



Bill No. 088

BY-LAW NUMBER 2011-

A By-law of The Corporation of the City of Barrie to accept the "as-constructed" municipal services within and complementary to the Stanley Heights Limited Plan of Subdivision registered as Plan 51M-871, and to assume the streets 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 Arch Brown Court on Plan 51M-871, 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 11-G-156

1. That the "as-constructed" municipal services within, and complementary to, the plan of subdivision by Stanley Heights Limited, described as Registered Plan 51M-871 (Ministry File 43T-050228) and the Stanley Street extension 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 Director of Legal Services, 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 \$12,905.00 be held for the purpose of securing uncompleted work including \$5,905.00 for works associated with the removal and replacement of boulevard trees, \$2,000.00 for works associated with lot grading certification, side yard swale and \$5,000.00 for works associated with the maintenance entrance to Georgian Mall;
 - b) That the developer contributes a total of \$53,000.00 which represents one-third of the construction costs towards the reconstruction/relocation of the existing drainage channel at the northerly boundary of the subject plan; and
 - c) That the City waives its requirement for a one year maintenance period on all municipal works within the plan.
2. That funding from the Tax Capital Reserve (Account 13-04-0440) be increased by \$20,333 for Arch Brown Court Channel Improvements, Contract 2010-106T.
3. That the drainage easement width be adjusted to suit the Arch Brown Court Channel Improvements. (ENG002-11) (File: E02-2010-106T, D12-355)

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

1. **THAT** Arch Brown Court on Plan 51M-871, in the City of Barrie, County of Simcoe be assumed for public use.
2. **THAT** the as-constructed municipal services within and complementary to the Stanley Heights Limited Plan of Subdivision registered as Plan 51M-871 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 27th day of June, 2011.

READ a third time and finally passed this 27th day of June, 2011.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR – J. R. LEHMAN

CITY CLERK – DAWN A. McALPINE