

CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION

BY-LAW # 13-07-633

Being a By-Law to authorize the Mayor and CAO to execute an Access Agreement with 1120716 Ontario Ltd.

WHEREAS pursuant to the Municipal Act, .S.O. 2001 as amended, a Council may enter into agreements;

AND FURTHER that the Municipal Council for the Township of Whitewater Region deem it necessary to enter into an agreement with 1120716 Ontario Ltd. regarding the execution of an Access Agreement to allow 1120716 Ontario Ltd. access to their lands in Pt Lot 8, Concession 5 EML designated as Part 7-8-9-10-11-12 and 13, on Reference Plan 49R17973 Westmeath now Township of Whitewater Region being all of PIN 57206-0319 (LT).

THEREFORE the Council of the Corporation of the Township of Whitewater Region enacts that:

1. The Mayor and the CAO are hereby authorized to execute this Access Agreement between 1120716 Ontario Ltd. and the Township of Whitewater Region as in Schedule "A" attached hereto.

All By-Laws or parts of By-Laws previously passed that are inconsistent with the provisions of By-Law 13-07-633 are hereby repealed.

Passed this 17th day of July, 2013



MAYOR Jim Labow



CAO/CLERK Christine FitzSimons

THIS ACCESS AGREEMENT made this 17th day of July, 2013

BETWEEN:

1120716 ONTARIO LTD.

and

THE CORPORATION OF THE TOWNSHIP OF WHITEWATER REGION
(Hereinafter referred to as the "Township")

WHEREAS 1120716 Ontario Ltd. is the owner of lands in the Township of Whitewater Region described as Pt Lot 8, Con 5 EML designated as Pt Lot 7-8-9-10-11-12 and 13 on Reference Plan 49R17973 Westmeath, now Township of Whitewater Region being all of PIN 57206-0319LT (hereinafter referred to as the "Lands").

AND WHEREAS the Township is the owner of lands described as Part of Block 22, Plan 609 being Part 1 on 49R-17973 which Block was conveyed to the Township by Martin and Catherine Vereyken. It is acknowledged that the conveyance of the said lands was done in an effort to control the development of the Lands.

AND WHEREAS as a result of the conveyance of the aforementioned Block to the Township, 1120716 Ontario Ltd. has no access to the Lands.

NOW THEREFORE in consideration of the mutual covenants hereinafter referred to, the parties hereto agree as follows:

1. The Township shall allow 1120716 Ontario Ltd, its employees and agents, including vehicles, to traverse the Block to gain access to the Lands.
2. The Lands shall remain bound by the provisions of any applicable Official Plan or Zoning By-laws.
3. 1120716 Ontario Ltd. agrees that the Lands shall not be developed until a Subdivision Agreement is executed by the Township and 1120716 Ontario Ltd.

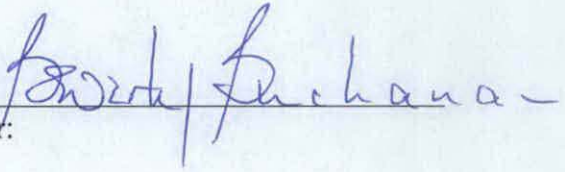
4. This Agreement shall be binding on the parties hereto, their successors and assigns.

DATED at Cobden, Ontario this 26th day of July, 2013.

1120716 Ontario Ltd.



Witness



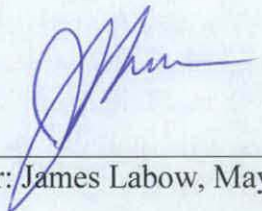
Per:

DATED at Cobden, Ontario this 17th day of July, 2013.

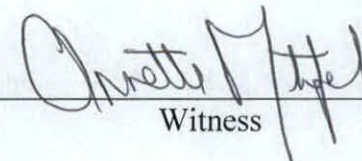
The Corporation of the Township of
Whitewater Region




Witness



Per: James Labow, Mayor



Witness



Per: Christine FitzSimons,
Chief Administrative Officer
We have the authority to bind the
Corporation