

**THE CORPORATION OF THE  
TOWNSHIP OF EAST ZORRA-TAVISTOCK**

**COUNTY OF OXFORD**

**BY-LAW #2010 - 3**

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**BEING A BY-LAW TO ENTER INTO A BOUNDARY ROAD  
AGREEMENT WITH THE TOWNSHIP OF BLANDFORD-BLENHEIM**

WHEREAS Section 20 of the Municipal Act, S.O. 2001, Chapter 25, and amendments thereto, provides that a municipality may enter into an agreement with one or more municipalities or local bodies, as defined in Section 19, or a combination of both to jointly provide, for their joint benefit, any matter which all of them have the power to provide within their own boundaries;

AND WHEREAS Section 29 (2) of the Municipal Act, S.O. 2001, Chapter 25, and amendments thereto, states that where a bridge joins a highway in one jurisdiction with a highway in another jurisdiction the bridge is under the joint jurisdiction of both municipalities;

AND WHEREAS Section 29.1 (1) & (2) of the Municipal Act, S.O. 2001, Chapter 25, and amendments thereto, provides that where agreements are entered into to maintain highways outside local jurisdictions each municipality is liable for any damages that arise from failure to keep the highway in repair and the other municipality is relieved from all liability in respect of the repair of that part of the highway

AND WHEREAS it is deemed advisable to enter into an agreement with the Township of East Zorra-Tavistock with respect to Boundary Bridges and road maintenance exchanges outside local jurisdictions; the Township of Blandford-Blenheim with respect to a Boundary Roads and Bridges;

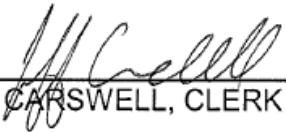
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF EAST ZORRA-TAVISTOCK ENACTS AS FOLLOWS:

1. That Schedule "A" attached hereto and forming part of this by-law, being a Boundary Road Agreement between the Township of East Zorra-Tavistock and Township of Blandford-Blenheim is hereby approved.
2. That the Mayor and Clerk are hereby authorized to sign, on behalf of the Township of East Zorra-Tavistock, the agreement, attached hereto as Schedule "A".

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 6<sup>th</sup> DAY  
OF JANUARY, 2009.

  
\_\_\_\_\_  
DON MCKAY, MAYOR

seal

  
\_\_\_\_\_  
JEFF CARSWELL, CLERK

**THIS AGREEMENT made this 6th day of January , 2010.**

**BETWEEN:**

**THE CORPORATION OF THE  
TOWNSHIP OF EAST ZORRA-TAVISTOCK**

**- and -**

**THE CORPORATION OF THE  
TOWNSHIP OF BLANDFORD-BLENHEIM**

WHEREAS the Corporation of the Township of East Zorra-Tavistock and the Corporation of the Township of Blandford-Blenheim maintain roads that change jurisdiction at the Thames river and not at an intersection and that in the best interest of both Municipalities a maintenance agreement be entered into for these short sections of road known as the 18th Line Road in the Township of Blandford-Blenheim and the 17<sup>th</sup> Line and Main Street in the Township of East Zorra-Tavistock

AND WHEREAS it is deemed necessary for a Boundary Bridges and Roads Agreement on the said roads;

NOW THEREFORE this Agreement witnesseth that in consideration of the mutual covenants herein contained the Parties hereto agree as follows:

**1. General Road Maintenance**

- 1.1 The roads listed herein shall be provided maintenance in accordance with the Ontario Minimum Maintenance Standards:
- a) The Township of East Zorra-Tavistock shall provide all maintenance on the 18th Line Road from the boundary bridge over the Thames River (in Lot 8, Concession 8, former Blandford), Northerly to the Southern edge of Township Road 9 in the Township of Blandford-Blenheim.
  - b) The Township of Blandford-Blenheim shall provide all maintenance on the 17th Line from the boundary bridge over the Thames River (in Lot 16, Concession XVII, former East Zorra) Southerly to the Northern edge of the Braemar Sideroad in the Township of East Zorra-Tavistock.
  - c) The Township of Blandford-Blenheim shall provide winter maintenance only on Main Street, Innerkip, from the boundary bridge over the Thames River (in Lot 8, Concession 6, former Blandford) to the intersection of George Street, Innerkip.

**2. Bridge Maintenance**

- a) The Township of East Zorra-Tavistock will provide all maintenance for the following bridges over the Thames River:
  - Bridge on the 18<sup>th</sup> Line (in Lot 15); and
  - Bridge on the Braemar Sideroad (in Concession 17).
- b) The Township of Blandford Blenheim will provide all maintenance for the following bridges over the Thames River:
  - Bridge on the 17<sup>th</sup> Line Road (in Concession 9); and
  - Bridge on Township Road 6 (in Lot 8).
- c) The Township with responsibility for maintenance of the particular bridge structure will include the bridge in its Bridge Appraisal inventory and conduct the bi-annual Municipal Structure Inspection and will share such information with the other party.

**3. Major Reconstruction**

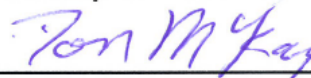
- a) All major reconstruction for bridges requiring design criteria will be shared on a 50% basis by each municipality.
- b) All third party invoicing incurred on the bridges and roads described herein, except costs associated with Section 2. c), shall be shared on a 50% basis by each municipality.
- c) All capital work required on the said road sections will be the responsibility of the Municipality where ownership lies.

**4. Termination/Amendment**

- a) This Agreement shall come into force on approval and shall continue in force annually until either of the Parties gives six (6) months notice in writing of their desire to cancel or amend the Agreement.

**IN WITNESS WHEREOF** The Corporation of the Township of East Zorra-Tavistock has caused its corporate seal to be affixed hereto under the hands of its proper authorized officers duly appointed in that behalf this **6th** day of **January**, **2010**.

**The Corporation of the  
Township of East Zorra-Tavistock**



\_\_\_\_\_  
Don McKay, Mayor

(SEAL)



\_\_\_\_\_  
Jeff Carswell, Clerk

**IN WITNESS WHEREOF** The Corporation of the Township of Blandford-Blenheim has caused its corporate seal to be affixed hereto under the hands of its proper authorized officers duly appointed in that behalf this **6th** day of **January**, **2010**.

**The Corporation of the  
Township of Blandford-Blenheim**



\_\_\_\_\_  
Kenn R. Howling, Mayor

(SEAL)



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Keith Reibling, Clerk