

|                                                                                   |                                        |
|-----------------------------------------------------------------------------------|----------------------------------------|
|  | THE CORPORATION OF THE TOWN OF COBOURG |
|                                                                                   | BY-LAW NUMBER <u>017-2017</u>          |

**A BY-LAW TO AUTHORIZE EXECUTION OF AN ENCROACHMENT AGREEMENT WITH 7967187 CANADA INC AND THE CORPORATION OF THE TOWN OF COBOURG (319 DIVISION STREET, COBOURG).**

**WHEREAS** Section 11 (3) of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provides that a lower-tier municipality may pass by-laws, respecting matters within the sphere of jurisdiction of highways, including parking and traffic on highways;

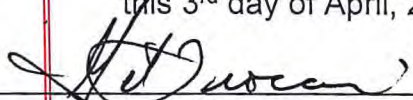
**AND WHEREAS** Section 8 (1) and 9 of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues and has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

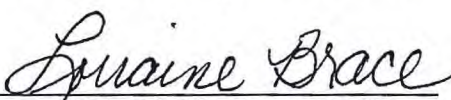
**AND WHEREAS** the Council of The Corporation of the Town of Cobourg has been requested to enter into an agreement to allow encroachments on municipal property;

**NOW THEREFORE** the Municipal Council of the Corporation of the Town of Cobourg enacts as follows:

1. **THAT** the owner of property located at 319 Division Street, Cobourg, legally described and attached to this By-law as Schedule "A" is 7967187 Canada Inc.
2. **THAT** the Town of Cobourg is hereby allowed to maintain and use the portion of the encroachment upon municipal property subject to the Encroachment Agreement.
3. **THAT** the Mayor and Municipal Clerk are hereby authorized and instructed to execute on behalf of the Corporation an encroachment agreement with 7967187 Canada Inc. and the Corporation of the Town of Cobourg.
4. **THAT** the said agreement relates only to the encroachment of the existing building currently occupying lands described in Schedule "A" and the permitted area of encroachment is described in Schedule "B" and Schedule "C" located on property at 319 Division Street, Cobourg as described in Schedule "B" and Schedule "C" attached to this By-law.

READ a first, second and third time and finally passed in Open Council this 3<sup>rd</sup> day of April, 2017.

  
MAYOR

  
MUNICIPAL CLERK

## SCHEDULE "A"

PIN 51094-0354 LT, PT LT 5 BLK G S/S University Ave and E/S George St PL Caddy  
(Formerly LT 17 CON A Hamilton) Cobourg PT 1 39R-2761; Cobourg.

## SCHEDULE "B"

The 0.48 ft of land occupied by a 1 storey building on the west side of Division Street  
Part 1 Plan 39R-2761 (attached in part) which encroaches onto Municipal Property.

## SCHEDULE "C"

**PLAN OF SURVEY OF**  
**PART OF LOT 5, BLOCK G**  
**CADDY PLAN**  
 (FORMERLY LOT 17, CONCESSION A)  
**TOWN OF COBURG**  
 COUNTY OF NORTHUMBERLAND

SCALE 1 INCH = 20 FEET

IVAN B WALLACE, O.S. - 988

**JAMES STREET**

**DIVISION STREET**

**BUCK STREET**

**LOT 5**

**LOT 6**

**LOT 7**

**LOT 8**

**LOT 9**

**LOT 10**

**LOT 11**

**LOT 12**

**LOT 13**

**LOT 14**

**LOT 15**

**LOT 16**

**LOT 17**

**LOT 18**

**LOT 19**

**LOT 20**

**LOT 21**

**LOT 22**

**LOT 23**

**LOT 24**

**LOT 25**

**LOT 26**

**LOT 27**

**LOT 28**

**LOT 29**

**LOT 30**

**LOT 31**

**LOT 32**

**LOT 33**

**LOT 34**

**LOT 35**

**LOT 36**

**LOT 37**

**LOT 38**

**LOT 39**

**LOT 40**

**LOT 41**

**LOT 42**

**LOT 43**

**LOT 44**

**LOT 45**

**LOT 46**

**LOT 47**

**LOT 48**

**LOT 49**

**LOT 50**

**LOT 51**

**LOT 52**

**LOT 53**

**LOT 54**

**LOT 55**

**LOT 56**

**LOT 57**

**LOT 58**

**LOT 59**

**LOT 60**

**LOT 61**

**LOT 62**

**LOT 63**

**LOT 64**

**LOT 65**

**LOT 66**

**LOT 67**

**LOT 68**

**LOT 69**

**LOT 70**

**LOT 71**

**LOT 72**

**LOT 73**

**LOT 74**

**LOT 75**

**LOT 76**

**LOT 77**

**LOT 78**

**LOT 79**

**LOT 80**

**LOT 81**

**LOT 82**

**LOT 83**

**LOT 84**

**LOT 85**

**LOT 86**

**LOT 87**

**LOT 88**

**LOT 89**

**LOT 90**

**LOT 91**

**LOT 92**

**LOT 93**

**LOT 94**

**LOT 95**

**LOT 96**

**LOT 97**

**LOT 98**

**LOT 99**

**LOT 100**

**LOT 101**

**LOT 102**

**LOT 103**

**LOT 104**

**LOT 105**

**LOT 106**

**LOT 107**

**LOT 108**

**LOT 109**

**LOT 110**

**LOT 111**

**LOT 112**

**LOT 113**

**LOT 114**

**LOT 115**

**LOT 116**

**LOT 117**

**LOT 118**

**LOT 119**

**LOT 120**

**LOT 121**

**LOT 122**

**LOT 123**

**LOT 124**

**LOT 125**

**LOT 126**

**LOT 127**

**LOT 128**

**LOT 129**

**LOT 130**

**LOT 131**

**LOT 132**

**LOT 133**

**LOT 134**

**LOT 135**

**LOT 136**

**LOT 137**

**LOT 138**

**LOT 139**

**LOT 140**

**LOT 141**

**LOT 142**

**LOT 143**

**LOT 144**

**LOT 145**

**LOT 146**

**LOT 147**

**LOT 148**

**LOT 149**

**LOT 150**

**LOT 151**

**LOT 152**

**LOT 153**

**LOT 154**

**LOT 155**

**LOT 156**

**LOT 157**

**LOT 158**

**LOT 159**

**LOT 160**

**LOT 161**

**LOT 162**

**LOT 163**

**LOT 164**

**LOT 165**

**LOT 166**

**LOT 167**

**LOT 168**

**LOT 169**

**LOT 170**

**LOT 171**

**LOT 172**

**LOT 173**

**LOT 174**

**LOT 175**

**LOT 176**

**LOT 177**

**LOT 178**

**LOT 179**

**LOT 180**

**LOT 181**

**LOT 182**

**LOT 183**

**LOT 184**

**LOT 185**

**LOT 186**

**LOT 187**

**LOT 188**

**LOT 189**

**LOT 190**

**LOT 191**

**LOT 192**

**LOT 193**

**LOT 194**

**LOT 195**

**LOT 196**

**LOT 197**

**LOT 198**

**LOT 199**

**LOT 200**

**LOT 201**

**LOT 202**

**LOT 203**

**LOT 204**

**LOT 205**

**LOT 206**

**LOT 207**

**LOT 208**

**LOT 209**

**LOT 210**

**LOT 211**

**LOT 212**

**LOT 213**

**LOT 214**

**LOT 215**

**LOT 216**

**LOT 217**

**LOT 218**

**LOT 219**

**LOT 220**

**LOT 221**

**LOT 222**

**LOT 223**

**LOT 224**

**LOT 225**

**LOT 226**

**LOT 227**

**LOT 228**

**LOT 229**

**LOT 230**

**LOT 231**

**LOT 232**

**LOT 233**

**LOT 234**

**LOT 235**

**LOT 236**

**LOT 237**

**LOT 238**

**LOT 239**

**LOT 240**

**LOT 241**

**LOT 242**

**LOT 243**

**LOT 244**

**LOT 245**

**LOT 246**

**LOT 247**

**LOT 248**

**LOT 249**

**LOT 250**

**LOT 251**

**LOT 252**

**LOT 253**

**LOT 254**

**LOT 255**

**LOT 256**

**LOT 257**

**LOT 258**

**LOT 259**

**LOT 260**

**LOT 261**

**LOT 262**

**LOT 263**