



The Municipal Corporation of the Town of Fort Erie

By-law No. 93-2023

Being a By-law to Authorize the Entry into an Encroachment Agreement with 2550663 Ontario Inc. (Greg Walker) - Owner 214 Courtwright Street

Whereas at the Regular Council meeting held on April 24, 2023, Council considered and approved Report No. PDS-37-2023, recommending the approval of a combined Official Plan and Zoning By-law Amendment for the lands known municipally as 214 Courtwright Street, subject to the approval of the encroachment of two parking spaces on the Town's municipal road allowance appurtenant to 214 Courtwright Street and entering into an Encroachment Agreement; and

Whereas By-law No. 89-07, as amended, establishes a policy for encroachments on municipal road allowances ("the Municipal Road Allowance Encroachment Policy"); and

Whereas in accordance with the Municipal Road Allowance Encroachment Policy, the Town's Land Committee has reviewed and deliberated on the request to permit the encroachment relative to 214 Courtwright Street and recommends the entry into an Encroachment Agreement in relation thereto, subject to the Owner being responsible for all associated costs; and

Whereas it is deemed desirable to enter into an Encroachment Agreement with 2550663 Ontario Inc. for the property located at 214 Courtwright Street;

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

- 1. That** the entry into an Encroachment Agreement with 2550663 Ontario Inc. to permit the encroachment of two parking spaces onto the municipal road allowance appurtenant to 214 Courtwright Street, in a form acceptable to the Town's Solicitor, is authorized and approved, subject to the Owner being responsible for all associated costs and fees.
- 2. That** the Mayor and Clerk are authorized and directed to execute the Encroachment Agreement and any other documents necessary to implement the intent of this By-law, and to affix the corporate seal thereto.
- 3. 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 29th day of May, 2023.

Mayor

Deputy Clerk