



# The Municipal Corporation of the Town of Fort Erie

## By-law No. 115-2020

---

### Being a By-law to Authorize Entry into A Development Agreement with Olayinka Sogbesan and Enitan Adedolapo Sogbesan 1577 Royal York Road

---

**Whereas** By-law No. 539-75 was passed by the Municipal Council of the Town of Fort Erie on November 24, 1975, to adopt a Policy Governing the Construction of Existing Unopened Municipal Streets and Roads in the Town of Fort Erie; and

**Whereas** Olayinka Sogbsan and Enitan Adedolapo Sogbesan (the "Developers") intend to erect a dwelling on the property known municipally as 1577 Royal York Road and in order to access the property, the Developers must improve the existing unopened road allowance; and

**Whereas** the Director of Infrastructure Services has determined that the frontage of the Developers' land is in excess of what is required for Municipal road purposes at this time and has agreed to allow the Developers to improve the existing unopened road allowance only as far as is required by the Developers to access their property at this time provided that the Developers enter into a Development Agreement with the Town, which agreement shall be registered on title to the Developers' lands to confirm the requirements of the road improvements and drainage systems and shall include a provision that should future development occur in the area and it be determined by the Town that the remaining road frontage must be improved, that the Developers would be responsible for payment of 50% of the total costs of the road improvement to the east limit of their frontage; and

**Whereas** it is deemed desirable to enter into a Development Agreement with Olayinka Sogbesan and Enitan Adedolapo Sogbesan for the above-mentioned purposes;

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

- 1. That** the entry into a Development Agreement with Olayinka Sogbesan and Enitan Adedolapo Sogbesan, to satisfy the requirements of the Director of Infrastructure Services with respect to road improvements and drainage systems and include a provision that should future development occur in the area and it be determined by the Town that the remaining road frontage must be improved, that the Developers would be responsible for payment of 50% of the total costs of the road improvement from the limit of the newly constructed road to the eastern property limit, is authorized and approved subject to Olayinka Sogbesan and Enitan Adedolapo Sogbesan first satisfying the provisions of the Development Agreement which are required to be satisfied prior to execution of the Development Agreement.
- 2. That** the Mayor and Clerk are authorized and directed to execute the Development Agreement, in a form satisfactory to the Chief Administrative Officer and the Director of Infrastructure Services, and to affix the corporate seal thereto.

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 16<sup>th</sup> day of November, 2020.**

---

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.115 -2020 of the said Town. Given under my hand and the seal of the said Corporation, this                      day of                      , 20