



## **The Corporation of the Town of Fort Erie By-law 26-2024**

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### **Being a By-law to Authorize the Entry into Agreement of Purchase and Sale with Westwind Niagara Developments Inc. Westwind Shores Subdivision (3285 Thunder Bay Road)**

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**Whereas** By-law 71-2021 was passed by the Municipal Council of The Corporation of the Town of Fort Erie on May 31, 2021, authorizing the entry into a Memorandum of Understanding with Westwind Niagara Developments Inc. (the "Developer") for the proposed acquisition of a portion of the lands located at 3285 Thunder Bay Road; and

**Whereas** the Developer and the Town entered into a Memorandum of Understanding on June 8, 2021, as amended on November 19, 2021 and as further amended on July 12, 2022 (the "Amended Memorandum of Understanding"), pursuant to which, the Town and the Developer agreed to enter into an Agreement of Purchase and Sale for the Town's acquisition of a portion of the lands located at 3285 Thunder Bay Road, and more specifically, a portion of Block 43, as identified on the draft Plan of Subdivision dated January 5, 2022, Drawing No. 17143-DP, Rev. 2 (the "Draft Plan of Subdivision"), equivalent to 0.5959 ha, at the purchase price of \$320,000; and

**Whereas** it is deemed desirable to enter into an Agreement of Purchase and Sale with Westwind Niagara Developments Inc. for the acquisition of the said lands;

**Now therefore** the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

- 1. That** the entry into an Agreement of Purchase and Sale with Westwind Niagara Developments Inc. for the purchase of a portion of Block 43 as identified on the Draft Plan of Subdivision, equivalent to 0.5958 ha, at a purchase price of \$320,000, and in a form satisfactory to the Town's solicitor, is authorized and approved.
- 2. That** the Chief Administrative Officer or his designate is authorized and directed to execute the Agreement of Purchase and Sale and all other documentation necessary to complete the transaction and to affix the corporate seal thereto.
- 3. That** the Clerk of the Town is authorized to affect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

**Read a first, second and third time and finally passed this 26<sup>th</sup> day of February, 2024.**

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Mayor

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Clerk