CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY

By-law No. 55-2012

Being a by-law to authorize an agreement
for the Demolition of the Residence
"located at the North Part of Lots 26 and 27 Concession 2, Morris Ward"
in the Municipality of Morris-Turnberry, County of Huron.

WHEREAS, under 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 owner of the North Parts of Lot 26 & 27 Concession 2, Morris 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 owner of the North Parts of Lot2 26 & 27 Concession 2, Morris 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 14th day of August, 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. 55-2012, of the Municipality of Morris-Turnberry.

Clerk- Nancy Michie
Darren Wayne Johnston & Melissa Rose Johnston
North Part of Lots 26 & 27 Concession 2
42369 Jamestown Road
Morris Ward
Municipality of Morris-Turnberry

This agreement made the 14th day of August, 2012

Between:

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

and

Darren Wayne Johnston and Melissa Rose Johnston
Hereinafter called “Owner”

Whereas, the “Owner” is the registered owner of the lands known as the North Part of Lots 26 & 27 Concession 2, located in the Morris Ward;

And Whereas, the parties hereto are desirous to enter into an agreement setting out the demolition of the current Residence, located in the North Part of Lots 26 & 27 Concession 2, located in the Morris Ward, 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 the North Part of Lots 26 & 27 Concession 2, located in the Morris 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 the 15th day of August, 2013.

2/ That the Chief Building Official, employed by the Municipality, will inspect the premises by the 15th day of August, 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 the 15th day of August, 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 Michie

Dated: August 14th, 2012

Darren Wayne Johnston – (Property Owner)  
Dated: Aug 10/12

Melissa Rose Johnston – (Property Owner)  
Dated: Aug 10/12