

**THE CORPORATION OF THE TOWNSHIP OF
PELEE**

BY-LAW: 2024 – 50

**"SOURCE PROTECTION PLAN PART IV ENFORCEMENT TRANSFER
AGREEMENT"**

(November 26, 2024)

A by-law to authorize the execution of a Source Protection Plan Part IV Enforcement Transfer Agreement between the Town of Amherstburg, Town of Essex, Town of Kingsville, Municipality of Lakeshore, Town of LaSalle, Municipality of Leamington, Township of Pelee, Town of Tecumseh, Corporation of the City of Windsor, Municipality of Chatham-Kent, and the Essex Region Conservation Authority for developing and implementing a joint program for the enforcement and jurisdictional rights under Part IV of the *Clean Water Act*.

WHEREAS this Agreement is being entered into pursuant to the *Clean Water Act*, 2006 (hereinafter called the "*Act*") for the purpose of appointing the Authority as agent of the Municipalities with respect to the enforcement and jurisdictional rights under Part IV of the *Act* as part of implementation of the Essex Region Source Protection Plan.

AND WHEREAS the Authority is a Source Protection Authority for purposes of the *Act* and of this Agreement;

AND WHEREAS the Municipalities are located wholly or in part of the Essex Region Source Protection Region or the Thames-Sydenham and Region Source Protection Region as set out in Ontario Regulation 284/07;

AND WHEREAS the Municipalities agree to collaborate and allocate shared costs for the purpose of developing and implementing a joint program for the enforcement and jurisdictional rights under Part IV of the *Clean Water Act*.

AND WHEREAS The Council of the Corporation of The Township of Pelee is desirous of entering into an agreement with the Town of Amherstburg, Town of Essex, Town of Kingsville, Municipality of Lakeshore, Town of LaSalle, Municipality of Leamington, Township of Pelee, Town of Tecumseh, Corporation of the City of Windsor, Municipality of Chatham-Kent, and the Essex Region Conservation Authority for developing and implementing a joint program for the enforcement and jurisdictional rights under Part IV of the *Clean Water Act*;

AND WHEREAS under Section 5 of the *Municipal Act, 2001*, S.O. c.25, the powers of a municipality shall be exercised by its Council by by-law;

NOW THEREFORE the Council of The Corporation of The Township of Pelee enacts as follows:

- 1. That** the Mayor and Township Administrator & Clerk be authorized and empowered on behalf of The Corporation of the Township of Pelee, to execute an Agreement between the Town of Amherstburg, Town of Essex, Town of Kingsville, Municipality of Lakeshore, Town of LaSalle, Municipality of Leamington, Township of Pelee, Town of Tecumseh, Corporation of the City of Windsor, Municipality of Chatham-Kent, and the Essex Region Conservation Authority for developing and implementing a joint program for the enforcement and jurisdictional rights under Part IV of the *Clean Water Act*.
- 2. That** the above noted agreement is hereby attached as Schedule 'A' and forms part of this by-law.
- 3. That** any and all actions taken and required to be taken by the Mayor and Township Administrator & Clerk on behalf of the Corporation of the Township of Pelee to complete this matter including the execution of the Agreement and any other associated documentation are hereby authorized; confirmed and ratified.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 26TH DAY OF NOVEMBER 2024.

Original Signed By:

MAYOR, CATHERINE MILLER

Original Signed By:

**TOWNSHIP ADMINISTRATOR & CLERK,
KRISTINE HORST**