

The Corporation of the Town of Tecumseh

By-Law Number 2021-57

Being a by-law to authorize the execution of a Sewer Connection Agreement between The Corporation of the Town of Tecumseh and Riz-Cona Inc.

Whereas Riz-Cona Inc. (Owner) owns certain lands situated within the corporate limits of the Town of Tecumseh (Lands);

And Whereas in accordance with Sections 8 and 11 of the *Municipal Act, 2001, S.O. 2001 (Act)*, provides broad and specific powers to The Corporation of the Town of Tecumseh (Town) to regulate, prohibit or require persons to do things within the public utilities sphere of influence;

And Whereas the Town has constructed and commissioned certain sewer works currently located within the road allowance fronting the Lands as a service that is considered necessary and desirable for the public within the meaning of subsection 10(1) of the Act (Sewer Works);

And Whereas in order to finance the construction and commissioning of the Sewer Works, the Town will be passing a by-law under the authority granted to it under Section 391 of the Act and/or under the *Development Charges Act* to recover costs from land owners within the servicing area of the Sewer Works;

And Whereas the Owner wishes to connect to the Sewer Works in advance of the passage of the by-law and as a condition of permitting the Owner to do so, the Town has requested the Owner enter into an agreement;

And Whereas under Section 5 of the Act, 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 the Clerk be and they are hereby authorized and empowered on behalf of The Corporation of the Town of Tecumseh, to execute a Sewer Connection Agreement dated the 27th day of July, 2021, between The Corporation of the Town of Tecumseh and Riz-Cona Inc, a copy of which Sewer Connection Agreement is attached hereto and forms part of this by-law, and do such further and other acts which may be necessary to implement the said Sewer Connection Agreement.
2. **That** this By-law shall take effect as of and from the third and final reading hereof.

Read a first, second, third time and finally passed this 27th day of July, 2021.

Gary McNamara, Mayor

Laura Moy, Clerk