

The Corporation of the Town of Tecumseh

By-Law Number 2021-61

Being a by-law to authorize the execution of an Encroachment Agreement between The Corporation of the Town of Tecumseh and Kona Sushi Inc.

Whereas Kona Sushi Inc. (Kona) is the registered owner of certain lands and premises in the Town of Tecumseh;

And Whereas Kona has applied to The Corporation of the Town of Tecumseh (Corporation) for permission to create and thereafter continue one or more encroachments of the public highway known as Shawnee Road;

And Whereas Kona and the Town are desirous of entering into an Encroachment Agreement pertaining to the Kona's use of the Corporation's right of way;

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 and they are hereby authorized and empowered on behalf of The Corporation of the Town of Tecumseh, to execute an Encroachment Agreement between The Corporation of the Town of Tecumseh and Kona Sushi Inc. dated 27th day of July 2021, a copy of which Encroachment Agreement is attached as hereto and forms part of this by-law and to do so such further and other acts which may be necessary to implement the said Encroachment 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 27th day of July, 2021.

Gary McNamara, Mayor

Laura Moy, Clerk