.

WHEREAS Section 53.(12) of the Planning Act provides that the approval authority for consents has the same powers as the approval authority in granting a Plan of Subdivision under Section 51.(26) of the Planning Act;

AND WHEREAS Section 51. (26) of the Planning Act states that a Municipality or approval authority, or both, may enter into agreements Imposed as a condition to the approval of a plan of subdivision and the agreements may be registered against the land to which it applies and the Township or the approval authority, as the case may be, is entitled to enforce the provisions of it against the owner, and subject to the Registry Act and the Land Titles Act, any and all subsequent owners of the land;

AND WHEREAS the "Owner" has made an Application to the Land Division Committee for the County of Renfrew (Application B15/19) for consent pursuant to the provisions of the Planning Act, c.P.13 R.S.O. 1990 as amended;

AND WHEREAS the aforesaid applications for consent were granted by the Land Division Committee subject to certain conditions as noted in the decisions of Land Division Committee dated October 2, 2019, pursuant to Section 53(12), and 51(26) of the Planning Act, C.P.13 R.S.O. 1990 as amended;

AND WHEREAS it is necessary to enter into a Development Agreement between the "Owner", "Future Owner" and the Township to satisfy Conditions 2 and 3 in the above-noted Land Division Committee decision pursuant to Section 51(26) of the Planning Act, c. P.13, R.S.O. 1990, as amended to facilitate the Consent Application B15/19 referenced herein;

NOW THEREFORE the Council of the Corporation of the Township of Killaloe, Hagarty and Richards enacts as follows:

1. That the Mayor and CAO Clerk-Treasurer be, and they are, hereby authorized to execute an agreement between SAMANTHA SCHLUPP and DONALD SCHLUPP, "Owner" and ROBERT DUGGAN and MARGARET DUGGAN "Proposed Future Owner" and the Township of Killaloe, Hagarty and Richards in substantially the form attached hereto and marked as Schedule "A" to this by-law and to affix thereto the Corporate Seal subject to the approval of the Township Solicitor.
2. This by-law shall come into force and take effect upon the date of the final passing thereof.

READ A FIRST AND SECOND TIME THIS 17th DAY OF DECEMBER 2019.

READ A THIRD TIME AND FINALLY PASSED THIS 17th, DAY OF DECEMBER 2019.

Mayor

CAO-Clerk/Treasurer