



The Municipal Corporation of the Town of Fort Erie

By-law 130-2023

Being a By-law to Authorize the Execution of an Assumption Agreement for South Coast Village Phase 2 – Block 2 with Marz Homes (Crystal Beach) Inc. – Dan Gabriele

Whereas PDS-35-2021 was considered and approved at the Council-in-Committee meeting held May 10, 2021 authorizing the approval of the South Coast Phase 2 Draft Plan of Standard Condominium, subject to, interia alia, the Condominium Corporation entering into an Assumption Agreement with the Town immediately following registration of the Condominium Plan; and

Whereas the Condominium Plan was registered on August 4, 2023 as Niagara South Standard Condominium Plan No. 193;

Whereas it is deemed desirable to enter into an Assumption Agreement for the South Coast Village Phase 2 – Block 2 Plan of Condominium with Niagara South Comment Element Condominium Corporation No. 193 and Marz Homes (Crystal Beach) Inc. in order to control the development of the lands;

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

- 1. That** the entry into an Assumption Agreement with Niagara South Standard Condominium Corporation No. 193 and Marz Homes (Crystal Beach) Inc., in a form satisfactory to the Town's solicitor, is authorized and approved.
- 2. That** the Mayor and Clerk are authorized and directed to execute the said Assumption Agreement and affix the corporate seal thereto, and all other documentation necessary to effect the terms and conditions of the said Agreement.
- 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 28th day of August, 2023.

Mayor

Deputy Clerk