

**THE CORPORATION OF THE TOWNSHIP OF PELEE**

**BY-LAW NO: 2021 – 31**

**“Utilities Crossing Agreement”**

**(August 9, 2021)**

Being a By-Law to authorize execution by the Mayor and CAO to enter into an agreement  
between the Municipality and Canada Border Service Agency at 1058 West Shore Road.

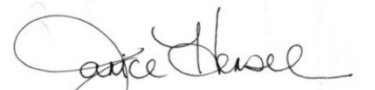
---

**WHEREAS** the Council of the Township of Pelee hereby enacts as follows:

- 1) That as per By-Law 2018 – 03, Installation of Utilities Policy for the Township of Pelee, before a utility crossing is to commence along or under a municipal roadway, the landowner must attend the Municipal Office to outline the project in detail and enter into a Utilities Crossing Agreement;
- 2) That the Administrator is hereby authorized to execute and affix the Corporate Seal to an Agreement between the municipality and Canada Border Service Agency, said Agreement is attached hereto as Schedule ‘A’;
- 3) Schedule ‘A’ forms part of this by-law.

**READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 9<sup>th</sup> DAY OF AUGUST 2021.**

  
**MAYOR, Raymond Durocher**

  
**CAO/CLERK, Janice Hensel**

**SCHEDULE A**  
**UTILITIES CROSSING AGREEMENT FOR A FIBER OPTIC CABLE TO BE INSTALLED**  
**ON WEST SHORE ROAD BETWEEN THE CORPORATION OF THE TOWNSHIP OF**  
**PELEE AND THE CANADA BORDER SERVICE AGENCY (CBSA)**

**That Agreement** be made this 9<sup>th</sup> day of August, 2021, between CBSA and the Corporation of the Township of Pelee.

**WHEREAS:**

- 1) The parties own property at 1058 West Shore Road, RP 12R9031 PLAN 328, situated in the Township of Pelee;
- 2) The Township owns and maintains the public roadway known as West Shore Road;
- 3) In order for CBSA to run their new cable, they will need to run the cable under the municipal road known as West Shore Road;
- 4) The Township agrees to permit the work on the road under certain conditions:
  - i. That CBSA shall at their own cost, to the satisfaction of the Roads Department:
    1. Repair the road in good and proper state of repair and safety to the original standing of the road;
    2. Comply with such further and additional requirements, as many be required by the Roads Department, acting reasonably; and
    3. Follow specifications as set out in the Utilities Crossing Policy set out in By-Law 2018 – 03.
- 5) There will be a \$500.00 fee for a utility crossing on a municipal roadway or road allowance for the cost of administration, inspections and meetings from the Roads Department and/or Drainage Superintendent and the continual upkeep of the work area after the guaranteed one year timeframe.


**Dated this 9<sup>th</sup> day of August, 2021**

\_\_\_\_\_  
**Witness**

\_\_\_\_\_  
**CBSA Representative**



\_\_\_\_\_  
**MAYOR, Raymond Durocher**

  
\_\_\_\_\_  
**CAO/CLERK, Janice Hensel**