



The Municipal Corporation of the Town of Fort Erie

By-law No. 47-2018

Being a By-law to Assume Secondary Services in the Village Creek Estates Subdivision – Phase 1, Plan 59M-347 (Puppy Hut Limited – Ed Lenchyshyn)

Whereas By-law No. 155-05 authorized the Mayor and Clerk to execute the Subdivision Agreement for the Village Creek Estates Subdivision – Phase 1; and

Whereas Section 10.8 of the Subdivision Agreement provides that municipal services shall be assumed by the Town in two stages, namely, by Council first passing an Assumption By-law for Primary Services after the Director of Infrastructure Services approves the Certificate of Final Acceptance for Primary Services, and second, an Assumption By-law for Secondary Services after the Director of Infrastructure Services approves the Certificate of Final Acceptance for Secondary Services; and

Whereas pursuant to the Subdivision Agreement the Secondary Services includes all finished streets and roadways as constructed by the Developer for the Plan of Subdivision; and

Whereas the Director of Infrastructure Services has approved the Certificate of Final Acceptance for Secondary Services for the said subdivision; and

Whereas it is deemed desirable to assume the Secondary Services installed pursuant to the Subdivision Agreement, including the highways within the Plan of Subdivision;

Now therefore the Municipal Council of the Town of Fort Erie enacts as follows:

1. **That** the following Secondary Services identified on the approved servicing plans for the Village Creek Estates Subdivision – Phase 1 registered as Plan No. 59M-347 are assumed by the Town of Fort Erie, namely:

- a) Municipal Roads (including boulevards);
- b) Driveway Aprons;
- b) Sidewalks; and
- c) Tree Planting

pursuant to the Certificate of Final Acceptance for Secondary Services dated March 12, 2018.

2. **That** the following parcels of land situated in the Town of Fort Erie are assumed as public highway:

Street
Settler's Cove Drive

Plan Number
Plan 59M-347

PIN Number
64175-0476 (LT)

Lower Coach Road
Old Mill Road

Plan 59M-347
Plan 59M-347

64175-0475 (LT)
64175-0474 (LT)

3. **That** the Clerk of the Town is authorized to effect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

Read a first, second and third time and finally passed this 26th day of March, 2018.

Mayor

Clerk

I, Carol Schofield, the Clerk, of The Corporation of the Town of Fort Erie certifies the foregoing to be a true copy of By-law No. 47-2018 of the said Town. Given under my hand and the seal of the said Corporation, this day of , 20