

# 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 90 County Road 44, Burnt River, 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.

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Doug Elmslie, Mayor

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Cathie Ritchie, City Clerk

**Schedule A**



Telecom Agreement  
- 90 County Road 44