

The Corporation of the City of Kawartha Lakes

By-Law 2024-____

A By-law to Authorize the Execution of a Telecommunications License Agreement Between the City of Kawartha Lakes and the Xplore Inc. for 50 Tower Road, Kirkfield, in the City of Kawartha Lakes

Recitals

1. The City of Kawartha Lakes and Xplore Inc. agree to enter into a telecommunications license agreement allowing the installation and maintenance of a telecommunications tower on City land.
2. Section 5.03(2) of By-Law 2016-009, being a by-law regarding delegated authority to execute documents, required that proposed license agreements with a revenue or expense over \$10,000.00 per year and/or a term over 5 years must be approved by Council.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2024-__.

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, that 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 between the City of Kawartha Lakes and Xplore Inc., appended to this By-Law as Schedule A, and affix the City of Kawartha Lakes' corporate seal.

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 23rd day of July, 2024.

Doug Elmslie, Mayor

Cathie Ritchie, City Clerk

Schedule A



Telecom Agreement
- 50 Tower Road - E