

# **The Corporation of the Town of Tecumseh**

## **By-Law Number 2020 - 42**

Being a by-law to execute a Site Plan Control Agreement between The Corporation of The Town of Tecumseh and Villa Pia Investments Ltd.

**Whereas** Villa Pia Investments Ltd. (Owner) owns and has developed a certain parcel or tract of lands and premises situated in the corporate limits of the Town of Tecumseh (Lands);

**And Whereas** a Site Plan Control Agreement (Original Agreement) between the Owner and The Corporation of the Town of Tecumseh (Corporation) has been entered into, an execution copy of which was registered in the Land Registry Office of Essex (No. 12) as instrument No. CE666310 on July 10, 2015;

**And Whereas** the Corporation has enacted by-laws designating the Lands as a site plan control area in pursuance of the *Planning Act of Ontario* and as a condition to the approval of the plans and drawings referred to in subsection 41(4) of the *Planning Act*, required that an agreement be entered into by virtue of subsection 41(7)(c) of the *Planning Act*;

**And Whereas** the Owner and Corporation are desirous of entering into an agreement to amend the Original Agreement;

**And Whereas** the Owner has amended the site plan and drawings for the subject lands, and the Corporation has approved the amendments, together with certain amendments to the text of the Original Agreement;

**And Whereas** under Section 5 of the *Municipal Act, 2001, S.O. 2001 c.25*, the powers of a municipality shall be exercised by its Council by by-law.

**Now Therefore the Council of The Corporation of The Town of Tecumseh enacts as follows:**

1. **That** the Mayor and Clerk be are hereby authorized and empowered on behalf of The Corporation of the Town of Tecumseh, to execute a Site Plan Control Amending Agreement between The Corporation of the Town of Tecumseh and Villa Pia Investments Ltd. dated the 12<sup>th</sup> day of May, 2020, a copy of which Site Plan Control Amending Agreement is attached hereto and forms part of this by-law and to do such further and other acts which may be necessary to implement the said Site Plan Control Amending Agreement.
2. **And That** this by-law shall come into force and take effect upon on the dated of the third and final reading thereof.

**Read** a first, second, third time and finally passed this 12th day of May, 2020.

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Gary McNamara, Mayor

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Laura Moy, Clerk