

CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION

BY-LAW NO. 10-08-444

Being a By-Law to authorize the Sale/Disposal of Surplus Real Property no longer required for municipal purposes, being 1823 Beachburg Road in the geographic Township of Whitewater Region and the conveyance thereof.

WHEREAS the Council of the Township of Whitewater Region pursuant to the powers vested in it under section 268 of the Municipal Act, S.O. 2001 c25 as amended, authorizes the Council of every Municipality to pass By-Laws to sell or otherwise dispose of lands;

AND WHEREAS the Council of the Corporation of the Township of Whitewater Region pursuant to the powers vested in it under Section 268 have by By-Law # 01-06-32 established procedures with respect to the Sale/Disposal of Surplus Real Property; and

AND WHEREAS it is in the best interest of the Municipality to sell the subject lands which are surplus to the Municipality in accordance with a Resolution of Council which was passed at a meeting on July 8, 2009.

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION ENACTS AS FOLLOWS:

1. Pursuant to Section 268 of the Municipal Act, S.O. 2001, C45 that – 1823 Beachburg Road being Part of Caroline Street, Plan 6, lying south of Main Street, Plan 6, Geographic Village of Beachburg being Part 2 on Plan 49R-17282 in the Township of Whitewater Region being part of PIN 57207-0029(LT), hereby be sold as tendered.
2. The Mayor and CAO be and they are hereby authorized to convey the aforesaid lands, to Robert Wayne Byce, P.O. Box 361, Beachburg, Ontario, K0J 1C0 thereto, pursuant to the provisions of Section 268 of the Municipal Act in consideration of the payment by the purchaser to the Corporation of the Township of Whitewater Region, for the amount of TWENTY SIX THOUSAND DOLLARS (\$26,000.00).
3. That the Mayor and CAO be and they are hereby authorized to execute any documents necessary for the transfer of the aforesaid lands to the purchaser and affix the corporate seal of the Municipality to the Transfer/Deeds of Land for the said lands and authorized by the By-Law to be sold, and, upon receipt of the purchase price to deliver the said Transfer/Deeds of Land to the purchaser.
4. That By-Law 09-12-406 is hereby repealed.
5. That this By-Law shall come into force and take effect upon the final passing thereof.

Read a First, Second and finally passed on the third reading this 11th day of August, 2010.


for Dean Sauriol, CAO/Clerk


Mayor Donald Rathwell

R. BRUCE LEACH, Honours B.A., L.L.B.
BARRISTER, SOLICITOR AND NOTARY PUBLIC

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August 6, 2010

Corporation of the Township of Whitewater Region
P. O. Box 40
44 Main Street
Cobden, Ontario
K0J 1K0

Attention: Dean Sauriol
C.A.O.

Dear Sir:

Re: Sale to Byce
1823 Beachburg Road, Beachburg
My File No.: 2009-684

We are completing the documentation with respect to the above-noted matter and upon a review of the by-law which was passed previously and the reference plan which was registered later, we note that the description contained in Section #1 in By-law No. 09-12-406 is incorrect. The description contained in the by-law reads as follows: "1823 Beachburg Road, Plan 6, Block G, Part Lots 49 and 53 PIN 572070029 located in the Township of Whitewater Region". The correct description which should be inserted into the by-law is as follows: "**1823 Beachburg Road being Part of Caroline Street, Plan 6, lying south of Main Street, Plan 6, Geographic Village of Beachburg being Part 2 on Plan 49R-17282 in the Township of Whitewater Region being all of PIN 57207-0029(LT).**"

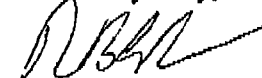
Therefore, we would ask that you please amend the by-law to show the correct description and then forward a copy of same to this office so that we can attend to the registration of same in order to complete the sale transaction.

There is also documentation ready for your signature with respect to this matter and we would ask that you please contact the office to arrange a time to sign same.

Should you have any questions or require any further information, please do not hesitate to contact this office.

Thank you.

Yours very truly,



R. BRUCE LEACH

/lr