



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 288-85

To authorize the execution of an agreement between Canadian Pacific Limited and the Corporation of the City of Brampton (MARATHON REALTY COMPANY LIMITED - Storm Ditch on C.P.R. Lands)

The Council of the Corporation of the City of Brampton

ENACTS as follows:

1. The Mayor and the Clerk are hereby authorized to execute an agreement dated October 16, 1985 between Canadian Pacific Limited and the Corporation of the City of Brampton and all other documents approved by the City Solicitor required to implement the provisions of this agreement.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council
this 16th day of October, 1985.


KENNETH G. WHILLANS MAYOR


LEONARD J. MIKULICH CLERK

FILE

c-3

1985 10 01

To The Chairman and Members of The Public Works Committee

Re: Lease of Lands from
Marathon Realty Company Ltd.
Our File: C-3/85

BACKGROUND:

The attached memorandum of agreement refers to a lease for the maintenance of a storm ditch on C.P.R. lands. This lease is reviewed every five years and the rent is adjusted.

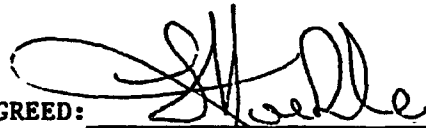
The increase for the next five-year period is from \$2,100.00 per year to \$2,660.00 per year and would appear to be reasonable.

RECOMMENDATION:

It is recommended that the Mayor and Clerk be authorized to execute the Memorandum of Agreement with Marathon Realty Company Ltd. agreeing to an increase in rent from \$2,100.00 per year to \$2,660.00 per year for the five year period commencing December 1, 1985.

Respectfully Submitted,

AGREED:



L. T. Koehle, P. Eng.
Commissioner of Public Works
and Building



A. D. MacMillan, P. Eng.
Director,
Maintenance & Operations

LTK:lm

Att.

MEMORANDUM OF AGREEMENT made, in triplicate, this _____ day
of _____, 1985.

B E T W E E N:

CANADIAN PACIFIC LIMITED

(hereinafter called the "Lessor")

Party of the First Part;

AND:

THE CORPORATION OF THE CITY OF BRAMPTON
in the City of Brampton
and Province of Ontario

(hereinafter called the "Lessee")

Party of the Second Part;

WHEREAS by a lease, dated the First day of
February, 1971, made between CANADIAN PACIFIC RAILWAY COMPANY
and the Lessee, the said CANADIAN PACIFIC RAILWAY COMPANY did demise and lease
to the Lessee a tract or parcel of land lying and being in the City
of Brampton, Regional Municipality of Peel and Province of Ontario,
upon the terms and conditions in said lease contained.

AND WHEREAS by Supplementary Letters Patent, dated July 3rd, 1971, the
name CANADIAN PACIFIC RAILWAY COMPANY was changed to CANADIAN PACIFIC LIMITED.

WITNESSETH: THAT it is hereby agreed between the parties hereto that
the rental of TWO THOUSAND ONE HUNDRED (\$2,100.00) dollars per
annum payable in advance under the aforesaid lease, shall be increased to
the sum of TWO THOUSAND SIX HUNDRED AND SIXTY (\$2,660.00) dollars per
annum, payable in advance, for the five (5) year period commencing the
first day of December, 1985, upon the same
terms and conditons as are contained in the aforesaid lease and any amendment or
renewal thereof and that in all other respects the said lease is hereby ratified
and confirmed.

IN WITNESS whereof the parties hereto have executed these presents.

SIGNED, SEALED and DELIVERED)
in the presence of:)
)
)
)

Operations Manager (Land)
Ontario and Manitoba Division

CANADIAN PACIFIC LIMITED
by its Attorney - J.E. BUTLER

THE CORPORATION OF THE CITY
OF BRAMPTON

[Signature]
Mayor

[Signature]
Clerk

APPROVED
TO FORM
BY DEPT.
BRAMPTON
NCC
18/10/85

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