

The Corporation of the Township of South Algonquin

By-Law No. 2008- 304

(Being a by-law relating to the acquisition of
a building required for purposes of the Municipality)

WHEREAS The Corporation of the Township of South Algonquin (hereinafter called "Township") is the owner of land consisting of that part of Lot 6, Concession 5, in the Geographic Township of Airy within the municipality laid out as Part 1 on Reference Plan 36R-3698 located at the intersection of Haycreek Road and Third Avenue (Scott Street) in the hamlet of Whitney (hereinafter called "Land");

AND WHEREAS Whitney Seniors New Outlook (hereinafter called "Whitney Seniors") is a corporation without share capital incorporated by Letters Patent dated December 31, 1990 by senior citizens then residing in and around the said hamlet of Whitney;

AND WHEREAS at its meeting held on September 30, 1993, the Council of The Corporation of the Township of Airy, now part of the Township, gave permission to Whitney Seniors to erect a building to be used by its members as a recreation centre on the Land;

AND WHEREAS in accordance with the consent and permission given, Whitney Seniors at its expense erected a building on the Land having a floor area of approximately 2,800 sq. ft. on its main floor, which has kitchen facilities, and approximately 2800 sq. ft. of additional space on the basement level, which has its own washrooms but no kitchen facilities;

AND WHEREAS the Letters Patent of Whitney Seniors provide that, upon its dissolution and after payment of all of its debts and liabilities, its remaining property is to be distributed to or disposed of to The Corporation of the Township of Airy;

AND WHEREAS Whitney Seniors does not intend to dissolve, but has offered to transfer and release to the Township all its right, title and interest in and to the building on the Land, while retaining the right to exclusively use and occupy the basement level;

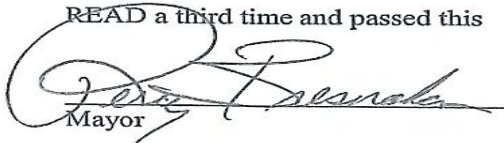
AND WHEREAS it is desirable and in the interests of the Township and the Township is authorized by the *Municipal Act*, S.O. 2001 c.25 as amended to accept a transfer of and to own the building on the Land, which the Township proposes to use for its municipal offices,

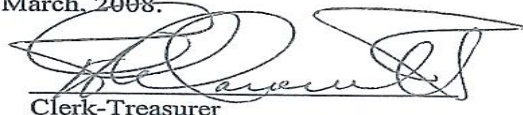
NOW THEREFORE be it and it is hereby enacted by the Council of The Corporation of the Township of South Algonquin as follows:

1. Now being the owner of the Land on which it is located, the Township do accept a Deed of Gift from the Whitney Seniors for the building on the Land for nominal consideration as a donation by Whitney Seniors to the Township, subject to the further provisions of this by-law.
2. Being the owner of the Land and having become the owner of the building thereon, the Township do enter into a lease between the Township as landlord and Whitney Seniors as tenant of the basement level of the said building in the form of the draft Lease annexed to this By-law.
3. The Township do pay the costs of preparation of the Deed of Gift for the building and the lease of the basement level and of registration of a Notice of the Lease in the Land Registry Office for Nipissing (No. 36).
4. This by-law shall come into force and take effect upon its passing.

READ a first and second time this day of March, 2008.

READ a third time and passed this day of March, 2008.


Mayor


Clerk-Treasurer