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**THE CORPORATION OF THE TOWNSHIP OF ESSA**

**BY-LAW NO. 2009 – 20**

**A By-law of The Corporation of the Township of Essa to Declare Surplus and Transfer, Release and Abandon the Easement over Part Lot 18, Plan 51M-838, being Part 4 on Plan 51R-34460 as in SC425891, Township of Essa, County of Simcoe, being Part of PIN 58116-0366 (LT)**

WHEREAS Andre Frankevych and Brenda Clancey are the registered owners of Lot 18, Plan 51M-838, Township of Essa, County of Simcoe being all of PIN: 58116-0366 (LT); and

WHEREAS The Corporation of the Township of Essa has a registered Easement over Part of Lot 18, Plan 51M-838, being Part 4 on Plan 51R-34460, Township of Essa, County of Simcoe being Part of PIN: 58116-0366 (LT) (the "Subject Property") registered as Instrument No. SC425891; and

WHEREAS The Corporation of the Township of Essa has determined that the registered Easement over the Subject Property is not required for municipal purposes due to the fact that no municipal services were constructed on the Subject Property; and

WHEREAS the Subject Property does not form part of a Municipal Highway; and

WHEREAS The Corporation of the Township of Essa declares that the Subject Property is surplus property pursuant to Procedural By-Law 2007-44; and

WHEREAS Section 9 of the *Municipal Act* S.O. 2001 c. 25 authorizes the municipality to dispose of surplus property; and

WHEREAS the Council of The Corporation of the Township of Essa deems it necessary and expedient to declare surplus and Transfer, Release and Abandon the registered Easement over the Subject Property; and

WHEREAS the Developer of Plan 51M-838, being Thornton Meadows Limited has agreed to pay all costs in relation to this Transfer, Release and Abandonment;

NOW THEREFORE the Council of The Corporation of the Township of Essa enacts as follows:

1. That the following lands are hereby declared surplus:

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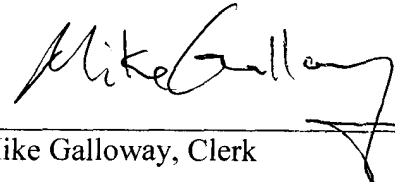
Part of Lot 18, Plan 51M-838, being Part 4 on Plan 51R-34460 as in SC425891, Township of Essa, County of Simcoe, being part of PIN 58116-0366 (LT), as set out in Schedule "A" attached;

2. This Council does hereby authorize the Transfer, Release and Abandonment of the registered Easement over the Subject Property being Part of Lot 18, Plan 51M-838, being Part 4 on Plan 51R-34460 as in SC425891, Township of Essa, County of Simcoe, being part of PIN 58116-0366 (LT), as set out in Schedule "A" attached, to Andre Frankevych and Brenda Clancey for nominal consideration with all surveying costs and legal costs and any other costs to be paid by the Developer of Plan 51M-838, Thornton Meadows Limited;
3. This Council does hereby authorize the Mayor and Clerk to take all necessary action to carry out the provisions of this By-law including the execution of any documentation in connection with the Transfer, Release and Abandonment for Part of Lot 18, Plan 51M-838, being Part 4 on Plan 51R-34460 as in SC425891, Township of Essa, County of Simcoe, being part of PIN 58116-0366 (LT);
4. This Council does hereby authorize that there shall be attached to this by-law a Schedule "B" the affidavit of Mike Galloway, Clerk, setting out the procedures taken for giving notice to the public of its intention to pass this by-law.
5. This By-law shall take effect and come into force on and from the date it is finally passed by Council for The Corporation of the Township of Essa.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this the Eighteenth day of March 2009.



David Guergis, Mayor



Mike Galloway, Clerk

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**SCHEDULE "A"**

To By-Law 2009 – 20

**THE CORPORATION OF THE TOWNSHIP OF ESSA**

Subject Property:

Part of Lot 18, Plan 51M-838,  
being Part 4 on Plan 51R-34460 as in SC425891,  
Township of Essa, County of Simcoe,  
being part of PIN 58116-0366 (LT)

**SCHEDULE "B"**

To By-Law 2009 – 20

**THE CORPORATION OF THE TOWNSHIP OF ESSA**

**PROVINCE OF ONTARIO**

**IN THE MATTER OF** Part of Lot 18, Plan 51M-838,  
being Part 4 on Plan 51R-34460 as in SC425891,  
Township of Essa, County of Simcoe,  
being part of PIN 58116-0366 (LT)

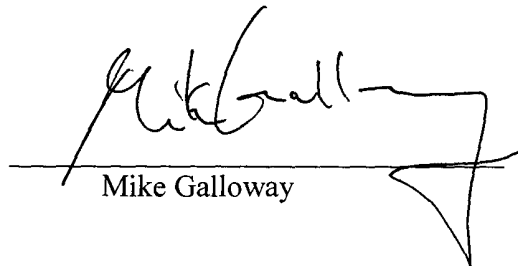
I, Mike Galloway, of the Township of Essa, in the County of Simcoe, do solemnly declare as follows:

1. That I am the Clerk of The Corporation of the Township of Essa and as such have knowledge of the matters herein deposed to.
2. That pursuant to S.34 of the Municipal Act, S.O., 2001, c.25, and The Corporation of the Township of Essa's Procedural By-law 2007-44, I did cause public notice to be given in the following method:

*Website + public posting*

3. Attached to this my affidavit and marked as Exhibit "A" is a copy of the said Notice as it appeared 12 on the day of Mar, 2009.
4. That the proposed by-law came before Council of The Corporation of the Township of Essa for consideration at a meeting on the 18 day of Mar, 2009, and no objections were received.

SWORN before me at the )  
 Township of Essa, )  
 in the County of Simcoe )  
 this 18th day of March, 2009. )

  
 \_\_\_\_\_  
 Mike Galloway

*K. Pearl*

A Commissioner, etc.  
 Kathryn Ann Pearl, a Commissioner, etc.,  
 County of Simcoe, for the Corporation  
 of the Township of Essa.  
 Expires January 8, 2011.



## **PUBLIC NOTICE**

Notice is hereby given pursuant to the *Municipal Act, 2001*, that the Council of The Corporation of The Township of Essa proposes to pass a by-law to declare surplus, and Transfer, Release and Abandon the Easement over Part Lot 18, Plan 51M-838, being Part 4 on Plan 51R-34460 as in SC425891, Township of Essa, County of Simcoe, being Part of PIN 58116-0366 (LT) Township of Essa, County of Simcoe, after publication of this Notice. The proposed by-law and survey showing the lands affected may be viewed at the Planning Department, lower level, Essa Administration Centre during regular office hours.

Township Council will hear any person or representative who claims that their land will be prejudicially affected by the said by-law and who applies to be heard on *March 18, 2009* at the Committee of the Whole meeting commencing at 6:00 p.m. Any person who wishes to be heard shall apply to the undersigned.

Mike Galloway, CMO  
The Corporation of the Township of Essa  
Phone: (705) 424-9917 ext.116  
Email: [mgalloway@essatownship.on.ca](mailto:mgalloway@essatownship.on.ca)

Exhibit "A"



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**Essa Township**

**Home**

***Where Town and Country Meet***

***Public Notice***

***The next scheduled council meeting will take place on Wednesday March 18<sup>th</sup> starting at 6:00 pm in the Council Chambers of the Administration Centre.***

March 2009						
S	M	T	W	T	F	S
22	23	24	25	26	27	28
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31	1	2	3	4



Residents of Essa Township who are anxious to catch the Olympic Spirit will have the opportunity to see the Olympic Flame in person on Tuesday, December 29, 2009, as it passes through CFB Borden and Angus on its way towards the Vancouver 2010 Olympic Winter Games. The 2010 Olympic Torch Relay, presented by Coca-Cola and RBC, will reach over 90 per cent of Canadians within a one-hour drive. The torch relay route is available at [vancouver2010.com](http://vancouver2010.com) and information on how residents can apply to be torchbearers can be found at [icoke.ca](http://icoke.ca) and [rbc.com/carrythetorch](http://rbc.com/carrythetorch).

To review the media release click [here](#).

**Committee / Council Agendas & Minutes**  
February 18, 2009 Minutes

**Committee of Adjustment**  
March 26, 2009 Agenda

**By-laws**

**Tenders**

- Supply, Loading, Spreading and/or End Dumping of 5/8" Crushed Granular "A" Gravel plus Granular "B" Gravel
- Supply, Loading, Spreading of 5/8" Crushed Granular "A" Gravel

**What's New**

Public Notice - Part of Lot 18, Plan 51M-838

High Water Safety Bulletin March 11, 2009  
Cold Weather Bulletin  
Development Charges Pamphlet  
Winter Parking - Snow Removal

**Job Postings**

Parks & Recreation - Summer Jobs Available

**Recreation**

March Break Public Skating  
Spring - Summer 2009 Program Guide  
Facility Rentals  
March Break Day Camp Program  
Indoor Ice Available for Rent  
Winter Program Guide

**BizPaL** comes to Essa Township!

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[Thornton Water Users Notice](#)

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