Municipality of Lakeshore

By-law 18-2021

Being a By-law to Delegate Authority to the Mayor and the Clerk to Execute the Monroe Island Interim Servicing Agreement

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, paragraph 11(2)7 of the *Municipal Act, 2001*, S.O. 2001, c.25 authorizes a municipality to pass by-laws respecting services and things that the municipality is authorized to provide;

And whereas, section 23.1 of the *Municipal Act, 2001*, S.O. 2001, c.25 authorizes Council to delegate its power and duties;

And whereas, it is necessary and desirable to delegate certain duties in relation to the execution of agreements within the Municipality of Lakeshore;

And whereas, it is recommended that an interim servicing agreement be executed between The Corporation of the Town of Tecumseh and the property owners of 454 Brighton Road, also known as Monroe Island, as described in the report of the Director of Legislative & Legal Services presented at the February 16, 2021 Council meeting;

Now therefore the Council of the Municipality of Lakeshore enacts as follows:

1. The Mayor and the Clerk are delegated the authority to execute the Monroe Island Interim Servicing Agreement.

2. The delegated authority described in Section 1 includes the authority to execute any related amendments or agreements in furtherance of this agreement but does not extend to execution of the restructuring proposal agreement.

3. In the event of a conflict between this by-law and another Lakeshore by-law, this by-law prevails.

4. The delegation in this by-law is subject to any restrictions on such delegation under the *Municipal Act, 2001*, S.O. 2001, c.25 or any other Act.

5. This By-law comes into force and effect upon passage.

Read and passed in open session February 16, 2021.

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Mayor
Tom Bain

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Clerk
Kristen Newman