

# **SPECIAL COUNCIL MEETING**

**April 20, 2016**

**12:00 pm**

1. Call Meeting to Order
2. Role Call
3. New Business
  - (a) Release of Right-of-Way 360 Main Street Kentville  
(Originally between F.H. Forman Electric Limited  
and Pearl Enterprise Limited, January 6, 1984.  
Present day between Town of Kentville and HERA  
Holdings Limited)
4. Adjournment

# Special Meeting of Council

## April 20, 2016

### PRESENT

Mayor David Corkum, Deputy Mayor Mark Pearl, Councilor Bill Boyd, Councilor Bernie Cooper, Councilor Nola Folker-Hill, Councilor Tony Bentley and CAO Mark Phillips (absent with regrets), Councilor Eric Bolland.

### CALL TO ORDER

The meeting was called to order at 12:00 p.m. and CAO Phillips reported that all members of Council were present (except Councilor Eric Bolland).

### Release of Right-of-Way 360 Main Street Kentville

**(Originally between F.H. Forman Electric Limited and Pearl Enterprise Limited, January 6, 1984. Present day between Town of Kentville and HERA Holdings Limited)**

Mayor David Corkum noted that there was only one agenda item to be addressed during this Special Meeting of Council. It was the request from the owner of 360 Main Street to have the Town release the right-of-way it holds over the 360 Main property. He stated that a release of the existing right-of-way was requested, so that a Development Permit can be issued from the Planning Department for the installation of a fire escape on the east side of the building.

This request was discussed and it was moved by Councilor Bernie Cooper and seconded by Councilor Bill Boyd.

**that Council release the right-of-way between 360 Main Street and 354 Main Street.**

**MOTION CARRIED**

### ADJOURNMENT

It was moved by Councilor Bill Boyd and seconded by Councilor Tony Bentley

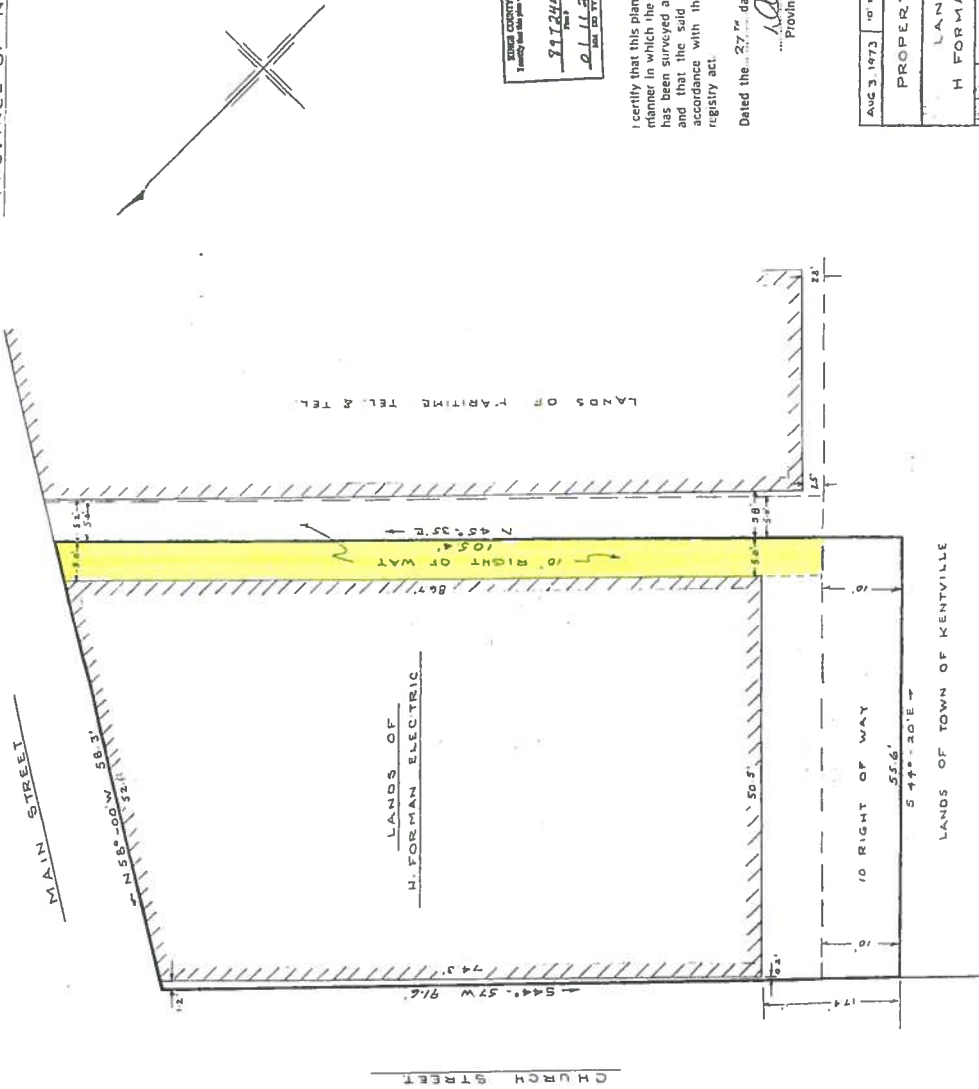
**that the Special Meeting of Council adjourns at 12:15 p.m. MOTION CARRIED**

I hereby certify that this document is a true copy of the original document produced to me, the said copy having been compared by me with the original document.

DATED at Kentville, Nova Scotia, this 11th day of January, 2008.

*Li L. Pring*  
 L. L. PRING  
 Notary Public  
 A Notary in the Supreme Court  
 of Nova Scotia

TOWN OF KENTVILLE  
 COUNTY OF KINGS  
 PROVINCE OF NOVA SCOTIA



NOVA SCOTIA LAND REGISTRATION OFFICE  
 I certify that this plan was registered or recorded in accordance with the provisions of the Land Registration Act, R.S.N.S. 1988, c. 129.  
 3124430 LR0 ROD 07  
 01/11/2008  
 L.L. PRING

I certify that this plan accurately shows the manner in which the land included therein has been surveyed and subdivided by me and that the said plan is prepared in accordance with the provisions of the registry act.

Dated the 27<sup>th</sup> day of MAY, A.D. 1973  
*Li L. Pring*  
 Provincial Land Surveyor

AUG 3 1973 10' RIGHT OF WAY ADDED.	
PROPERTY SURVEY	
LANDS OF H. FORMAN ELECTRIC	
DATE OF SURVEY	1973
NAME OF SURVEYOR	L. L. PRING
ADDRESS OF SURVEYOR	256 MAIN STREET, KENTVILLE
REGISTERED	2208-1

SCALE 1" = 10'

NOTES

- All measurements to be confirmed on site by the contractor prior to construction or fabrication.
- These plans have been prepared for Sale. Seaman and shall not be used on other projects or extensions to this project except by agreement in writing from the owner.
- The drawing is not to be used for construction unless signed by the Engineer.
- This is where additional notes for this drawing go.

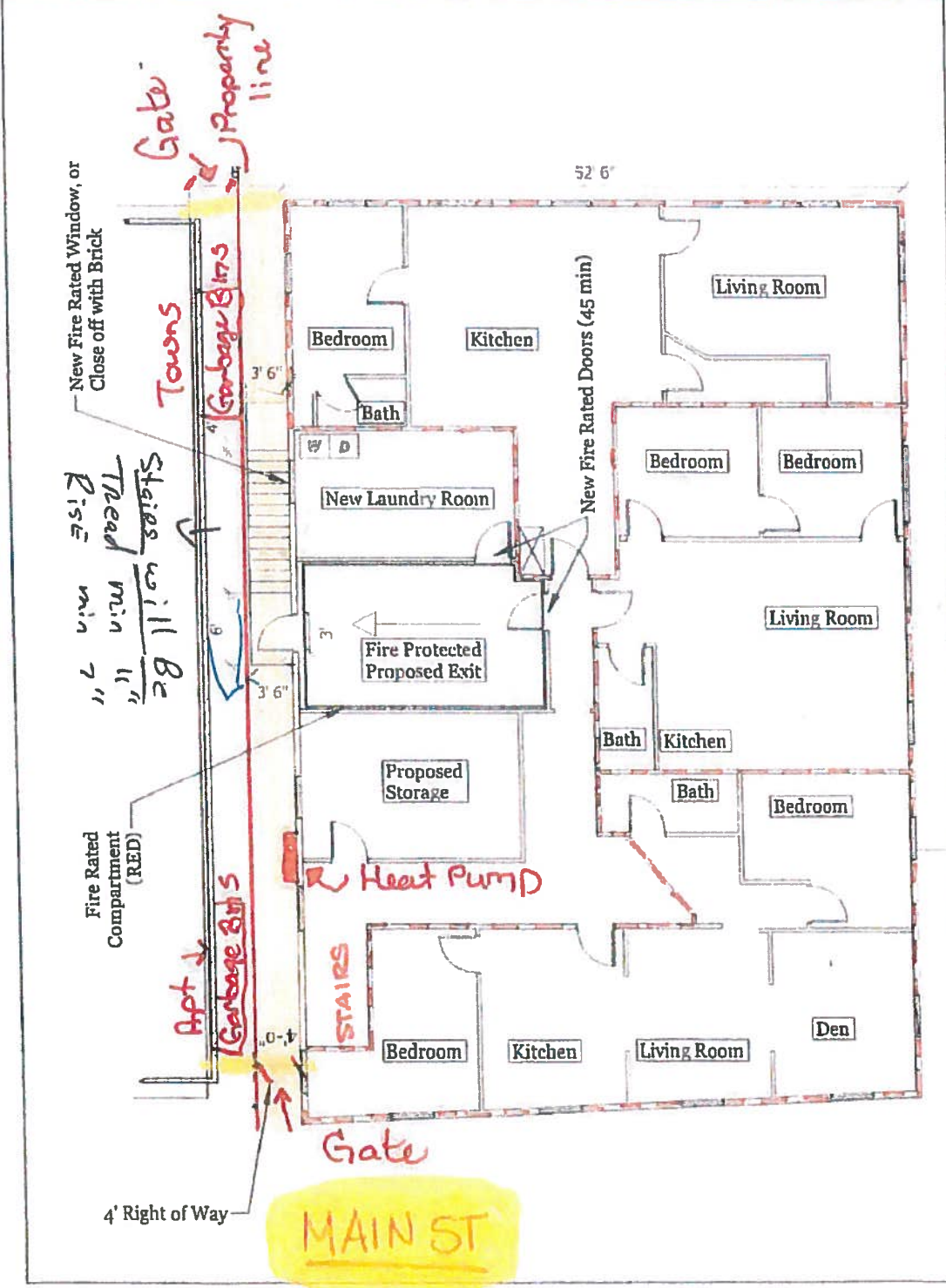
NO.	REVISIONS	DATE
1		
2		
3		
4		

**equilibrium**  
ENGINEERING

info@equilibrium.ca  
902.482.0811  
902.679.1804  
eqeng.ca

CLIENT: Natc Seaman  
260 Main St  
Kentville, NS

PROJECT: Fire Code Compliance  
FLOOR PLAN  
Code Review: FMG  
DATE: 05/20/2015



060

THIS WARRANTY DEED made this 6<sup>th</sup> day of January

1984;

BETWEEN:

JAN 6 1984

F. H. FORMAN ELECTRIC LIMITED, a body corporate, with Head Office in the Town of Kentville, County of Kings and Province of Nova Scotia

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the "GRANTOR"

- and -

PEARL ENTERPRISES LIMITED, a body corporate, with Head Office in the Town of Kentville, County of Kings and Province of Nova Scotia

the "GRANTEE"

WITNESSES THAT in consideration of One Dollar and other good and valuable consideration;

THE Grantor hereby conveys to the Grantee the lands described in Schedule "A" to this Warranty Deed and hereby consents to this disposition, pursuant to the Matrimonial Property Act of Nova Scotia.

THE Grantor covenants with the Grantee that the Grantee shall have quiet enjoyment of the lands, that the Grantor has good title in fee simple to the lands and the right to convey them as hereby conveyed, that the lands are free from encumbrances, and that the Grantor will procure such further assurances as may be reasonably required.

IN this Warranty Deed the singular includes the plural and the masculine includes the feminine, with the intent that this Warranty Deed shall be read with all appropriate changes of number and gender.

IN WITNESS of this Deed the proper officers of the Grantor have affixed its Corporate Seal and subscribed their hands below:

SIGNED, SEALED AND DELIVERED )  
In the presence of: )

F. H. FORMAN ELECTRIC LIMITED )

Per [Signature] )

Witness )

Per [Signature] )

Description
Checked
<u>Lease</u>
Approved
For Signing
<u>K.L.T.</u>
Approved For
Recording
Approved
For Return

PROVINCE OF NOVA SCOTIA  
COUNTY OF KINGS

I Certify that on JANUARY 6, 1984, K. LEROY  
this instrument has sworn and

CANADA  
PROVINCE OF NOVA SCOTIA  
COUNTY OF KINGS

I, F. H. FORMAN, of Kentville, Nova Scotia, make oath and say as follows:

- 1. THAT I am the PRESIDENT of F. H. Forman Electric Limited (the Company);
- 2. THAT the lands described in the within instrument are not occupied by any shareholder as a dwelling nor is any shareholder entitled to use the lands as a dwelling and the lands have never been so occupied while the lands have been owned by the Company.

SWORN TO at Kentville in the County of Kings and Province of Nova Scotia, this 6 day of JANUARY, 1984.  
Before me:

K. Leroy Taylor

[Signature]

K. LEROY TAYLOR  
A COMMISSIONER OF THE  
SUPREME COURT OF NOVA SCOTIA

## SCHEDULE "A"

ALL that certain piece or parcel of land and premises situate, lying and being in the Town of Kentville, County of Kings, on the south sideline of Main Street, bounded and described as follows:

BEGINNING at a point where the southerly sideline of Main Street intersects the easterly sideline of Church Street;

THENCE south  $44^{\circ} 57'$  west along the easterly sideline of Church Street 91.6 feet to a point;

THENCE south  $44^{\circ} 20'$  east along lands of the Town of Kentville 55.6 feet to a point;

THENCE north  $45^{\circ} 35'$  east along lands of the Town of Kentville and lands of Maritime Telegraph and Telephone Company Limited 105.4 feet to a point on the southerly sideline of Main Street;

THENCE north  $58^{\circ}$  west along the southerly sideline of Main Street 58.3 feet or to the place of beginning.

SUBJECT HOWEVER to such rights-of-way on the easterly and southerly side of the herein described lands as are more fully described in certain deeds from Howard G. Harris et ux to The General Council of the Salvation Army, Canada East and the Maritime Telegraph and Telephone Company Limited. Said rights-of-way also being the same rights-of-way as shown on a plan prepared by Hiltz & Seamone Co. Ltd. dated July 27, 1973, and shown as Drawing No. 2208-1 and filed in the Kings County Registry Office.

TOGETHER WITH a right-of-way for all purposes over a strip of land five feet in width and extending along the depth of the western side of the property of Maritime Telephone and Telegraph Co. Limited. Said right-of-way being the same right-of-way reserved by Howard G. Harris unto himself in a certain deed of conveyance to Maritime Telephone and Telegraph Company Limited dated August 25, 1917 and recorded in the Registry Office for Kings County in Book 129 at Page 329.

ALSO BEING AND INTENDED TO BE the same right-of-way as shown on a plan prepared by Hiltz & Seamone Company Limited dated July 27, 1973, and shown as Drawing No. 2208-1 and recorded in the Kings County Registry Office.