



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 246 2005

To authorize the sale of land
to Dufferin-Peel Catholic School Board
Part of Earnscliffe Park

WHEREAS it is deemed expedient in the interest of The Corporation of the City of Brampton that part of Earnscliffe Park be sold to Dufferin-Peel Catholic School Board. to provide additional playground area for the Cardinal Newman School site,

AND WHEREAS the subject parkland parcel is an irregular-shaped, approximately one-half acre parcel located between the northerly limit of the Cardinal Newman School site at 698 Balmoral Drive and the southerly limit of the Earnscliffe Park tennis courts, and is not actively used for municipal purposes;

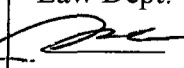
AND WHEREAS the procedures required by section 268 of the *Municipal Act, 2001* have been carried out;

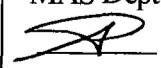
AND WHEREAS the Council of The Corporation of the City of Brampton has heard in person or by counsel, solicitor or agent, all persons claiming that their land will be prejudicially affected by this by-law and who applied to be heard;

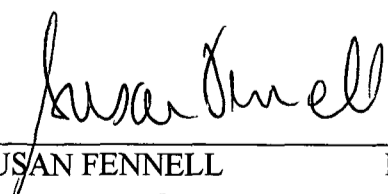
NOW THEREFORE the Council of The Corporation of the City of Brampton **ENACTS AS FOLLOWS:**

1. That the part of Earnscliffe Park approximately illustrated by diagonal hatching on the sketch attached hereto as Schedule A is hereby declared to be surplus
2. The sale of the part of Earnscliffe Park approximately illustrated by diagonal hatching on the sketch attached hereto as Schedule A, to Dufferin-Peel Catholic District School Board on terms and conditions satisfactory to the Commissioner of Community Services and in a form of agreement 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 Land

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

Approved as to form Law Dept.  08 04 05
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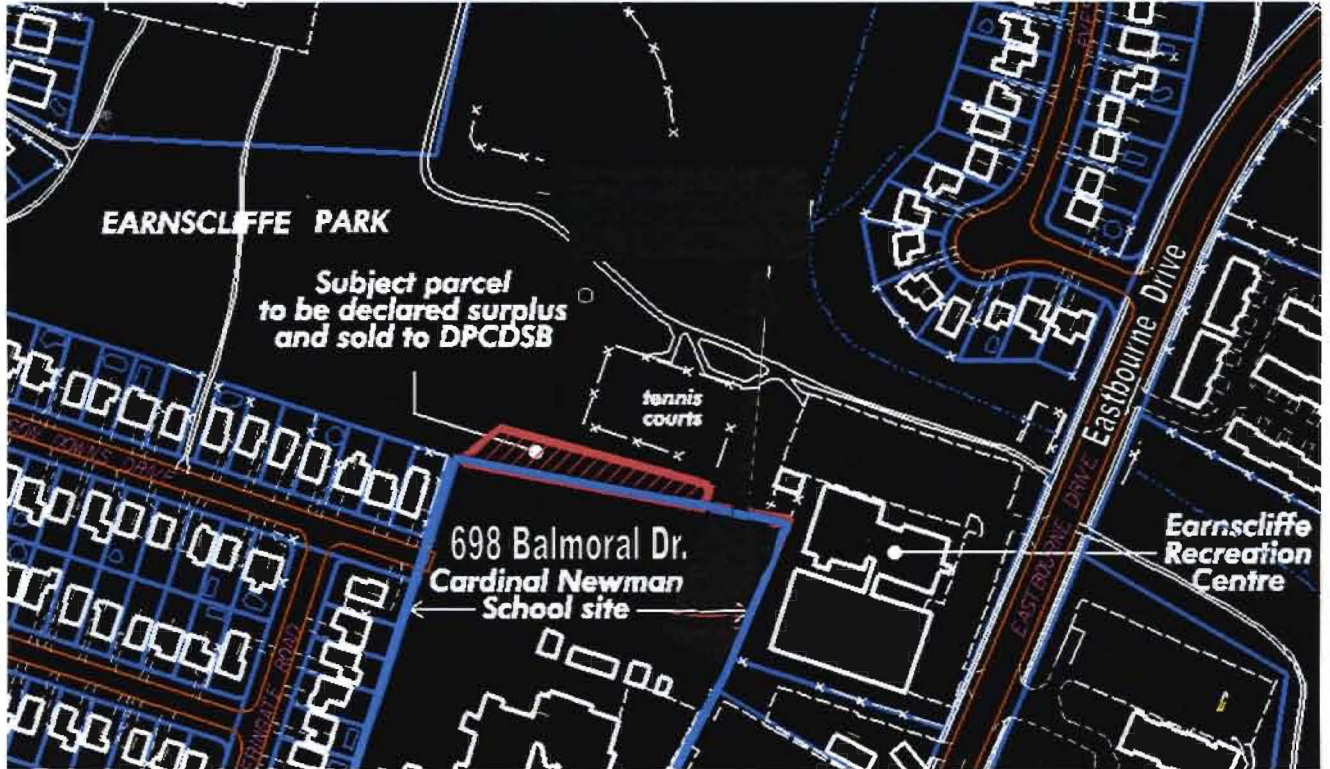
Approved as to content MAS Dept.  08 04 05


SUSAN FENNELL MAYOR


LEONARD J. MIKULICH CLERK

SCHEDULE A TO BY-LAW 246-2005

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



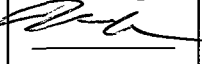
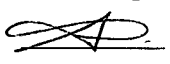
CERTIFICATE

Subsection 268(6) of the *Municipal Act, 2001*, S.O. 2001, c. 25

I, **LEONARD J. MIKULICH**, of the Town of Shelburne, in the County of Dufferin, hereby certify that, to the best of my knowledge and belief:

1. I am employed as City Clerk for The Corporation of the City of Brampton and as such, I have knowledge of the facts herein contained.
2. On August 15, 2005, the Council of the City of Brampton passed By-laws ~~245-2005 and 246-2005~~ a by-law declaring surplus the part of Earnscliffe Park approximately illustrated by diagonal hatching on the sketch attached hereto as Schedule A, and authorizing the sale of the surplus land to the Dufferin-Peel Catholic District School Board.
3. Procedural by-law 7-2003, as required under subsection 268(1) was in force in the municipality at the time the by-law required by subsection 268(3) was passed.
4. To the best of my knowledge the requirements of section 268 of the *Municipal Act, 2001* and the City's By-law 7-2003, governing the sale and disposition of land, have been carried out.
5. The property is of a prescribed class that does not require an appraisal.

DATED this 26th day of AUGUST, 2005.

Approved as to form Law Dept.  08 08 05	Approved as to content MAS Dept.  08 08 05
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Leonard J. Mikulich
City Clerk