

# The Corporation of the City of Kenora

## By-law Number 142 - 2023

### A By-law to Authorize the Execution of a Private Roads Agreement Between Ontario Power Generation Inc. and the Corporation of the City of Kenora

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**Whereas** on March 29, 2022 Council authorized the execution of a Subdivision Agreement between the City of Kenora and 5901058 Manitoba Ltd., to allow for the creation of fifteen (15) proposed lots on subject property locally known as 'the former mill site' being Plan 23M974; and

**Whereas** Section 16(b) of the Agreement states that the owner shall, contemporaneously with the sale of any of Lots 1-15 on the subdivision plan, obtain from the proposed purchaser and deliver to the City, a signed Private Road Agreement to be registered on title against each individual lot; and

**Whereas** PIN 42170-0284, being Lot 8, Plan 23M974, PIN 42170-0285, being Lot 9, Plan 23M974 are transferring to Ontario Power Generation Inc. the request to execute a Private Road Agreement is a condition of the Subdivision Agreement; and

**Whereas** it is deemed necessary and expedient to execute a Private Roads Agreement between the Corporation of the City of Kenora and Ontario Power Generation Inc. for this purpose;

**Now Therefore**, the Council of the City of Kenora enacts as follows:

1. **That** the Mayor and Clerk of the Corporation of the City of Kenora are hereby authorized to execute a private road agreement between The Corporation of the City of Kenora and Ontario Power Generation Inc., in accordance with the terms and conditions set out in the agreement attached hereto as Schedule "A" and to affix the seal of the Corporation thereto.
2. **That** Schedule 'A' attached hereto is hereby made part of this By-Law as fully and to all intents and purposes as though cited in full herein
3. **That** this By-Law shall come into force and take effect upon third and final reading thereof.

**By-law read a First and Second Time this 18<sup>th</sup> day of October, 2023**

**By-law read a Third and Final Time this 18<sup>th</sup> day of October, 2023**

**The Corporation of the City of Kenora:-**

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**Andrew Poirier, Mayor**

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**Heather Pihulak, City Clerk**