



The Municipal Corporation of the Town of Fort Erie

By-law No. 39-2018

Being a By-law to Authorize the Sale of Lots 329 & 330 (Bidwell Parkway), Lot 332, Lots 335 & 336 (Delaware Avenue), Plan 469 and Lots 427 to 431 (Lafayette Avenue), Plan 480 to Joseph Kenyeres & Kelly Ann Wales

Whereas By-law No. 60-2017 establishes a policy for the sale of land owned by The Corporation of the Town of Fort Erie (the "Policy"); and

Whereas Report No. PDS-02-2018 was considered at the Council-in-Committee Meeting held on January 15, 2018, and subsequently approved by Council to authorize the sale of Lots 329 & 330, Lot 332, Lots 335 & 336, Plan 469 and Lots 427 to 431, Plan 480, for the appraised value of \$33,400.00 plus HST, subject to Lots 429 to 431, Plan 480 being required to merge with the lands municipally known as 607 Delaware Avenue and Lots 329 & 330, Lot 332, Lots 335 & 336, Plan 469, Lots 427 & 428, Plan 480 being required to merge with the purchasers' lands to the south under separate title; and

Whereas it is deemed desirable to enter into an Agreement of Purchase and Sale with Joseph Kenyeres and Kelly Ann Wales, for the sale of the said lands;

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

1. **That** the entry into an Agreement of Purchase and Sale with Joseph Kenyeres and Kelly Ann Wales (the "purchasers") in the amount of \$33,400.00 for the lands described as Lots 329 & 330, Lot 332, Lots 335 & 336, Plan 469 and Lots 427 to 431, Plan 480, Bertie; Fort Erie, and being all of PINs 64467-0099 (LT), 64467-0100 (LT), 64467-0101 (LT), 64467-0104 (LT), 64467-0107 (LT) and 64467-0108 (LT), in a form satisfactory to the Town Solicitor, is authorized and approved, subject to Lots 429 to 431, Plan 480 merging with the purchasers' lands municipally known as 607 Delaware Avenue and Lots 329 & 330, Lot 332, Lots 335 & 336, Plan 469, Lots 427 & 428, Plan 480 merging with the purchasers' lands to the south under separate title, and the purchasers being responsible for all associated costs.
2. **That** the Town Solicitor, or in his absence, the Chief Administrative Officer or his designate, is authorized and directed to execute the Agreement of Purchase and Sale and all other documentation necessary to complete the transaction, and to affix the corporate seal thereto.
3. **That** the proceeds from the sale shall be credited to the Major Capital Expenditure Reserve Fund of The Corporation of the Town of Fort Erie.

4. **That** this by-law shall expire one (1) year from the date of passage if the purchasers have not completed the transaction.
5. **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 19th day of March, 2018.

Mayor

Clerk

I, Carol Schofield, the Clerk, of The Corporation of the Town of Fort Erie certifies the foregoing to be a true copy of By-law No. 39-2018 of the said Town. Given under my hand and the seal of the said Corporation, this day of , 20
