



# The Municipal Corporation of the Town of Fort Erie

## By-law No. 66-2022

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### **Being a By-law to Authorize the Entry into a Community Benefits Agreement Pursuant to Section 37 of the *Planning Act* with Cengar Developments Inc. and Cengar Developments LP (Anthony Di Battista and Sebastian Mizzi) 7 Central Avenue and a portion of 100-1 Queen Street**

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**Whereas** at the Council-in-Committee meeting held June 13, 2022, the Municipal Council of the Town of Fort Erie considered and approved Report No. PDS-37-2022, as amended, authorizing the amendments to the Town's Official Plan adopted by By-law No. 150-06 and Zoning By-law No. 129-90, as amended, and further authorizing the entry into a Community Benefits Agreement pursuant to Section 37 of the *Planning Act*, R.S.O. 1990, c. P.13, with Cengar Developments Inc. and Cengar Developments LP, for the lands municipally known as 7 Central Avenue and a portion of 100-1 Queen Street, upon the terms and conditions outlined in Appendix "7", as amended, of Report PDS-37-2022, to provide for an additional cash contribution of \$40,000 for the additional 30 dwelling units, bringing the total contribution to \$190,000; and

**Whereas** it is deemed desirable to enter into a Community Benefits Agreement pursuant to Section 37 of the *Planning Act* with Cengar Developments Inc. and Cengar Developments LP, for the lands municipally known as 7 Central Avenue and a portion of 100-1 Queen Street, upon the terms and conditions outlined in Appendix "7", as amended, of Report No. PDS-37-2022;

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

1. **That** entry into a Community Benefits Agreement pursuant to Section 37 of the *Planning Act* with Cengar Developments Inc. and Cengar Developments LP, for the lands municipally known as 7 Central Avenue and a portion of 100-1 Queen Street, upon the terms and conditions outlined in Appendix "7", as amended, of Report No. PDS-37-2022, in a form satisfactory to the Town Solicitor, is approved and authorized.
2. **That** the Mayor and Clerk are authorized to execute the Community Benefits Agreement entered into pursuant to Section 37 of the *Planning Act*, 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 20<sup>th</sup> day of June, 2022.**

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Mayor

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Clerk

I, Carol Schofield, Clerk of The Corporation of the Town of Fort Erie, certify the foregoing to be a true copy of By-law No. 66-2022 of the said Town. Given under my hand and the seal of the said Corporation, this                      day of                      , 20

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