



The Corporation of the Municipality of South Huron

By-Law #70-2017

Being a By-Law to amend By-Law #62-2014, being a by-law to to authorize entering into a Community Funding Agreement between The Municipality of South Huron and Goshen Wind GP, ULC, as general partner for and on behalf of, Goshen Wind, LP

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

Whereas Council of The Corporation of the Municipality of South Huron deems it desirable to amend the Community Funding Agreement dated August 11, 2014 with Goshen Wind LP, successor in interest to Goshen Wind, Inc. to confirm the amounts of the annual Amenity Fees due pursuant to Part III of the Agreement;

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

1. That By-law #62-2014 a by-law to authorize the Community Funding Agreement between the Municipality of South Huron and Goshen Wind LP be amended and identified as Schedule 'A' and attached hereto;
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 20th day of November, 2017.

Read a third time and passed this 20th day of November, 2017.

Maureen Cole, Mayor

Genevieve Scharback, Clerk