



The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 114-2005

BEING A BY-LAW TO AUTHORIZE THE ACCEPTANCE OF LANDS FROM WILLIAM GEORGE HALVORSON – RIDGE ROAD NORTH

WHEREAS William George Halvorson is the owner of lands described as Part of Lots 22 and 23 Concession 3 Lake Erie, Part of the Road Allowance between Lots 22 and 23, Concession 3 Lake Erie, closed by BB93185, Bertie, now in the Town of Fort Erie, designated as Part 1 on Reference Plan 59R-3667, being all of PIN 64194-0033(LT), municipally known as 811 Ridge Road North, Fort Erie, and

WHEREAS the Owner has agreed to purchase Part of Lots 22 and 23 Concession 3 Lake Erie, Part of the Road Allowance between Lots 22 and 23, Concession 3 Lake Erie, closed by BB93185, Bertie, now in the Town of Fort Erie, designated as Parts 1 and 3 on Reference Plan 59R-12721, being Part of PIN 64194-0032(LT), from Mervyn Ross Bearss, Michelle Bearss and Ross Floyd Bearss, said lands being the subject of Application for Consent File No. B72/04 F.E., and

WHEREAS Part 1 on Reference Plan 59R-3667, known municipally as 811 Ridge Road North, Fort Erie, was created by Consent Application File No. B563/78; and

WHEREAS the Committee of Adjustment of the Town of Fort Erie require as a condition of approval of Application for Consent File No. B72/04 F.E. that Parts 1 and 3 on Reference Plan 59R-12721 merge in title with the Owner's property, being Part 1 on Reference Plan 59R-3667, and

WHEREAS in order to effect the merging of the two parcels the previous Consent granted for Part 1 on Reference Plan 59R-3667 must be nullified so as to create one parcel consisting of Parts 1 and 3 on Reference Plan 59R-12721 and Part 1 on Reference Plan 59R-3667 save and except Part 4 on Reference Plan 59R-12721, and

WHEREAS in order to accommodate the termination of the severed parcel, it is deemed desirable to accept a conveyance from William George Halvorson of part of Lot 22, Concession 3, Lake Erie, Bertie, now in the Town of Fort Erie, designated as Part 4 on Reference Plan 59R-12721, and

WHEREAS the Town of Fort Erie is in receipt of the Transfer/Deed of Land for the aforesaid conveyance;

NOW THEREFORE the Municipal Council of The Corporation of the Town of Fort Erie hereby enacts as follows:

1. **THAT** the conveyance of lands from William George Halvorson to the Corporation of the Town of Fort Erie composed of part of Lot 22, Concession 3, Lake Erie, Bertie, now in the Town of Fort Erie, designated as Part 4 on Reference Plan 59R-12721 in the amount of \$1.00 in order to accommodate the termination of a severance be and it is hereby authorized and approved.

2. **THAT** the Mayor and the Clerk be and they are hereby authorized and directed to execute any documentation necessary to complete this transaction.
3. **THAT** the Solicitor acting on behalf of William George Halvorson shall deliver to the Clerk of The Corporation of the Town of Fort Erie a letter of unqualified certification of title stating that the Town has a good and valid title to such lands, free and clear of all liens, claims and encumbrances.
4. **THAT** the preparation and registration of the Transfer/Deed of Land shall be at the sole expense of the Owner.
5. **THAT** pursuant to the provisions of Section 227 of the *Municipal Act*, 2001 the Clerk of the Town of Fort Erie is hereby authorized to affect any minor modifications or corrections to the by-law of a descriptive, administrative, numerical or grammatical nature as may be deemed necessary after passage of this by-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 20TH DAY OF JUNE, 2005.



MAYOR



CLERK

I, the Clerk, Carolyn J. Kett, of The Corporation of the Town of Fort Erie hereby certify the foregoing to be a true certified copy of By-law No. 114-05 of the said Town. Given under my hand and the seal of the said Corporation this day of _____, 2005.
