

TERMS AND CONDITIONS

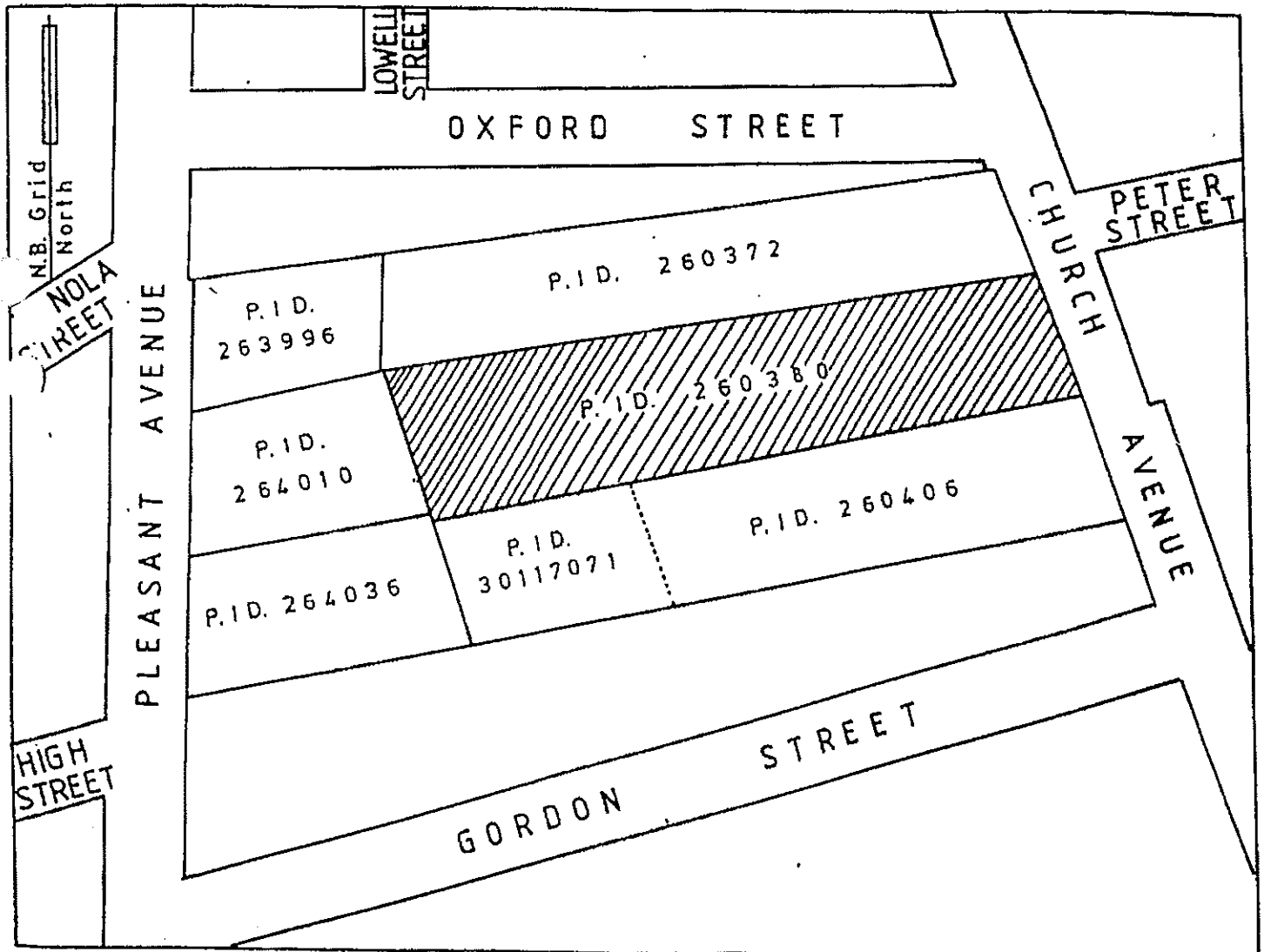
WHEREAS, by resolution of the Council of the Town Of Sussex, the proposed rezoning of land on the West side of Church Avenue, as shown on the attached Schedule "J" dated May, 1996, be on terms and conditions, the use of said property be pursuant to Section 39 of the Community Planning Act and be limited to a Residential Zone permitting a seniors care home;

AND WHEREAS, under Section 39 of the Community Planning Act, upon rezoning, said property shall not be developed or used except in accordance with the following terms and conditions:

- (1) that the definition for a "Seniors Care Home" is a building or portion thereof designed or used for persons requiring medical, charitable or other care or treatment but does not include a group home or a day care centre;
- (2) that the facility shall meet all Provincial, Federal and Municipal Building Codes prior to occupancy, including the Town Of Sussex requirement for a water meter in accordance with By-Law #1203-94-10; and
- (3) that the lot contain a minimum of seven (7) parking spaces including the use of the garage and the said parking spaces shall be located behind the prolongation of the front of the residence.
- (4) that the owner and operator shall obtain all prerequisite licenses and permits specified by any and all governmental laws or regulations; federal, provincial or municipal; and shall fully comply with all requirements specified therein.

TOWN OF SUSSEX

AMENDMENT TO ZONING BY-LAW



SCHEDULE "J"

MAY, 1996

I, Paul Maguire, of the Town Of Sussex in the County of Kings and Province Of New Brunswick, Town Clerk,
DO SOLEMNLY DECLARE

1. THAT I am the Town Clerk of the Town Of Sussex, a municipal corporation, and have personal knowledge of the facts herein declared;

2. THAT the requirements of Section 66 and 68 of the COMMUNITY PLANNING ACT have been complied with in respect to

ZONING BY-LAW AMENDMENT, BY-LAW # 1350-96-17

which was passed by the Town Council of the Town Of Sussex on
JULY 22, 1996;

AND I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the Evidence Act.

DECLARED before me at
the Town Of Sussex,
County of Kings and
Province Of New Brunswick
this 23 day of July,
A.D., 1996.

Maureen Moore
Commissioner Of Oaths
My Commission Expires December 31, 2000

Paul Maguire
Town Clerk