

**THE CORPORATION OF
TOWNSHIP OF WHITEWATER REGION**

BY-LAW NUMBER 09-12-409

A By-Law authorizing the Township to enter into a Development Agreement regarding fire route #2 with White Water & Wild Lands Tours Ltd.

WHEREAS White Water & Wild Lands Tours Ltd. is the owner of Part Lot 13, Concession 11, designated as Part 1, Plan 49R-17163 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 a 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 hereby ENACTS AS FOLLOWS:


1. **THAT** The Corporation of 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, Plan 49R-17163.
2. **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.
3. **THAT** the Mayor and CAO/Clerk be authorized to execute the said Development Agreement together with all documents relating thereto, and further, to make such other motions as may be necessary to complete this matter.

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

READ a FIRST and SECOND time this 16th day of December, 2009

READ a THIRD time and finally passed this 16th day of December, 2009


MAYOR Donald Rathwell


Dean Sauriol CAO/Clerk

Schedule "A" to Bylaw 09-12-409

DEVELOPMENT 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 Lot 13, Concession 11, designated as Part 1, Plan 49R-17163 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 Lot 13, Concession 11, designated as Part 1, Plan 49R-17163 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.

AND 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 firefighting 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 11th day of December, 2009.

Region

The Corporation of the Township of Whitewater

Per: Donald Rathwell

Name: Don Rathwell

Title: Mayor

Per: Dean Sauriol

Name: Dean Sauriol

Title: Chief Administrative Officer

I/We have authority to bind the Corporation

Dated at _____, Ontario this __ day of December, 2009.

White Water & Wild Lands Tours Ltd.

Per: _____

Name: Joseph Kowalski

Title: President

I have authority to bind the Corporation