

THE CORPORATION OF THE CITY OF KENORA

BY-LAW NUMBER 89-2000

**A BY-LAW TO AUTHORIZE THE PURCHASE OF LANDS FROM
ABITIBI-CONSOLIDATED INC. FOR THE PURPOSE OF
ESTABLISHING A SOLID WASTE TRANSFER FACILITY AND
RECYCLING PROGRAM**

WHEREAS Section 191(1) of The Municipal Act authorizes a Council of every Corporation to pass by-laws for acquiring any land required for the purposes of the Corporation; and

WHEREAS Council adopted Resolution Number 14 on May 15, 2000, agreeing to purchase lands from Abitibi Consolidated Inc. for purposes to construct and operate a solid waste transfer facility and an aggressive recycling program; and

WHEREAS the Corporation of the City of Kenora has reached an agreement with Abitibi Consolidated Inc. to sell to the City of Kenora, lands identified as the east side of Redditt Road, being approximately 10 acres and described as part of lot 4, concession 6, Township of Jaffray, now the City of Kenora;

NOW THEREFORE the Council of the Corporation of the City of Kenora hereby enacts as follows:-

1. THAT the Corporation of the City of Kenora shall enter into an Agreement of Purchase and Sale with Abitibi Consolidated Inc. to purchase the lands described above;
2. THAT the property is being sold "as is" with no representations or warranties;
3. THAT the transfer of land shall provide for a registered easement over the existing road to Mud Lake and the City shall accept any existing easements for the tower guidelines crossing over the property, and Bell Canada access;
4. THAT the property shall be used as a solid waste transfer facility and an aggressive recycling program;
5. THAT the City acknowledges the Ministry of Environment must approve the site to determine the actual boundaries;
6. THAT the City requires the property immediately to develop the waste transfer station;
7. THAT the City of Kenora will be responsible for all costs related to the purchase of the property as set out in the Offer to Purchase, attached hereto and forming part of this by-law;
8. THAT the Mayor and Clerk be and are hereby authorized to execute the Agreement of Purchase and Sale and any and all documents required to complete this transaction;
9. THAT this by-law shall take effect after the third and final reading.

By-law read a FIRST & SECOND TIME this 29 day of May, 2000
By-law read a THIRD & FINAL TIME this 29 day of May, 2000

THE CORPORATION OF THE CITY OF KENORA:

.....D. Canfield, MAYOR

.....J. McMillin, CLERK