



The Corporation of the Town of Fort Erie By-law 86-2024

Being a By-law to Assume the Stormwater Management Facility for South Coast Village Subdivision, Phase 2 (Plan 59M-430) Marz Homes (Crystal Beach) Inc. – Dan Gabriele

Whereas By-law No. 26-2016 authorized the Mayor and Clerk to execute the Subdivision Agreement for the South Coast Village Subdivision, Phase 2; 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 Stormwater Management Facility has been constructed, adequately landscaped, and maintained by the Developer; and

Whereas the Town has received the certification from the Engineering Consultant confirming that the stormwater facility has been constructed, adequately landscaped, and maintained in accordance with the approved and certified design for Phase 2 of the said subdivision; and

Whereas it is deemed desirable to assume the Stormwater Management Facility for Phase 2 of the said subdivision;

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

1. **That** the following Secondary Services identified on the approved servicing plans associated with the Subdivision registered as Plan 59M-430 are assumed by the Town of Fort Erie, namely:
 - a) The Stormwater Management Facility (Block 1); and
 - b) Fencing surrounding the Stormwater Management Facility (*Block 1*),pursuant to the Certificate of Final Acceptance.
2. **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 26th day of August 2024.

Mayor

Clerk