



The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 10-2000

**BEING A BY-LAW TO REPEAL BY-LAW NO. 268-92 (TO ALLOW
THE MAINTAINING AND USING OF A BUILDING WHICH
ENCROACHES AT THE SOUTH LIMIT OF EVADERE ROAD
(SHERK) (L07.26.07)**

WHEREAS By-law No. 268-92 was passed by the Municipal Council of the Town of Fort Erie on the 14th day of December, 1992 to allow the maintaining and using of a building which encroaches at the south limit of Evadere Road by the owners of lands described as Lot 186 and Part Lot 187 according to Registered Plan No. 96 for the former Township of Bertie, now known as Plan 436 in the Town of Fort Erie, and being designated as Part 1 on Reference Plan 59R-8286, and

WHEREAS By-law No. 268-92 was registered in the local land registry office on the 23rd day of December, 1992 as Instrument No. 645368, and

WHEREAS the current owner of the property, Tyrone Hobbs, has requested that the encroachment agreement affecting their lands as described above be nullified since the encroachment has been removed and no longer exists, and

WHEREAS a site inspection has been completed by the Building Inspector wherein the removal of the building encroaching at the south limit of Evadere Road has been confirmed, and

WHEREAS it is deemed necessary to Repeal By-law No. 268-92 and to direct the Finance Department to eliminate the annual charge of \$100.00 effective January 1, 2000;

NOW THEREFORE the Municipal Council of The Corporation of the Town of Fort Erie hereby enacts as follows:

- (1) **THAT** By-law No. 268-92, being a by-law to allow the maintaining and using of a building which encroaches at the south limit of Evadere Road affecting lands described as Lot 186 and Part Lot 187 according to Registered Plan No. 96 for the former Township of Bertie, now known as Plan 436 in the Town of Fort Erie, and being designated as Part 1 on Reference Plan 59R-8286, be and it is hereby repealed.
- (2) **THAT** the Clerk shall undertake to have this by-law registered in the local Land Registry office.

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- (3) **THAT** the Director of Finance shall eliminate the annual encroachment charge of \$100.00 effective January 1, 2000 as shown on the tax bill for Tyrone Hobbs and future owners insofar as it affects lands at 104 Pleasant Avenue.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 24th DAY OF JANUARY, 2000.



MAYOR



CLERK

I, the Clerk, Carolyn J. Booth, of The Corporation of the Town of Fort Erie hereby certify the foregoing to be a true certified copy of By-law No. of the said Town. Given under my hand and the seal of the said Corporation this day of _____, 2000.
