



The Municipal Corporation of the Town of Fort Erie

By-law No. 31-2017

Being a By-law to Authorize the Entry into a Lease Agreement with 1322977 Ontario Inc. (Steve & Nada Sustic) for Parking Purposes (Palmwood Hotel – Crystal Beach Waterfront Park)

Whereas the lands described as part of Water Lot 4, Plan 544 Bertie; Fort Erie, and part of the Private Entrance to Lots Plan 410 Bertie aka Front Avenue; Fort Erie forms part of the Town's facility known as "Crystal Beach Waterfront Park" (the "parking area"); and

Whereas 1322977 Ontario Inc. (the "Owner") owns abutting lands to the east described as Lots 11 & 12, Plan 410 Bertie; Fort Erie, municipally known as 3823 Terrace Lane; and

Whereas the Town of Fort Erie entered into a Lease Agreement dated July 17, 2001 with the Owner's predecessors, Stjepan (Steve) Sustic and Nada Sustic, for the parking area, having an expiry date of July 16, 2021; and

Whereas the Owner is desirous of entering into a new Lease Agreement for the parking area with a new term of 20 years;

Whereas Report No. PDS-17-2017 was considered at the Council-in-Committee Meeting held on March 6, 2017 and subsequently approved by Council, to enter into a new Lease Agreement with the Owner; and

Whereas it is deemed desirable to enter into a new Lease Agreement with a 20 year term;

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

1. **That** the entry into a Lease Agreement with 1322977 Ontario Inc. for the provision of parking in a designated area of the Town's facility known as "Crystal Beach Waterfront Park", for a term of twenty (20) years, and in a form acceptable to the Town Solicitor, is authorized and approved.
2. **That** the Mayor and Clerk are authorized and directed to execute the said Lease Agreement and 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 27th day of March, 2017.

Mayor

Clerk

I, Laura Bubanko, the Clerk, of The Corporation of the Town of Fort Erie certifies the foregoing to be a true copy of By-law No. 31-2017 of the said Town. Given under my hand and the seal of the said Corporation, this day of , 20