THE CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY

By-law No.  16-2012

Being a by-law to authorize an agreement
for the Demolition of the Residence “located at Lot 16 Concession 8 Turnberry Ward”
in the Municipality of Morris-Turnberry, County of Huron.

WHEREAS, Section 33 (6) of the Planning Act, R.S.O. 1990, c.P. 13, as amended, the
Council of a Corporation shall, on application therefore, issue a demolition permit where
a building permit has been issued to erect a new building on the site of the residential
property sought to be demolished and Section 33 (7) authorizes councils to impose
conditions of the demolition permit;

AND WHEREAS, the Corporation of the Municipality of Morris-Turnberry is desirous
to enter into an agreement with the owners of Lot 16 Concession 8, Turnberry Ward
concerning the demolition of the old residence;

NOW THEREFORE BE IT ENACTED, as a by-law of the Corporation of the
Municipality of Morris-Turnberry, as follows:

1. That the Corporation of the Municipality of Morris-Turnberry shall enter into the
attached agreement with the owners of Lot 16 Concession 8, Turnberry Ward, in
the Municipality of Morris-Turnberry, County of Huron, Province of Ontario;

2. That the Mayor and the Clerk are hereby authorized to execute any documentation
required to affect the said agreement and to affix thereto, the Corporate Seal of
the Corporation.

Read a First, Second, Third and Final Time this 21st day of February, 2012.

Mayor - Paul Gowing

Clerk - Nancy Michie

I, Nancy Michie, Clerk of the Municipality of Morris-Turnberry, do hereby certify this to
be a true copy of By-law No. 16-2012, of the Municipality of Morris-Turnberry.
David John Hawkins  
Johanna Hawkins  
Lot 16 Concession 8  
Turnberry Ward  
Municipality of Morris-Turnberry  

This agreement made the 21st day of February, 2012

Between:  
The Corporation of the Municipality of Morris-Turnberry  
Hereinafter called the “Municipality”

and

David John Hawkins and Johanna Hawkins  
Hereinafter called “Owner”

Whereas, the “Owner” is the registered owner of the lands known as the Lot 16 Concession 8, located in the Turnberry Ward.

And Whereas, the parties hereto are desirous to enter into an agreement setting out the demolition of the current Residence, located in the Turnberry Ward, Lot 16 Concession 8, owned by the Party of the Second Part.

Now Therefore, this agreement witnessed that in consideration of the terms and conditions hereinafter set forth, the parties hereto agree as follows:

1/ That the Owner will demolish the current residence, located at Lot 16 Concession 8, Turnberry Ward, within one (1) year of the date of the building permit. Therefore, current residence must be demolished to the satisfaction of the Chief Building Official, employed by the party of the first part, by February 21st, 2013.

2/ That the Chief Building Official, employed by the Municipality, will inspect the premises February 21, 2013, to confirm that the current residence has been demolished and debris removed, to his/her satisfaction.

3/ If the current residence is not demolished by the Party of the Second part, by February 21, 2013, the Party of the First Part has the right to enter the property of the Second Part and cause the residence to be demolished and the area restored, to the satisfaction of the Chief Building Official, employed by the Party of the First Part, with all costs being borne by the Party of the Second Part. If the costs are not paid within 30 days after demolition, all costs will be added to the property tax billing and be collected in the same manner as all other taxes are collected.

In Witnessed Whereof, the Municipality of Morris-Turnberry has affixed thereto their Corporate Seal and the Signatures of the respective Officers and the Owner has signed with his normal signature as the Property Owner.

The Corporation of the Municipality of Morris-Turnberry

Mayor Paul Gowing  
Clerk – Nancy Michne

Dated: February 21, 2012  
Dated: February 21, 2012

David John Hawkins – (Property Owner)  
Johanna Hawkins – (Property Owner)

Dated: Feb 15, 2012  
Dated: Feb 15, 2012