

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, MARCH 19, 2025
(To follow Committee of the Whole)**

AGENDA

Members of the public wishing to attend can do so by attending in person to the Council Chambers located in the Administration Centre at 5786 County Road 21, Utopia.

- 1. OPENING OF MEETING BY THE MAYOR**
- 2. DISCLOSURE OF PECUNIARY INTEREST**
- 3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS**

p. 1 Recommendation: ***BE IT RESOLVED THAT the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and THAT the minutes of the Committee of the Whole, Closed Session and Regular Council meetings held on the 5th day of March, 2025 be adopted as circulated.***

- 4. CONSENT AGENDA**

Recommendation: ***BE IT RESOLVED THAT the items listed in the Consent Agenda dated March 19th 2025, be received for information.***

- 5. COMMITTEE REPORTS**

- 6. PETITIONS**

- p. 7 a. **Petition to Acknowledge Parking Concerns at Our Lady of Grace Catholic School**

Recommendation: ***BE IT RESOLVED THAT the petition as provided regarding acknowledge parking concerns at Our Lady of Grace Catholic School, be received.***

- 7. MOTIONS AND NOTICES OF MOTIONS**

- a. **Playing for Conner – Request for Angus Community Park Baseball Diamond Fees to be Waived.**

Recommendation: ***BE IT RESOLVED THAT Council waive the rental fee for Angus Community Park Baseball Diamond for the “Playing for Connor” event to be held on August 17, 2025; and THAT the Manager of Parks and Recreation work with the organizers of “Playing for Connor” to ensure that required insurance is obtained.***

- 8. UNFINISHED BUSINESS**

9. **BY-LAWS**

- p. 9 a. By-law 2025-20 – A By-law to authorize the issuance of the Certificate of Substantial Completion External Works – SCDSB Forcemain, Marshall (Brookfield) Subdivision, (Brookfield Residential (Ontario) Limited), Registered Plan 51M-1256.

Recommendation: **BE IT RESOLVED THAT** *By-law 2025-20 be read a first, and taken as read a second and third time and finally passed.*

10. **QUESTIONS**

11. **CLOSED SESSION**

12. **CONFIRMATION BY-LAW**

- p. 18 **By-law 2025-21**

Recommendation: **BE IT RESOLVED THAT** *leave be granted to introduce By-law 2025-21, that being a By-law to confirm the proceedings of the Committee of the Whole, Closed and Council meetings held on this 19th day of March, 2025; and, that said By-law be read a first, and taken as read a second and third time and finally passed.*

13. **ADJOURNMENT**

Recommendation: **BE IT RESOLVED THAT** *this meeting of Council of the Township of Essa adjourn at _____ p.m. to meet again on the 2nd day of April, 2025 at 6:00 p.m.*

THE CORPORATION OF THE TOWNSHIP OF ESSA
COMMITTEE OF THE WHOLE MEETING
WEDNESDAY, MARCH 5, 2025
6:00 p.m.

MINUTES

A Regular Council meeting was held in person on Wednesday March 5, 2025, in the Council Chambers at the Administration Centre located at 5786 County Road 21, Utopia.

In attendance: Mayor Sandie Macdonald
Deputy Mayor Michael Smith
Councillor Pieter Kiezebrink
Councillor Henry Sander
Councillor Liana Maltby

Staff in attendance: M. Mikael, Chief Administrative Officer
S. Haniff, Manager of Planning
C. Rankin, Manager of Parks and Recreation
P. Granes, Chief Building Official
S. Corbett, Deputy Clerk
L. Lehr, Manager of Legislative Services

1. **OPENING OF MEETING BY THE MAYOR**
Mayor Macdonald opened at 6:00 p.m.

The Township of Essa acknowledges that we are situated on land within the area of Treaty 18, also known as the Lake Simcoe-Nottawasaga Treaty, signed on October 17, 1818 between the Government of Upper Canada and the Anishinaabe Indigenous peoples. The Anishinaabe include the Ojibwe, Odawa and Pottawatomi Nations collectively known as the Three Fires Confederacy. We are dedicated to honouring Indigenous history and culture and committed to moving forward in the spirit of reconciliation and respect with all First Nation, Metis and Inuit People.

2. **DISCLOSURE OF PECUNIARY INTEREST**

3. **DELEGATIONS / PRESENTATIONS / PUBLIC MEETINGS**

STAFF REPORTS

4. **PLANNING AND DEVELOPMENT / BUILDING**

a. **Staff Report PD006-25 submitted by the Manager of Planning, re: Pre-Consultation By-law.**

Resolution No: CW016-2025 Moved by: Kiezebrink Seconded by: Sander

BE IT RESOLVED THAT Staff Report PD006-25 be received; and THAT Council repeal By-law 2019-68 and replace it with an updated By-law that reflects recent changes resulting from Bill 185, Cutting Red Tape to Build More Homes Act, 2024.

---Carried---

5. **PARKS AND RECREATION / COMMUNITY SERVICES**

6. **FIRE AND EMERGENCY SERVICES**

7. **PUBLIC WORKS**

8. **FINANCE**

- a. **Correspondence from Township Engineer Ainley Group, re: Reduction in Securities – Marshall (Brookfield) Subdivision.**

Resolution No: CW017-2025 Moved by: Sander Seconded by: Smith

***BE IT RESOLVED THAT** Council approve a reduction in securities relating to the Marshall (Brookfield) Subdivision, as recommended by Ainley Group as follows:*

Current Securities Held by Township of Essa	\$10,523,940.26
Reduction as Recommended by Ainley	\$3,702,604.20
Securities to be Retained by Township of Essa	\$6,821,336.06

And,

***THAT** this approval is conditional upon the Developer providing the municipality with a Statutory Declaration indicating that all accounts have been paid in full, including all of the Township’s legal and engineering costs.*

---Carried---

9. **CLERKS / BY-LAW ENFORCEMENT / IT**

10. **CHIEF ADMINISTRATIVE OFFICER (C.A.O.)**

11. **OTHER BUSINESS**

- Councillor Kiezebrink provided an update on the NVCA and their review of services and composition.
- Mayor Macdonald reminded Council and Staff of the Bowling for Special Olympics event to take place on Saturday March 8, 2025 on CFB Borden.

12. **ADJOURNMENT**

Resolution No: CW018-2025 Moved by: Smith Seconded by: Maltby

***BE IT RESOLVED THAT** this meeting of Committee of the Whole of the Township of Essa adjourn at 6:06 p.m., to meet again on the 19th day of March, 2025 at 6:00 p.m.*

---Carried---

Sandie Macdonald
Mayor

Lisa Lehr
Manager of Legislative Services

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, MARCH 5, 2025**

MINUTES

A Regular Council meeting was held in person on Wednesday February 19, 2025, in the Council Chambers at the Administration Centre located at 5786 County Road 21, Utopia.

In attendance: Mayor Sandie Macdonald
Deputy Mayor Michael Smith
Councillor Pieter Kiezebrink
Councillor Henry Sander
Councillor Liana Maltby

Staff in attendance: M. Mikael, Chief Administrative Officer
S. Haniff, Manager of Planning
C. Rankin, Manager of Parks and Recreation
P. Granes, Chief Building Official
S. Corbett, Deputy Clerk
L. Lehr, Manager of Legislative Services

1. OPENING OF MEETING BY THE MAYOR

Mayor Macdonald opened the meeting at 6:06 pm

2. DISCLOSURE OF PECUNIARY INTEREST

Deputy Mayor Smith declared an interest on Items 9(d) and (e) as he has familial relations that reside adjacent to subject property.

3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS

Resolution No: CR021-2025 Moved by: Maltby Seconded by: Kiezebrink

***BE IT RESOLVED THAT** the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and
THAT the minutes of the Committee of the Whole and Regular Council meetings held on the 19th day of February, 2025 be adopted as circulated.*

---Carried---

4. CONSENT AGENDA

Resolution No: CR022-2025 Moved by: Sander Seconded by: Smith

***BE IT RESOLVED THAT** the items listed in the Consent Agenda dated March 5th 2025, be received for information.*

---Carried---

5. COMMITTEE REPORTS

a. Minutes of the Essa Public Library Board.

Resolution No: CR023-2025 Moved by: Smith Seconded by: Sander

BE IT RESOLVED THAT the minutes of the Essa Public Library Board from their meetings held on January 27, 2025, be received.

---Carried---

6. PETITIONS

7. MOTIONS AND NOTICES OF MOTIONS

8. UNFINISHED BUSINESS

9. BY-LAWS

Resolution No: CR024-2025 Moved by: Sander Seconded by: Maltby

- a. By-law 2025-11 – A By-law to authorize the levy and collection of interim tax and provide for penalty and interest.
- b. By-law 2025-12 – A By-law to authorized municipal borrowing for current expenditures for 2025.
- c. By-law 2025-13 – A By-law to amend the Zoning By-law 2003-50 for all lands throughout the Township (ARU).
- f. By-law 2025-16 – A By-law to appoint a By-law Officer.
- g. By-law 2025-17 - A By-law to amend schedule “A” of By-law 2024-25.
- h. By-law 2025-18 – A By-law to repeal and replace By-law 2019-68, Pre-Consultation By-law.

BE IT RESOLVED THAT By-law 2025-11, By-law 2025-12, By-law 2025-13, By-law 2025-16, By-law 2025-17 and By-law 2025-18 be read a first, and taken as read a second and third time and finally passed.

---Carried---

Deputy Mayor Smith declared an interest on Items 9(d) and (e). He recused himself from Council Chambers and did not participate in any discussion or vote on these Items.

Resolution No: CR025-2025 Moved by: Kiezebrink Seconded by: Maltby

- d. By-law 2025-14 – A By-law to amend the Zoning By-law 2023-50 – 8949 Smith Road.

- e. By-law 2025-15 – A By-law to adopt Amendment No.42 to the Official Plan - 8949 Smith Road.

BE IT RESOLVED THAT By-law 2025-14, and By-law 2025-15 be read a first, and taken as read a second and third time and finally passed.

---Carried---

Deputy Mayor Smith resumed his seat for the remainder of the meeting.

10. QUESTIONS

11. CLOSED SESSION

Resolution No: CR026-2025 Moved by: Maltby Seconded by: Kiezebrink

BE IT RESOLVED THAT Council proceed to a Closed Session in order to address matters pertaining to:

- a. **Staff Report CAO004-25, re: Staffing.**
- *Personal Matters About an Identifiable Individual – s.239(2)(b)*
 - *Labour Relations or Employee Negotiations – s.239(2)(d)*

Council proceeded into Closed Session at 6:24 p.m.

---Carried---

Motion to Rise and Report from Closed Session Meeting of March 5, 2025.

Resolution No: CR027-2025 Moved by: Maltby Seconded by: Kiezebrink

BE IT RESOLVED THAT Council rise and report from the Closed Session Meeting at 6:53 p.m.

---Carried---

The following items were passed by Council:

- a. **Staff Report CAO004-25, re: Staffing.**

Resolution No: CR028-2025 Moved by: Maltby Seconded by: Kiezebrink

BE IT RESOLVED THAT Confidential Staff Report CAO004-25 be received; and **THAT** Council direct staff in accordance with Options #2 and #3 as contained within the body of this confidential report.

---Carried---

12. **CONFIRMATION BY-LAW**

By-law 2025-19

Resolution No: CR029-2025 Moved by: Maltby Seconded by: Kiezebrink

BE IT RESOLVED THAT leave be granted to introduce By-law 2025-19, that being a By-law to confirm the proceedings of the Committee of the Whole, Closed and Council meetings held on this 5th day of March, 2025; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

---Carried---

13. **ADJOURNMENT**

Resolution No: CR030-2025 Moved by: Sander Seconded by: Smith

BE IT RESOLVED THAT this meeting of Council of the Township of Essa adjourn at 6:58 p.m. to meet again on the 19th day of March, 2025 at 6:00 p.m.

---Carried---

Sandie Macdonald
Mayor

Lisa Lehr
Manager of Legislative Services

lea

February 5, 2025

Attention: Pieter Kiezebrink
Councillor Ward 1
Essa Township

We wish to bring your attention to a serious safety concern in our neighbourhood. North Street is a short residential street close to Our Lady of Grace School. In the morning, at the end of the school day and when there are special events at the school, cars are parked on both sides of the street, leaving a very narrow passage. For both pedestrians and vehicles, travel through this stretch is precarious, and it is only a matter of time before a vehicle is damaged, or worse, someone is injured.

We realize that *eventually* a new Catholic school will be built, reducing the population of Our Lady of Grace School, and the amount of temporary parking. That is no guarantee that parking on North Street will be reduced. Children and their families will still use this street to travel to and from the school, including parents who collect their school age children with other young children in tow, often in strollers.

Therefore we, the undersigned, respectfully petition you to bring this matter before Essa Township Council on our behalf and impress upon our Council the urgent need to:

1. undertake the construction of sidewalks on North Street, Tree Top Street and Pridham Crescent and
2. post No Parking signs on one side of each of these same routes. (When parking is limited on North Street, drivers will find it necessary to park on alternate streets).

We appreciate your serious consideration of the safety needs of all, and especially your youngest citizens.

	Name	Address	Phone Number or email*
1	Hessy Danby	16 TREE TOP ST.	705-424-0570
2	Kate Simard	15 Centre Street	705-817-8858
3	R Danby	16 Tree Top St.	705-500-6107
4	Anah LeClair	16 Tree Top ST	705 424 5787
5	J. Puchner	49 RIVER DR	705-424-5696
6	Jacob LeClair	14 Treetop st	705-309-4489
7	Emma White	14 Treetop st	705 890 7645
8	Katy Swanton	11 tree-top st	289 926 1577
9	Tyler Swanton	11 Tree Top St	289 231 5071
10	John Balanda	15 tree-top st	705-424-6870
11	Jim Wright	17 Tree Top St	705 795 4614

*Including contact information will help keep citizens informed as to the progress of this petition.

6a

We, the undersigned, respectfully petition you to bring this matter before Essa Township Council on our behalf and impress upon our Council the urgent need to:

1. undertake the construction of sidewalks on North Street, Tree Top Street and Pridham Crescent and
2. post No Parking signs on one side of each of these same routes. (When parking is limited on North Street, drivers will find it necessary to park on alternate streets).

Name Address Phone Number or email*

12	Adrienne Collins	19 Tree Top St.	705-770-1905
13	Jessica Collins	19 Tree Top St	705 770 826
14	Carol Glyn Williams	19 Tree Top St	705 423-9706
15	Jodi Fisher	21 Tree Top St	705-877-2619
16	Camille Hagens	23 Tree Top St	905-407-0002
17	Laura Courvoisier	12 Tree Top St	705-790-9820
18	Madelaine Danby	5771 20 th Srd, Utopia	705 623-4140
19	Matt Walsh Danby	5771 20 th Srd Rd Utopia	705 424 4140
20	Heather Leclair	14 Tree Top St Angus	705 424 9865
21	Eric Leclair	14 Tree Top St	705 717 9991
22	Sandy Allaby	23 North	705 424 1219
23	J. Howard	184 Gold Park	705-691-7899
24	A. Jobc	1 Car. Lynne St	705 331-6103
25	Stephen Myer	5317 County Rd. 9	705-770-2743
26	OLA KARIM	107, holly meadow Banne	403 796 4974

27	Kiara Fiore	15 Pridham Cres, Angus	(705) 985-1990
28	Tonyca Leclair	30 Tree Top St Angus	705 718 7521
29	Gail Leclair	30 Tree Top St Angus	705 241 3012
30	Kevin Leclair	30 Tree Top St Angus	705 241-3012
31			
32			
33			

#26 is not from Angus but he is the crossing guard for OLOG. See 1st hand the problems

*Including contact information will help keep citizens informed as to the progress of this petition.

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW NO. 2025 - 20

A By-law to Authorize the Issuance of the Certificate of Substantial Completion External Works – SCDSB Forcemain, Marshall (Brookfield) Subdivision, (Brookfield Residential (Ontario) Limited), Registered Plan 51M-1256

WHEREAS Section 51, Subsection (26) of the *Planning Act*, R.S.O. 1990; Chapter P. 13, as amended, provides that municipalities may enter into agreements imposed as a condition to the approval of a plan of subdivision and such agreements may be registered against the land to which the subdivision plan applies; and

WHEREAS Council for the Corporation of the Township of Essa entered into a Subdivision Agreement with Brookfield Residential (Ontario) Limited on August 22, 2023 to construct a residential development; and

WHEREAS the requirements of this Subdivision Agreement with respect to the underground services have now been met;

THEREFORE the Council of the Corporation of the Township of Essa hereby enacts as follows:

1. That the Certificate of Substantial Completion External Works – SCDSB Forcemain, for Marshall (Brookfield) Subdivision, Registered Plan 51M-1256, may now be issued in compliance with the Subdivision Agreement between the Corporation of the Township of Essa and Brookfield Residential (Ontario) Limited.
2. That the attached Schedule “A”, Certificate of Substantial Completion External Works – SCDSB Forcemain, shall form part of this By-law.
3. This By-law comes into force and effect on the day it is finally passed.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this the 19th day of March, 2025.

Sandie Macdonald, Mayor

Sarah Corbett, Acting Clerk

a



AINLEY & ASSOCIATES LIMITED

550 Welham Road, Barrie, ON L4N 8Z7
Tel: (705) 726-3371 • www.ainleygroup.com

VIA EMAIL

February 14, 2025

File No. 217143

Township of Essa
5786 County Road 21
Utopia, ON
L0M 1T0

**Attn: John Kolb
Manager of Public Works**

**Re: Marshall (Brookfield) Subdivision
Recommendation for Certificate of Substantial Completion
External Works – SCDSB Forcemain**

Dear John:

Please find attached the Certificate of Substantial Completion for the SCDSB forcemain that was installed within the Denney Drive municipal ROW in Baxter.

We hereby confirm that, based on our reviews as well as the attached certification from the Developer's Engineer, the work has been constructed in accordance with the Engineering Drawings and the signed Subdivision Agreement, with the exception of the deficiencies noted on the attached Certificate.

As such, in accordance with the executed Subdivision Agreement, we recommend that the Township issue the attached Certificate.

We trust that this is satisfactory; however, if you have any questions or wish to discuss further, please feel free to contact the undersigned.

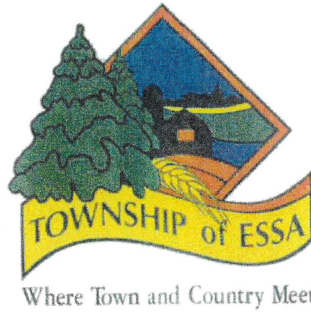
Yours truly,

AINLEY & ASSOCIATES LIMITED

T. Kalimootoo, P. Eng., PMP
Vice-President & Branch Manager

Encl.

Cc: Aidan Dekkema & Edward Kallikorm – Brookfield Properties
John Vanos & David Oliveira – SCS Consulting Ltd.



CERTIFICATE OF SUBSTANTIAL COMPLETION
EXTERNAL WORKS – SCDSB FORCEMAIN

MUNICIPALITY: Township of Essa

SUBDIVISION: Marshall (Brookfield) Subdivision

DEVELOPER: Brookfield Residential

Description of Works considered for Substantial Completion:

A 75 mm diameter HDPE sanitary forcemain extending along the Denney Drive municipal ROW from the Baxter Central Public School (opposite Marshall Crescent) to the existing SAN MH 42A at the intersection of Felhazi Trail/Gauley Drive.


Ainley & Associated Ltd hereby notifies the Township of Essa that the forcemain has been completed in general conformance with the Engineering Drawings and the terms and conditions of the Subdivision Agreement, with the exception of the deficiencies and outstanding works noted below, which are required to be completed prior to final acceptance of the forcemain:

1. Revised as-built drawings, addressing all comments, are to be provided.

Ainley and Associates Ltd recommends that the Township hereby accept the works for use and operation subject to the rectification of the above noted items and any further deficiencies that may become apparent during the maintenance period.

The date of Substantial Completion for the above noted work is established by this Certificate as noted below.

Date: Feb. 28, 2025

Signature: 
 John Kolb
 Manager of Public Works

9



File #: 1941S
Date: February 6, 2025

Mr. Michael Mikael, P.Eng.
Township of Essa
5786 County Road 21
Utopia, Ontario, L0M 1T0

Dear Mr. Mikael:

Re: **Engineering Certification for the Baxter Public School Sanitary Forcemain
Marshall Subdivision, Baxter
Brookfield Residential (Ontario) LP, Township of Essa**

SCS Consulting Group Ltd. hereby confirms that during construction, a review of the Baxter Public School Sanitary Forcemain has been carried out. At this time, no deficiencies were observed.

On the basis of the above, SCS is of the opinion that the installations have been completed in general conformity with the approved engineering drawings and specifications and all other relevant provisions of the Subdivision Agreement.

With this Certification and on behalf of our Client, Brookfield Residential (Ontario) LP, pursuant to the terms in the executed Subdivision Agreement (Section 8 & Section 11) we are requesting a Certificate of Substantial Completion for the Baxter Public School Sanitary Forcemain from the Township of Essa as well as securities be released pursuant to Section 2.10 and Schedule "F".

In support of this request, we are providing the following:

- Certificate of Substantial Performance issued to the contractor on October 1, 2024;
- Certificate of Publication in the Daily Commercial News on October 4, 2024;
- As-Recorded Drawings; and
- Settlement Monitoring Reports No.01 to 08 by EXP.

Re: | Engineering Certification for the Baxter Public School Sanitary Forcemain
Marshall Subdivision, Baxter
Brookfield Residential (Ontario) LP, Township of Essa

File #: 1941S
February 6, 2025
Page 2 of 2

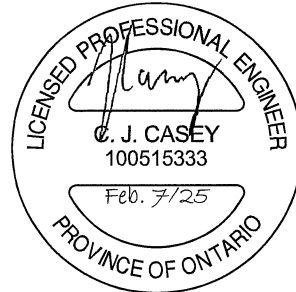
Should there be any questions or concerns regarding the above, please contact the undersigned.

Sincerely,

SCS Consulting Group Ltd.



David Oliveira, C.E.T.
doliveira@scsconsultinggroup.com



Jamie Casey, P.Eng.
jcasey@scsconsultinggroup.com

c. Mr. Edward Kallikorm, Brookfield Residential

9



Certificate of Substantial Performance of the Contract Section 32 of Construction Lien Act

File #: 1941S
Date: October 1, 2024

Owner: Brookfield Residential (Ontario) LP

Owner Address: 3381 Steeles Avenue East, Suite 100
Toronto, Ontario M2H 3S7

Contractor: CC Underground Utilities Inc.

Contractor Address: 8980 Highway 12 West
Oro-Medonte, Ontario L3V 0K1

Payment Certifier: SCS Consulting Group Ltd.

Payment Certifier Address: 30 Centurian Drive, Suite 100
Markham, Ontario L3R 8B8

Township of Essa, Baxter, Simcoe County

(Country/District or Regional Municipality/City or Borough of Municipality of Metropolitan Toronto in which premises are situated)


Concession 4, Denney Drive to Marshall Crescent, Baxter

(Street address and City, Town, etc. or if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:
Sanitary Forcemain to Baxter Central Public School.

To the above premises was substantially performed on: **July 31, 2024**

(date substantially performed)

Certificate Signed	Oct. 1, 2024	John Vanos	
	Date	Name	Signature



Certificate of Substantial Performance of the Contract Section 32 of Construction Lien Act

Identification of premises for preservation of liens:
County of Simcoe, Township of Essa, Concession 4, Part of Lot 16

(Lot and plan or instrument registration number):

Office to which claim for lien and affidavit must be given to preserve lien:
Brookfield Residential (Ontario) LP

P:\1941 Brookfield - Baxter\Correspondence\Letters\Substantial Completion\2024\School Forcemain\2024 08(Aug)21 - School Forcemain Certificate of Substantil Completion.docx

9

CERTIFICATE OF PUBLICATION

This is to certify that this official notice appeared in the
Daily Commercial News on:

October 4, 2024

Township of Essa, Baxter, Simcoe County

Concession 4, Denney Drive to Marshall Crescent, Baxter

This is to certify that the contract for the following improvement:

Sanitary Forcemain to Baxter Central Public School.

To the above premises was substantially performed on: July 31, 2024

Date certificate signed: October 1, 2024

Name of owner: Brookfield Residential (Ontario) LP

Address for service: 3381 Steeles Avenue East, Suite 100 Toronto, Ontario
M2H 3S7

Name of contractor: CC Underground Utilities Inc.

Address for service: 8980 Highway 12 West Oro-Medonte, Ontario L3V 0K1

Name of payment certifier: SCS Consulting Group Ltd.

Address: 30 Centurian Drive, Suite 100 Markham, Ontario L3R 8B8

Identification of premises for preservation of liens: County of Simcoe,
Township of Essa, Concession 4, Part of Lot 16

Office to which claim for lien must be given to preserve lien: Brookfield
Residential (Ontario) LP

Publication date: October 4, 2024

Form ID: [F9-98318](#)

Click the link above or visit dailycommercialnews.com/csp/F9-98318 to view
the online version and verify authenticity of this certificate or notice

1 of 1

View your certificate or notice online at dailycommercialnews.com/csp

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by ConstructConnect

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16

STATUTORY DECLARATION

CANADA) IN THE MATTER OF
Province of Ontario) a SUBDIVISION AGREEMENT dated August 10, 2023, and
) an EXTERNAL WORKS AGREEMENT dated June 26,
) 2020, and an EXTERNAL WORKS AGREEMENT
) AMENDMENT #1 dated April 28, 2021, and an
) EARTHWORKS AGREEMENT dated September 14, 2018,
) and an EARTHWORKS AGREEMENT AMENDMENT #1
) dated June 19, 2019 between the Corporation of the
) Township of Essa and Brookfield Residential (Ontario)
) Limited with respect to the construction of internal
) subdivision works, the storm sewer outfall, stormwater
) management facility, and reconstruction of Denney Drive, in
) the Township of Essa, County of Simcoe.

TO WIT:

I, Jessica Caldwell of the City of Toronto in the Province of Ontario

SOLEMNLY DECLARE THAT

- 1. I am an Authorized Officer of Brookfield Residential (Ontario) Limited and as such have knowledge of the matters hereinafter deposed to.
2. All accounts for work and materials submitted to the Town and certified by the Owner's consulting engineer for payment have been paid and that there are no claims for liens or otherwise in connection with such works or materials.
3. All current accounts for work or service performed or materials placed or furnished upon or in respect of the Lands have been paid to date and satisfied and no one is entitled to claim a lien under the Construction Act against the Lands or any part thereof.
4. There are no judgements or executions filed against the Subdivider.
5. Nothing is owing by the Subdivider or claimed against it for Employment Insurance deductions, Income Tax deductions or by way of contribution or assessment under the Workers' Compensation Act.
6. The Subdivider has not made any assignment for the benefit of creditors, nor has any receiving order been made against it under The Bankruptcy and Insolvency Act, nor has any petition for such an order been served upon the Subdivider.
7. All accounts have been paid in full to the Township of Essa, including all of the Township's legal and engineering costs.
8. Sixty (60) days have passed since the completion of the construction and installation of the Works.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true and know that it is of the same force and effect as if made under oath.

DECLARED BEFORE ME at the)
City of Toronto) [Signature]
this 29 day of January, 2025) DECLARANT

Rayna Lane Thompson,
a Commissioner, etc., Province of Ontario,
for Brookfield Properties Development LP
and Brookfield Residential (Ontario) LP.
Expires March 6, 2027.

A Commissioner, etc. [Signature]

THE CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2025 - 21

Being a By-law to confirm the proceedings of the Council meeting held on the 19th day of March, 2025.

THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ESSA
HEREBY ENACTS AS FOLLOWS:

THAT the action of the Council at its meeting held on the 19th day of March, 2025 and, in respect of each recommendation contained in the Regular Council meeting held on the 5th day of March, 2025, Closed Session held on the 5th day of March 2025, and the Minutes of the Committee of the Whole meeting held on the 5th day of March, 2025, and, in respect of each motion, resolution and other action passed and taken by Council at the said meetings, is, except where prior approval of the Ontario Municipal Board is required, hereby adopted, ratified and confirmed.

THAT the Mayor and the proper officials of the Township of Essa are hereby authorized and directed to do all things necessary to give effect to the said actions or to obtain approvals where required, and to execute all documents as may be necessary in that behalf and the Clerk is hereby authorized and directed to affix the Corporate Seal to all such documents.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this the 19th day of March, 2025.

Sandie Macdonald, Mayor

Sarah Corbett, Acting Clerk