



OAKVILLE

REPORT

COMMUNITY SERVICES COMMITTEE

MEETING DATE: DECEMBER 14, 2010

FROM: Legal Department

DATE: October 14, 2010

SUBJECT: Release of Agreement 498909 - Parts 1, 2, 3, 6 and 7, Plan 20R-904 - Eighth Line, Invicta Drive and North Service Road East

LOCATION: North of North Service Road East and East of Eighth Line

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RECOMMENDATION:

That the Mayor and Clerk be authorized to execute a release of agreement 498909.

KEY FACTS:

The following are key points for consideration with respect to this report:

- Releasing an agreement which is no longer required by the Town.

BACKGROUND:

We received a request from the solicitors for the owner of a certain parcel of vacant land on Invicta Drive for the release of an agreement among Alliance Building Corporation, By-Ways Construction Inc. and the Town, registered on March 26, 1979 as Instrument No. 498909, affecting this property together with certain other properties, collectively designated as Parts 1, 2, 3, 6 and 7 on Plan 20R-904 (Appendix "A"). This agreement states that the owners will not object to the closing of a certain part of Invicta Drive so as to accommodate a road realignment shown on a draft plan of subdivision. The plan of subdivision was not registered and this agreement is no longer required by the Town.

COMMENT/OPTIONS:

The Engineering and Construction Department has no objection to the release agreement 498909 from all lands affected thereby. The Legal Department does not consider there to be any exposure to the Town in releasing this agreement.

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CONSIDERATIONS:

(A) PUBLIC

The release of this agreement will remove a superfluous registration from the titles to the affected properties.

(B) FINANCIAL

There are no financial considerations in releasing this agreement.

(C) IMPACT ON OTHER DEPARTMENTS & USERS

There is no impact on other departments and users.

(D) CORPORATE AND/OR DEPARTMENT STRATEGIC GOALS

This report addresses the corporate strategic goal to:

- be accountable

(E) COMMUNITY SUSTAINABILITY

This issue impacts the economic aspect of the community.

APPENDICES:

Appendix "A" – Plan 20R-904

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Town Solicitor