

The Corporation of the Town of Tecumseh

By-Law Number 2021-35

Being a by-law to authorize the execution of a Site Plan Control Agreement between The Corporation of the Town of Tecumseh and Skyline Real Estate Holdings (II) Inc.

Whereas Skyline Real Estate Holdings (II) Inc. (Owner) owns certain lands situated within the corporate limits of the Town of Tecumseh (Lands);

And Whereas The Corporation of the Town of Tecumseh (Corporation) has enacted a by-law designating the Lands as a site plan control area, pursuant to Section 41(2) of the *Planning Act*, R.S.O 1990, c.P.13 (Act) and amendments thereto;

And Whereas where site plan control is in effect, Section 41 of the Act states that the approval of plans by a municipal council is required prior to developments of the Lands, and that the municipality may require the Owner to enter into an Agreement with the municipality respecting certain prescribed matters;

And Whereas as a condition of agreeing to development, the Corporation has requested the Owner to enter into a Site Plan Agreement;

And Whereas the proposed development of the Lands is in accordance with the Official Zoning Plan and Zoning By-law of the Corporation as of the date of this Site Plan Control 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 hereby authorized and empowered on behalf of The Corporation of the Town of Tecumseh, to execute a Site Plan Control Agreement between The Corporation of the Town of Tecumseh and Skyline Real Estate Holdings (II) Inc. dated the 3rd day of March, 2021, a copy of which Site Plan Control 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 Agreement.
2. **And that** this by-law shall come into force and take effect upon the date of the third and final reading thereof.

Read a first, second, third time and finally passed this 11th day of May, 2021.

Gary McNamara, Mayor

Laura Moy, Clerk

