

Phone: (519)255-6211

CITY HALL
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N9A 6S1

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WEBSITE: www.citywindsor.ca

CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 136/2026

Approved: Friday, June 26, 2026

I. THAT **APPROVAL BE GIVEN** to the granting of the following consent to enter:

- a) That the Consent to Enter is provided to David and Inam Parry and their employees, contractors, agents, and assigns (the "Grantees") to enter the Consent Lands upon which a concrete break wall is situate, between the south shore of Lake St. Clair and the northerly limit of 11438 Riverside Drive East, legally described as being under water and part of Lake St. Clair, in front of the east Part of Lot 141 to Lot 149, inclusive, (formerly in the Township of Sandwich East) but now in the said Town of Riverside in the County of Essex, as set out in Letters Patent registered as Instrument No. R6939, and as shown in the aerial image attached as Appendix A (the "Consent Lands");
- b) The Grantees will enter the Consent Lands for the purpose of installing a seasonal boatlift (the "Boatlift") within Lake St. Clair adjacent to the municipal break wall and reasonably related structures, forms, assemblies, and works (collectively referred to as the "Works"), and that such granting includes permission to bring all devices, machinery, vehicles and equipment necessary for the carrying out of the Works. Furthermore, the Grantees will have free and unobstructed entry and access to the Consent Lands at all times during the term in a manner satisfactory to the City Engineer or designate, as appropriate, acting reasonably;
- c) The term of this agreement shall commence on June 8, 2026 and terminate upon removal of the Boatlift by the Grantees;

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- d) Access to the Consent Lands will be from 11438 Riverside Drive East and the south shore of Lake St. Clair;
- e) The Grantees shall install four (4) pilings located approximately six (6) feet in front of the existing concrete break wall on the Consent Lands that will be used for a ten thousand (10,000) pound Boatlift, the approximate location of which is indicated on the sketch attached as Appendix B. The Grantees agree that the pilings and/or Boatlift shall not be affixed to any portion of the break wall on the Consent Lands;
- f) The Grantees shall obtain at their sole cost any required permits, including from the Windsor Port Authority, for the installation of the four (4) pilings and Boatlift;
- g) The Grantees agree that, upon termination of this agreement, any disturbance of the Consent Lands resulting from the carrying out of the Works, will be restored by the Grantees at their own cost and to the satisfaction of the City Engineer, or designate, acting reasonably;
- h) The Grantees will be required to indemnify and defend the City and provide proof of insurance with coverage levels satisfactory to the City, including the following minimum coverage:
 - \$5,000,000 Commercial General Liability coverage with "The Corporation of the City of Windsor" listed as an additional insured together with cross-liability coverage and 30 days notice of cancellation;
 - Each vehicle owned or leased used directly or indirectly in the performance of the Works must be insured with an Automobile Policy, with liability limits of no less than \$2,000,000.00 per occurrence.

Or as such requirements may be amended, restated and/or supplemented by the City's Risk Department from time to time;

- II. THAT the Chief Administrative Officer and the City Clerk **EXECUTE** a Consent to Enter Agreement with the Grantees for access to the Consent Lands, approved as



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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to form by the City Solicitor or designate and as to content by the City Engineer or designate.

Report Number: CAO 136/2026
Clerk's File: APM/15084

Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
June 29, 2026

Department Distribution

Coordinator of Real Estate Services
Manager of Real Estate Services
City Solicitor
Executive Director of Engineering, Deputy City Engineer (A)
Commissioner, Community Infrastructure and City Engineer
Chief Administrative Officer