

**BY-LAW NO. 121-2019**

**A BY-LAW OF THE TOWN OF CARLETON PLACE TO AUTHORIZE THE EXECUTION OF THE COLEMAN STREET SUBDIVISION AGREEMENT WITH NU GLOBE DEVELOPMENTS**

**WHEREAS** Section 5.3 of the Municipal Act, 2001 (S.O. 2001, c.25) authorizes that municipal powers, including municipality's capacity, rights, powers and privileges under Section 9, shall be exercised by by-law unless the municipality is specifically authorized to do otherwise;

**AND WHEREAS** Section 9 of the Municipal Act, 2001 (S.O. 2001, c.25), provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

**AND WHEREAS** Section 51(26) of the Planning Act, R.S.O. 1990, Chapter P.13 authorizes a municipality or approval authority, or both, to enter into agreements imposed as a condition to the approval of a plan of subdivision and the agreements may be registered against the land to which it applies and the municipality or the approval authority, as the case may be, is entitled to enforce the provisions of it against the owner and, subject to the *Registry Act* and the *Land Titles Act*, any and all subsequent owners of the land.

**AND WHEREAS** as draft conditions of the subdivision have been met, it is deemed expedient to authorize the execution of the Coleman Street Subdivision Agreement with Nu Globe Developments.

**NOW THEREFORE** the Council of the Town of Carleton Place hereby enacts as follows:

1. THAT the Mayor and Clerk are hereby authorized to execute on behalf of the Town of Carleton Place the Coleman Street Subdivision Agreement with Nu Globe Developments.
2. THAT the Clerk shall be and is hereby authorized to affix the corporate seal of the Corporation of the Town of Carleton Place to the said agreement.
3. THAT the subdivision agreement be registered in the Registry Office No. 27.

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED THIS 17<sup>TH</sup> DAY OF DECEMBER, 2019.

---

Doug Black, Mayor

---

Stacey Blair, Clerk