

THE CORPORATION OF THE
T O W N O F P E L H A M

BY-LAW NO. 3785 (2016)

Being a by-law to authorize the execution of a subdivision agreement with Fonthill Gardens Inc. and the Corporation of the Town of Pelham— Village of East Fonthill Subdivision.

**Fonthill Gardens Inc. and the Corporation of the Town of Pelham
File No. 26T19-01014**

WHEREAS at the Council meeting held on September 19, 2016 the Municipal Council of the Town of Pelham approved the Report Regarding the Execution of the Village of East Fonthill Subdivision Agreement, authorizing the entry into a Subdivision Agreement with Fonthill Gardens Inc. and the Corporation of the Town of Pelham (the ‘Developer’) detailing certain land conveyances, payments and dedications, and the conditions whereby development can occur; and,

WHEREAS it is deemed desirable to enter into a Subdivision Agreement for Village of East Fonthill Subdivision Agreement with Fonthill Gardens Inc. and the Corporation of the Town of Pelham in order to control development of lands as described in Schedule ‘A’ of the Subdivision Agreement which is attached hereto and forms part of this by-law;

NOW THEREFORE the Municipal Council of the Town of Pelham hereby enacts as follows:

1. **THAT** provided Fonthill Gardens Inc. and the Corporation of the Town of Pelham first satisfies the requirements mentioned in the Agreement attached to and forming part of this by-law that are to be satisfied prior to or at the time of execution of the Agreement by Fonthill Gardens Inc. and the Corporation of the Town of Pelham, then the Mayor and Clerk are authorized to execute the Subdivision Agreement annexed hereto and once executed by all parties, the Agreement shall be registered upon the title to the lands described in Schedule ‘A’ of the said agreement.

2. **THAT** the conveyances, payments, and dedications required by the said Subdivision Agreement, are authorized and approved.
3. **THAT** the Mayor and Clerk be and they are hereby authorized and directed to execute the Subdivision Agreement attached to and forming part of this by-law.
4. **THAT** in the event minor modifications to the Subdivision Agreement are necessary to effect the intent herein, the Clerk of the Town of Pelham is hereby authorized to complete same in consultation with the Town Solicitor.

ENACTED, SIGNED AND SEALED THIS
19th DAY OF SEPTEMBER, 2016 A.D.

MAYOR DAVE AUGUSTYN

CLERK NANCY J. BOZZATO