

THE CORPORATION OF THE
T O W N O F P E L H A M
BY-LAW #514 (1979)

Being a by-law to authorize the Mayor and Clerk
to execute an agreement with Bra Jan Investments
Limited.

WHEREAS Council deems it desirable to enter into an
agreement with Jack Jacobsen Construction Company Limited (owned
by Bra Jan Investments Limited) for the purpose of constructing
a Photo Shack in the Fonthill Shopping Centre;

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE TOWN
OF PELHAM ENACTS AS FOLLOWS:

- (1) THAT the agreement attached hereto be made part of
this by-law between the Corporation of the Town of Pelham and
Jack Jacobsen Construction Company Limited (owned by Bra Jan
Investments Limited) be and the same is hereby approved.
- (2) THAT the Mayor and Clerk be and each of them is hereby
authorized and instructed on behalf of the Corporation to execute
the said agreement and the Clerk is hereby authorized to affix
the Corporate Seal thereto.

READ A FIRST, SECOND AND THIRD TIME
AND FINALLY PASSED BY COUNCIL THIS
26th. DAY OF FEBRUARY, 1979 A.D.



MAYOR



CLERK

THIS AGREEMENT made in triplicate this
-day of December, 1978

BETWEEN:

THE CORPORATION OF THE TOWN OF PELHAM
a municipal corporation
HEREINAFTER CALLED "THE TOWN"
OF THE FIRST PART

AND:

JACK JACOBSEN CONSTRUCTION COMPANY LIMITED
owned by Bra-Jan Investments Limited
HEREINAFTER CALLED "THE OWNER"
OF THE SECOND PART

1. DEFINITIONS in this Agreement shall be the same
as contained in the original site plan agreement.

2. WHEREAS the Owner is desirous of constructing on
the said site a "Photo Shack" which is not contained in the original
site plan agreement between the parties;

AND WHEREAS the Town wishes to study the proposal;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in
consideration of the sum of One Dollar (\$1.00) now paid by the Owner
to the Town, the receipt whereof is hereby acknowledged, the Parties
hereto mutually covenant and agree as follows:

(1) The Town agrees to permit temporarily the building
known as the "Photo Shack" to be completed in its portable condition
and connected to an overhead power supply to be occupied temporarily.

(2) The Owner agrees to submit an application, in writing,
to amend the site plan agreement between the parties that would permit the
installation of such a "Photo Shack".

(3) The Owner agrees to either remove or relocate the
building known as the "Photo Shack" at no expense to the Town to such
location as agreed to by the two parties to this agreement.

(4) All other provisions of the site plan agreement
between the parties remain unchanged.

IN WITNESS whereof the parties hereto have hereunto
affixed their corporate seals under the hands of their officers duly
authorized in that behalf.

THE CORPORATION OF THE TOWN OF PELHAM

MAYOR

CLERK

BRA-JAN INVESTMENTS LIMITED

PER:

PER: