

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

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CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 239/2025

Approved: Wednesday, November 19, 2025

I. THAT **APPROVAL BE GIVEN** to the granting of the following consent to enter:

- a) That the Consent to Enter is provided to Plains Midstream Canada ULC (the “**Grantee**”), its employees, contractors, agents, and assigns to enter upon part of the park lands known as Mic Mac Park, along Carmichael Road, and legally described as Part Lot 59 Concession 1 Sandwich West, surface rights; Part Park Lot 3 and 4 S/S of Centre Road on Registered Plan 40 Town of Sandwich and Parts 1 to 5 on Plan 12R-5873; subject to R572318; Alley on Registered Plan 656 Town of Sandwich abutting Lots 174 to 212 on Registered Plan 656, closed by R179434; subject to R240650, R283288; Windsor; subject to an easement in gross over Part 1 on Plan 12R-26749 as in CE753885; subject to an easement as in CE753886 (the “**Consent Lands**”) as shown in the aerial image attached as Appendix A;
- b) The term of the agreement shall be a period of five (5) days, which shall begin on November 17, 2025 and conclude no later than November 21, 2025;
- c) The Grantee and/or its contractors, subcontractors, agents, employees and assigns will enter the Consent Lands for the purpose of testing to confirm previous Electromagnetic survey results and collect some background soil samples (the “**Works**”);
- d) Access to the Consent Lands will be from Prince Road and/or Matchette Road;

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- e) Prior to and during the Works, the Grantee will be responsible for securing the job site. The Grantee is responsible for erecting signage and fencing to ensure the public cannot access any materials or equipment, as required;
- f) 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;
- g) 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;
- h) 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 and cross-liability coverage
 - Each vehicle owned or leased used directly or indirectly in the performance of the Work must be insured with an Automobile Policy in accordance with the laws of the Province of Ontario.

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 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 239/2025
Clerk's File: APM/14909



OFFICE OF THE CITY CLERK COUNCIL SERVICES

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Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
November 21, 2025

Department Distribution

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