BY-LAW No. 88-2017

"Being a by-law to adopt a Site Plan Agreement for Daniel Hoover Martin and David Hoover Martin"

WHEREAS Section 5 of the Municipal Act, R.S.O. 2001, as amended, provides that a municipal power shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

AND WHEREAS Council of the Corporation of the Municipality of Morris-Turnberry deems it expedient to enter into a Site Plan Agreement with Daniel Hoover Martin and David Hoover Martin,

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

1. That the Site Plan Agreement with Daniel Hoover Martin and David Hoover Martin, for Part of Lot 10 Concession 11, Turnberry, attached hereto, is hereby adopted.

2. That the Mayor and Clerk are hereby authorized to sign the Site Plan Agreement on behalf of the Municipality.

3. That this By-law takes effect upon the date of final passing.

Read a First and Second Time 5th day of September, 2017.
Read a Third Time and Finally Passed 5th day of September, 2017

Paul Gowing, Mayor

Nancy Michie, Clerk

I, Nancy Michie, Clerk of the Municipality of Morris-Turnberry, hereby certifies that this is a true copy of By-law No. 88-2017 for the Municipality of Morris-Turnberry, duly passed by Council on the 5th day of September, 2017.

Nancy Michie, Clerk
Daniel Hoover Martin  
David Hoover Martin  

Part of Lot 10  Concession 11  
Turnberry  
Municipality of Morris-Turnberry  

This agreement made the 5th day of September, 2017  

Between:  
The Corporation of the Municipality of Morris-Turnberry  
Hereinafter called the “Municipality”  
and  
Daniel Hoover Martin and David Hoover Martin  
Hereinafter called “Owner”  

Whereas, the “Owner” is the registered owner of the lands known as the Part of Lot 10 Concession 11, located in the former Township of Turnberry.  

And Whereas, the parties hereto are desirous to enter into a Site Plan agreement for a Church and cemetery, to be located in the former Township of Turnberry, Part of Lot 10 Concession 11, 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 or its agent will provide the following to the Party of the First Part:  

1. That pursuant to By-law No. 83-2017 of the Municipality of Morris-Turnberry and Section 41 (2) of the Planning Act, the Site Plan, showing the location of the structure and the cemetery to be erected on the perimeter of the lot, be submitted and approved to the satisfaction of the Chief Building Official and is hereby attached as Schedule ‘A’ to this agreement;  

2/ That the Chief Building Official, employed by the Municipality, will inspect the premises prior to the issuance of an Occupancy Permit, to confirm that the structure has been erected in accordance with the Site Plan, to his/ her satisfaction.  

3/ This Agreement may be registered on title to the Subject Lands as provided for by Section 41 (10) of the Planning Act, R.S.O., 1990, as amended, at the expense of the Owner;  

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  

[Signatures]  

Dated: September 5, 2017  

Daniel Hoover Martin - (Property Owner)  

Dated: September 5, 2017  

David Hoover Martin - (Property Owner)  

Dated: September 5, 2017  

Mayor - Paul Gowing  

Clerk - Nancy Michie  

Dated: September 5, 2017  

David Hoover Martin - (Property Owner)  

Dated: September 5, 2017  

Dated: September 5, 2017  

Dated: September 5, 2017