

# The Corporation of the City of Kenora

## By-Law Number 56 - 2015

### **A By-Law to Assume, Stop Up, Close, Declare Surplus and Sell that part of the Lane, Plan M133 and that part of Lot 26, Plan M133, Dufresne Island, City of Kenora, District of Kenora**

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Whereas the Corporation of the City of Kenora deems it necessary and expedient to assume, stop up, close, declare surplus and sell part of the Lane abutting Lot 2, Plan M133, Dufresne Island, City of Kenora, District of Kenora, designated as Part 1, Plan 23R12360;

And Whereas the Corporation of the City of Kenora is the owner in fee simple and has reached an agreement with Rudolph Pete Schmidt to sell the property described as part of Lot 26, Plan M133, Dufresne Island, City of Kenora, District of Kenora, designated as Part 2, Plan 23R12360;

And Whereas the Corporation of the City of Kenora has identified Parts 1 and 2, Plan 23R12360 as surplus land and has reached an agreement with Rudolph Pete Schmidt to sell the lands;

Now Therefore The Corporation of the City of Kenora enacts as follows:

1. That part of the Lane abutting Lot 2, Plan M133, Dufresne Island, City of Kenora, District of Kenora, designated as Part 1, Plan 23R12360, be and the same is hereby assumed, stopped up and closed.
2. That the Corporation of the City of Kenora hereby declares that the land described as part of the lane abutting Lot 2, Plan M133, and part of Lot 26, Plan M133, Dufresne Island, City of Kenora, District of Kenora, designated as Parts 1 and 2, Plan 23R12360, as surplus lands.
3. That the Corporation of the City of Kenora shall sell to Rudolph Pete Schmidt that part of the lane abutting Lot 2, Plan M133 and part of Lot 26, Plan M133, Dufresne Island, City of Kenora, District of Kenora, designated as Parts 1 and 2, Plan 23R12360 for the sum of \$3,405.64 plus HST **provided that** a Merger Agreement pursuant to the Planning Act is registered on title to provide that this property shall be a lot addition to the adjacent property owned by the Transferee.
4. That the Purchasers have undertaken and agreed to pay all related costs including appraisal fees, advertising fees, legal fees, survey fees, and any other disbursements related to the transfer of the above-noted property.
5. That the Mayor and the Clerk be and they are hereby empowered to execute documents in connection with the assuming, stopping up, closing and selling of the hereinbefore mentioned lands.

6. That this By-law shall come into force and be in effect from and after the final passing thereof.

**By-Law Read a First and Second time this 21<sup>st</sup> day of April, 2015.**

**By-Law Read a Third and Final time this 21<sup>st</sup> day of April, 2015.**

**The Corporation of the City of Kenora:-**

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**David Canfield, Mayor**

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**Heather Lajeunesse, Deputy Clerk**