

**BY-LAW 97- 93**

**THIS AGREEMENT made in duplicate this 1 day of February-  
1997 BETWEEN:**

**THE CORPORATION OF THE TOWNSHIP OF TEMAGAMI  
Hereinafter called the "Township" of the FIRST PART**

**and**

**ONTARIO NORTHLAND RAILWAY LIMITED  
hereinafter called the "Owner" of the SECOND PART**

**WHEREAS the Owner warrants that it is the Owner of the lands described in  
Schedule "A";**

**NOW THEREFORE the Township wishes to control certain aspects of  
development on the lands in accordance with Section 41 of the Planning Act,  
R.S.O. 1990;**

**NOW THEREFORE in consideration of the sum of Two (\$2.00) dollars paid by  
the Owner to the Township, receipt thereof is hereby acknowledged, the  
parties hereto agree each with the other as follows:**

**1. USE**

**The Owner shall use or permit the use of the lands shown as Blocks A  
and B on the attached Schedule "B" only for the purpose permitted by  
By-law 97- V/2, being a Temporary Use By-law enacted in accordance  
with Section 39 of the Planning Act, R.S.O.1990, c.P.13.**

**2. FENCING**

**The Owner agrees to erect and maintain a 2.4 metre (8 foot) board on  
board fence along the northern and western boundaries of Block A.  
The owner further agrees to erect and maintain an appropriate chain-  
link fence along the southern and eastern boundaries of Block A.**

**3. HEIGHT OF BUILDING MATERIALS**

**The Owner agrees that the building materials stored within 9.1 metres  
of Third Avenue and the northern and western boundaries of Block A**

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**SITE PLAN AGREEMENT BETWEEN THE TOWNSHIP OF TEMAGAMI AND  
ONTARIO NORTHLAND RAILWAY LIMITED**

shall not exceed 2.4 metres. The Owner further agrees that the building materials on the remainder of the lands shall not exceed a height of 3.6 metres.

4. **LOCATION OF ENTRANCE TO BLOCK A**

The Owner agrees that the only entrance to Block A will be on the eastern boundary of Block A.

5. **OUTDOOR LIGHTING**

The Owner agrees to install outdoor lighting which will be of a standard that will ensure that adjacent properties are not unduly affected by the lighting.

6. **MODIFICATION**


Notwithstanding anything contained herein, the Owner with consent from the Township, may make modifications, changes or alterations to the specifications of the agreement which it may deem advisable

7. **DEEAULI**

The facilities and matters required by this Site Plan Agreement shall be provided and maintained by the Owner of the land at his sole risk and expense and to the satisfaction of the Township of Temagami.

&----- **REGISTRATION AND ENFORCEMENT**

The Owner agree that the Township may register this Agreement against the title of the lands described 'UuScheJuleA' in accordance with Section 41(10) of the Planning Act, R.S.O. 1990 and that the Township may enforce the provisions of this Agreement against the Owner and ~~subject~~ to the provisions of the Registry Act and the Land Titles Act, as amended, against any and all subsequent Owners of the lands.



## 9. HEADINGS

The headings of paragraphs of this agreement are for convenience of reference only and do not form any part hereof, and in no manner, modify, interpret or construe the agreement between the parties.

IN WITNESS WHEREOF the parties hereto have hereunto set their seals under the hands of their officers duly authorized in that behalf.

### THE CORPORATION OF THE TOWNSHIP OF TEMAGAMI

REEVED \_\_\_\_\_

CLERK: \_\_\_\_\_

**ONTARIO NORTHLAND RAILWAY LIMITED**  
**TRANSPORTATION COMMISSION**

per \_\_\_\_\_

President

~~I have the authority to bind the Corporation~~

WimE£6« \_\_\_\_\_

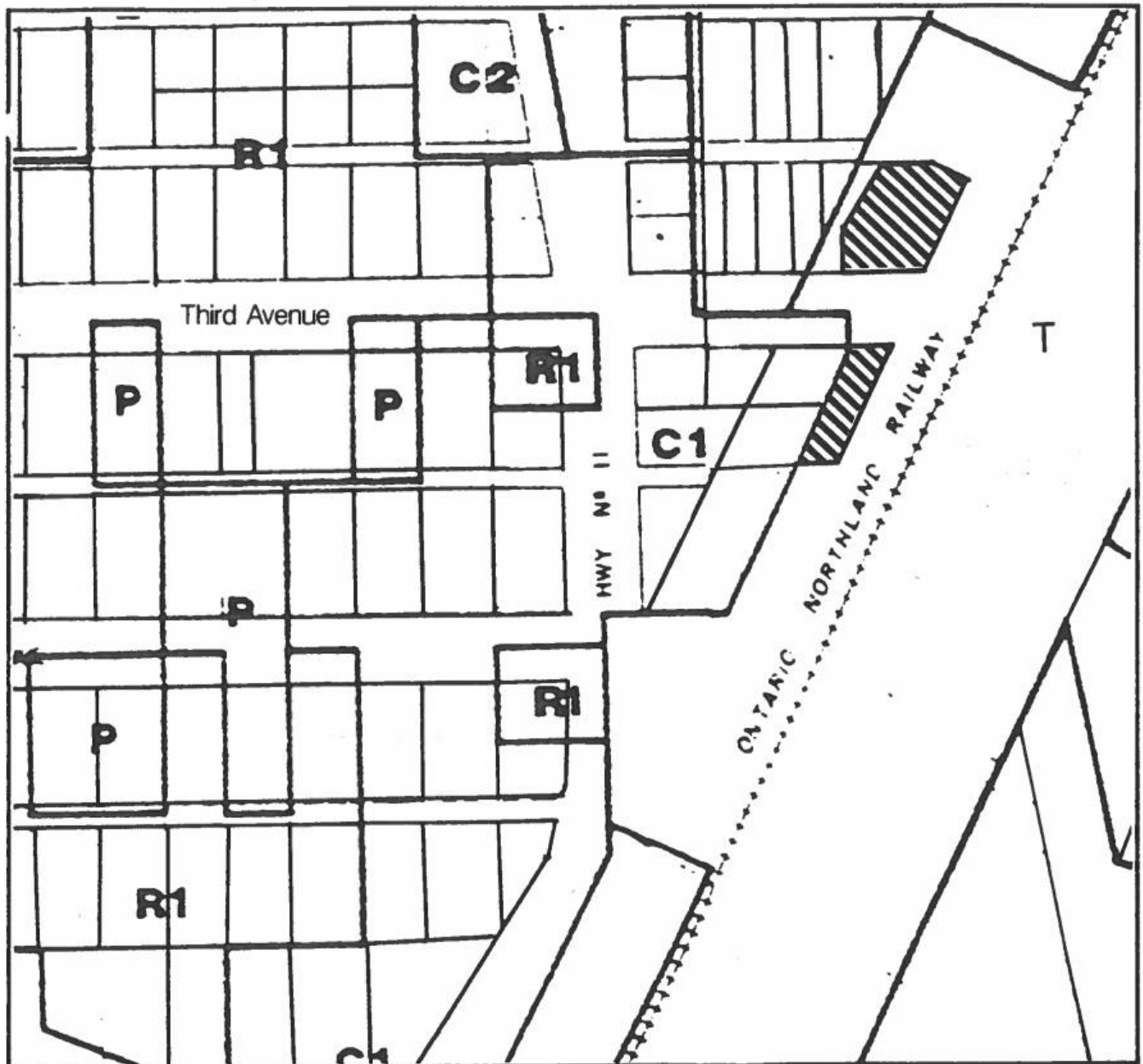
Vice President"

Finance & Administration

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**SITE PLAN AGREEMENT BETWEEN THE TOWNSHIP OF TEMAGAMI AND  
ONTARIO NORTHLAND RAILWAY LIMITED**

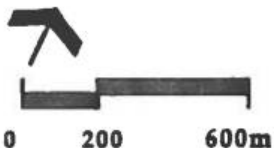
**SCHEDULE 'A'**  
**Township of Temagami**  
**By-law 97- 413**



**LEGEND**



Lands Subject to Temporary Use By-law

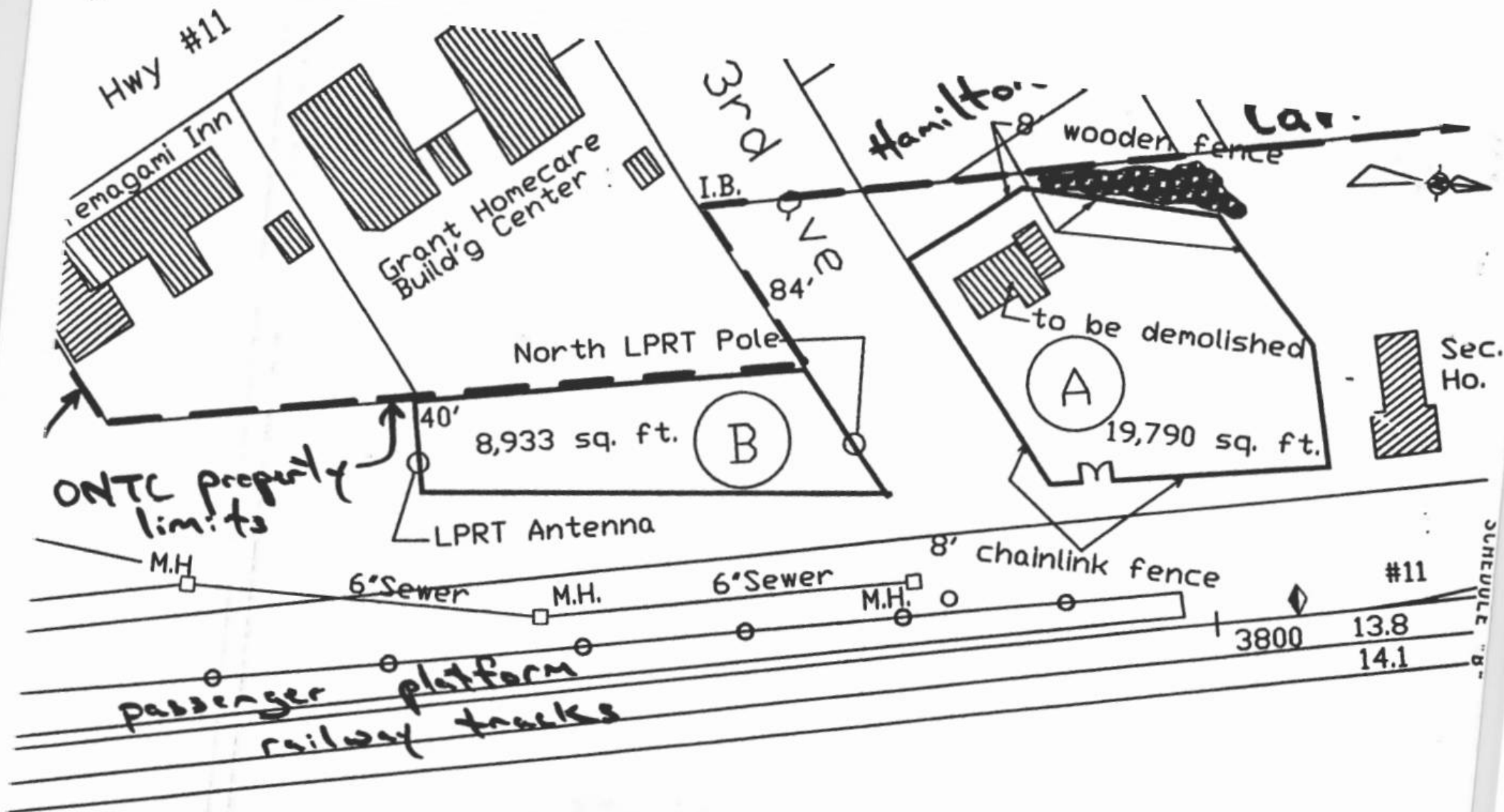


This is Schedule 'A' to By-Law 97-413

Passed this 11 day of December, 1997.

*[Signature]*  
 Clerk-Treasurer

*[Signature]*  
 Reeve



License Agreement Summary					
Site	Licensee	Mileage	Agreement #	Area(sq.ft.)	Area(Acres)
①		70.25		19,790	0.45
②		70.25		9,933	0.21

<b>ONTARIO NORTHLAND</b> RAIL SERVICES ENGINEERING DEPARTMENT	
<b>TEMAGAMI</b> Mileage 72 TSD STATION GROUND	
<b>LAND LICENCE AGREEMENTS</b>	
DR. BY: V.D.A.	CAD. NO.
CH. BY:	DWG. NO.
DATE: NOV.10/97	A- 007
SCALE: N.T.S.	