

**CITY HALL
WINDSOR, ONTARIO
N9A 6S1**

Phone: (519)255-6211

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 237/2025

Approved: Friday, November 14, 2025

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

- a) That the Consent to Enter is provided to Accent Outdoor Living (the “**Grantee**”), its employees, contractors, agents, and assigns to enter upon part of the East Marsh Pumping Station lands, municipally known as 10864 Riverside Drive East, and legally described as Part Lot 141 Concession 1 Sandwich East as in SE7998; Windsor (the “**Consent Lands**”) as shown in the aerial image attached as Appendix A;
- b) The term of the agreement shall be a period of five (5) days from the date of commencement, either on November 10, 2025, or at a later date if delayed for any reason but, in any event, to conclude no later than December 12, 2025;
- c) The Grantee and/or its contractors, subcontractors, agents, employees and assigns will enter the Consent Lands for the purpose of access to the rear yard of 10930 Riverside Drive East to deliver materials for back yard improvements including pool installation, concrete work and landscaping (the “**Works**”);
- d) Access to the Consent Lands will be from Riverside Drive East along the east property line of the East Marsh Pumping Station lands;
- e) Prior to and during the Works, the Grantee will be responsible for securing the job site. The Grantee is responsible for erecting signage and fencing to ensure the public cannot access any materials or equipment, as required;

Phone: (519)255-6211

**CITY HALL
WINDSOR, ONTARIO
N9A 6S1**

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

- f) The Grantee will ensure that all lands adjacent to the Consent Lands are kept free and clear of any debris, materials and/or equipment at all times and its occupation of the Consent Lands will not damage the lands or impede use of the lands by City employees;
- g) The Grantee acknowledges the storm sewer outfall from the East Marsh Pumping Station is located approximately 10 to
- h) 12 feet from the eastern property boundary and will ensure heavy equipment avoid traveling across the underground infrastructure to avoid compromise;
- i) The Grantee agrees that, upon completion of the Works, any disturbance of the Consent Lands resulting from its occupation of the Consent Lands will be restored at its own costs to the satisfaction of the Executive Director of Pollution Control or designate, acting reasonably;
- j) The Grantee 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:
 - Commercial General Liability coverage in the amount of at least \$2,000,000 per occurrence, \$5,000,000 aggregate, with "The Corporation of the City of Windsor" listed as an additional insured and cross-liability coverage
 - Each vehicle owned or leased used directly or indirectly in the performance of the Work must be insured with an Automobile Policy in accordance with the laws of the Province of Ontario.

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



OFFICE OF THE CITY CLERK COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

II. THAT the Chief Administrative Officer and the City Clerk **EXECUTE** a Consent to Enter Agreement with the Grantee for access to the Consent Lands, approved as to form by the City Solicitor or designate and as to content by the Executive Director of Pollution Control or designate.

Report Number: CAO 237/2025
Clerk's File: APM/14909

Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
November 17, 2025

Department Distribution

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