

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

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WEBSITE: www.citywindsor.ca

CAO APPROVAL

The Acting Chief Administrative Officer approved the following recommendation:

Report Number: CAO 179/2026

Approved: Monday, August 19, 2026

I. THAT **APPROVAL BE GIVEN** to the granting of the following Consent to Enter:

- a) That the Consent to Enter is provided to BXF Infrastructures Inc. its contractors, subcontractors, agents, employees and assigns (collectively, the “**Grantee**”), to enter upon the north/west portion of the park lands known as Little River Acres Park, municipally known as 8575 Little River Road, and legally described as Block 16, Plan 12M59; Windsor (the “**Consent Lands**”) as shown in the aerial image attached as Appendix A;
- b) The term of the agreement shall be a period of approximately two (2) months which shall begin on August 1, 2026 and conclude no later than October 31, 2026 (the “**Term**”);
- c) The Grantee will enter the Consent Lands for the purpose of using the area for laydown, storing a utility trailer, job site materials and aggregate (the “**Works**”);
- d) Access to the Consent Lands will be from Little River Road;
- e) Prior to and during the Works, the Grantee will be responsible for securing the job site and ensuring the Consent Lands are clearly delineated using construction fencing, appropriate signage, and barrels to properly identify the area and separate it from surrounding pedestrian areas. Tarps will also be used over the required granular materials to help contain and minimize dust during the Works. Should any complaints arise from abutting neighbours, the Grantee will further mitigate any related issues as expediently as possible;

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- f) The Grantee acknowledges that there is a 75m deep by 55m wide soccer field with fixed posts adjacent to the proposed Consent Lands and shall ensure that the Works are carried out in a manner that minimizes impacts to the soccer field, including the installation of appropriate warning signage on-site.
- g) The Grantee will ensure that all park lands adjacent to the Consent Lands are kept free and clear of any debris, materials and/or equipment at all times and its occupation of the Consent Lands will not damage the lands or impede use of the park lands by the general public;
- h) The Grantee agrees that, prior to the Works commencing, the Grantee shall contact the City Forester to arrange a walkthrough of the Consent Lands and to discuss expectations for tree protection onsite;
- i) The Grantee agrees that, upon completion of the Works, any disturbance of the Consent Lands resulting from its occupation of the Consent Lands will be restored at its own costs to the satisfaction of the Executive Director of Parks, Recreation and Facilities or designate, acting reasonably;
- j) The Grantee will be required to indemnify and defend the City and provide proof of insurance with coverage levels satisfactory to the City, including the following minimum coverage:
 - \$5,000,000 Commercial General Liability coverage with "The Corporation of the City of Windsor" listed as an additional insured together with cross-liability coverage, which the Grantee may either maintain or choose to self-insure in lieu of insurance;
 - Each vehicle owned or leased used directly or indirectly in the performance of the Works must be insured with an Automobile Policy, with liability limits of no less than \$2,000,000.00 per occurrence.

Or as such requirements may be amended, restated and/or supplemented by the City's Risk Department from time to time;

II. THAT the Chief Administrative Officer and the City Clerk **EXECUTE** a Consent to Enter Agreement with the Grantee for access to the Consent Lands, approved as to



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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form by the City Solicitor or designate and as to content by the Executive Director of Parks, Recreation and Facilities or designate.

Report Number: CAO 179/2026
Clerk's File: APM/15084

Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
August 20, 2026

Department Distribution

Coordinator of Real Estate Services
Manager of Real Estate Services
City Solicitor
Executive Director of Parks, Recreation and Facilities
Commissioner, Community Services
Chief Administrative Officer