

# Memorandum to Council

Legal and Enforcement Services

Legal Services Division



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**To:** Mayor and Members of Council

**CC:** Matthew Gaskell, Chief Administrative Officer  
Francesco Santaguida, Commissioner of Legal and Enforcement Services/Town Solicitor  
Fuwing Wong, Commissioner Financial Services and Treasurer

**From:** Laura Scott, Real Estate Law Clerk, Legal and Enforcement Services

**Date:** June 24, 2024

**File #:** FS 08-23

**Subject:** Update to Report FS 08-23 - Conveyance of Part of Lot 24, Con 1, being a portion of PIN 26488-0153 (LT), to Town Brewery Inc.

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**Acknowledged by M. Gaskell,  
Chief Administrative Officer**

## BACKGROUND

The purpose of this memo is to provide an update and follow-up to Financial Services [Report FS 08-23](#). In accordance with Council's direction, the agreement of purchase and sale between the Town and Town Brewery Inc. was entered into for the conveyance of approximately one acre and not less than two acres of property located at the south-east corner of Garden Street and Burns Street East.

Under the direction of staff, and based on materials received from Town Brewery, a reference plan will be prepared by J.D. Barnes Limited (the "R-Plan") to depict an approximate 1.5 acre parcel to be severed and sold to Town Brewery Inc. or its associated company, the approximate location and dimensions of which are shown on Attachment #1 to this memo for reference. The parcel to be conveyed is legally described as part of Part Lot 24, Concession 1, Town of Whitby, being a portion of PIN 26488-0153 (LT) (the "Lands"), the precise area of which shall be identified on a new reference plan to the satisfaction of the Commissioners of Financial Services/Treasurer and Legal and Enforcement Services/Town Solicitor.

Town Brewery remains committed to their application to purchase the Lands and the Closing Date for the transaction will occur approximately 15 days from the date the R-Plan is deposited and registered and is anticipated to occur this summer.

In order to proceed and finalize the conveyance of the Lands, a disposition by-law to authorize the conveyance of Lands to Town Brewery Inc. or its associated company, is included on the June 24, 2024 Council agenda.