

**THE CORPORATION OF  
TOWNSHIP OF WHITEWATER REGION**

**BY-LAW NUMBER 12-09-555**

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**A By-Law authorizing the Township to enter into a Development Agreement with Anita and Jean Paul D'Aoust**

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**WHEREAS** Anita and Jean Paul D'Aoust is the owner of PT LT 7 CON 5, Westmeath, TOWNSHIP OF WHITEWATER REGION;

**AND WHEREAS** Anita and Jean Paul D'Aoust has applied to the County of Renfrew for consent approval(s) of residential lot File Numbers B236/10 and such approval(s) dated the 28<sup>th</sup> day of June, 2012 have been granted subject to the execution and registration of a Development Agreement between the Owner and the Township be on title;

**AND WHEREAS** Section 53(12) of the Planning Act, R.S.O. 1990, c.P.13, affords council the same powers with respect to a consent as the approval authority has with respect to an approval of a plan of subdivision under Section 51 (25) of the Planning Act;

**AND WHEREAS** Section 51(26) of the Planning Act provides for the Municipality to enter into an Agreement as a condition of the approval of subdivision of a lot which Agreement may be registered on title and is enforceable by the Municipality against all subsequent purchases of the land;

**AND WHEREAS** Anita and Jean Paul D'Aoust has asked the Council of the Corporation of the Township of Whitewater Region to enter into a Development Agreement;

**NOW THEREFORE** the Council of the Corporation of the Township of Whitewater Region hereby ENACTS AS FOLLOWS:

1. **THAT** The Corporation of the Township of Whitewater Region enter into a Development Agreement with Anita and Jean Paul D'Aoust, which agreement is attached and marked as Schedule "A" to this By-law.
2. **THAT** the Council of the Township of Whitewater Region hereby authorize the execution of the Development Agreement.
3. **THAT** the Mayor and CAO/Clerk be authorized to execute the said Development Agreement together with all documents relating thereto, and further, to make such other motions as may be necessary to complete this matter.

THIS BYLAW shall come into effect upon the passing thereof and subsequent registration at the Land Registry Office for the Registry Division for the County of Renfrew.

**This By-law given FIRST and SECOND reading this 5<sup>th</sup> of September, 2012**

**This By-law read a THIRD time and finally passed this 5<sup>th</sup> day of September, 2012**

  
\_\_\_\_\_  
MAYOR

  
\_\_\_\_\_  
CAO/CLERK

SCHEDULE "A"

THIS AGREEMENT made this 5<sup>th</sup> day of September, 2012 between

**Anita D'Aoust  
and  
Jean Paul D'Aoust**  
(hereinafter referred to as the "Owner")  
- and -

**The CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION**  
(hereinafter referred to as the "Municipality")

WHEREAS the Owner is the owner of the lands described as being Pt Lot 7, Concession 5, in the geographic Township of Westmeath now in the Township of Whitewater Region in the County of Renfrew.

AND WHEREAS the Owner has applied to the County of Renfrew for consent approval for a number of severances in Pt Lot 7, Concession 5, Westmeath, Township of Whitewater Region, as described in severance application Files B236/10 and such approval haven been given on the 28<sup>th</sup> day of June, 2011 subject to certain conditions.


**AND WHEREAS** in order to Consent to your severance, Municipality requires that this agreement be registered on the title to all property owned by Owner in Pt Lot 7, Concession 5, in the Township of Westmeath;

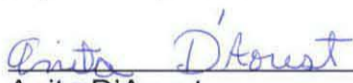
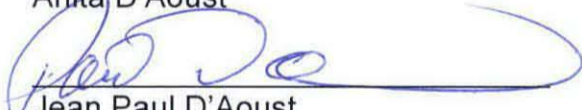
NOW THEREFORE Owner on behalf of himself and all future purchasers and transferees from Owner hereby agree to the following terms and conditions:


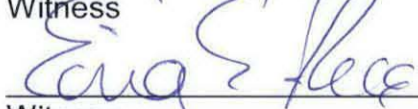
1. Familiarize and require mitigation measures as per the Ministry of Natural Resources guidelines under the Endangered Species Act for the habitat of the Blandings Turtle.



THIS AGREEMENT shall be binding on Owner and their respective heirs, executors, administrators and assigns.

Dated at Cobden, Ontario this 5<sup>th</sup> day of September, 2012

  
\_\_\_\_\_  
Witness

  
\_\_\_\_\_  
Anita D'Aoust  
  
\_\_\_\_\_  
Jean Paul D'Aoust

  
\_\_\_\_\_  
Witness  
  
\_\_\_\_\_  
Witness

**Township of Whitewater Region**  
  
\_\_\_\_\_  
Mayor  
  
\_\_\_\_\_  
CAO