



**CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY**

**BY-LAW #49-2010**

**“Being a by-law to authorize the Execution of a Tax Arrears Extension Agreement Pursuant to Section 378 of the Municipal Act, 2001”**

**WHEREAS** the property taxes for the land described in Schedule “A” attached hereto and forming part of the by-law, are four years in arrears


**AND WHEREAS** *Section 378 of the Municipal Act, 2001* provides that a municipality may by by-law authorize an extension agreement with the owner of such land to extend the period of time in which the tax arrears and penalty/interest on the land is to be paid before a tax arrears certificate is registered on the property

**NOW THEREFORE**, Council of the Corporation of the Municipality of Morris-Turnberry enacts as follows:

1. THAT an Agreement be entered into by the Corporation of the Municipality of Morris-Turnberry with the owner of the land described in Schedule “A”, to allow weekly payments of the tax arrears and penalty/interest as determined in the agreement.
2. THAT the Agreement be in substantially the same form and contain the same terms and conditions as set out in the agreement attached hereto and forming part of this by-law.
3. THAT the Mayor and Clerk be authorized to enter into this Agreement on behalf of the Corporation.
4. THAT this by-law becomes effective as of the date of the final passing thereof.

READ A FIRST, SECOND AND THIRD TIME AND PASSED this 1st day of June, 2010

  
Mayor, Dorothy Kelly

  
Clerk, Nancy Michie

**SCHEDULE "A"**

**BY-LAW #49-2010**

Roll # 40-60-490-009-01700-0000

CON 9 PT LOT 16, 40794 HOWICK-TURNBERRY RD, Municipality of Morris-Turnberry

AGREEMENT FOR PAYMENT  
OF TAX ARREARS

THIS AGREEMENT made the 18<sup>th</sup> day of May, 2010.

BETWEEN

**The Corporation of the Municipality of Morris-Turnberry**, A Municipal Corporation having its Municipal Offices in the County of Huron, (hereinafter called the "Corporation"

**The Owner of Roll No 4060 490 009 01700 0000- Henri Mathilda Poels V Sr** in the Municipality of Morris-Turnberry, in the County of Huron (hereinafter called the "Owner")

**AND WHEREAS** the Owner's land was in arrears of taxes on the 18<sup>th</sup> day of May 2010 in the amount of \$ 2890.04 for 2006 and 2007 outstanding taxes and penalty and interest.

**AND WHEREAS** under *Section 378 of the Municipal Act, 2001*, a municipality may by by-law, authorize an extension agreement be entered into by the Corporation with the Owner to allow monthly payments of the tax arrears and penalty/interest in respect of the Owner's land

**NOW THEREFORE THIS AGREEMENT WITNESSES** that, in consideration of the premises and of the covenants and obligations hereinafter contained, it is hereby agreed as follows:

1. The Corporation hereby allows weekly payments of \$400.00 beginning May 25, 2010 and ending July 13, 2010 providing the Owner is not in default hereunder.
2. Any amount in default of this agreement as of August 15, 2010 will be added to the 2010 taxes.
3. This agreement shall extend to and be binding upon and ensure to the benefit of the parties and to their respective successors and assigns.

to the Corporation:

Municipality of Morris-Turnberry  
41342 Morris Rd  
RR 4  
BRUSSELS, ON N0G 1H0

Attention: Clerk

to the Owner:

Henri Mathilda Poels V Sr  
40794 Howick-Turnberry Rd  
RR 1  
WINGHAM, ON N0G 2W0

IN WITNESS WHEREOF the Corporation has caused its Corporate seal to be affixed and attested to by its proper signing officers on that behalf, and the Owner has here to set their hand and seals as of the day and year first above written.

**SIGNED, SEALED AND DELIVERED**

In the presence of:

Kelly Tiffin

Print Name

Kelly Tiffin

Signature

This 18<sup>th</sup> day of May, 2010

**THE OWNER**

Henri Mathilda Poels V Sr  
40794 Howick-Turnberry Rd  
RR 1  
WINGHAM, ON N0G 2W0

Henri Mathilda Poels V Sr

Henri Mathilda Poels V Sr

**THE CORPORATION OF THE  
MUNICIPALITY OF MORRIS-TURNBERRY**

Approved and Authorized by...

the 18<sup>th</sup> day of May, 2010

15<sup>th</sup> June

Dorothy Kelly

Mayor, Dorothy Kelly

Nancy Michie

Clerk, Nancy Michie