

BY-LAW NO. 123-2021

A BY-LAW OF THE CORPORATION OF THE TOWN OF CARLETON PLACE TO AUTHORIZE THE SIGNING OF A PRE-SERVICING AGREEMENT BETWEEN THE CORPORATION OF THE TOWN OF CARLETON PLACE AND 1384341 ONTARIO LTD. (CAVANAGH DEVELOPMENTS LTD.) FOR THE CONSTRUCTION OF ON-SITE AND OFF-SITE WORKS FOR THE MISSISSIPPI SHORES SUBDIVISION.

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 the Council of the Town of Carleton Place deems it expedient to enter into a pre-servicing agreement with 1384341 Ontario Ltd. (Cavanagh Developments Ltd.) for the construction of on-site and off-site works for the Mississippi Shores Subdivision.

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

1. **SHORT TITLE**

This By-Law is short titled "Pre-Servicing Agreement – On-Site and Off-Site Works – Mississippi Shores Subdivision".

2. **AGREEMENT**

- (a) **THAT** the Mayor and Clerk shall be and are hereby authorized on behalf of the Corporation of the Town of Carleton Place to execute a contract between the Corporation of the Town of Carleton Place and 1384341 Ontario Ltd. (Cavanagh Developments Ltd.)
- (b) **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 contract.

READ A FIRST TIME, SECOND TIME AND A THIRD TIME AND FINALLY PASSED THIS 26TH DAY OF OCTOBER, 2021.

Doug Black, Mayor

Stacey Blair, Clerk