

**CORPORATION OF THE TOWNSHIP  
OF SOUTH ALGONQUIN**

**BY-LAW NO. 12 – 422**

**Being a By-Law to Authorize Signing of the Public Access Agreements with the  
Ministry of Natural Resources**

**WHEREAS** Section 20 of the Municipal Act 2001 c. 25 authorizes a municipality to enter into an agreement with a local body, and

**WHEREAS** it is the desire of Council for the Corporation of the Township of South Algonquin to enter into an agreement with the Ministry of Natural Resources, for the Township to manage and maintain the Public Boat Launches and Parking Areas situated on Crown Land within the Township of South Algonquin at the following locations:

Hay Lake, on Lot 19 Concession 7, Ward 5  
McKenzie Lake, on Lot 14, East Hastings Road, Ward 5  
Cross Lake, on Lot 16, Concession 3, Ward 3  
McCauley Lake, on Lot 30, Concession 10, Ward 4

**Now therefore the Council of the Corporation of the Township of South Algonquin enacts as follows:**

“That the Mayor and Clerk are hereby authorized to sign the Public Access Agreement, Schedule “A”, attached, authorizing the Township to manage and maintain the Boat Launches and Parking Lots, located at Hay, McKenzie, McCauley and Lyell Lakes”.

That By-Law Number 01-122 and By-Law Number 07-265 are hereby repealed.

Any part of or other by-law that is inconsistent with or antedating this by-law is hereby repealed.

**READ A FIRST AND SECOND TIME this 15<sup>th</sup>, day March 2012.**

\_\_\_\_\_  
**Mayor – Jane Dumas**

\_\_\_\_\_  
**Clerk – Harold Luckasavitch**

**READ A THIRD TIME AND PASSED AND ENACTED this 15<sup>th</sup>, day of March 2012.**

\_\_\_\_\_  
**Mayor – Jane Dumas**

\_\_\_\_\_  
**Clerk – Harold Luckasavitch**

SCHEDULE "A"

THIS AGREEMENT made in triplicate this     day of     , 2012.

BETWEEN                                 THE CORPORATION OF THE TOWNSHIP  
OF SOUTH ALGONQUIN  
7 THIRD AVE.  
P.O. BOX 217  
WHITNEY ONTARIO  
K0J 2M0

Hereinafter referred to as "The Township"

AND   HER MAJESTY THE QUEEN IN THE RIGHT OF  
THE PROVINCE OF ONTARIO, as represented  
By the Ministry of Natural Resources

Hereinafter referred to as "Ontario"

WHEREAS The Township has expressed a desire to manage and maintain the boat launch and parking areas on Crown land on:

Hay Lake, Lot 19 Concession 7, Sabine Twp  
McKenzie Lake, E.H.R. Lot 14, Sabine Twp  
Cross Lake, on Lot 16, Concession 3, Lyell Twp  
McCauley Lake on Lot 30, Concession 10 Murchison Twp

AND WHEREAS the Township has requested and Ontario has agreed to grant the Township the right to manage and maintain the said boat launches and parking lots.

NOW THEREFORE in consideration of Ontario granting to the Township the right to manage and maintain the said lands, and the Township's continued maintenance of the said lands as a public access point to water and day use area, Ontario and the Township agree as follows:

1. The Township shall indemnify and save harmless Ontario and its officers, servants and agents from any and all rights of action, actions, suits and demands from and against all damages, losses, costs in any way related to the said lands however caused, including cleanup. This release applies to facilities maintained as well as any work carried out by the Township during the period of this agreement.
2. The Township shall require a Work Permit from the Ministry of Natural Resources for any works requiring alterations to the shoreline, or construction of a new structure, buildings, shelters etc.
3. The Township shall not require a Work Permit for any normal maintenance.  
(i.e.) - road grading  
- grass cutting  
- tree removal  
- garbage pickup  
- parking lot and ground maintenance  
- normal boat ramp maintenance etc.
4. The Township shall keep in effect the NO CAMPING restrictions.
5. The Township may levy fees for the use of these sites, but the said fees shall not exceed a value which would deter or restrict normal use of the site to the public.
6. The Ministry of Natural Resources will not assume any maintenance in regard to this access point.

This agreement shall remain in effect for the period commencing \_\_\_\_\_, 2012 and  
expiring December 31, 2020.

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
VINCE EWING  
DISTRICT MANAGER  
MINISTRY OF NATURAL RESOURCES  
BANCROFT DISTRICT

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
JANE DUMAS  
MAYOR  
THE CORPORATION OF THE  
TOWNSHIP OF SOUTH ALGONQUIN

\_\_\_\_\_  
WITNESS

\_\_\_\_\_  
HAROLD LUCKASAVITCH  
CLERK-TREASURER  
TOWNSHIP OF SOUTH ALGONQUIN