

The Corporation of the Town of Tecumseh

By-Law Number 2019 – 97

Being a by-law to authorize the execution of a Source Protection Transfer Agreement between The Corporation of the Town of Tecumseh (Municipality) and the Towns of Amherstburg, Essex, Kingsville, Lakeshore, LaSalle, the Municipalities of Chatham-Kent and Leamington, Township of Pelee, the Corporation of the City of Windsor and the Essex Region Conservation Authority

Whereas the Parties, save and except the Municipality of Chatham-Kent, entered into an agreement dated as of October 1, 2015, for the purpose of developing and implementing a joint program for the enforcement and jurisdictional rights under Part IV of the Clean Water Act (Majority Agreement);

And Whereas the Municipality of Leamington and the Essex Region Conservation Authority (ERCA) entered into an amending agreement dated January 26, 2016;

And Whereas the Town of Tecumseh and ERCA entered into an amending agreement dated January 2016;

And Whereas ERCA and the Municipality of Chatham-Kent entered into an amending agreement dated October 1, 2015, on similar terms and condition as the agreement with the other Parties (Chatham-Kent Agreement);

And Whereas pursuant to Section 7.2 of the Majority Agreement and the Chatham-Kent Agreement, ERCA can initiate a renewal of each agreement no later than 120 days prior to expiry of the term set out in Section 7.1;

And Whereas pursuant to Section 7.4 of the Majority Agreement and the Chatham-Kent Agreement amendments may only be made by mutual agreement;

And Whereas the Parties entered into an amended agreement dated as of October 1, 2018 for the purpose of extending all previous agreements; and

And Whereas the Municipality of Chatham-Kent was added as a party of the Majority Agreement at the time of signing the amended agreement;

And Whereas under Section 5 of the Municipal Act 2001, S.O. 2001 c.25, the powers of a municipality shall be exercised by its Council by by-law;

Now Therefore the Council of The Corporation of The Town of Tecumseh Enacts as follows:

1. **That** the Mayor and the Clerk be and they are hereby authorized and empowered on behalf of The Corporation of the Town of Tecumseh, to execute a Source Protection Transfer Agreement between The Corporation of the Town of Tecumseh and the Towns of Amherstburg, Essex, Kingsville, Lakeshore, LaSalle; the Municipalities of Chatham-Kent and Leamington; Township of Pelee, the Corporation of the City of Windsor and the Essex Region Conservation Authority, a copy of which Agreement is attached hereto and forms part of this by-law and to do such further and other acts which may be necessary to implement the said Agreement;
2. **And That** this by-law shall come into force and take effect upon on the date of the third and final reading thereof.

Read a first, second and third time and finally passed this 14th day of December, 2021.

Gary McNamara, Mayor

Laura Moy, Clerk