

Municipality of Lakeshore

By-law 35-2022

Being a By-law to authorize the execution of a Subdivision Amending Agreement pertaining to Serenity Bay

Whereas pursuant to the *Planning Act*, R.S.O. 1990, c.P.13, representatives of 1903286 Ontario Inc. and Jack Mocerì & Sons Contracting Limited (“the Original Owner”) received Draft Plan Approval (File# 37-T-15001) for a plan of subdivision prepared by O.L.S. and signed August 31, 2018;

And whereas the parties entered into a Subdivision Agreement for the Original Development on December 9, 2019, and registered on December 18, 2019, as in instrument number CE924516 that is the subject to various amendments (the “Original Agreement”);

And whereas the plan of subdivision was registered as Plan 12M673 on February 9, 2021 on lands legally described as Part of 1, Concession East of River Peche; Town of Lakeshore (the “Subject Lands”);

And whereas Blocks 18, 19, 20 on Plan 12M673 have since been transferred to the ownership of 823821 Ontario Inc. (“the Owner”);

And whereas the Owner has requested to convert Blocks 18, 19, 20 on Plan 12M673 from 3-unit townhouse residential dwellings to semi-detached residential dwellings;

And whereas the Council of the Municipality of Lakeshore passed a resolution directing the Clerk read a by-law to amend the Subdivision Agreement to reflect the reduction of three dwelling units, as recommended by the Planner at the April 12, 2022 Council meeting;

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

1. The Mayor and Clerk are authorized to execute an agreement that is not intended to replace the Subdivision Agreement previously entered into with 1903286 Ontario Inc. and Jack Mocerì & Sons Contracting Limited dated December 9, 2019, but be an amendment to it.
2. The number of dwelling units identified in section 3.2 of the Original Agreement shall be reduced by three units after the execution of the Amending Agreement.
3. The Original Agreement shall continue to apply to the Subject Lands except in so far as it is in conflict with this Amending Agreement in which case the provisions of this Amending Agreement shall prevail.
4. This by-law shall come into force and effect upon passage.

Read and passed in open session April 12, 2022.

**Mayor
Tom Bain**

**Clerk
Kristen Newman**