

**THIS DISCHARGING AGREEMENT made this [REDACTED] day of [REDACTED], A.D., 2024.**

**BETWEEN:**

**4358732 NOVA SCOTIA LIMITED, PID# 90198391**  
(herein called the "Landowner")

**OF THE ONE PART**

- and -

**The Town of Yarmouth, an incorporated Town**  
(herein called the "Town")

**OF THE OTHER PART**

**WHEREAS** the Developer is the registered owner of certain lands known 615 Main Street (PID #90198391) in the Town of Yarmouth, being more particularly described in Schedule "A" (hereinafter referred to as the "Subject Property");

**WHEREAS** in 1987, the Town of Yarmouth approved an application to enter into a development agreement with the owner of the Subject Property for the purposes of constructing an expansion to the Milton Medical Clinic, and the said agreement being recorded at the Registry of Deeds Office in Yarmouth as Document Number 163, in Book Number 437 at Pages 838 – 848, and filed on January 8<sup>th</sup>, 1988 (hereinafter referred to as the "Agreement");

**WHEREAS** the Landowner has requested that the Agreement be discharged from the Subject Property;

**AND WHEREAS** in accordance with the requirements of the Municipal Government Act, Town Council approved this request by resolution at a meeting held on [REDACTED], A.D., pursuant to Section 229 (2) of the Municipal Government Act.

**THEREFORE**, in consideration of the benefits or non-benefits accrued to each party from the covenants herein in contained as follows:

1. The Agreement is hereby discharged and shall no longer have any force or effect.
2. Any future development of the lands shall conform with all applicable provisions and requirements of the Land Use By-law of the Town of Yarmouth, as amended from time to time.

**IN WITNESS WHEREOF** the Town hereto have hereunto set their hands and seals on the day and year first above written:

**SIGNED, SEALED, AND DELIVERED**  
**In the Presence of:**

\_\_\_\_\_  
**Witness**

\_\_\_\_\_  
**Witness**

\_\_\_\_\_  
**Witness**

per:

**Landowner**  
\_\_\_\_\_  
**Authorized Agent of**  
**4358732 NOVA SCOTIA LIMITED**  
**PID# 90198391**

per:

**The Town of Yarmouth**  
\_\_\_\_\_  
**Mayor**

per:

\_\_\_\_\_  
**Town Clerk & Treasurer**

ON THIS [REDACTED] day of [REDACTED], A.D., 2024, before me, the subscriber personally came and appeared, [REDACTED], a subscribing witness to the foregoing indenture, who, having been by me duly sworn, made an oath and said that, [REDACTED], **Authorized Agent of 4358732 NOVA SCOTIA LIMITED, PID #90198391**, one of the parties thereto, caused the same to be executed in its name and on the behalf and its corporate seal to be thereunto affixed by the hands of its proper officers in his presence.

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Commissioner of the Supreme  
Court of Nova Scotia

ON THIS [REDACTED] day of [REDACTED], A.D., 2024, before me, the subscriber personally came and appeared, [REDACTED], a subscribing witness to the foregoing indenture, who, having been by me duly sworn, made an oath and said that the **Town of Yarmouth**, one of the parties thereto, caused the same to be executed in its name and on the behalf and its corporate seal to be thereunto affixed by the hands of its proper officers in his presence.

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Commissioner of the Supreme  
Court of Nova Scotia

Schedule "A" – Property Description

**PID 90198391**

**Municipality/County: Town of Yarmouth/Yarmouth**

**Designation of Parcel on Plan: Lot 1A**

**Title of Plan: Plan of Subdivision of lands of the Yarmouth Professional Center Inc. and Yarmouth Bar Fisheries Limited**

**Registration District: Yarmouth County**

**Registration Reference of Plan: 2685**

**Date Recorded: February 22, 1989**

**\*\*\* Municipal Government Act, Part IX Compliance \*\*\***

**Compliance:**

**The parcel is created by a subdivision (details below) that has been filed under the Registry Act or registered under the Land Registration Act**

**Registration District: YARMOUTH COUNTY**

**Registration Year: 2004**

**Plan or Document Number: 2685**