



Bill No. 172

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 Patrician Homes Plan of Subdivision registered as Plan 51M-670 further described on Plans 51R32803 and 51R31738 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 Stapleton Place on Plan 51M-670, further described on Plan 51R32803 and Orsi Court on Plan 51M-670 further described on Plan 51R31738, 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-276:

"That the "as-constructed" municipal services within, and complementary to, the Patrician Homes Plan of Subdivision described as Registered Plan 51M-670 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 Inc., and subject to the following conditions:

- a) That a Letter of Credit, in the total amount of \$147,288.50 which includes \$135,288.50 for Engineering and \$12,000.00 for Parks Planning to 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 \$12,859.00 be held for the purpose of securing uncompleted works associated with the asphalt and concrete repairs, driveway paving, maintenance hole adjustments, and boulevard trees, which shall be held until the works are completed or cash settlement after the one (1) year maintenance period.

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

1. **THAT** Stapleton Place on Plan 51M-670, further described on Plan 51R32803, in the City of Barrie, County of Simcoe be assumed for public use.
2. **THAT** Orsi Court on Plan 51M-670, further described on Plan 51R31738, in the City of Barrie, County of Simcoe be assumed for public use.
3. **THAT** the as-constructed municipal services within and complementary to Patrician Homes plan of subdivision registered as Plan 51M-670 be accepted.
4. **THAT** this By-law shall come into force and have effect immediately upon the final passing thereof.

READ a first and second time this 1st day of October, 2012.

READ a third time and finally passed this 1st day of October, 2012.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR – J. R. LEHMAN

CITY CLERK – DAWN A. McALPINE