

PROVINCE OF SASKATCHEWAN

TOWN OF BIRCH HILLS

BYLAW NO. 7 OF 1987

A Bylaw of the Town of Birch Hills to permit the Town of Birch Hills to sell certain parcels of real property to certain persons and to permit the Town of Birch Hills to subsequently repurchase such parcels of real property upon the request of the original purchaser for a specific purchase price.

WHEREAS Section 83(a) of the Urban Municipality Act provides that Council may pass Bylaws for the following purposes, inter alia:

(a) For the peace, order and good government of the Urban Municipality;

AND WHEREAS the Town of Birch Hills is the registered owner of certain serviced subdivisions of a larger parcel of real property having the following legal description:

Lots 8, 9, 10, 11, 12 and 13
Block 19
Plan 72PA12903

and

Lots 1, 2, 3, 4, 5, 6, 7 and 8
Block 20
Plan PA10286

AND WHEREAS certain of the said subdivisions are being and may in future be leased to tenants who are or who will be desirous of purchasing the specific subdivision that is being leased to them;

AND WHEREAS it is deemed expedient to pass a bylaw in respect to permitting the Town of Birch Hills to sell the said subdivisions for a specific price to such of the said tenants that wish to or may wish to purchase the subdivision which they are leasing from the Town of Birch Hills;

AND WHEREAS it is deemed expedient to permit the Town of Birch Hills to subsequently repurchase each said subdivision that is so sold for the same specific purchase price;

NOW THEREFORE THE COUNCIL OF THE TOWN OF BIRCH HILLS IN
OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

1. TITLE This Bylaw may be cited as the "Trailer
Subdivision Purchase and Repurchase Bylaw".

2. DEFINITIONS

2.1. "subdivision" means any parcel of real property, that is
legally subdivided pursuant to the Land Titles Act, of which the Town of
Birch Hills currently is registered as owner within the Prince Albert
Land Titles Office, bearing the following legal description:

Lots 7, 8, 9, 10, 11, 12 or 13
Block 19
Plan 72PA12903

or

Lots 1, 2, 3, 4, 5, 6, 7 or 8
Block 20
Plan 77PA10286;

2.2. "tenant" means any person or persons who enter or who have
entered into a lease with the Town of Birch Hills in respect of a
subdivision, and includes a person or persons who have purchased a
subdivision pursuant to this Bylaw.

3. APPLICATION

3.1. A subdivision that a tenant is leasing from the Town of
Birch Hills may, upon the request of the tenant, be sold and transferred
by the Town of Birch Hills to the tenant for a purchase price of
\$4,000.00 cash in advance.

3.2. A subdivision that has been sold and transferred to a
tenant pursuant to this Bylaw may, upon the request of the said tenant or
his assigns, executors, administrators or heirs, be subsequently
repurchased by and retransferred to the Town of Birch Hills for a
purchase price of \$4,000.00, provided that:

(a) The subdivision has been maintained in good repair,
reasonable wear and tear only accepted;

(b) The tenant cannot in any event resell the subdivision
to the Town of Birch Hills for a purchase price in excess of \$4,000.00.

3.3. Where there is more than one person who jointly enter or who have jointly entered into a lease with the Town of Birch Hills in respect of the same subdivision, then the rights and powers afforded to a tenant within this Bylaw in respect of the subdivision shall be construed as applying jointly to such persons, and if such rights and powers are exercised, these rights and powers must be exercised jointly by such persons.

3.4. Any tenant that purchases a subdivision must locate a trailer on the purchased subdivision within 30 days from the date of the said purchase, failing which the tenant shall, at the option of the Town of Birch Hills, resell the subdivision to the Town of Birch Hills pursuant to the provisions of Section 3.2 of this Bylaw.

INTRODUCED AND READ A FIRST TIME THIS 22 DAY OF September, A.D. 1987.

READ A SECOND TIME THIS 22 DAY OF September, A.D. 1987.

READ A THIRD TIME AND PASSED THIS 22 DAY OF September, A.D. 1987.

J.C. Johnston
MAYOR

Pat Henry
TOWN CLERK

BYLAW NO. 7 OF 1987

Certified a true and correct copy of Bylaw No. 7/87 passed by Council September 22, 1987.

Pat Henry
Pat Henry, Town Administrator

