



Report to: General Committee

Date Report Authored: May 25, 2011

SUBJECT: Kennedy Mackenzie Consix Investments Limited
Proposed Plan of Subdivision 19TM-95050, Phase 3
- Release of Agreements from Title

PREPARED BY: Catherine M. Conrad, Town Solicitor, Ext. 4737

RECOMMENDATION:

- 1) THAT the report entitled "Kennedy Mackenzie Consix Investments Limited Proposed Plan of Subdivision 19TM-95050, Phase 3 – Release of Agreements from Title" be received;
- 2) THAT the Mayor and Clerk be authorized to execute the necessary Release of Agreements to be registered on title to that Part of Lot 19, Concession 6, designated as Parts 1, 2, 3 & 4, Plan 65R-28314, said Release to be in the form and content satisfactory to the Town Solicitor;
- 3) THAT the Chief Administrative Officer be delegated authority to execute releases of agreements registered on title that have either expired or are no longer applicable, all in a form satisfactory to the Town Solicitor;
- 4) THAT Staff be authorized and directed to do all things necessary to give effect to this resolution; and
- 5) AND THAT the following resolution be reported out in the public Council meeting on June 14, 2011.

EXECUTIVE SUMMARY:

Not Applicable

PURPOSE:

The purpose of this report is to obtain Council's authority to delete certain Agreements registered on title to Part of Lot 19, Concession 6, designated as Parts 1, 2, 3 & 4, Plan 65R-28314 (the "Lands") since the Agreements are no longer applicable as the Lands have been rezoned.

BACKGROUND:

The Town entered into Agreements with Helen C. Turner, dated October 8, 1976, November 16, 1977 and December 31, 1984, to require that the Lands would be used for agricultural purposes only and that no dwelling unit was to be erected. All three Agreements were registered on title. In 2006, the lands were rezoned from agricultural uses to residential.

The current owner, Kennedy Mackenzie Consix Investments Limited, is in the process of completing its Phase 3 subdivision registration and have requested the deletion of the above three Agreements from title, so that the three Agreements will not be carried forward to each of the new lots and blocks being created.

The said Agreements are also registered on title to a portion of land currently owned by the York Region District School Board which lands have also been rezoned. The deletion of the Agreements will also include these lands.

These Agreements are no longer applicable to the Lands and it is recommended that they be deleted from title.

OPTIONS/ DISCUSSION:

Not Applicable

FINANCIAL CONSIDERATIONS AND TEMPLATE: (external link)

Not Applicable

HUMAN RESOURCES CONSIDERATIONS

Not Applicable

ALIGNMENT WITH STRATEGIC PRIORITIES:

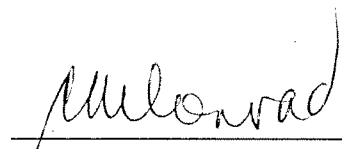
Not Applicable

BUSINESS UNITS CONSULTED AND AFFECTED:

Zoning Department has confirmed the current zoning for the Lands.

RECOMMENDED

BY:



Catherine M. Conrad
Town Solicitor

ATTACHMENTS:

Extract from zoning map showing the lands outlined