



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 295/2023

Approved: Tuesday, November 07, 2023

I. THAT **APPROVAL BE GIVEN** pursuant to Delegation of Authority Bylaw 208-2008, Section 1.30 (b) "City as Grantor" Licenses, Easements (permanent and temporary) and Consents to Enter (Appendix A), to the granting of the following Easements:

- | | |
|-----------------------------|---|
| a) Licensor | The Corporation of the City of Windsor |
| b) Licensee | The Windsor Utilities Commission 4545 Rhodes Drive Windsor, Ontario N8W 5T1 |
| c) Commencement Date | October 15, 2023 |
| d) Termination Date | The License Agreement will terminate upon dedication of the cargo road as a public highway by the Licensor |
| e) Licensed Lands | Approximately 1,485 m ² (15,984.41 sq ft) easements south of St. Etienne Boulevard, within the lands to be used for the future cargo road extension as shown at Appendix B |
| f) Legal Description | Part of Lots 99 to 102, inclusive, Concession 3, being part of Part 3 on Plan 12R-28839 and part of Part 4 on Plan 12R-26539 |
| g) Permitted Use | Installing, constructing, repairing, maintaining, replacing pipes, conduits, works, plants, |



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machinery of every nature and kind, installations, materials, devices, hydrants, fittings, and all equipment used in connection with the storage, transportation, distribution and drainage of water and connecting into same from time to time at any location(s), and the right to access said Licensed Lands for any of the Licensee's agents, employees, contractors including any vehicles, machinery, equipment that may be required

| | |
|------------------------|--|
| h) Annual Basic Rental | \$1.00, plus HST |
| i) Security Deposit | None |
| j) Land Taxes | Not applicable |
| k) Utilities | None |
| l) Insurance | \$5,000,000 Commercial General Liability coverage that includes coverage for crane and overhead lifts, shoring, blasting, excavating, underpinning, demolition, pile driving, caisson work, grading, tunneling, and all work below ground surface, as well as sudden and accidental pollution coverage, with "The Corporation of the City of Windsor" listed as an additional insured and cross-liability separation and 30 days' notice of cancellation; and, |

II. THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a License Agreement, to be satisfactory in form to the City Solicitor and satisfactory in content to the Manager of Real Estate Services and the Commissioner of Infrastructure Services, or designate.

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Clerk's File: APM/14495



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Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
November 8, 2023

Department Distribution

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| Manager of Real Estate Services |
| Commissioner, Legal and Legislative Services |
| Commission, Infrastructure Services |
| Chief Administrative Officer |

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