



## **The Corporation of the Municipality of South Huron**

### **By-Law #87-2018**

#### **Being a By-Law to amend By-Law #13-2017, being a by-law to authorize entering into a Land Transfer Agreement with Margaret Ellen Bean for the provision of a Residential Hospice in South Huron.**

Whereas Section 5(3) of the Municipal Act 2001, S.O. 2001, as amended, provides that a municipal power, including a municipality's capacity, rights, powers and privileges shall be exercised by by-law unless the municipality is specifically authorized to do otherwise; and

Whereas the Municipal Act, 2001, as amended provides under Section 9 that the municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Act; and

Whereas Council of the Corporation of Municipality of South Huron passed By-Law 13-2017 to enter into a Land Transfer Agreement (the "Agreement") between the Municipality of South Huron and Margaret Ellen Bean for the Provision of a Residential Hospice in South Huron; and

Whereas paragraph 5 of the agreement authorizes the municipality by separate agreement to allow the Owner (or their assigns) of Part Lot 15, Concession 1 Ward of Usborne, Municipality of South Huron, County of Huron – Part 1 full and unhindered egress over Part 5 of the donated lands; and

Whereas Council of The Corporation of the Municipality of South Huron deems it expedient to amend the Agreement in order to add as Schedule "B" to the By-law the separate agreement to allow the Owner (or their Assigns) full and unhindered egress over Part;

Now therefore be it resolved that the Council of The Corporation of the Municipality of South Huron enacts as follows:

1. That By-Law #13-2017, to authorize entering into a Land Transfer Agreement with Margaret Ellen Bean for the provision of a Residential Hospice in South Huron be amended by adding Schedule "B" as identified as Schedule "A" attached hereto; and
2. That this by-law shall come into force and take full effect on its date of final passing and supersede any other by-laws and/or resolutions inconsistent with the provisions set out herein.

Read a first and second time this 19<sup>th</sup> day of November, 2018.

Read a third time and passed this 19<sup>th</sup> day of November, 2018.