



BY-LAW NUMBER 2012-

A By-law of The Corporation of the City of Barrie to accept the “as-constructed” municipal services within and complementary to the 1616678 Ontario Ltd. - Hamptons Plan of Subdivision (Phase 1 West) Registered as Plan 51M-820 and to assume the street within this plan of subdivision for public use.

WHEREAS Section 10 of the Municipal Act, 2001, S.O. 2001, c.25 as amended (the “Municipal Act, 2001”), provides that a single-tier municipality may pass by-laws respecting matters set out therein including, inter alia public assets of the municipality acquired for the purpose of exercising its authority under the Municipal Act, 2001 or any other Act;

AND WHEREAS The Council of The Corporation of the City of Barrie deems it expedient to assume part of Sovereign’s Gate on Plan 51M-820, in the City of Barrie, County of Simcoe;

AND WHEREAS The Council of The Corporation of the City of Barrie passed the following Motion:

Motion 09-G-430

That the “as constructed” municipal services within, and complementary to, the Hamptons Plan of Subdivision (Phase I West) described as Part of Registered Plan 51M-820 (Ministry File 43T-98513) be accepted, and that a By-law be prepared to assume the streets within the plan of subdivision as public highways subject to the satisfaction of the City Solicitor, City Clerk, Director of Engineering, PowerStream Barrie Hydro Distribution Inc., and subject to the following conditions:

- a) That a Letter of Credit, in the amount of \$88,279.84 be held until the completion of the one (1) year maintenance period at which time a final inspection of the works, within and associated with this plan, will be performed with the Developer;
- b) That a Letter of Credit in the amount of \$25,803.07 be held for the purpose of securing uncompleted work associated with boulevard trees and lot grading certification which shall be held until the work is completed; and
- c) That Letters of Credit in the amount of \$631,159.12, \$249,813.99 and \$905,142.96 be held for the purpose of securing outstanding work associated with the development of Phase I East, Phase II and Phase III, respectively. (ENG057-09) (File: D12-299 (I))

NOW THEREFORE, the Council of The Corporation of the City of Barrie enacts as follows:

1. **THAT** that part of Sovereign’s Gate that fronts on Lots 131 and 132 be assumed for public use.
2. **THAT** the “as-constructed” municipal services within and complementary to the 1616678 Ontario Ltd. - Hamptons Plan of Subdivision (Phase 1 West) Registered as Plan 51M-820 be accepted.
3. **THAT** this By-law shall come into force and have effect immediately upon the final passing thereof.

READ a first and second time this 14th day of May, 2012.

READ a third time and finally passed this 14th day of May, 2012.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR – J.R. LEHMAN

CITY CLERK – DAWN A. MCALPINE