

The Corporation of the City of Kawartha Lakes

By-Law 2020-

A By-law to Authorize the Execution of a Telecommunications License Agreement between The Corporation of the City of Kawartha Lakes and Xplornet Communications Inc.

For the purpose of rebuilding a telecommunications tower at the Carden Recreation Centre, located at 258 Lake Dalrymple Road, Sebright

Recitals

1. The City of Kawartha Lakes and Xplornet Communications Inc. have entered into a License Agreement to allow Xplornet Communications Inc. to rebuild a telecommunications tower located at the Carden Recreation Centre (258 Lake Dalrymple Road, Sebright).
2. Section 5.05(2) of By-Law 2016-009, being a By-Law to Provide Authority for the Execution of Certain Documents and Affix the Corporate Seal on Behalf of the City of Kawartha Lakes, requires that License Agreements with a revenue over \$10,000.00 per year and a term of five (5) years or under, must be approved by Council.
3. A License Agreement for a five (5) year term, which will expire on December 31, 2024, has been approved by the City Solicitor.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2020- .

Section 1.00: Definitions and Interpretation

1.01 Definitions: In this by-law,

“City”, “City of Kawartha Lakes” or “Kawartha Lakes” means The Corporation of the City of Kawartha Lakes and includes its entire geographic area;

"City Clerk" means the person appointed by Council to carry out the duties of the clerk described in section 228 of the Municipal Act, 2001;

“Council” or “City Council” means the municipal council for the City;

1.02 Interpretation Rules:

(a) The Schedules attached to this by-law form part of the by-law, and are enforceable as such.

(b) The words “include” and “including” are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

- 1.03 **Statutes:** References to laws in this by-law are meant to refer to the statutes, as amended from time to time, which are applicable within the Province of Ontario.
- 1.04 **Severability:** If a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law shall be considered to be severed from the balance of the by-law, which shall continue to operate in full force and effect.

Section 2.00: Authorization

- 2.01 **Authorization:** The Mayor and Clerk are hereby authorized and directed to sign the License Agreement appended to this By-law as Schedule A, and to affix the City's corporate seal to it.

Section 3.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The City Clerk is responsible for the administration of this By-law.
- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 26th day of May, 2020.

Andy Letham, Mayor

Cathie Ritchie, City Clerk

Schedule A
To City of Kawartha Lakes By-Law 2020-
Passed this 26th day of May, 2020



License Agreement -
CKL and Xplornet (Ca