



**CORPORATION OF THE TOWNSHIP OF AUGUSTA**

**BY-LAW NUMBER 3542-2021**

**BEING A BY-LAW TO ENTER INTO A LEASE AGREEMENT**

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**WHEREAS** the Municipal Act, 2001 c. 25 S.O. 2001 section 8 allows for the Powers of a Natural Person and those powers may include the entering into an agreement.

**AND WHEREAS** the Council of the Corporation of the Township of Augusta deems it expedient to enter into a Lease Agreement with David Cybulski and Colleen O'Connell;

**NOW THEREFORE** the Council of the Township of Augusta hereby enacts as follows that:

1. THAT the Clerk are hereby authorized to sign the Lease Agreement on behalf of the Corporation of the Township of Augusta
  2. THAT The Lease Agreement is hereby attached hereto as Schedule "A" and forming part of this By-law.
  3. **THAT** all other by-laws inconsistent herewith are hereby repealed.
  4. That the provisions of this by-law are severable. If any provision, section or word is held to be invalid or illegal, such invalidity or illegality shall not affect or impair any of the remaining provisions, sections or words.
1. **THAT** this by-law come into full force and effect as of October 25, 2021.

Read a first and second time this 25 day of October 2021.

Read a third time and passed this 25 day of October 2021.

  
MAYOR

  
CLERK

**Schedule A By-law 3542-2021**

**LEASE AGREEMENT**

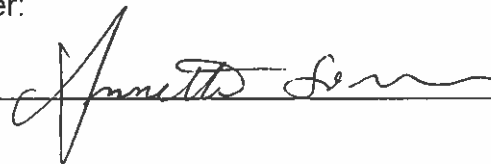
THIS AGREEMENT made this \_\_\_\_\_ day of October, 2021 between **THE CORPORATION OF THE TOWNSHIP OF AUGUSTA**, Landlord, and **WILLIAM DAVID CYBULSKI and COLLEEN O'CONNELL**, adjacent land owners, to enter upon and use the following area owned by the Township of Augusta legally described as Part of Lot 30, Concession 1, Township of Augusta, Part 1 on 15R9698, s/t PR109292 being PIN 68182-0405(LT);

The particulars of the Lease Agreement are as follows:

1. The Landlord may terminate this Agreement by written notice at any time on ten (10) days' notice.
2. This Agreement terminates on the death of the survivor of William David Cybulski and/or Colleen O'Connell. This Agreement further terminates when William David Cybulski and Colleen O'Connell no longer reside at the property.
3. This Agreement is nontransferrable.
4. This Agreement is the right to occupy this land, it is not exclusive, and the land remains open to the public at all times. The Owners are permitted to use the property for horticultural purposes and not any commercial activity. The Owners are responsible and liable for any causes of action and agrees to hold the Landlord harmless from any claim arising from its use, its invitees' or agents' use of this property.
5. The Parties agree that this Agreement can be registered against the title to the property.

**THE CORPORATION OF THE TOWNSHIP OF AUGUSTA**

Per:

  
\_\_\_\_\_


I have authority to bind the Corporation.

  
\_\_\_\_\_

**WILLIAM DAVID CYBULSKI**

  
\_\_\_\_\_

**COLLEEN O'CONNELL**

  
\_\_\_\_\_

Witness

  
\_\_\_\_\_

Witness