

The Corporation of the Township of Huron-Kinloss



**BY-LAW No.**

**2023 - 102**

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Being a By-law to Authorize the Release of an Easement Agreement from 2  
McTavish Crescent, LOT 2, PLAN M49  
BEING PART 1 PLAN 3R-1928 (VILLAGE OF RIPLEY)

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**WHEREAS** Section 8(1) and 9 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues and has the capacity, rights, powers and privileges of a natural person for the purposes of exercising its authority under this or any other Act;

**AND WHEREAS** the Municipal Act authorizes Council to release agreements;

**AND WHEREAS** the former Corporation of the Village of Ripley, authorized the entering into of an Easement Agreement dated September 6, 1977 with the property owner of 2 McTavish Crescent, Lot 2, Plan M49 being Part 1 on Reference Plan 3R-1928 for the purpose of maintain a drain;

**AND WHEREAS** the said Easement Agreement was registered on title in the Registry Office;

**AND WHEREAS** the easement is no longer necessary as outlined in Report CAO-2023-09-31;

**NOW THEREFORE** the Council of The Corporation of the Township of Huron-Kinloss **ENACTS** as follows;

1. That the Chief Administrative Officer is hereby authorized and directed to execute, deliver and sign the paperwork required for a release of the Easement Agreement for drainage purposes on the property known as 2 McTavish Crescent, Lot 2, Plan M49 being Part 1 on Reference Plan 3R-1928.
2. That this by-law shall come into full force and effect upon its final passage.
3. That this by-law may be cited as the "Release of Easement 2 McTavish Crescent By-law".

**READ a FIRST and SECOND TIME** this 18<sup>th</sup> day of September, 2023.

**READ a THIRD TIME and FINALLY PASSED** this 18<sup>th</sup> day of September, 2023.

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Mayor

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Clerk