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## CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

**Report Number: CAO 203/2021**

**Approved: August 24, 2021**

- I. THAT **APPROVAL BE GIVEN** pursuant to Delegation of Authority Bylaw 208-2008, Section 1.30 (b) "City as Grantor" Licenses, Easements (permanent and temporary) and Consents to Enter (Appendix A), to the granting of the following Easement:
- a) **GRANTEE:** Enwin Utilities Ltd.  
4545 Rhodes Drive  
Windsor, Ontario N8W 5T1  
(the "**Grantee**")
  - b) **EASEMENT:** 22.8 m<sup>2</sup> (245.42 sq ft) permanent utility easement in favour of the Grantee for an above ground hydro mini pad transformer (the "**Transformer**") at Dieppe Gardens legally described as Part 1 on Plan 12R-28361 (the "**Easement Lands**").
  - c) **PRICE:** \$1.00, plus document preparation costs of approximately \$230.00 (plus HST) and registration costs of approximately \$89.00
  - d) **TERMS & CONDITIONS:**
    - 1. The Grantee is responsible for all costs related to this transaction including, but not limited to, the costs of construction, installation, restoration costs and survey costs;
    - 2. Even though the Transformer may become annexed or affixed to the Lands, title to the Transformer shall nevertheless remain in the Grantee;



## OFFICE OF THE CITY CLERK COUNCIL SERVICES

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3. The Grantee shall indemnify and save the Grantor harmless from all actions, causes of actions, suits, claims and demands of every nature and kind whatsoever which may be made against the Grantor relating to or arising out of the placement of the Transformer by the Grantee and for which the Grantor, in law, is responsible;
  4. In the event the Grantee needs to enter the Lands for the purpose of maintaining, repairing or replacing the Transformer, the Grantee will restore the Lands to a condition satisfactory to the Senior Manager of Parks or designate acting reasonably; and,
- II. THAT the transaction **BE COMPLETED** electronically, where it is available, pursuant to By-Law 366-2003 and that the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute all documents necessary to complete the transaction, as required, and that the City Solicitor or designate **BE AUTHORIZED** to execute documents standard to a real estate transaction.

Report Number: CAO 203/2021

Clerk's File: SL/14012

*Anna Ciacelli*

Deputy City Clerk/Supervisor of Council Services  
August 25, 2021

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Coordinator of Real Estate Services
Manager of Real Estate Services
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Commissioner, Community Services
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