

THE CORPORATION OF
TOWNSHIP OF WHITEWATER REGION

By-Law No. 09- 10- 401

**A By-Law authorizing the Township to enter into a Development Agreement
with White Water & Wild Lands Tours Ltd.**

WHEREAS White Water & Wild Lands Tours Ltd. is the owner Part of Lot 13, Concession 11, Designated as Part 1 on Plan 49R-17095 in the Geographic Township of Ross now in the Township of Whitewater Region in the County of Renfrew.

AND WHEREAS White Water & Wild Lands Tours Ltd. has applied to the Municipality for the establishment of Municipal Fire Route;

AND WHEREAS Council has agreed to establish and assume ownership of the Fire Route;

AND WHEREAS White Water & Wild Lands Tours Ltd. has agreed with the Council of the Corporation of the Township of Whitewater Region to enter into a Development Agreement;

NOW THEREFORE the Council of the Corporation of the Township of Whitewater Region


ENACTS THAT:

- (a) **THAT** The Corporation of the Township of Whitewater Region enter into a Development Agreement with White Water & Wild Lands Tours Ltd, which agreement is attached and marked as Schedule "A" to this By-Law and further assume ownership of a Fire Route described as Part 1 on Plan 49R-17095.
- (b) **THAT** the Council of the Corporation of the Township of Whitewater Region hereby authorize the execution of the Development Agreement and the authorization and direction with respect to the assumption of the Fire Route.
- (c) **THAT** the Mayor and the CAO/Clerk be authorized to execute all documents relating thereto, and further, to make such other motions as may be necessary to complete the matter


THIS BY-LAW shall come into effect upon the passing thereof and subsequent registration at the Land Registry Office for the Land Titles Division for the County of Renfrew.

READ a FIRST and SECOND time this 7th day of October 2009.

READ a THIRD time and finally passed this 7th day of October 2009



Mayor Donald Rathwell



Dean Sauriol, CAO Clerk

AGREEMENT

BETWEEN:

The Corporation of the Township of Whitewater Region

"Hereinafter referred to as the Municipality"

- and -

White Water & Wild Lands Tours Ltd.

"Hereinafter referred to as the Owner"

WHEREAS the Owner is the owner of lands legally described as being Part of Lot 13, Concession 11, Designated as Part 1 on Plan 49R-17095 in the Geographic Township of Ross now in the Township of Whitewater Region in the County of Renfrew.

AND WHEREAS the Owner has applied to the Municipality for the establishment of a fire route described as being Part of Lot 13, Concession 11, Designated as Part 1 on Plan 49R-17095 in the Geographic Township of Ross now in the Township of Whitewater Region in the County of Renfrew.


AND WHEREAS the Municipality wishes to enter into an Agreement for the maintenance and use of the fire route..

THEREFORE IN CONSIDERATION of the acceptance by the Municipality of the fire route ownership the Owner agrees as follows:

1. The Owner will maintain the fire route in such condition that it will permit the reasonable passage of municipal fire fighting equipment.
2. It is understood that the fire route is not assumed as a Municipal roadway and the Owner shall be liable for all damage arising from its use.
3. The Owner shall be responsible for all costs legal and otherwise arising from the establishment of the road and its maintenance hereafter.
4. It is agreed by all parties that this Agreement will be registered on title.

Dated at Cobden, Ontario this *7th* day of October 2009.

The Corporation of the Township of Whitewater Region

Per: 
Name: Donald Rathwell
Title: Mayor

Per: 
Name: Dean Sauriol
Title: Chief Administrative Officer

Dated at Pembroke, Ontario this _____ day of October 2009.

White Water & Wild Lands Tours Ltd.

Per:
Name: Joe Kowalski
Title: President