



# The Municipal Corporation of the Town of Fort Erie

## By-law No. 42-2020

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### Being a By-law to Assume Secondary Services in the Village Creek Subdivision - Phase 2, Stage 1, Plan 59M-390 (800547 Ontario Limited – Debra Hill)

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**Whereas** By-law No. 09-12 authorized the Mayor and Clerk to execute the Subdivision Agreement for the Village Creek Subdivision – Phase 2; 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 certain 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 Subdivision – Phase 2, Stage 1 registered as Plan No. 59M-390 are assumed by the Town of Fort Erie, namely:
  - a) Municipal Roads;
  - b) Driveway Aprons;
  - c) Sidewalks; and
  - d) Tree Plantings,

pursuant to the Certificate of Final Acceptance for Secondary Services dated March 17, 2020.

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

<u>Street</u>	<u>Plan Number</u>	<u>PIN Number</u>
<b><i>Lower Coach Road</i></b>	<b><i>59M-390</i></b>	<b><i>64175-0587 (LT)</i></b>
<b><i>Part of Village Creek Drive</i></b>	<b><i>59M-390</i></b>	<b><i>Part of PIN</i></b>
<b><i>(commencing at Old Mill Road, westerly to a point approximately 47 metres from the commencement)</i></b>		<b><i>64175-0588 (LT)</i></b>

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 20<sup>th</sup> day of April, 2020.**

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Mayor

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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. 42-2020 of the said Town. Given under my hand and the seal of the said Corporation, this                      day of                      , 20