

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE



BY-LAW

NO. 2025 -

Being a By-law to Authorize a Mutual Agreement Drain with Larry Philip Kozak, Edward Philip Kazak, Alan Lawrence Kozak and Kincardine Farmland Holdings Ltd., Municipality of Kincardine

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 under Section 2 of the Drainage Act, RSO 1990 when two or more owners of land desire to construct or improve drainage works on any of their lands and are willing to pay the cost thereof, they may enter into a written agreement for the construction, improvement, financing and maintenance of such drainage works; and

Whereas Larry Philip Kozak, Edward Philip Kazak, Alan Lawrence Kozak and Kincardine Farmland Holdings Ltd., wish to enter into a Mutual Agreement Drain; now therefore be it

Resolved that the Council of The Corporation of the Municipality of Kincardine **Enacts** as follows:

1. That The Corporation of the Municipality of Kincardine enter into a Mutual Agreement Drain with Larry Philip Kozak, Edward Philip Kazak, Alan Lawrence Kozak and Kincardine Farmland Holdings Ltd.
2. That the Mayor and Clerk be authorized to sign and execute the Mutual Agreement Drain, on behalf of The Corporation of the Municipality of Kincardine, attached to this By-law as Schedule "A".
3. That this By-law shall come into full force and effect upon its final passage.
4. That this By-law may be cited as the "Kozak Mutual Agreement Drain (2025) By-law".

Read a First, Second and Third Time and Finally passed this 8th day of January, 2025.

Mayor

Clerk