



The Municipal Corporation of the Town of Fort Erie

By-law No. 34-2023

Being a By-law to Authorize the Sale of Part of the Sixth Street Road Allowance and Part of the Abutting Lane on Plan 519 to 2717041 Ontario Inc. (Vijaykumar Patel)

Whereas Report No. PDS-79-2022 was considered and approved at the Regular Council meeting held on December 12, 2022, to authorize the sale of Sixth Street Plan 519; Fort Erie, being all of PIN 64220-0126 (LT) and part of Lanes Plan 519; Fort Erie, designated as Part 1 on Reference Plan 59R-17514, being part of PIN 64220-0120 (LT), for the appraised value of \$330,000, plus HST, to 2717041 Ontario Inc., subject to the Lands legally merging in title with the Purchaser's abutting lands known municipally as 315 and 0-350 Garrison Road and further subject to the condition that the Purchaser obtain Conditional Site Plan Approval for the proposed Common Elements Condominium, before closing, and building permits being applied for, on or before closing, as outlined in the said Report; and

Whereas it is deemed desirable to enter into an Agreement of Purchase and Sale with 2717041 Ontario Inc. 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 2717041 Ontario Inc. (the "Purchaser") for the lands legally described as Sixth Street, Plan 519, Village of Fort Erie, Chestnut Street (formerly Sixth Street aka Brook Street) south of Walden Boulevard; Fort Erie, being all of PIN 64220-0126 (LT); and Part of Lanes, Plan 519, Village of Fort Erie, between Erie Street and Mather Boulevard; Fort Erie, designated as Part 1 on Reference Plan 59R-17514, being part of PIN 64220-0120 (LT) (the "Lands"), in the amount of \$330,000 plus HST, in a form satisfactory to the Town Solicitor, is authorized and approved, subject to the Lands legally merging in title with the Purchaser's abutting lands known municipally as 315 and 0-350 Garrison Road and further subject to the Purchaser obtaining Conditional Site Plan Approval for the proposed Common Elements Condominium, before closing, and building permits being applied for, on or before closing, and the Purchaser being responsible for all associated costs.
2. **That** the Chief Administrative Officer 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 on August 15, 2023, if the purchaser has not completed the transaction.

5. **That** the Clerk of the Town is authorized to affect 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 February, 2023.

Mayor

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. 34-2023 of the said Town. Given under my hand and the seal of the said Corporation, this day of , 20 .
