

# The Corporation of the Municipality of Brockton



## By-Law 2020-078

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### Being a By-Law to Amend the Walker West Estates Inc. Subdivision Agreement By-Law for the Municipality of Brockton

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**Whereas** the *Municipal Act S.O. 2001, c 25, Section 5(3)*, as amended provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9, shall be exercised by By-Law;

**And Whereas** Section 51(26) of the *Planning Act, R.S.O. 1990* provides that a municipality or approval authority, or both, may enter into agreements imposed as a condition to the approval of a plan of subdivision and the agreements may be registered against the land to which it applies and the municipality or the approval authority, as the case may be, is entitled to enforce the provisions of it against the owner and, subject to the Registry Act and the Land Titles Act, any and all subsequent owners of the land;

**And Whereas** Walker West Estates Inc. wishes to enter into a Subdivision Agreement with the Municipality of Brockton to provide for the development of a Subdivision (Walker West Estates) legally described as PCL 21-1 SEC CON 1 SDR TWP Brant; PT LT 21 CON 1 SDR BRANT PT 1, 2, 3, & 4 3R5553; S/T ROW, DESCRIBED IN INSTRUMENT R82227 IN FAVOUR OF BELL CANADA IN, OVER, ALONG AND UPON PT OF SAID LT 21 DESIGNATED AS PT 2, 3R5553, S/T LT44950; MUNICIPALITY OF BROCKTON and bearing parcel identifier number 33198-0008;

**And Whereas** the Council for The Corporation of the Municipality of Brockton entered into a Subdivision Agreement with Walker West Estates Inc. for the for the development of a Subdivision in the Municipality of Brockton, formerly in the Town of Walkerton, County of Bruce, Province of Ontario on May 26, 2020 as per By-Law 2020-064 and is desirous in amending the Subdivision Agreement with Walker West Estates Inc.;

**Now Therefore** the Council of The Corporation of the Municipality of Brockton enacts as follows:

- 1.0 That the Council for The Corporation of the Municipality of Brockton hereby authorizes amending the Subdivision Agreement with Walker West Estates Inc. for the development of a Subdivision in the Municipality of Brockton, formerly in the Town of Walkerton, County of Bruce, Province of Ontario, a copy of which amended Subdivision Agreement is attached as Schedule "A" hereto and forming part of this By-Law.
- 2.0 That the Mayor and Clerk are hereby authorized and directed to fully execute the amended Subdivision Agreement attached hereto and forming a part of this By-law and any documents related to the agreement, or to the registration of the agreement in the Land Registry Office, and to affix the Corporate Seal thereon upon receipt of all necessary documentation and securities.
- 3.0
- 4.0 That By-Law 2020-064 be hereby amended.
- 5.0 This By-Law shall come into full force and effect upon final passage.

This By-Law may be cited as the "Amend Walker West Estates Inc. Subdivision Agreement By-Law".

**Read, Enacted, Signed and Sealed this 23rd day of June, 2020.**

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Mayor – Chris Peabody

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Clerk – Fiona Hamilton