



# The Municipal Corporation of the Town of Fort Erie

## By-law No. 142-2021

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### Being a By-law to Assume Secondary Services in the Dominion Woods Subdivision – Phase 1 (Plan 59M-375) (Dominion Woods Inc. – Mark Basciano)

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**Whereas** By-law No. 106-07 authorized the Mayor and Clerk to execute the Subdivision Agreement for the Dominion Woods Subdivision – Phase 1; and

**Whereas** Section 10.8 of the Subdivision Agreement provides that municipal services shall be assumed by the Town in two stages, namely, by Council first passing an Assumption By-law for Primary Services after the Director of Infrastructure Services approves the Certificate of Final Acceptance for Primary Services, and second, an Assumption By-law for Secondary Services after the Director of Infrastructure Services approves the Certificate of Final Acceptance for Secondary Services; and

**Whereas** pursuant to the Subdivision Agreement the Secondary Services includes all finished streets and roadways as constructed by the Developer for the Plan of Subdivision; and

**Whereas** the Director of Infrastructure Services has approved the Certificate of Final Acceptance for Secondary Services for the said subdivision; and

**Whereas** it is deemed desirable to assume the Secondary Services installed pursuant to the Subdivision Agreement;

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

1. **That** the following Secondary Services identified on the approved servicing plans for the Dominion Woods Subdivision – Phase 1 registered as Plan No. 59M-375 are assumed by the Town of Fort Erie, namely:
  - a) Municipal Roads, including boulevards;
  - b) Driveway Aprons;
  - c) Sidewalks, Pedestrian Walkways and Foot Paths; and
  - d) Fencing and Landscaping, excluding Storm Water Management Ponds (no Storm Water Management Ponds in Subdivision),

pursuant to the Certificate of Final Acceptance for Secondary Services dated October 28, 2021.

2. **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 22<sup>nd</sup> day of November, 2021.**

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Mayor

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Clerk

I, Carol Schofield, Clerk of The Corporation of the Town of Fort Erie, certify the foregoing to be a true copy of By-law No. 142-2021 of the said Town. Given under my hand and the seal of the said Corporation, this                      day of                      , 20