

THIS AGREEMENT made this 16th day of November, 2015

BETWEEN:

937776 ONTARIO INC.

M & J HOMES – MIKE HASSANI

Hereinafter called the "Developer"

OF THE FIRST PART

- and -

THE CORPORATION OF THE TOWN OF PELHAM

Hereinafter called the "Town"

OF THE SECOND PART

WHEREAS the subdivision agreement executed on August 12, 2013 was registered against the respective property's title;

AND WHEREAS on November 16, 2015 the Council of the Corporation of the Town of Pelham enacted By-law No. 3685 (2015) to remove clause 8 (a) (vi) from the executed subdivision agreement;

AND WHEREAS subsection 51(26) of the *Planning Act* permits the registration of this Agreement against the lands to which it applies;

NOW THEREFORE THIS AGREEMENT WITNESS that the parties agree as follows.

1.

That clause 8 (a) (vi):

"to construct a paved temporary emergency access and 1.5 metre walkway at the terminus of Tanner Drive through Lot 6 to connect to Pelham Street until such time as the permanent access to Marylea Street is constructed"

be removed from the executed subdivision agreement.

IN WITNESS WHEREOF THE Parties hereto have executed this Agreement as of the date and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF:

) **937776 ONTARIO INC.**
) **M & J HOMES – MIKE HASSANI**
)
) Print Name: Mike Hassani
)
)
) Signature: [Signature]
) I have authority to bind the Corporation.
)
)
) **THE CORPORATION OF THE TOWN OF**
) **PELHAM**
)
) [Signature]
) Dave Augustyn, Mayor
)
) [Signature]
) Nancy J. Bozzato, Clerk

AMENDMENT
TO THE
RITTENHOUSE SUBDIVISION AGREEMENT
937776 ONTARIO INC.
M & J HOMES – MIKE HASSANI
AND
THE CORPORATION OF THE TOWN OF PELHAM
(SUBDIVISION FILE NO. 26T19-0201)