



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 244-2005

To authorize the sale of easement
to Regional Municipality of Peel
over Block D and part of Block C, Plan M-73

WHEREAS it is deemed expedient in the interest of The Corporation of the City of Brampton that a permanent easement over Block D and part of Block C, Plan M-73, City of Brampton, (the "Easement Area") be sold to the Regional Municipality of Peel, for a water main installation and maintenance;

AND WHEREAS the Easement Area is located within a public pedestrian walkway, and the encumbrance of the Easement Area will not normally interfere with public use of the walkway, the City has agreed to convey the easement over the Easement Area;

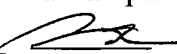
AND WHEREAS the procedures required by section 268 of the *Municipal Act, 2001* have been carried out;

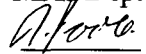
AND WHEREAS the Council of The Corporation of the City of Brampton has heard in person or by counsel, solicitor or agent, all persons claiming that their land will be prejudicially affected by this by-law and who applied to be heard;

NOW THEREFORE the Council of The Corporation of the City of Brampton **ENACTS AS FOLLOWS:**

1. The Easement Area described as Block D and part of Block C, Plan M-73, designated as Parts 1, 2 and 3 on draft Reference Plan Number 04-B4833, prepared by Young & Young Surveying Inc., dated June 1, 2004, is hereby declared to be surplus.
2. The sale to the Regional Municipality of Peel of a permanent easement over the Easement Area, on terms and conditions satisfactory to the Commissioner of Works and Transportation and in a form acceptable to the City Solicitor, is hereby authorized and the Mayor and Clerk are hereby authorized to execute all documents and instruments as may be necessary to effect the conveyance of the easement.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 15th day of August, 2005.

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| <p>Approved as to form Law Dept.</p>  <p>0802 05</p> |
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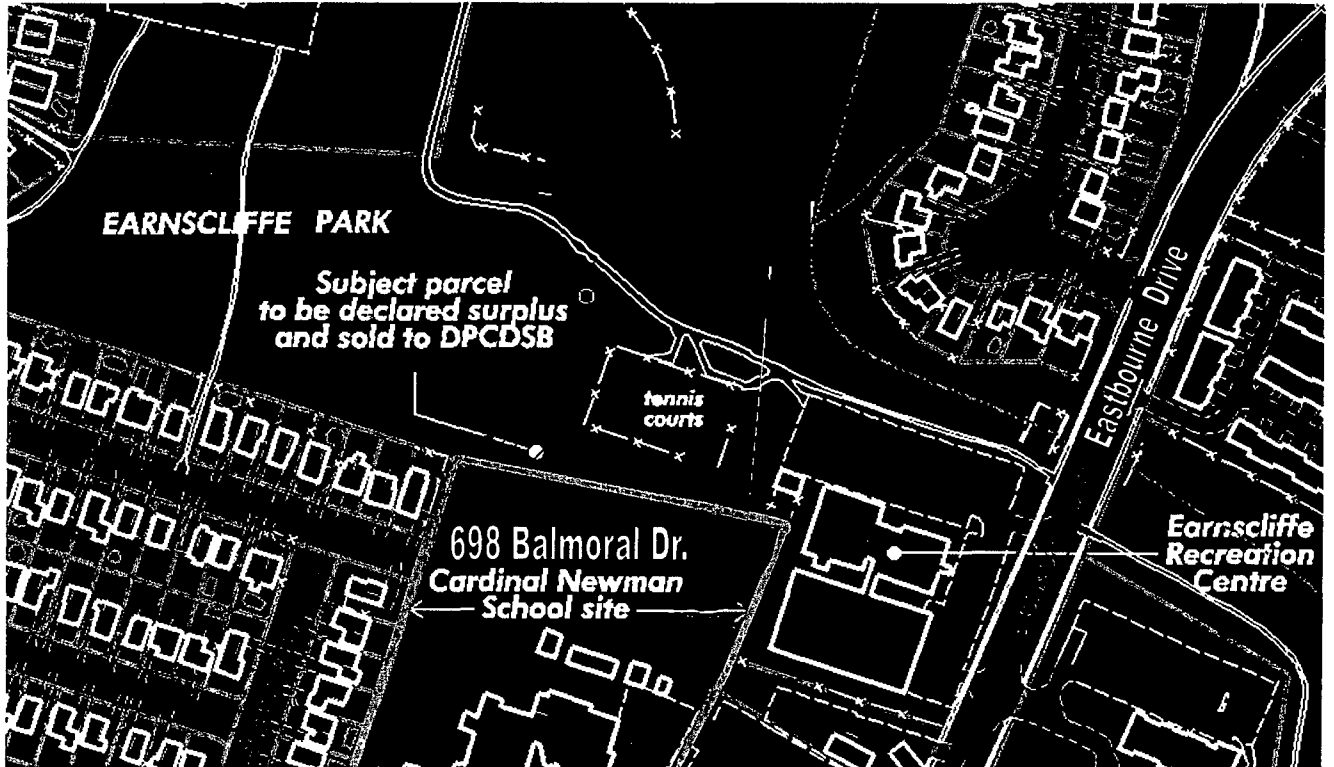
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| <p>Approved as to content MAS Dept</p>  <p>July 28 05</p> |
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 SUSAN FENNELL MAYOR


 LEONARD J MIKULICH CLERK

SCHEDULE A

Sketch to Illustrate
Subject land parcel to be sold to
Dufferin-Peel Catholic District School Board





Management & Administrative Services

DATE: August 8, 2005
TO: Len Mikulich
RE: Land exchange with Dufferin-Peel Catholic District School Board
Earnscliffe Recreation Centre Expansion

Attached for listing on the Council Agenda for the August 15th meeting are two By-laws regarding the referenced land exchange – one pertaining to acquisition and one pertaining to disposal.

The attached Public Notice for the sale of land will have to be **posted in the Atrium** at least four days in advance of the Committee Meeting as per By-law 7-2003.

Also attached is the Certificate to be signed by you pursuant to ss.268(8)(4) of the *Municipal Act, 2001*. Following passage of the disposal By-law, please provide me with two copies of the Certificate for registration purposes.

Ann Pritchard
Senior Real Estate Coordinator
Realty Services



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number _____

To authorize the purchase of land
from Dufferin-Peel Catholic District School Board
for expansion of Earnscliffe Recreation Centre

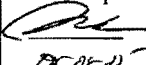
Section 6 of the *Municipal Act 2001* authorizes the Council of every corporation to pass a by-law for acquiring or expropriating any land required for the purposes of the corporation. The Council of The Corporation of the City of Brampton has determined that it is necessary and in the interest of The Corporation of the City of Brampton to acquire the lands herein described for the expansion of Earnscliffe Recreation Centre.

NOW THEREFORE the Council of The Corporation of the City of Brampton **ENACTS AS FOLLOWS:**

1. That the purchase of the lands described as that part of Block K, Plan 810, City of Brampton shown approximately by horizontal hatching on the sketch attached hereto as Schedule A, for the purposes of Earnscliffe Recreation Centre expansion, is hereby authorized.
2. That the Mayor and City Clerk are hereby authorized to execute on behalf of The Corporation of the City of Brampton an agreement of purchase and sale, on terms and conditions satisfactory to the Commissioner of Community Services and in a form approved by the City Solicitor, between vendor, Dufferin-Peel Catholic District School Board, and purchaser, The Corporation of the City of Brampton, together with all other documents that in the opinion of the City Solicitor are necessary to effect the purchase of the said land.
3. That the funds for the acquisition shall be taken from Capital Project # 045590-Earnscliffe Rec. Centre Expansion.

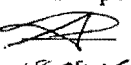
READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 15th day of August, 2005.

Approved
as to form
Law Dept.



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Approved
as to content
MAS Dept.



08 08 05

SUSAN FENNELL MAYOR

LEONARD J. MIKULICH CLERK