



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

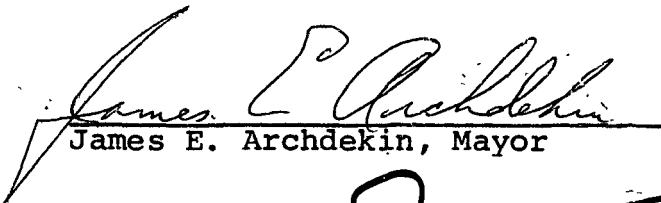
Number 212-78

To authorize the execution of an Agreement between Bramalea Limited and The Corporation of The City of Brampton. (INDUSTRIAL 7)

The Council of The Corporation of the City of Brampton
ENACTS as follows:

- (1) That the Mayor and the Clerk are hereby authorized to execute an Agreement between Bramalea Limited and The Corporation of the City of Brampton, attached hereto as Schedule "A".

READ a FIRST, SECOND and THIRD TIME and Passed in Open Council this 11th day of September, 1978.


James E. Archdekin, Mayor


Ralph A. Everett, Acting Clerk

MEMORANDUM OF AGREEMENT made in duplicate this
11th day of SEPTEMBER, 1978.

B E T W E E N :

THE CORPORATION OF THE CITY OF BRAMPTON

hereinafter called the 'City'

OF THE FIRST PART

A N D

BRAMALEA LIMITED

hereinafter called 'Bramalea'

OF THE SECOND PART

A N D

THE REGIONAL MUNICIPALITY OF PEEL

hereinafter called 'the Region'

OF THE THIRD PART

WHEREAS the purpose of this agreement is to provide for the construction of public services at Bramalea's expense within a proposed road allowance hereinafter described and the dedication thereof to the City;

AND WHEREAS the said proposed road allowance is located in Registered Plan No. 977, Township of Chinguacousy, now in the City of Brampton and more particularly described as Parts 1 and 4 on a Plan of Survey on deposit in the Land Registry Office for the Registry Division of Peel (No. 43), as Plan 43R-6098 (hereinafter called the "road").

NOW THEREFORE this agreement witnesseth that in consideration of other good and valuable consideration and the sum of One Dollar (\$1.00) of lawful money of Canada, now paid by the City to Bramalea (the receipt whereof is hereby acknowledged) and in consideration of the premises and of the mutual covenants herein contained, the parties hereby mutually covenant, promise and agree each with the other as follows:

1. Bramalea covenants and agrees within thirty (30) days from execution of this agreement to grant the road unto the City free of encumbrance at no cost to the City.
2. Bramalea agrees that all of the provisions contained in an agreement made between Bramalea and the Township of Chinguacousy dated the 20th day of November, 1972 as amended by an agreement dated the 11th day of March, 1974 and known as the Industrial 7 agreement (hereinafter called the "Agreement"), shall continue in force.
3. Bramalea further agrees as soon as possible to commence construction of the road and the installation of public services, including landscaping, boulevard sodding, planting and all other matters referred to in the agreement and as may be required by the City Commissioner of Public Works and the Commissioner of Works for the Regional Municipality of Peel. Such construction and installation shall be carried out at the sole expense of Bramalea under the supervision and subject to the inspection of the said City Commissioner and the Regional Commissioner of Works and it is understood that all such services shall be according to specifications contained in the agreement.
4. Bramalea agrees to pay to the City within thirty (30) days of the execution of this agreement three percent (3%) of the costs of the services which are the City's responsibility and to the Region three percent (3%) of the cost of the services which are the Region's responsibility all of which costs are estimated in Schedule 'A' hereto.
5. Bramalea agrees to be responsible for maintenance of the said services for the term and in accordance with the Agreement.
6. Bramalea agrees prior to commencement of any part or the whole of the said work to obtain such approvals as may be necessary from the Regional Municipality of Peel, the City and the Ministry of the Environment.

7. The City covenants and agrees to issue building permits for lands served by the roads upon execution of this agreement subject to the provisions of the Ontario Building Code, the Zoning By-laws of the City, and the provisions contained in the Agreement.

8. Bramalea covenants and agrees that within thirty (30) days from the execution of this agreement, to grant to the City in a form satisfactory to the Solicitor containing the consents of all Mortgagees an easement for municipal services over Part 5, Plan 43R- 6098.

9. The lands affected by this agreement are described as follows:

ALL AND SINGULAR that certain parcel or tract of land situate, lying and being in the City of Brampton in the Regional Municipality of Peel (formerly in the Township of Chinguacousy in the County of Peel), and being composed of those parts of Blocks A and R according to Registered Plan 977, and more particularly described as Parts 1, 2 and 3 according to Plan 43R- 6098, a copy of which is attached hereto as Schedule 'B'.

10. This agreement shall enure to the benefit of and be binding upon the successors and assigns of the parties hereto.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals under the hands of their proper officers duly authorized in that behalf on the day and year first above written.

THE REGIONAL MUNICIPALITY OF PEEL

L.H. Parsons

CHAIRMAN

Larry Bellon

ACTING CLERK

THE CORPORATION OF THE CITY OF BRAMPTON

James E. Archdekin

JAMES E. ARCHDEKIN

MAYOR

[Signature]

CLERK

BRAMALEA LIMITED

J. K. [Signature]

President

TITLE

[Signature]

Vice-President

AUTHORIZATION BY-LAW
NUMBER..... *196-78* ..
PASSED BY THE REGIONAL
COUNCIL ON THE..... *16TH* ..
DAY OF *NOVEMBER*..... *1978* ..

SCHEDULE 'A'

ADMINISTRATION FEES

Regional Services:	Sanitary Sewers	\$ 28,625.00	
	Watermains	34,015.00	
	Sub-Total	<u>\$ 62,640.00</u>	
	10% Eng. & Cont.	6,264.00	
	Total	<u>\$ 68,904.00</u>	
	3% Regional Administration Fees		\$ 2,067.12
City Services:	Storm Sewers	\$ 48,659.50	
	Road Works	75,527.50	
	Sub-Total	<u>\$124,187.00</u>	
	10% Eng. & Cont.	12,418.70	
	Total	<u>\$136,605.70</u>	
	3% City Administration Fees		<u>\$ 4,098.17</u>
	Total Administration Fees		<u>\$ 6,165.29</u>

SECURITIES

Regional Services	\$ 68,904.00	
City Services	136,605.70	
Street Lighting	<u>5,700.00</u>	
Total	\$211,209.70	
Security Amount (100%)		<u>\$211,200.00</u>

DATED: 11 SEPT 1978

No. 508953

Registry Division of Peel (No. 43).

I CERTIFY that this instrument is registered as of

THE CORPORATION OF THE
CITY OF BRAMPTON

1979 MAR 21 PM 4 20 AND

In The Land
Registry Office
at Brampton,
Ontario,

John G. Metras
LAND REGISTRAR

BRAMALEA LIMITED

A G R E E M E N T

JOHN G. METRAS,
CITY SOLICITOR,
CITY OF BRAMPTON,
24 QUEEN STREET EAST,
BRAMPTON, ONTARIO.
L6V 1A4

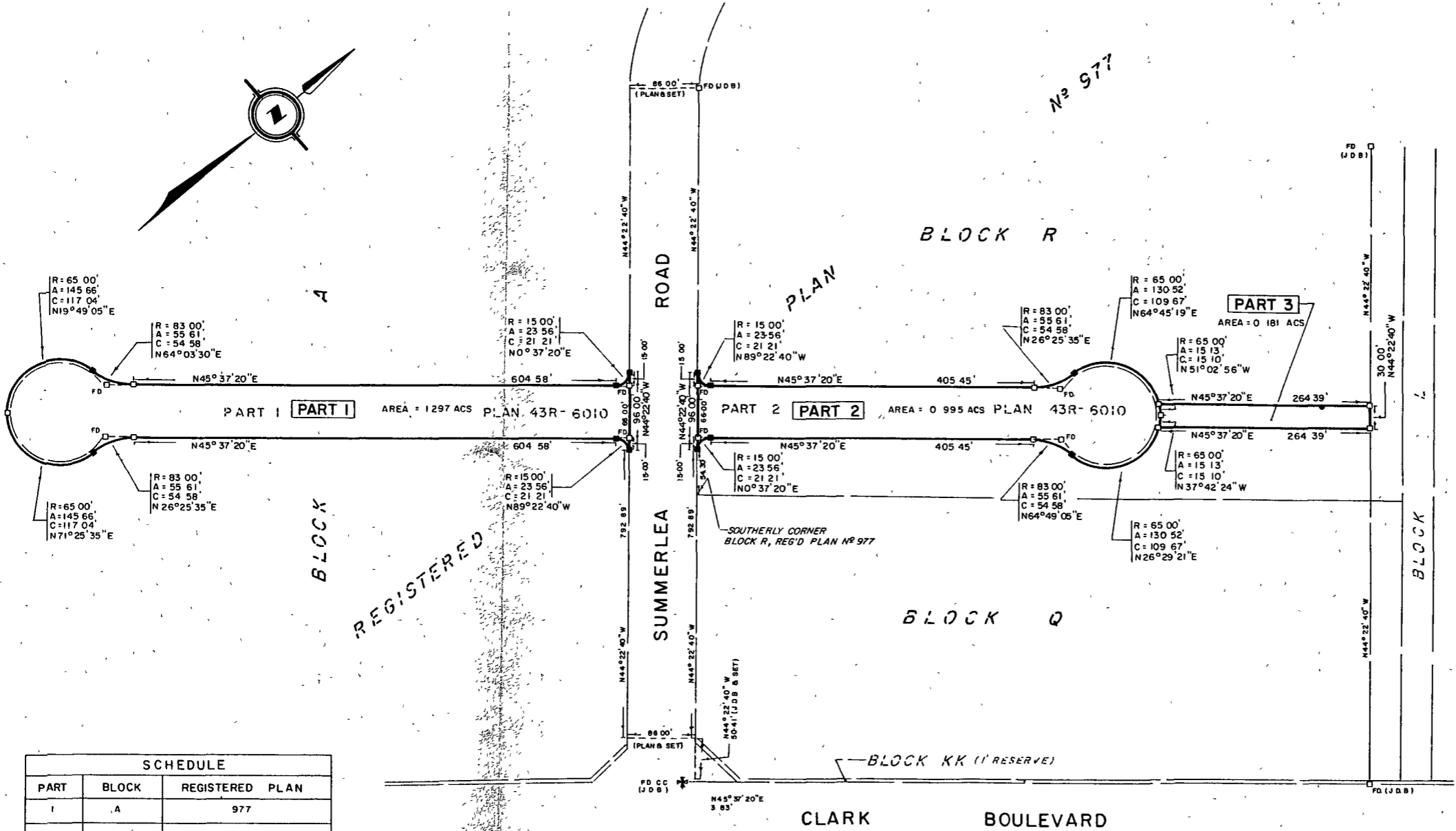
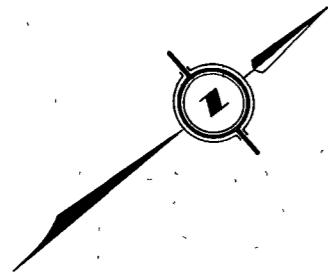
ED September 11 19 78.



BY-LAW

No. 212-78

To authorize the execution of an
Agreement between Bramalea Limited
and The Corporation of The City of
Brampton. (INDUSTRIAL 7)



REGISTERED

N^o 977

SCHEDULE		
PART	BLOCK	REGISTERED PLAN
1	A	977
2	R	977
3	R	977

I REQUIRE THIS PLAN TO BE DEPOSITED UNDER PART II OF THE REGISTRY ACT

(DATE) JULY 17, 1978

(SIGNATURE) *J.A. Middleton*
J. A. MIDDLETON
(NAME IN PRINT)

RECEIVED AND DEPOSITED AS PLAN 43R-6098

(DATE) July 18, 1978
A.P. 2:38 P.M.
Vera Porter
(SIGNATURE)
LAND REGISTRAR FOR THE REGISTRY DIVISION OF PEEL (N^o 43)

SCHEDULE "B"

PLAN OF SURVEY OF PART OF BLOCKS A AND R REGISTERED PLAN N^o 977 FORMERLY TOWNSHIP OF CHINGUACOUSY COUNTY OF PEEL, NOW IN THE CITY OF BRAMPTON REGIONAL MUNICIPALITY OF PEEL 1978

SCALE: 1" = 100'

NOTES:

BEARINGS HEREON ARE ASTRONOMIC, DERIVED FROM THE NORTHEASTERLY LIMIT OF SUMMERLEA ROAD, REG'D PLAN N^o 977 (N44°22'40" W)

ALL HANGING LINES SHOWN ON THIS PLAN HAVE BEEN VERIFIED

- DENOTES 1" SQ., 4' LONG STANDARD IRON BAR PLANTED
- S I B DENOTES 1" SQ., 2' LONG SHORT STANDARD IRON BAR PLANTED
- DENOTES 3/4" SQ., 2' LONG IRON BAR PLANTED
- FD DENOTES SURVEY MONUMENT FOUND
- WIT DENOTES WITNESS
- PLAN DENOTES REGISTERED PLAN N^o 977
- J. D. B. DENOTES J. D. BARNES LIMITED, SURVEYORS
- C. C. DENOTES CUT CROSS

CAUTION: THIS PLAN IS NOT A PLAN OF SUBDIVISION WITHIN THE MEANING OF SECTION 29, 32 OR 33 OF THE PLANNING ACT.

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT:

(1) THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE THEREUNDER

(2) THE SURVEY WAS COMPLETED ON THE 29th DAY OF MAY 1978

DATED JULY 17, 1978

J.A. Middleton
ONTARIO LAND SURVEYOR

J. D. BARNES LIMITED, Surveyors

Cadastral, Geodetic, Photogrammetric and Engineering Surveys
TORONTO BRAMPTON OTTAWA

DRAWN BY D.B. CHECKED BY J.R.W. SCALE: 1" = 100' REFERENCE NO: 78-41-613-1