



The Corporation of the Town of Fort Erie By-law 75-2025

Being a By-law to Assume Primary Services for The Oaks at Six Mile Creek Subdivision Phases 1, 2, & 3 (Plan 59M-455) (Westwind Niagara Developments Inc. – Alfred Beam)

Whereas By-law 134-2017, as amended by By-law 59-2020, authorized the execution of a Subdivision Agreement and Amending Subdivision Agreement (collectively, the “Subdivision Agreement”) for The Oaks at Six Mile Creek Subdivision; 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, by Council subsequently passing an Assumption By-law for Secondary Services after the Director of Infrastructure Services approves the Certificate of Final Acceptance for Secondary Services; and

Whereas the Director of Infrastructure Services has approved the Certificates of Final Acceptance for Primary Services for Phases 1, 2, and 3 of the Subdivision; and

Whereas it is deemed desirable to assume the Primary Services for Phases 1, 2, and 3 of the Subdivision;

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

- 1. That** the following Primary Services identified on the approved servicing plans associated with Phases 1, 2, and 3 of the Subdivision registered as Plan 59M-455 are assumed by the Town of Fort Erie pursuant to the Certificate of Final Acceptance for Primary Services:
 - a) Water Distribution System and appurtenances;
 - b) Sanitary Service Laterals and appurtenances;
 - c) Storm Sewer main and appurtenances;
 - d) Base roads and curbs; and
 - e) Streetlight distribution system;
- 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 25th day of August 2025.

Mayor

Clerk