

**CITY HALL
WINDSOR, ONTARIO
N9A 6S1**

Phone: (519)255-6211

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

CAO APPROVAL

The Chief Administrative Officer approved the following recommendation:

Report Number: CAO 180/2024

Approved: Friday, August 9, 2024

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 Consent to Enter:

- a) That the Consent to Enter is provided to Essex Standard Condominium Corporation No. 162 ("**Essex**") to enter upon the northwest corner of the parking lot of the lands known municipally as Part of 8787 McHugh Street, as shown on the aerial diagram attached as Appendix B. (hereinafter the "**Lands**");
- b) The term of the agreement shall be from August 11, 2024 and expiring not later than August 26, 2024;
- c) Essex will enter the Lands for the purpose of parking approximately 80 cars for the residents of Bayview Terrace located at 1390 Lauzon Road;
- d) Essex acknowledges that The Corporation of the City of Windsor (the "**City**") makes no representations or warranties as to the suitability and security of the Lands for parking;
- e) Essex acknowledges that the City is not responsible for any loss or damage to vehicles and/or their contents on the Lands;
- f) Access to the Lands will be from McHugh Street or Spitfires Way;
- g) Essex agrees that, upon termination of the agreement, any disturbance of the Lands resulting from its occupation will be restored at its own costs to the satisfaction of the City Engineer or designate acting reasonably;



OFFICE OF THE CITY CLERK COUNCIL SERVICES

Phone: (519)255-6211

CITY HALL
WINDSOR, ONTARIO
N9A 6S1

Fax: (519)255-6868

E-mail: clerks@citywindsor.ca

WEBSITE: www.citywindsor.ca

h) Essex 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:

- a. \$2,000,000 Commercial General Liability coverage
- b. "The Corporation of the City of Windsor" listed as Additional insured
- c. Cross liability coverage
- d. 30 days' cancellation notice

II. THAT the Chief Administrative Officer and the City Clerk **EXECUTE** a Consent to Enter Agreement with Essex, approved as to form by the City Solicitor or designate and content by the Executive Director of Recreation & Culture and the Executive Director of Parks & Facilities, or designates.

Report Number: CAO 180/2024
Clerk's File: APM/14706

Anna Ciacelli

Deputy City Clerk / Supervisor of Council Services
August 9, 2024

Department Distribution

Lease Administrator
Manager of Real Estate Services
City Solicitor
Acting Senior Executive Director, Corporate Services
Executive Director, Recreation & Culture
Executive Director, Parks & Facilities
Commissioner of Community & Corporate Services
Chief Administrative Officer

External Distribution